

103RD CONGRESS
1ST SESSION

H. R. 2202

AMENDMENT

In the Senate of the United States,

November 2, 1993.

Resolved, That the bill from the House of Representatives (H.R. 2202) entitled “An Act to amend the Public Health Service Act to revise and extend the program of grants relating to preventive health measures with respect to breast and cervical cancer”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Early Detection and*
3 *Preventive Health Act of 1993”.*

4 ***TITLE I—TUBERCULOSIS***

5 ***SEC. 101. SHORT TITLE.***

6 *This title may be cited as the “Tuberculosis Prevention*
7 *and Control Amendments of 1993”.*

8 ***SEC. 102. FINDINGS.***

9 *Congress finds that—*

10 *(1) between 10,000,000 and 15,000,000 people in*
11 *the United States have been infected with tuberculosis,*
12 *nearly 26,000 new active cases are reported each year,*
13 *and over 1,700 tuberculosis-related deaths occur each*
14 *year;*

1 (2) the number of reported cases of tuberculosis
2 has risen from 22,201 in 1985 to 26,673 in 1992, rep-
3 resenting 51,000 more cases than those that would
4 have been expected since 1985;

5 (3) a recent national survey discovered that 14.4
6 percent of all active tuberculosis cases were resistant
7 to at least one drug;

8 (4) drug resistant tuberculosis strains can cost
9 more than \$150,000 to treat, and even then, between
10 40 and 60 percent of the patients receiving such treat-
11 ment die;

12 (5) in 1992, tuberculosis cases were reported to
13 the Centers for Disease Control and Prevention by all
14 50 States, and cases resistant to one or more tuber-
15 culosis drugs were reported in at least 36 States, the
16 District of Columbia and Puerto Rico;

17 (6) in 1992, 27 percent of the reported cases of
18 tuberculosis occurred in foreign born persons;

19 (7) one third of the world's population harbors
20 tuberculosis; and

21 (8) among infectious diseases tuberculosis is still
22 the number one killer in the world with an estimated
23 8,000,000 new cases each year and 2,900,000 deaths.

1 **SEC. 103. PROGRAMS OF CENTERS FOR DISEASE CONTROL**
2 **AND PREVENTION.**

3 (a) *PROVISION OF SERVICES FOR PREVENTION, CON-*
4 *TROL, AND ELIMINATION.*—Section 317(j)(2) of the Public
5 *Health Service Act (42 U.S.C. 247b(j)(2)) is amended—*

6 (1) *by inserting “(A)” after the paragraph des-*
7 *ignation;*

8 (2) *in the first sentence by striking “and” after*
9 *“1991,” and all that follows through “1995” and in-*
10 *serting the following: “, \$200,000,000 for fiscal year*
11 *1994, and such sums as may be necessary for each of*
12 *the fiscal years 1995 through 1997, of which not more*
13 *than \$50,000,000 may be made available in each such*
14 *fiscal year for grants under subparagraph (B)”;* and

15 (3) *by adding at the end thereof the following*
16 *new subparagraph:*

17 *“(B) With respect to amounts made available to carry*
18 *out this subparagraph, the Secretary, acting through the*
19 *Director of the Centers for Disease Control and Prevention,*
20 *may use such amounts to make emergency grants for the*
21 *prevention, control, and elimination of tuberculosis. The*
22 *Secretary may make such a grant only if the geographic*
23 *area in which activities under the grant are to be carried*
24 *out has, relative to other areas, a substantial incidence of*
25 *cases of tuberculosis or a substantial rate of increase in such*
26 *cases.”.*

1 (b) *STATE TUBERCULOSIS PLAN.*—Section 317(j) of
2 *the Public Health Service Act (42 U.S.C. 247b(j))* is amend-
3 *ed by adding at the end thereof the following new para-*
4 *graph:*

5 “(3)(A) *With respect to an application submitted by*
6 *a State for a grant under this section for the prevention,*
7 *control and elimination of tuberculosis, such application*
8 *shall contain a State plan that demonstrates that amounts*
9 *received under the grant will be expended in a manner that*
10 *ensures that tuberculosis services will be provided to those*
11 *at the highest risk of contracting tuberculosis, or in those*
12 *areas with the highest rates of tuberculosis infection.*

13 “(B) *Such plans shall demonstrate that the applicant*
14 *will work closely with and provide support to entities re-*
15 *ceiving funds under sections 329, 330, 340, 340A, or titles*
16 *V or XIX, and to correctional facilities, and nongovern-*
17 *mental organizations such as community-based organiza-*
18 *tions and describe how the State intends to carry out the*
19 *requirements of section 1924(a).*

