

116TH CONGRESS 2D SESSION

H. R. 6808

To provide for the establishment of a Health Force and a Resilience Force to respond to public health emergencies and meet public health needs.

IN THE HOUSE OF REPRESENTATIVES

May 12, 2020

Mr. Crow (for himself, Mr. Panetta, Ms. Underwood, Ms. Sewell of Alabama, Mr. Suozzi, Mrs. Hayes, Mr. Schneider, Ms. Norton, Mr. Meeks, Mr. Cox of California, Ms. Degette, Mr. Bishop of Georgia, Mr. Cisneros, Mr. Hastings, Mr. Huffman, Mr. Phillips, Ms. Houlahan, and Ms. Judy Chu of California) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Transportation and Infrastructure, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for the establishment of a Health Force and a Resilience Force to respond to public health emergencies and meet public health needs.

- 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 "Health Force and Re-
- 5 silience Force Act of 2020".

SEC. 2. HEALTH FORCE.

- 2 (a) Purpose.—It is the purpose of the Health Force
- 3 established under this section to recruit, train, and employ
- 4 Americans to respond to the COVID-19 pandemic in their
- 5 communities, provide capacity for ongoing and future pub-
- 6 lie health care needs, and build skills for new workers to
- 7 enter the public health and health care workforce.
- 8 (b) Establishment.—The Centers for Disease Con-
- 9 trol and Prevention through its State, local, territorial,
- 10 and tribal partners, shall establish a Health Force (re-
- 11 ferred to in this section as the "Force") composed of com-
- 12 munity members dedicated to responding to public health
- 13 emergencies as declared by the Secretary of Health and
- 14 Human Services under section 319 of the Public Health
- 15 Service Act, including the COVID-19 emergency, and pro-
- 16 viding increased capacity to address ongoing and future
- 17 public health needs.
- 18 (c) Organization and Administration.—The
- 19 Centers for Disease Control and Prevention shall—
- 20 (1) award grants, contracts, or enter into coop-
- erative agreements for the recruitment, hiring, man-
- aging, administration, and organization of the Force
- 23 to States, localities, territories, Indian Tribes, Tribal
- organizations, urban Indian health organizations, or
- 25 health service providers to Tribes; and

(2) provide assistance for expenses incurred by States, localities, territories, Indian Tribes, Tribal organizations, urban Indian health organizations, or health service providers to Tribes prior to the awarding of a grant, contract, or cooperative agreement under subparagraph (A) to facilitate the implementation of the Force, including assistance for planning and recruitment activities, as provided for in section 424 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5189b).

(d) Service.—

(1) MINIMUM REQUIREMENTS.—

(A) IN GENERAL.—The Force shall be composed of eligible members selected pursuant to guidelines developed by the Director in consultation with States, localities, territories, Indian Tribes, Tribal organizations, urban Indian health organizations, or health service providers to Tribes funded entities. At a minimum such guidelines shall ensure that a member of the Force—

- (i) is at least 18 years of age; and
- (ii) has a high school diploma or equivalent or has successfully completed an employment literacy test.

1	(B) Other eligible individuals.—
2	(i) CITIZENSHIP OR IMMIGRATION
3	STATUS.—An individual who is authorized
4	to work in the United States, including an
5	individual with Deferred Action for Child-
6	hood Arrivals (DACA) or Temporary Pro-
7	tected Status (TPS) under section 244 of
8	the Immigration and Nationality Act (8
9	U.S.C. 1254a), shall not be disqualified for
10	appointment under this section as a mem-
11	ber of the Force because of citizenship or
12	immigration status.
13	(ii) Bankruptcy.—An individual
14	shall not be disqualified for appointment
15	under this section as a member of the
16	Force because of the bankruptcy or poor
17	credit rating of such individual determined
18	to be the result of the coronavirus public
19	health emergency.
20	(2) Recruitment.—
21	(A) IN GENERAL.—The guidelines devel-
22	oped under paragraph (1) shall provide for
23	Force recruitment information to be distributed
24	at the national level through all available chan-

nels and partnerships as practicable. Such

guidelines shall also, as practicable, work with the Corporation for National and Community Service to make graduating high school seniors aware of Force employment opportunities while in their senior year, and every 2 years thereafter, unless they opt out of receiving notifications or have joined the Force. As practicable, Federal and State Departments of Labor shall share information about Force opportunities with those individuals applying for or receiving unemployment benefits.

