

Calendar No. 460

116TH CONGRESS
2D SESSION

H. R. 4739

[Report No. 116–229]

IN THE SENATE OF THE UNITED STATES

DECEMBER 10, 2019

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

JUNE 1, 2020

Reported by Mr. JOHNSON, with an amendment

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

AN ACT

To amend the Homeland Security Act of 2002 to protect
U.S. Customs and Border Protection officers, agents,
other personnel, and canines against potential synthetic
opioid exposure, 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.**

4 This Act may be cited as the “Synthetic Opioid Expo-
5 sure Prevention and Training Act”.

1 **SEC. 2. PROTECTION AGAINST POTENTIAL SYNTHETIC**
 2 **OPIOID EXPOSURE WITHIN U.S. CUSTOMS**
 3 **AND BORDER PROTECTION.**

4 (a) IN GENERAL.—Subtitle B of title IV of the
 5 Homeland Security Act of 2002 (6 U.S.C. 211 et seq.)
 6 is amended by inserting after section 415 the following
 7 new section:

8 **“SEC. 416. PROTECTION AGAINST POTENTIAL SYNTHETIC**
 9 **OPIOID EXPOSURE.**

10 “(a) IN GENERAL.—The Commissioner of U.S. Cus-
 11 toms and Border Protection shall issue a policy that speci-
 12 fies effective protocols and procedures for the safe han-
 13 dling of potential synthetic opioids, including fentanyl, by
 14 U.S. Customs and Border Protection officers, agents,
 15 other personnel, and canines, and to reduce the risk of
 16 injury or death resulting from accidental exposure and en-
 17 hance post-exposure management.

18 “(b) TRAINING.—

19 “(1) IN GENERAL.—Together with the issuance
 20 of the policy described in subsection (a), the Com-
 21 missioner of U.S. Customs and Border Protection
 22 shall require mandatory and recurrent training on
 23 the following:

24 “(A) The potential risk of opioid exposure
 25 and safe handling procedures for potential syn-
 26 thetic opioids, including precautionary measures

1 such as the use of personal protective equip-
2 ment during such handling.

3 ~~“(B) How to access and administer opioid~~
4 ~~receptor antagonists, including naloxone, post-~~
5 ~~exposure to potential synthetic opioids.~~

6 ~~“(2) INTEGRATION.—The training described in~~
7 ~~paragraph (1) may be integrated into existing train-~~
8 ~~ing under section 411(l) for U.S. Customs and Bor-~~
9 ~~der Protection officers, agents, and other personnel.~~

10 ~~“(c) PERSONAL PROTECTIVE EQUIPMENT AND~~
11 ~~OPIOID RECEPTOR ANTAGONISTS.—Together with the~~
12 ~~issuance of the policy described in subsection (a), the~~
13 ~~Commissioner of U.S. Customs and Border Protection~~
14 ~~shall ensure the availability of personal protective equip-~~
15 ~~ment and opioid receptor antagonists, including naloxone,~~
16 ~~to all U.S. Customs and Border Protection officers,~~
17 ~~agents, other personnel, and canines at risk of accidental~~
18 ~~exposure to synthetic opioids.~~

19 ~~“(d) OVERSIGHT.—To ensure effectiveness of the pol-~~
20 ~~icy described in subsection (a)—~~

21 ~~“(1) the Commissioner of U.S. Customs and~~
22 ~~Border Protection shall regularly monitor the effi-~~
23 ~~cacy of the implementation of such policy and adjust~~
24 ~~protocols and procedures, as necessary; and~~

1 “(2) the Inspector General of the Department
 2 shall audit compliance with the requirements of this
 3 section not less than once each year for the 5 years
 4 after the date of the enactment of this section.”.

5 (b) CLERICAL AMENDMENT.—The table of contents
 6 in section 1(b) of the Homeland Security Act of 2002 is
 7 amended by inserting after the item relating to section
 8 415 the following new item:

“Sec. 416. Protection against potential synthetic opioid exposure.”.

9 **SECTION 1. SHORT TITLE.**

10 *This Act may be cited as the “Synthetic Opioid Expo-*
 11 *sure Prevention and Training Act”.*

12 **SEC. 2. PROTECTION AGAINST POTENTIAL SYNTHETIC**
 13 **OPIOID EXPOSURE WITHIN U.S. CUSTOMS**
 14 **AND BORDER PROTECTION.**

15 (a) IN GENERAL.—Subtitle B of title IV of the Home-
 16 land Security Act of 2002 (6 U.S.C. 211 et seq.) is amended
 17 by inserting after section 415 the following new section:

18 **“SEC. 416. PROTECTION AGAINST POTENTIAL SYNTHETIC**
 19 **OPIOID EXPOSURE.**

20 “(a) IN GENERAL.—The Commissioner of U.S. Cus-
 21 toms and Border Protection shall issue a policy that speci-
 22 fies effective protocols and procedures for the safe handling
 23 of potential synthetic opioids, including fentanyl, by U.S.
 24 Customs and Border Protection officers, agents, other per-
 25 sonnel, and canines, and to reduce the risk of injury or

1 *death resulting from accidental exposure and enhance post-*
2 *exposure management.*

3 “(b) *TRAINING.*—

4 “(1) *IN GENERAL.*—*Together with the issuance of*
5 *the policy described in subsection (a), the Commis-*
6 *sioner of U.S. Customs and Border Protection shall*
7 *require mandatory and recurrent training on the fol-*
8 *lowing:*

9 “(A) *The potential risk of opioid exposure*
10 *and safe handling procedures for potential syn-*
11 *thetic opioids, including precautionary measures*
12 *such as the use of personal protective equipment*
13 *during such handling.*

14 “(B) *How to access and administer opioid*
15 *receptor antagonists, including naloxone, post-ex-*
16 *posure to potential synthetic opioids.*

17 “(2) *INTEGRATION.*—*The training described in*
18 *paragraph (1) may be integrated into existing train-*
19 *ing under section 411(l) for U.S. Customs and Border*
20 *Protection officers, agents, and other personnel.*

21 “(c) *PERSONAL PROTECTIVE EQUIPMENT AND OPIOID*
22 *RECEPTOR ANTAGONISTS.*—*Together with the issuance of*
23 *the policy described in subsection (a), the Commissioner of*
24 *U.S. Customs and Border Protection shall ensure the avail-*
25 *ability of personal protective equipment and opioid receptor*

1 *antagonists, including naloxone, to all U.S. Customs and*
 2 *Border Protection officers, agents, other personnel, and ca-*
 3 *nines at risk of accidental exposure to synthetic opioids.*

4 “(d) *OVERSIGHT.*—*To ensure effectiveness of the policy*
 5 *described in subsection (a)—*

6 “(1) *the Commissioner of U.S. Customs and Bor-*
 7 *der Protection shall regularly monitor the efficacy of*
 8 *the implementation of such policy and adjust proto-*
 9 *cols and procedures, as necessary; and*

10 “(2) *the Inspector General of the Department*
 11 *shall audit compliance with the requirements of this*
 12 *section not less than once during the 3-year period*
 13 *after the date of the enactment of this section.”.*

14 (b) *CLERICAL AMENDMENT.*—*The table of contents in*
 15 *section 1(b) of the Homeland Security Act of 2002 is*
 16 *amended by inserting after the item relating to section 415*
 17 *the following new item:*

“*Sec. 416. Protection against potential synthetic opioid exposure.*”.

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