20 “(C) *Such plans shall demonstrate that grant funds*
21 *will be used for directly observed therapy or other effective*
22 *interventions with respect to populations with the highest*
23 *rates of active infection with tuberculosis.*

24 “(D) *In developing the State plan, each State shall en-*
25 *sure that the entities described in subparagraph (B), the*

1 *single State agency for drug and alcohol services and any*
2 *other State agency that has responsibility for individuals*
3 *in need of tuberculosis services are consulted during the*
4 *planning process.”.*

5 (c) *RESEARCH, DEMONSTRATION PROJECTS, EDU-*
6 *CATION, AND TRAINING.—*

7 (1) *IN GENERAL.—Section 317(k)(2) of the Pub-*
8 *lic Health Service Act (42 U.S.C. 247b(k)(2)) is*
9 *amended—*

10 (A) *by redesignating subparagraphs (A)*
11 *through (D) as clauses (i) through (iv), respec-*
12 *tively;*

13 (B) *by inserting “(A)” after the paragraph*
14 *designation; and*

15 (C) *by adding at the end thereof the follow-*
16 *ing new subparagraphs:*

17 “(B) *In support of grants referred to in subparagraph*
18 *(A), the Secretary may conduct or support applied research*
19 *and training regarding the surveillance, diagnostic meth-*
20 *odologies, prevention, control, and treatment of tuberculosis,*
21 *including intramural projects and extramural projects.*

22 “(C) *For the purpose of carrying out subparagraphs*
23 *(A) and (B), there are authorized to be appropriated*
24 *\$26,000,000 for fiscal year 1994, and such sums as may*
25 *be necessary for each of the fiscal years 1995 through 1997.*

1 *The authorization of appropriations established in the pre-*
2 *ceding sentence is in addition to the authorization of appro-*
3 *priations established in subsection (j)(2) for carrying out*
4 *this paragraph.”.*

5 (2) *TECHNICAL AMENDMENT.—Section 317(j)(2)*
6 *of the Public Health Service Act (42 U.S.C.*
7 *247b(j)(2)) is amended by striking the last sentence.*

8 **SEC. 104. RESEARCH THROUGH NATIONAL INSTITUTE OF**
9 **ALLERGY AND INFECTIOUS DISEASES.**

10 (a) *CERTAIN DUTIES.—*

11 (1) *IN GENERAL.—Subpart 6 of part C of title*
12 *IV of the Public Health Service Act (42 U.S.C. 285f)*
13 *is amended by inserting after section 446 the follow-*
14 *ing section:*

15 “*RESEARCH AND RESEARCH TRAINING REGARDING*
16 *TUBERCULOSIS*

17 “*SEC. 447. In carrying out section 446, the Director*
18 *of the Institute shall conduct or support basic research and*
19 *research training regarding the cause, diagnosis, early de-*
20 *tection, prevention and treatment of tuberculosis.”.*

21 (2) *CONFORMING AMENDMENT.—Section 446 of*
22 *the Public Health Service Act (42 U.S.C. 285f) is*
23 *amended by inserting after “Diseases” the following:*
24 *“(hereafter in this subpart referred to as the ‘Insti-*
25 *tute’)”.*

1 (b) *AUTHORIZATION OF APPROPRIATIONS.*—Section
2 408(a) of the Public Health Service Act (42 U.S.C. 284c(a))
3 is amended by adding at the end the following new para-
4 graph:

5 “(3) For the purpose of carrying out section 447
6 (relating to research on tuberculosis through the Na-
7 tional Institute on Allergy and Infectious Diseases),
8 there are authorized to be appropriated \$46,000,000
9 for fiscal year 1994, and such sums as may be nec-
10 essary for each of the fiscal years 1995 through 1997.
11 The authorization of appropriations established in the
12 preceding sentence may not be construed as terminat-
13 ing the availability for such purpose of any other au-
14 thorization of appropriations.”.