(B) RECRUITMENT BY STATE, LOCALITY, TERRITORY, INDIAN TRIBES, TRIBAL ORGANIZATIONS, URBAN INDIAN HEALTH ORGANIZATIONS, OR HEALTH SERVICE PROVIDERS TO TRIBES FUNDED ENTITIES.—With respect to the employment of Force members in States, localities, territories, Indian Tribes, Tribal organizations, urban Indian health organizations, or health service providers to Tribes funded entities, such areas and entities shall support extensive recruitment efforts for Force personnel, including efforts to recruit Force members among focal communities as described in sub-

section (g), as well as low-income, minority, and historically marginalized populations.

(3) PREFERENCE.—Preference in the hiring of Force members shall be given to individuals who are veterans, unemployed or underemployed, recently furloughed community-based nonprofit, public health or health care professionals, or from focal communities as described in subsection (g).

(4) Training.—

- (A) Contact tracing training.—The Director shall continue to provide Contact Tracing Guidance and Resources, including contact tracing training plan(s) to address training requirements for Force members to successfully conduct contact tracing activities under subsection (e)(1). States, localities, territories, Indian Tribes, Tribal organizations, urban Indian health organizations, or health service providers to Tribes funded entities shall determine which Force recruits will be provided with contact tracing training to meet State, locality, territory, and Tribal public health needs.
- (B) ADDITIONAL TRAINING.—Not later than 90 days after the date of enactment of this Act, the Director shall identify and, as nec-

essary, develop additional evidence-informed training resource packages to provide Force members the knowledge and skills necessary to conduct the full complement of activities described in subsections (e) and (f). States, localities, territories, Indian Tribes, Tribal organizations, urban Indian health organizations, or health service providers to Tribes shall determine which Force members will be provided with additional training to meet State, locality, territory, and Tribal public health needs.

- (C) Specialized training.—In organizing the Force under this section, the Director may elect to establish divisions of Force members who receive specialized comprehensive training, including divisions of Force members who have met State licensure requirements, have prior relevant experience, or have supervisory skills or demonstrated aptitude.
- (D) Training requirements.—The training programs under this subparagraph shall—
 - (i) be adaptable by State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health

1	service providers to Tribes funded entities
2	to meet local needs;
3	(ii) be implemented as quickly as pos-
4	sible by either or both of the Centers for
5	Disease Control and Prevention and fund-
6	ed entities, based on local needs and abili-
7	ties;
8	(iii) be distance-based eLearning that
9	can be accessed electronically, including by
10	using a smartphone, with the goal of lim-
11	iting opportunities for disease transmission
12	while maximizing knowledge and skills ac-
13	quisition and retention among Force train-
14	ees;
15	(iv) include refresher training at reg-
16	ular and frequent intervals as determined
17	appropriate by the Director and/or funded
18	entities;
19	(v) incorporate training components
20	on personal safety, including staying safe
21	around animals in the context of home vis-
22	its, use of personal protective equipment,
23	and health privacy and ethics; and
24	(vi) leverage existing training and cer-
25	tification programs approved by States,

1	territories, tribal nations, and community
2	health worker certifying bodies.
3	(E) Miscellaneous.—Where determined
4	necessary, the Director may—
5	(i) recommend training under this
6	subparagraph that includes face-to-face
7	interaction;
8	(ii) collaborate with, including
9	through grants or cooperative agreements,
10	public universities, including nursing, med-
11	ical, and veterinary schools, community
12	colleges, or other career and technical edu-
13	cation institutes, community health cen-
14	ters, community health worker and com-
15	munity health representative training and
16	certification programs, and other commu-
17	nity-based organizations, Federally recog-
18	nized Minority Serving Institutions, as well
19	as public health associations and State and
20	local health departments, to develop and
21	implement training under this subpara-
22	graph, particularly for skills that typically
23	have licensure requirements; and
24	(iii) develop training and communica-
25	tions materials in multiple languages.

