

1 prepare for, and respond to coronavirus, domestically or  
2 internationally, shall include amounts to reimburse costs  
3 for these purposes incurred between January 20, 2020,  
4 and the date of issuance of such grants or agreements.

5 BUREAU OF PRISONS

6 SEC. 12003. (a) DEFINITIONS.—In this section—

7 (1) the term “Bureau” means the Bureau of  
8 Prisons;

9 (2) the term “covered emergency period” means  
10 the period beginning on the date on which the Presi-  
11 dent declared a national emergency under the Na-  
12 tional Emergencies Act (50 U.S.C. 1601 et seq.)  
13 with respect to the Coronavirus Disease 2019  
14 (COVID–19) and ending on the date that is 30 days  
15 after the date on which the national emergency dec-  
16 laration terminates; and

17 (3) the term “Secretary” means the Secretary  
18 of Health and Human Services.

19 (b) SUPPLY OF PERSONAL PROTECTIVE EQUIPMENT  
20 AND TEST KITS TO BUREAU OF PRISONS; HOME CON-  
21 FINEMENT AUTHORITY.—

22 (1) PERSONAL PROTECTIVE EQUIPMENT AND  
23 TEST KITS.—

24 (A) FINDINGS.—Congress finds the fol-  
25 lowing:

1 (i) There is an urgent need for per-  
2 sonal protective equipment and test kits to  
3 the Bureau based on the density of the in-  
4 mate population, the high traffic, the high  
5 volume of inmates, the high rate of turn-  
6 over of inmates and personnel, and the  
7 number of high-security areas, within the  
8 facilities of the Bureau.

9 (ii) The inability of the Bureau to se-  
10 cure the purchase of infectious disease per-  
11 sonal protective equipment and related  
12 supplies now and in the future is a vulner-  
13 ability.

14 (iii) The Bureau is currently com-  
15 peting in and engaging the same landscape  
16 of vendors as all other Federal agencies  
17 and private entities.

18 (iv) The ability of the Bureau to pur-  
19 chase needed equipment and supplies is  
20 currently subject to an individual manufac-  
21 turer's specific recognition of the Bureau  
22 as a priority and subsequent allocation of  
23 the inventory of the manufacturer to the  
24 Bureau.

1                   (B) CONSIDERATION.—The Secretary shall  
2                   appropriately consider, relative to other prior-  
3                   ities of the Department of Health and Human  
4                   Services for high-risk and high-need popu-  
5                   lations, the distribution of infectious disease  
6                   personal protective equipment and COVID–19  
7                   test kits to the Bureau for use by inmates and  
8                   personnel of the Bureau.

9                   (2) HOME CONFINEMENT AUTHORITY.—During  
10                  the covered emergency period, if the Attorney Gen-  
11                  eral finds that emergency conditions will materially  
12                  affect the functioning of the Bureau, the Director of  
13                  the Bureau may lengthen the maximum amount of  
14                  time for which the Director is authorized to place a  
15                  prisoner in home confinement under the first sen-  
16                  tence of section 3624(c)(2) of title 18, United States  
17                  Code, as the Director determines appropriate.

18                  (c) VIDEO VISITATION.—

19                  (1) IN GENERAL.—During the covered emer-  
20                  gency period, if the Attorney General finds that  
21                  emergency conditions will materially affect the func-  
22                  tioning of the Bureau, the Director of the Bureau  
23                  shall promulgate rules regarding the ability of in-  
24                  mates to conduct visitation through video teleconfer-

1           encing and telephonically, free of charge to inmates,  
2           during the covered emergency period.

3                   (2) EXEMPTION FROM NOTICE-AND-COMMENT  
4           RULEMAKING REQUIREMENTS.—Section 553 of title  
5           5, United States Code, shall not apply to the pro-  
6           mulgation of rules under paragraph (1) of this sub-  
7           section.

8           (d) EMERGENCY REQUIREMENT.—The amount pro-  
9           vided by this section is designated by the Congress as  
10          being for an emergency requirement pursuant to section  
11          251(b)(2)(A)(i) of the Balanced Budget and Emergency  
12          Deficit Control Act of 1985.

13          TEMPORARY AUTHORITY OF DIRECTOR OF THE USPTO  
14                   DURING THE COVID–19 EMERGENCY.

15          SEC. 12004. (a) IN GENERAL.—During the emer-  
16          gency period described in subsection (e), the Director may  
17          toll, waive, adjust, or modify, any timing deadline estab-  
18          lished by title 35, United States Code, the Trademark Act,  
19          section 18 of the Leahy-Smith America Invents Act (35  
20          U.S.C. 321 note), or regulations promulgated thereunder,  
21          in effect during such period, if the Director determines  
22          that the emergency related to such period—

23                   (1) materially affects the functioning of the  
24          Patent and Trademark Office;