15 **SEC. 105. RESEARCH THROUGH THE FOOD AND DRUG AD-**
16 **MINISTRATION.**

17 Chapter V of the Food, Drug and Cosmetic Act is
18 amended by inserting after section 512 (21 U.S.C. 360b)
19 the following new section:

20 **“SEC. 512A. TUBERCULOSIS DRUG AND DEVICE RESEARCH.**

21 “(a) *AUTHORITY.*—The Commissioner of Food and
22 Drugs shall implement a tuberculosis drug and device re-
23 search program under which the Commissioner shall—

24 “(1) provide assistance to other Federal agencies
25 for the development of tuberculosis protocols;

1 “(2) review and evaluate medical devices de-
2 signed for the diagnosis and control of airborne tuber-
3 culosis; and

4 “(3) conduct research concerning drugs or de-
5 vices to be used in diagnosing, controlling and pre-
6 venting tuberculosis.

7 “(b) AUTHORIZATION OF APPROPRIATIONS.—There
8 are authorized to be appropriated to carry out this section,
9 \$5,000,000 for each of the fiscal years 1994 through 1997.”.

10 **SEC. 106. CONVERSION OR RENOVATION OF PUBLIC**
11 **HEALTH FACILITIES.**

12 Section 1610 of the Public Health Service Act (42
13 U.S.C. 300r) is amended by adding at the end the following
14 subsection:

15 “(c)(1) With respect to services for the prevention, con-
16 trol, and elimination of tuberculosis, the Secretary may
17 make grants to public and nonprofit private entities for—

18 “(A) conversion of existing facilities into out-
19 patient medical facilities or facilities for long-term
20 care to provide such services for such populations;

21 “(B) renovation of inpatient facilities; or

22 “(C) renovation of facilities to provide such serv-
23 ices with respect to incarceration.

24 “(2) The amount of any grant under paragraph (1)
25 may not exceed 50 percent of the cost of the project for which

1 *the grant is made unless the project is located in an area*
2 *determined by the Secretary to be an urban or rural poverty*
3 *area, in which case the grant may cover up to 75 percent*
4 *of such costs.*

5 *“(3) There are authorized to be appropriated for*
6 *grants under paragraph (1), \$25,000,000 for fiscal year*
7 *1994, and such sums as may be necessary for each of the*
8 *fiscal years 1995 through 1997.”.*

9 **TITLE II—SEXUALLY**
10 **TRANSMITTED DISEASES**

11 **SEC. 201. SHORT TITLE.**

12 *This title may be cited as the “Sexually Transmitted*
13 *Diseases Amendments of 1993”.*

14 **SEC. 202. EXTENSION OF PROGRAM OF GRANTS REGARDING**
15 **PREVENTION AND CONTROL OF SEXUALLY**
16 **TRANSMITTED DISEASES.**

17 *(a) EXTENSION OF PROGRAM.—Section 318(d)(1) of*
18 *the Public Health Service Act (42 U.S.C. 247c(d)(1)) is*
19 *amended in the first sentence—*

20 *(1) by striking “(b) and (c)” and inserting “(b)*
21 *and (c) of this section and section 318B”;* and

22 *(2) by striking “there are authorized” and all*
23 *that follows and inserting the following: “there are*
24 *authorized to be appropriated \$132,000,000 for fiscal*

1 year 1994, and such sums as may be necessary for
2 each of the fiscal years 1995 through 1997.”.

3 (b) *TECHNICAL CORRECTIONS.*—Section 318 of the
4 *Public Health Service Act (42 U.S.C. 247c)* is amended—

5 (1) in subsection (b)(3), by striking “, and” and
6 inserting “; and”; and

7 (2) in subsection (d)(5)—

8 (A) in subparagraph (A), by striking “form,
9 or” and inserting “form; or”; and

10 (B) in subparagraph (B), by striking “pur-
11 poses,” and inserting “purposes;”.

12 **SEC. 203. EXTENSION OF PROGRAM REGARDING PREVENT-**
13 **ABLE CASES OF INFERTILITY ARISING AS RE-**
14 **SULT OF SEXUALLY TRANSMITTED DISEASES.**

15 (a) *TECHNICAL CORRECTION.*—Section 318A of the
16 *Public Health Service Act (42 U.S.C. 247c-1)*, as added by
17 section 304 of Public Law 102-531 (106 Stat. 3490), is
18 amended in subsection (o)(2) by striking “subsection (s)”
19 and inserting “subsection (q)”.

20 (b) *EXTENSION OF PROGRAM.*—Section 318A of the
21 *Public Health Service Act (42 U.S.C. 247c-1)*, as added by
22 section 304 of Public Law 102-531 (106 Stat. 3490), is
23 amended—

24 (1) in subsection (q), by striking “and 1995”
25 and inserting “through 1997”; and

1 (2) in subsection (r)(2), by striking “through
2 1995” and inserting “through 1997”.