- (F) Timing.—The training provided under subparagraph (A) shall be designed to be completed by Force members within 14 days of the start of such training. The training programs under subparagraph (B) shall be made available where necessary to ensure that Force members are fully trained as soon as possible after commencing such training.
 - (G) Payment during training.—Individuals shall be paid for each hour spent in training including refresher training.

(5) Salary and Benefits.—

(A) In General.—Members of the Force shall be paid directly by State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes funded entities and subpartners using funds provided by the Centers for Disease Control and Prevention under grants, contracts, or cooperative agreements under this section. All Force positions shall be salaried with health and retirement benefits, including paid family leave. Payment of salaries and benefits shall be in accordance with prevailing wages.

- 1 (B) OVERTIME PAY.—The entire amount
 2 of overtime costs, including payments related to
 3 backfilling personnel, that are the direct result
 4 of time spent on the design, development and
 5 conduct of Force activities are allowable expenses under this section.
 - (6) Placement.—To the extent feasible, as determined by State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes funded entities, members of the Force shall be recruited from and serve in their home communities. Force members may be physically co-located with local public health, health care, and community-based organizations, including community health centers, as determined appropriate by funded entities.
 - (7) Supervisory structures.—Members of the Force shall receive ongoing supportive supervision from staff members of State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes funded entities or their sub-partners, as described in paragraph (9), in accordance with the evidence-informed practices. Entities funded under this section may choose the most appropriate super-

may promote Force members into supervisory roles.
Such supervision may be also be provided by Disease
Intervention Specialists. Funded entities may use

visory structure to use based on local needs, and

- funds award under grants, contacts, or cooperative agreements under this section to pay for such super-
- 7 visory staff and structures.

- (8) Supplies and equipment,—Members of the Force and their supervisors shall receive all necessary supplies and equipment, including personal protective equipment, through State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes funded entities, which may use funds awarded under grants, contracts, or cooperative agreements under this section to pay for such supplies and equipment.
- (9) Subawards.—As authorized by the Centers for Disease Control and Prevention, State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes funded entities may make subawards to local partners, including community health centers and other community-based and non-profit organizations, in order to facilitate Force

- member recruitment, management, supervision, management, and retention as well as to facilitate Force integration into existing public health, health care, and community-based services.
 - (10) Service in Public Health EmerGency.—A State, locality, territory, Indian Tribe,
 Tribal organization, urban Indian health organization, or health service providers to Tribes receiving
 funding under a grant, contract, or cooperative
 agreement this section shall assign one or more
 Force members to respond to a public health emergency in the area served by such entity. Such Force
 members shall be under the supervision and management of the State, locality, territory, Indian Tribe,
 Tribal organization, urban Indian health organization, or health service providers to Tribes involved.
 - (11) Service Post Emergency.—A State, locality, territory, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes may retain Force members to continue to work in the area served by the entity after a public health emergency has ended in order to—
- 24 (A) prevent and respond to future public 25 health emergencies; and

- 1 (B) respond to ongoing and future public 2 health and health care needs.
- 3 (12) LIMITATION.—A Force member may not 4 be assigned for international deployment on behalf 5 of the Health Force.
- 6 (13) Funding.—All costs associated with the 7 service and functions of Force members under this 8 section, including salary and employment benefits as 9 well as associated direct and indirect costs, shall be 10 paid by the Federal Government through grants, 11 contracts, or cooperative agreements to States, local-12 ities, territories, Indian Tribes, Tribal organizations, 13 urban Indian health organizations, or health service 14 providers to Tribes.
- 15 (e) Activities To Respond to the COVID-19 Pandemic.—For the duration of the public health emer-16 17 gency declared by the Secretary of Health and Human 18 Services under section 319 of the Public Health Service 19 Act (42 U.S.C. 247d) on January 31, 2020, with respect 20 to COVID-19, the Force shall provide for the training and 21 employment of Force personnel to execute a testing, contact tracing, containment and mitigation strategy to combat the COVID-19 pandemic, these activities should align with State licensure requirements and evidence-informed practices, including national standards developed and

