

Union Calendar No. 486

116TH CONGRESS
2^D SESSION

H. R. 8121

[Report No. 116-588]

To require the Consumer Product Safety Commission to study the effect of the COVID-19 pandemic on injuries and deaths associated with consumer products, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 28, 2020

Mr. CÁRDENAS (for himself and Mr. RODNEY DAVIS of Illinois) introduced the following bill; which was referred to the Committee on Energy and Commerce

NOVEMBER 16, 2020

Additional sponsors: Ms. CASTOR of Florida and Mr. UPTON

NOVEMBER 16, 2020

Reported with amendments; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on August 28, 2020]

A BILL

To require the Consumer Product Safety Commission to study the effect of the COVID–19 pandemic on injuries and deaths associated with consumer products, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the*
 5 *“Pandemic Effects on Home Safety and Tourism Act”.*

6 (b) *TABLE OF CONTENTS.*—*The table of contents for*
 7 *this Act is as follows:*

Sec. 1. Short title; table of contents.

TITLE I—COVID-19 HOME SAFETY

Sec. 101. Short title.

Sec. 102. Study and report on the effect of the COVID–19 public health emer-
gency on injuries and deaths from consumer products.

TITLE II—PROTECTING TOURISM IN THE UNITED STATES

Sec. 201. Short title.

Sec. 202. Study and report on effects of COVID–19 pandemic on travel and tour-
ism industry in United States.

8 **TITLE I—COVID-19 HOME SAFETY**

9 **SEC. 101. SHORT TITLE.**

10 *This title may be cited as the “COVID–19 Home Safe-*
 11 *ty Act”.*

12 **SEC. 102. STUDY AND REPORT ON THE EFFECT OF THE**
 13 **COVID–19 PUBLIC HEALTH EMERGENCY ON**
 14 **INJURIES AND DEATHS FROM CONSUMER**
 15 **PRODUCTS.**

16 (a) *COVID-19 REPORT REQUIRED.*—*Not later than 3*
 17 *months after the date of enactment of this section and every*
 18 *3 months thereafter for the duration of the COVID–19 pub-*
 19 *lic health emergency, the Consumer Product Safety Com-*
 20 *mission shall submit to the Committee on Energy and Com-*

1 *merce of the House of Representatives and the Committee*
2 *on Commerce, Science, and Transportation of the Senate,*
3 *and make publicly available, a report on the effect of the*
4 *COVID–19 public health emergency on injuries and deaths*
5 *from consumer products.*

6 (b) *CONTENTS OF REPORT.*—*The report shall include*
7 *the following:*

8 (1) *Relevant data and statistics from—*

9 (A) *the data sources of the Commission;*

10 (B) *other appropriate agencies;*

11 (C) *media reports;*

12 (D) *poison control centers, to the extent*
13 *practical; and*

14 (E) *any other relevant data sources.*

15 (2) *An identification of trends in injuries and*
16 *deaths from consumer products, comparing data from*
17 *representative time periods before and during the*
18 *COVID–19 public health emergency.*

19 (3) *An identification of subpopulations that have*
20 *experienced elevated risk of injury or death from con-*
21 *sumer products during the COVID–19 public health*
22 *emergency, such as minorities, infants, people with*
23 *disabilities, children, or the elderly.*

24 (4) *An identification of where most injuries or*
25 *deaths from consumer products during the COVID–19*

1 *public health emergency are taking place, such as the*
2 *type of building or outdoor environment.*

3 *(5) A specification about whether consumer prod-*
4 *ucts associated with a substantial number of injuries*
5 *or deaths during the COVID–19 public health emer-*
6 *gency are—*

7 *(A) under recall;*

8 *(B) subject to a voluntary consumer product*
9 *safety standard; or*

10 *(C) subject to a mandatory consumer prod-*
11 *uct safety standard.*

12 *(6) An identification of emerging consumer*
13 *products that are posing new risks to consumers.*

14 *(c) COVID–19 PUBLIC HEALTH EMERGENCY DE-*
15 *FINED.—The term “COVID–19 public health emergency”*
16 *means a public health emergency declared pursuant to sec-*
17 *tion 319 of the Public Health Service Act (42 U.S.C. 247d)*
18 *as a result of confirmed cases of 2019 novel coronavirus*
19 *(COVID–19), including any renewal thereof.*

20 **TITLE II—PROTECTING TOURISM**
21 **IN THE UNITED STATES**

22 **SEC. 201. SHORT TITLE.**

23 *This title may be cited as the “Protecting Tourism in*
24 *the United States Act”.*

1 **SEC. 202. STUDY AND REPORT ON EFFECTS OF COVID-19**
 2 **PANDEMIC ON TRAVEL AND TOURISM INDUS-**
 3 **TRY IN UNITED STATES.**

4 (a) *IN GENERAL.*—Not later than 1 year after the date
 5 of enactment of this Act, the Secretary, in consultation with
 6 the United States Travel and Tourism Advisory Board and
 7 the head of any other Federal agency the Secretary con-
 8 siders appropriate, shall complete a study on the effects of
 9 the COVID-19 pandemic on the travel and tourism indus-
 10 try, including various segments of the travel and tourism
 11 industry, such as domestic, international, leisure, business,
 12 conventions, meetings, and events.