3 **SEC. 204. SEXUALLY TRANSMITTED DISEASE ACCELERATED**
4 **PREVENTION CAMPAIGNS.**

5 Part B of title III of the Public Health Service Act
6 is amended by inserting after section 318A (42 U.S.C. 247c-
7 1) the following new section:

8 **“SEC. 318B. SEXUALLY TRANSMITTED DISEASE ACCELER-**
9 **ATED PREVENTION CAMPAIGNS.**

10 “(a) *GRANTS.*—The Secretary is authorized to award
11 grants to States and political subdivisions of States for the
12 development, implementation, and evaluation of innovative,
13 interdisciplinary approaches to the prevention and control
14 of sexually transmitted diseases and their sequelae by—

15 “(1) expanding access to sexually transmitted
16 disease services through collaborations with other pub-
17 lic health programs and with nongovernmental part-
18 ners;

19 “(2) implementing community-based behavioral
20 interventions to prevent disease transmission; and

21 “(3) establishing collaborations between health
22 departments and university-based experts to strength-
23 en sexually transmitted diseases prevention programs.

24 “(b) *APPLICATION.*—To be eligible to receive a grant
25 under subsection (a), a State or political subdivision of a

1 *State, shall prepare and submit to the Secretary an appli-*
2 *cation at such time, in such manner, and containing such*
3 *information as the Secretary may require.*

4 “(c) *PRIORITY.—In awarding grants under subsection*
5 *(a), the Secretary shall give priority to applications that*
6 *seek to conduct activities with grant funds that focus on*
7 *the prevention of sexually transmitted diseases among*
8 *women and other populations that are disproportionately*
9 *affected by these diseases.”.*

10 ***TITLE III—INJURY CONTROL***
11 ***AND VIOLENCE PREVENTION***

12 ***SEC. 301. SHORT TITLE.***

13 *This title may be cited as the “Injury Control and Vio-*
14 *lence Prevention Act of 1993”.*

15 ***SEC. 302. FINDINGS.***

16 *Congress finds that—*

17 (1) *violence or the threat of violence has adverse*
18 *effects on the health and safety of Americans of all*
19 *ages, races, ethnicities and economic conditions;*

20 (2) *the majority of homicides and violent as-*
21 *saults are committed by people who have relationships*
22 *with their victims and are not committed by strang-*
23 *ers;*

24 (3) *violence is being committed in private as*
25 *well as public, in homes, schools, and neighborhoods;*

1 (4) *interventions by law enforcement and criminal justice systems have limited ability to prevent violence;*

4 (5) *family and interpersonal violence represent serious threats to the health and well-being of millions of women in the United States;*

7 (6) *violence against women has serious health consequences for its victims, including fatality, severe trauma, repeated physical injuries, and chronic stress-related disorder;*

11 (7) *violence against women has serious mental health consequences for its victims, including substance abuse, severe psychological trauma, and suicide;*

15 (8) *fewer than 5 percent of injured women are correctly diagnosed by medical personnel as being victims of domestic violence;*

18 (9) *hospitals and clinics do not have a uniform set of protocols for the identification and referral of victims of family and interpersonal violence, or for the training of health care professionals to perform such functions;*

23 (10) *a national surveillance system for monitoring the health effects of injury should be established*

1 *to determine the nature and extent of family and*
2 *interpersonal violence in the United States; and*

3 *(11) the Surgeon General has identified domestic*
4 *violence as a public health problem to which all*
5 *health care providers must actively and vigorously re-*
6 *spond.*

7 **SEC. 303. FAMILY AND INTERPERSONAL VIOLENCE PREVEN-**
8 **TION.**

9 *Section 393 of the Public Health Service Act (42*
10 *U.S.C. 280b–2) is amended to read as follows:*

11 **“SEC. 393. PREVENTION OF FAMILY AND INTERPERSONAL**
12 **VIOLENCE.**

13 *“(a) RESEARCH AND TECHNICAL ASSISTANCE.—The*
14 *Secretary, acting through the Director of the Centers for*
15 *Disease Control and Prevention, may conduct research and*
16 *provide technical assistance to appropriate public and non-*
17 *profit private entities and to academic institutions to assist*
18 *such entities in performing research in, and conducting*
19 *training and public health programs for, the prevention of*
20 *injuries and deaths associated with family and inter-*
21 *personal violence.*