- 1 being developed by the National Committee on Quality As-
- 2 surance:
- 3 (1) Providing contact tracing, including the
- 4 identification of cases of COVID-19 and their con-
- 5 tacts in a culturally competent, multilingual manner.
- 6 (2) When available, supporting the administra-
- 7 tion of diagnostic, serologic, or other COVID-19
- 8 tests.
- 9 (3) Providing support that addresses social,
- economic, behavioral and preventive health needs for
- individuals affected by COVID-19, including those
- who are asked to voluntarily isolate or quarantine in
- their homes.
- 14 (f) ACTIVITIES POST-EMERGENCY.—After the public
- 15 health emergency declared by the Secretary of Health and
- 16 Human Services under section 319 of the Public Health
- 17 Service Act (42 U.S.C. 247d) on January 31, 2020, with
- 18 respect to COVID-19 concludes, the Force shall provide
- 19 for the training and employment of Force personnel to
- 20 prevent and respond to future public health emergencies
- 21 and respond to ongoing and future public health and
- 22 health care needs. Under this subsection, Force members
- 23 shall carry out or assist with activities described in sub-
- 24 section (e) as well as any of the following activities, where
- 25 aligned with State licensure requirements:

1	(1) Providing support services, including but
2	not limited to—
3	(A) sharing public health messages with
4	community members;
5	(B) helping community members address
6	social, economic, behavioral health, and preven-
7	tive health needs using evidence-informed mod-
8	els and in accordance with standards, including
9	national community health worker standards
10	being developed by the National Center for
11	Quality Assurance; and
12	(C) providing community-based informa-
13	tion to local and tribal health departments to
14	inform and improve health programming for
15	hard-to-reach communities.
16	(2) Other activities determined appropriate by
17	the Director.
18	(3) Other activities, including response to local-
19	ized public health emergencies, as determined appro-
20	priate by State, locality, territory, Indian Tribe
21	Tribal organization, urban Indian health organiza-
22	tion, or health service providers to Tribes funding
23	recipients and in accordance with grant and coopera-

tive agreement scope and stipulations.

1	(g) Focal Communities.—State, locality, terri-
2	torial, Indian Tribe, Tribal organization, urban Indian
3	health organization, or health service providers to Tribes
4	funded entities shall dedicate a substantial number of
5	Force members to addressing the needs of focal commu-
6	nities. To be designated as a focal community, a commu-
7	nity shall at a minimum—
8	(1) be in the bottom 50 percent of the United
9	States in terms of infant mortality, poverty, or other
10	measure, as recommended by the National Acad-
11	emies of Sciences, Engineering, and Medicine and
12	approved by the Director;
13	(2) be identified as a "most vulnerable" com-
14	munity according to the Centers for Disease Control
15	and Prevention's Social Vulnerability Index; or
16	(3) be designated as a Health Professional
17	Shortage Area, Medically Underserved Area, or
18	Medically Underserved Population.
19	(h) Coordination and Collaboration.—
20	(1) Facilitation.—
21	(A) In general.—The Director shall fa-
22	cilitate coordination and collaboration between
23	the Force and other national public health serv-
24	ice programs within and external to the Depart-
25	ment of Health and Human Services, including

the Public Health Service and Medical Reserve
 Corps.

(B) ADVISORY GROUP.—Not later than 6 months after the date of enactment of this Act, the Director shall convene a stakeholder advisory group comprised of the leadership: of other national health service programs, including but not limited to the Public Health Service Corps, Medical Response Corps, and FEMA CORE; other relevant Federal offices and agencies, including but not limited to the Department of Labor, Health Resources and Services Administration, Health and Human Services Office of the Assistant Secretary for Preparedness and Response, and Occupational Health and Safety Administration; and leaders representing State, locality, territorial, Indian Tribe, Tribal organization, urban Indian health organization, or health service providers to Tribes funded entities. Such advisory group shall meet on a yearly basis to provide guidance for the programmatic success and longevity of the Force.