13 (b) *MATTERS FOR CONSIDERATION.*—In conducting
 14 the study required by subsection (a) and the interim study
 15 required by subsection (e)(1), the Secretary shall consider—

16 (1) *changes in employment rates in the travel*
 17 *and tourism industry during the pandemic period;*

18 (2) *changes in revenues of businesses in the trav-*
 19 *el and tourism industry during the pandemic period;*

20 (3) *changes in employment and sales in indus-*
 21 *tries related to the travel and tourism industry, and*
 22 *changes in contributions of the travel and tourism in-*
 23 *dustry to such related industries, during the pan-*
 24 *demic period;*

25 (4) *the effects attributable to the changes de-*
 26 *scribed in paragraphs (1) through (3) in the travel*

1 *and tourism industry and such related industries on*
2 *the overall economy of the United States during the*
3 *pandemic period and the projected effects of such*
4 *changes on the overall economy of the United States*
5 *following the pandemic period; and*

6 *(5) any additional matters the Secretary con-*
7 *siders appropriate.*

8 *(c) CONSULTATION AND PUBLIC COMMENT.—In con-*
9 *ducting the study required by subsection (a), the Secretary*
10 *shall—*

11 *(1) consult with representatives of—*

12 *(A) the small business sector;*

13 *(B) the restaurant or food service sector;*

14 *(C) the hotel and alternative accommoda-*
15 *tions sector;*

16 *(D) the attractions or recreations sector;*

17 *(E) the travel distribution services sector;*

18 *(F) destination marketing organizations;*

19 *(G) State tourism offices; and*

20 *(H) the passenger air, railroad, and rental*
21 *car sectors; and*

22 *(2) provide an opportunity for public comment*
23 *and advice relevant to conducting the study.*

24 *(d) REPORT TO CONGRESS.—Not later than 6 months*
25 *after the date on which the study required by subsection*

1 (a) is completed, the Secretary, in consultation with the
2 United States Travel and Tourism Advisory Board and the
3 head of any other Federal agency the Secretary considers
4 appropriate, shall submit to the Committee on Energy and
5 Commerce of the House of Representatives and the Com-
6 mittee on Commerce, Science, and Transportation of the
7 Senate, and make publicly available on the website of the
8 Department of Commerce, a report that contains—

9 (1) the results of such study; and

10 (2) policy recommendations for promoting and
11 assisting the travel and tourism industry.

12 (e) *INTERIM STUDY AND REPORT.*—Not later than 3
13 months after the date of enactment of this Act, the Sec-
14 retary, after consultation with relevant stakeholders, includ-
15 ing the United States Travel and Tourism Advisory Board,
16 shall—

17 (1) complete an interim study, which shall be
18 based on data available at the time when the study
19 is conducted and provide a framework for the study
20 required by subsection (a), on the effects of the
21 COVID–19 pandemic (as of such time) on the travel
22 and tourism industry, including various segments of
23 the travel and tourism industry, such as domestic,
24 international, leisure, business, conventions, meetings,
25 and events; and

1 (2) *submit to the Committee on Energy and*
2 *Commerce of the House of Representatives and the*
3 *Committee on Commerce, Science, and Transpor-*
4 *tation of the Senate, and make publicly available on*
5 *the website of the Department of Commerce, an in-*
6 *terim report that contains the results of the interim*
7 *study required by paragraph (1).*

8 (f) *DEFINITIONS.—In this section—*

9 (1) *the term “pandemic period” has the meaning*
10 *given the term “emergency period” in section*
11 *1135(g)(1)(B) of the Social Security Act (42 U.S.C.*
12 *1320b–5(g)(1)(B)), excluding any portion of such pe-*
13 *riod after the date that is 1 year after the date of the*
14 *enactment of this Act;*

15 (2) *the term “Secretary” means the Secretary of*
16 *Commerce; and*

17 (3) *the term “travel and tourism industry”*
18 *means the travel and tourism industry in the United*
19 *States.*

Amend the title so as to read: “A bill to require the Consumer Product Safety Commission to study the effect of the COVID–19 pandemic on injuries and deaths associated with consumer products and to direct the Secretary of Commerce to study and report on the effects of the COVID–19 pandemic on the travel and tourism industry in the United States.”.

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