22 *“(b) GRANTS.—The Secretary, acting through the Di-*
23 *rector of the Centers for Disease Control and Prevention,*
24 *may award grants to States, political subdivisions of*

1 *States, and any other public and nonprofit private entity*
2 *for—*

3 “(1) *the conduct of research into identifying ef-*
4 *fective strategies to prevent interpersonal violence*
5 *within the family and among acquaintances;*

6 “(2) *the development, implementation, and eval-*
7 *uation of demonstration projects for the prevention of*
8 *interpersonal violence within families and among ac-*
9 *quaintances;*

10 “(3) *the implementation of public information*
11 *and education programs for prevention of family and*
12 *interpersonal violence and to broaden public aware-*
13 *ness of the public health consequences of family and*
14 *interpersonal violence; and*

15 “(4) *the provision of education, training and*
16 *clinical skills improvement programs for health care*
17 *professionals to—*

18 “(A) *routinely interview and identify indi-*
19 *viduals whose medical condition or statements*
20 *indicate that the individuals are victims of do-*
21 *mestic violence or sexual assault; and*

22 “(B) *refer the individuals to entities that*
23 *provide services regarding such violence and as-*
24 *sault, including referrals for counseling, housing,*

1 *legal services, and services of community organi-*
2 *zations.*

3 “(c) *INJURY SURVEILLANCE PROGRAM.*—The Sec-
4 *retary, acting through the Director of the Centers for Dis-*
5 *ease Control and Prevention, shall support the establish-*
6 *ment of national systematic surveillance of injuries, includ-*
7 *ing those caused by family and interpersonal violence.*

8 “(d) *DEFINITION.*—As used in this section, the term
9 *‘interpersonal violence within families and acquaintances’*
10 *means any intentional violence, controlling, or coercive be-*
11 *havior or pattern of behavior by an individual who is cur-*
12 *rently or who was previously, in an intimate or acquaint-*
13 *ance relationship with the victim. Such behavior may occur*
14 *at any stage of the lifecycle and may encompass single acts*
15 *or a syndrome of actual or threatened physical injury, sex-*
16 *ual assault, rape, psychological abuse, or neglect. Such term*
17 *includes behavior which currently may be described as*
18 *‘child neglect’, ‘child abuse’, ‘spousal abuse’, ‘domestic vio-*
19 *lence’, ‘woman battering’, ‘partner abuse’, ‘elder abuse’, and*
20 *‘date rape’.*

21 “(e) *APPLICATION.*—To be eligible to receive assistance
22 *under subsection (a) or (b), an entity shall prepare and*
23 *submit to the Secretary an application at such time, in*
24 *such manner, and containing such information as the Sec-*
25 *retary may require.”.*

1 **SEC. 304. ADVISORY COMMITTEE; REPORTS.**

2 *Part J of title III of the Public Health Service Act*
3 *(as amended by Public Law 103-43) is amended by insert-*
4 *ing after section 393 (42 U.S.C. 280b-2) the following new*
5 *section:*

6 **“SEC. 393A. GENERAL PROVISIONS.**

7 *“(a) ADVISORY COMMITTEE.—The Secretary, acting*
8 *through the Director of the Centers for Disease Control and*
9 *Prevention, shall establish an advisory committee to advise*
10 *the Secretary and such Director with respect to the preven-*
11 *tion and control of injuries.*

12 *“(b) REPORT.—Not later than February 1 of 1996 and*
13 *of every second year thereafter, the Secretary, acting*
14 *through the Director of the Centers for Disease Control and*
15 *Prevention, shall submit to the Committee on Energy and*
16 *Commerce of the House of Representatives, and to the Com-*
17 *mittee on Labor and Human Resources of the Senate, a*
18 *report describing the activities carried out under this part*
19 *during the preceding 2 fiscal years. Such report shall in-*
20 *clude a description of such activities that were carried out*
21 *with respect to domestic violence and sexual assault and*
22 *with respect to rural areas.”.*

23 **SEC. 305. TECHNICAL CORRECTIONS.**

24 *(a) TERMINOLOGY.—Part J of title III of the Public*
25 *Health Service Act (42 U.S.C. 280b et seq.) (as amended*
26 *by Public Law 103-43) is amended—*

1 (1) *in the heading for such part, by striking “IN-*
2 *JURY CONTROL” and inserting “PREVENTION AND*
3 *CONTROL OF INJURIES”;* and

4 (2) *in section 392—*

5 (A) *in the heading for such section, by in-*
6 *serting “PREVENTION AND” before “CONTROL AC-*
7 *TIVITIES”;*