(2) STATES, LOCALITIES, TERRITORIES, INDIAN TRIBES, TRIBAL ORGANIZATIONS, URBAN INDIAN

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1	HEALTH ORGANIZATIONS, OR HEALTH SERVICE PRO
2	VIDERS TO TRIBES COLLABORATION.—

- (A) IN GENERAL.—States, localities, territories, Indian Tribes, Tribal organizations, urban Indian health organizations, or health service providers to tribes shall ensure coordination and, as appropriate, collaboration between the Force and local public health, and health care, and community-based programs, to ensure complementarity and further strengthen the local public health response.
- (B) ADVISORY GROUP.—Not later than 3 months after the date of enactment of this Act, an entity that receives a grant, contract, or cooperative agreement under this section shall convene a stakeholder advisory group comprised of community leaders and other key stakeholders to meet on a regular, recurring basis to provide guidance for the programmatic success and longevity of the Force.
- (C) STATE COMPACTS.—In accordance with section 115 of the Housing and Community Development Act of 1974 (42 U.S.C. 5315), two or more States to enter into agreements or compacts, for cooperative effort and

mutual assistance in support of community development planning and programs carried out under this section as such programs pertain to interstate areas and to localities within such States, and to establish such agencies, joint or otherwise, as such States determine appropriate for making such agreements and compacts effective.

10 formance monitoring template for State, locality, terri11 torial, Indian Tribe, Tribal organization, urban Indian
12 health organization, or health service providers to Tribes
13 funded entities adaptation and use under this section.
14 Such template shall at a minimum require the reporting

(i) Monitoring.—The Director shall develop a per-

16 and the demographic characteristics of Force members.

of the number of Force members hired, the role hired into,

- 17 Such data shall be shared by entities receiving grants, con-
- 18 tracts, or cooperative agreements under this section to the
- 19 Centers for Disease Control and Prevention on a regular,
- 20 recurring basis. Such data shall be made publicly avail-
- 21 able.

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- (j) Learning and Adaptation.—The Director shall
- 23 develop a learning and evaluation component of the Force
- 24 to identify successful components of local activities con-
- 25 ducted under this section that may be replicated, to iden-

- 1 tify opportunities for continuing education and career ad-
- 2 vancement for Force members, and to evaluate the degree
- 3 to which the Force created a pathway to longer-term pub-
- 4 lic health and health care careers among Force members,
- 5 and to identify how the Force impacted the health knowl-
- 6 edge, behaviors, and outcomes of the community members
- 7 served. Results of this learning shall be made publicly
- 8 available.
- 9 (k) Reporting.—Not later than 180 days after the
- 10 end of each fiscal year, the Director shall submit to the
- 11 Congress a report which shall contain—
- 12 (1) a description of the progress made in ac-
- complishing the objectives of Force under this sec-
- 14 tion;
- 15 (2) a summary of the use of funds under this
- section during the preceding fiscal year;
- 17 (3) a list of each recipient of a grant, contract,
- or cooperative agreement under this section and the
- amount of such grant, contract, or cooperative
- agreement, as well as a brief summary of the
- 21 projects funded by each such recipient, the extent of
- financial participation by other public or private en-
- 23 tities, and the impact on employment and economic
- 24 activity of such projects during the previous fiscal
- 25 year; and

- 1 (4) a description of the activities carried out 2 under this section.
- 3 (l) AUTHORIZATION OF APPROPRIATIONS.—
- 4 (1) IN GENERAL.—There is authorized to be appropriated, and there is appropriated, to carry out this section, \$55,000,000,000 for each of fiscal years 2020 and 2021, such amounts to remain available until expended.
 - (2) EMERGENCY.—The amounts appropriated under paragraph (1) are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).
- 13 (3) DESIGNATION IN SENATE.—In the Senate, 14 this section is designated as an emergency require-15 ment pursuant to section 4112(a) of H. Con. Res. 16 71 (115th Congress), the concurrent resolution on 17 the budget for fiscal year 2018.
- 18 SEC. 3. RESILIENCE FORCE.