8 (B) *in subsection (a)(1), by inserting “and*
9 *control” after “prevention”;* and

10 (C) *in subsection (b)(1), by striking “inju-*
11 *ries and injury control” and inserting “the pre-*
12 *vention and control of injuries”.*

13 (b) *PROVISIONS RELATING TO PUBLIC LAW 102-*
14 *531.—Part J of title III of the Public Health Service Act*
15 *(42 U.S.C. 280b et seq.) (as amended by Public Law 103-*
16 *43 (106 Stat. 3482), is amended—*

17 (1) *in section 392(b)(2), by striking “to promote*
18 *injury control” and all that follows and inserting “to*
19 *promote activities regarding the prevention and con-*
20 *trol of injuries; and”;* and

21 (2) *in section 391(b), by adding at the end the*
22 *following sentence: “In carrying out the preceding*
23 *sentence, the Secretary shall disseminate such infor-*
24 *mation to the public, including through elementary*
25 *and secondary schools.”.*

1 **SEC. 306. AUTHORIZATION OF APPROPRIATIONS.**

2 *Section 394 of the Public Health Service Act (42*
3 *U.S.C. 280b-3) is amended—*

4 *(1) by striking “391 and 392” and inserting*
5 *“391, 392, and 393”; and*

6 *(2) by striking “\$10,000,000” and all that fol-*
7 *lows through the period and inserting “\$60,000,000”*
8 *for fiscal year 1994, and such sums as may be nec-*
9 *essary for each of the fiscal years 1995 through*
10 *1997.”.*

11 **TITLE IV—BREAST AND CER-**
12 **VICAL CANCER AMENDMENTS**

13 **SEC. 401. SHORT TITLE.**

14 *This title may be cited as the “Breast and Cervical*
15 *Cancer Amendments of 1993”.*

16 **SEC. 402. REVISIONS IN PROGRAM OF STATE GRANTS RE-**
17 **GARDING BREAST AND CERVICAL CANCER.**

18 *(a) LIMITED AUTHORITY REGARDING FOR-PROFIT*
19 *ENTITIES.—*

20 *(1) IN GENERAL.—Section 1501(b) of the Public*
21 *Health Service Act (42 U.S.C. 300k(b)) is amended—*

22 *(A) by striking “STATES.—A State” and all*
23 *that follows through “may expend” and inserting*
24 *the following: “STATES.—*

1 “(1) *IN GENERAL.*—A State receiving a grant
2 under subsection (a) may, subject to paragraphs (2)
3 and (3), expend”; and

4 (B) by adding at the end the following
5 paragraphs:

6 “(2) *LIMITED AUTHORITY REGARDING OTHER*
7 *ENTITIES.*—In addition to the authority established
8 in paragraph (1) for a State with respect to grants
9 and contracts, the State may provide for screenings
10 under subsection (a)(1) through entering into con-
11 tracts with private entities.

12 “(3) *PAYMENTS FOR SCREENINGS.*—The amount
13 paid by a State to an entity under this subsection for
14 a screening procedure under subsection (a)(1) may
15 not exceed the amount that would be paid under part
16 B of title XVIII of the Social Security Act if payment
17 were made under such part for furnishing the proce-
18 dure to a woman enrolled under such part.”.

19 (2) *CONFORMING AMENDMENT.*—Section 1505(3)
20 of the Public Health Service Act (42 U.S.C. 300n-
21 1(3)) is amended by inserting before the semicolon the
22 following: “(and additionally, in the case of services
23 and activities under section 1501(a)(1), with any
24 similar services or activities of private entities)”.

1 (b) *SPECIAL CONSIDERATION FOR GRANTS.*—Section
2 1501 of the Public Health Service Act (42 U.S.C. 300k) is
3 amended by adding at the end thereof the following new
4 subsection:

5 “(c) *SPECIAL CONSIDERATION.*—In making grants
6 under subsection (a) after the date of enactment of this sub-
7 section, the Secretary shall give special consideration to
8 projects that have been peer reviewed and approved and
9 that involve areas that—

10 “(1) have high cervical or breast cancer mortal-
11 ity rates; or

12 “(2) have a high incidence of cervical or breast
13 cancer.”

14 (c) *EXEMPTION FROM MATCHING REQUIREMENTS.*—
15 Section 1502(b)(1) of the Public Health Service Act (42
16 U.S.C. 300l(b)(1)) is amended to read as follows:

17 “(1) *TYPES OF CONTRIBUTIONS.*—

18 “(A) *GENERAL RULE.*—Non-Federal con-
19 tributions required in subsection (a) may be in
20 cash or in kind, fairly evaluated, including
21 equipment or services (and excluding indirect or
22 overhead costs). Amounts provided by the Fed-
23 eral Government, or services assisted or sub-
24 sidized to any significant extent by the Federal
25 Government, may not be included in determin-

1 *ing the amount of such non-Federal contribu-*
2 *tions.*

3 *“(B) DONATED TREATMENT SERVICES.—In*
4 *meeting the non-Federal contribution require-*
5 *ment of this section, the State involved—*

6 *“(i) may, with respect to a grant*
7 *awarded for a program under paragraph*
8 *(1) or (2) of section 1501(a), use the value*
9 *of any donated outreach services associated*
10 *with the delivery of breast and cervical can-*
11 *cer screenings conducted under the program,*
12 *and the value of any additional donated*
13 *breast or cervical cancer diagnostic or treat-*
14 *ment services provided subsequent to the*
15 *screening conducted under the program; and*

16 *“(ii) may not, with respect to a grant*
17 *awarded for a program under paragraph*
18 *(3), (4), (5) or (6) of section 1501(a), in-*
19 *clude the value of any donated breast or cer-*
20 *vical cancer outreach, diagnosis, or treat-*
21 *ment services.”.*

22 *(d) REQUIREMENTS WITH RESPECT TO TYPE AND*
23 *QUALITY OF SERVICES.—*

24 *(1) IN GENERAL.—Section 1503 of the Public*
25 *Health Service Act (42 U.S.C. 300m) is amended—*

1 (A) in subsection (a)—

2 (i) in paragraph (1), to read as fol-
3 lows:

4 “(1) to ensure that, after a limited period of time
5 and thereafter throughout the period during which
6 amounts are received pursuant to the grant, except for
7 the period of the first year when a 50 percent mini-
8 mum shall apply, not less than 60 percent of the
9 grant is expended to provide each of the services or
10 activities described in paragraphs (1) and (2) of sec-
11 tion 1501(a), including making available screening
12 procedures for both breast and cervical cancers;” and

13 (ii) in paragraph (4), to read as fol-
14 lows:

15 “(4) to ensure that not more than 40 percent of
16 the grant is expended to provide the services or activi-
17 ties described in paragraphs (3) through (6) of section
18 1501(a), except in the case of the first year during
19 which the maximum expended for these purposes shall
20 not exceed 50 percent of the grant.”; and

21 (B) by striking subsections (c) through (e)
22 and inserting the following:

23 “(c) *QUALITY ASSURANCE REGARDING SCREENING*
24 *PROCEDURES.*—The Secretary may not make a grant
25 under section 1501 unless the State involved agrees that the

1 *State will, in accordance with applicable law, assure the*
2 *quality of screening procedures conducted pursuant to such*
3 *section.”.*

4 (2) *TRANSITION RULE REGARDING*
5 *MAMMOGRAPHIES.—With respect to the screening pro-*
6 *cedure for breast cancer known as a mammography,*
7 *the requirements in effect on the day before the date*
8 *of the enactment of this Act under section 1503(c) of*
9 *the Public Health Service Act remain in effect (for an*
10 *individual or facility conducting such procedures*
11 *pursuant to a grant to a State under section 1501 of*
12 *such Act) until there is in effect for the facility a cer-*
13 *tificate (or provisional certificate) issued under sec-*
14 *tion 354 of such Act.*

15 (e) *STATEWIDE PROVISION OF SERVICES.—Section*
16 *1504(c) of the Public Health Service Act (42 U.S.C.*
17 *300n(c)) is amended by adding at the end the following*
18 *paragraph:*

19 “(3) *GRANTS TO TRIBES AND TRIBAL ORGANIZA-*
20 *TIONS.—*

21 “(A) *The Secretary, acting through the Di-*
22 *rector of the Centers for Disease Control and*
23 *Prevention, may make grants to tribes and tribal*
24 *organizations (as such terms are used in para-*
25 *graph (1)) for the purpose of carrying out pro-*

1 grams described in section 1501(a). This title ap-
2 plies to such a grant (in relation to the jurisdic-
3 tion of the tribe or organization) to the same ex-
4 tent and in the same manner as such title ap-
5 plies to a grant to a State under section 1501
6 (in relation to the jurisdiction of the State).