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- 19 (a) In General.—For the period of fiscal years
- 20 2020 through 2022, the Administrator of the Federal
- 21 Emergency Management Agency shall appoint, admin-
- 22 ister, and expedite the training of a 62,000 Cadre of On-
- 23 Call Response/Recovery Employees, under the Response
- 24 and Recover Directorate (referred to in this section as a
- 25 "CORE employee") under the Office of Response and Re-

- 1 covery, above the level of such employees in fiscal year
- 2 2019, to address the coronavirus public health emergency
- 3 and other disasters and public emergencies.
- 4 (b) Detail of CORE Employees.—A CORE em-
- 5 ployee may be detailed, through mutual agreement, to any
- 6 Federal agency that is a participating agency in the White
- 7 House Coronavirus Task Force, or to a State, local, or
- 8 Tribal government to fulfill an assignment for the Task
- 9 Force, including—
- 10 (1) providing logistical support for the supply
- chain of medical equipment and other goods involved
- in COVID-19 response efforts;
- 13 (2) supporting COVID-19 testing and surveil-
- lance activities;
- 15 (3) providing nutritional assistance to vulner-
- able populations; and
- 17 (4) carrying out other disaster preparedness
- and response functions for other emergencies and
- 19 natural disasters.
- 20 (c) REQUIREMENT.—As soon as practicable, the Ad-
- 21 ministrator of the Federal Emergency Management Agen-
- 22 cy shall make public job announcements to fill the CORE
- 23 employee positions authorized under subsection (a), which
- 24 shall prioritize hiring from among the following groups of
- 25 individuals:

- 1 (1) Unemployed veterans of the Armed Forces.
- 2 (2) Individuals who have become unemployed or
- 3 underemployed as a result of the coronavirus public
- 4 health emergency.
- 5 (3) AmeriCorps members, Peace Corps Volun-6 teers, or United States Fulbright Scholars who have 7 had their service terms ended as a result of the 8 coronavirus public health emergency.
- 9 (4) Recent graduates of public health, medical, 10 nursing, social work or related health-services pro-11 grams.
- 12 (5) Members of communities who have experi-13 enced a disproportionately high number of COVID– 14 19 cases.
- 15 (d) Hiring.—The Federal Emergency Management 16 Agency shall hire employees under this section, pursuant 17 to section 306 of the Robert T. Stafford Disaster Relief 18 and Emergency Assistance Act (42 U.S.C. 5149), and 19 make use of existing statutory authorities that permit re-20 gional offices and site managers to advertise for and hire 21 such employees.
- 22 (e) Training.—The Administrator of the Federal 23 Emergency Management Agency may make appropriate 24 adjustments to the standard training course curriculum 25 for employees under this section to include on-site

- 1 trainings at Federal Emergency Management Agency re-
- 2 gional offices, virtual trainings, or trainings conducted by
- 3 other Federal, State, local or Tribal agencies, including
- 4 training described in section 2(d)(4).
- 5 (f) Clarification.—For the purposes of employing
- 6 individuals under this section—
- 7 (1) no individual who is authorized to work in
- 8 the United States, including individuals with De-
- 9 ferred Action for Childhood Arrivals (DACA) or
- 10 Temporary Protected Status (TPS) under section
- 11 244 of the Immigration and Nationality Act (8
- 12 U.S.C. 1254a), shall be disqualified for appointment
- under this section because of citizenship or immigra-
- tion status; and
- 15 (2) no individual shall be disqualified for ap-
- pointment under this section because of bankruptcy
- or a poor credit rating determined to be the result
- of the Coronavirus public health emergency.
- 19 (g) AUTHORIZATION OF APPROPRIATIONS.—There
- 20 are authorized to be appropriated to the Administrator of
- 21 the Federal Emergency Management Agency,
- 22 \$6,500,000,000, for each of fiscal years 2020 through
- 23 2022, not less than \$1,500,000,000 of which shall be

- 1 made available each such fiscal year for the administrative
- $2\ \ {\rm costs}$ associated with carrying out this section.

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