7 “(B) If a tribe or tribal organization is re-
8 ceiving a grant under subparagraph (A) and the
9 State in which the tribe or organization is lo-
10 cated is receiving a grant under section 1501, the
11 requirement established in paragraph (1) for the
12 State regarding the tribe or organization is
13 deemed to have been waived under paragraph
14 (2).”.

15 (f) *EVALUATIONS AND REPORTS.*—Section 1508 of the
16 *Public Health Service Act (42 U.S.C. 300n-4)* is amend-
17 *ed—*

18 (1) in subsection (a), by adding at the end the
19 following sentence: “Such evaluations shall include
20 evaluations of the extent to which States carrying out
21 such programs are in compliance with section
22 1501(a)(2) and with section 1504(c).”; and

23 (2) in subsection (b), by inserting before the pe-
24 riod the following: “, including recommendations re-

1 *garding compliance by the States with section*
2 *1501(a)(2) and with section 1504(c)”.*

3 *(g) TECHNICAL CORRECTIONS.—Title XV of the Public*
4 *Health Service Act (42 U.S.C. 300k et seq.) is amended—*

5 *(1) in section 1501(a), in the matter preceding*
6 *paragraph (1), by striking “Control,” and inserting*
7 *“Control and Prevention,”; and*

8 *(2) in section 1505—*

9 *(A) in paragraph (3), by striking*
10 *“nonprivate” and inserting “nonprofit private”;*
11 *and*

12 *(B) in paragraph (4), by inserting “will”*
13 *before “be used”.*

14 ***SEC. 403. ESTABLISHMENT OF DEMONSTRATION PROGRAM***
15 ***OF GRANTS FOR ADDITIONAL PREVENTIVE***
16 ***HEALTH SERVICES FOR WOMEN.***

17 *(a) IN GENERAL.—Title XV of the Public Health Serv-*
18 *ice Act (42 U.S.C. 300k et seq.) is amended—*

19 *(1) by redesignating section 1509 as section*
20 *1510; and*

21 *(2) by inserting after section 1508 the following*
22 *section:*

1 **“SEC. 1509. SUPPLEMENTAL GRANTS FOR ADDITIONAL PRE-**
2 **VENTIVE HEALTH SERVICES.**

3 “(a) *DEMONSTRATION PROJECTS.*—*In the case of*
4 *States receiving grants under section 1501, the Secretary,*
5 *acting through the Director of the Centers for Disease Con-*
6 *trol and Prevention, may make grants to not more than*
7 *3 such States to carry out demonstration projects for the*
8 *purpose of—*

9 “(1) *providing preventive health services in ad-*
10 *dition to the services authorized in such section, in-*
11 *cluding screenings regarding blood pressure and cho-*
12 *lesterol, and including health education;*

13 “(2) *providing appropriate referrals for medical*
14 *treatment of women receiving services pursuant to*
15 *paragraph (1) and ensuring, to the extent practicable,*
16 *the provision of appropriate follow-up services; and*

17 “(3) *evaluating activities conducted under para-*
18 *graphs (1) and (2) through appropriate surveillance*
19 *or program-monitoring activities.*

20 “(b) *STATUS AS PARTICIPANT IN PROGRAM REGARD-*
21 *ING BREAST AND CERVICAL CANCER.*—*The Secretary may*
22 *not make a grant under subsection (a) unless the State in-*
23 *volved agrees that services under the grant will be provided*
24 *only through entities that are screening women for breast*
25 *or cervical cancer pursuant to a grant under section 1501.*

1 “(c) *APPLICABILITY OF PROVISIONS OF GENERAL PRO-*
2 *GRAM.—This title applies to a grant under subsection (a)*
3 *to the same extent and in the same manner as such title*
4 *applies to a grant under section 1501.*

5 “(d) *FUNDING.—*

6 “(1) *IN GENERAL.—Subject to paragraph (2), for*
7 *the purpose of carrying out this section, there are au-*
8 *thorized to be appropriated \$3,000,000 for fiscal year*
9 *1994, and such sums as may be necessary for each of*
10 *the fiscal years 1995 through 1997.*

11 “(2) *LIMITATION REGARDING FUNDING WITH RE-*
12 *SPECT TO BREAST AND CERVICAL CANCER.—The au-*
13 *thorization of appropriations established in para-*
14 *graph (1) is not effective for a fiscal year unless the*
15 *amount appropriated under section 1510(a) for the*
16 *fiscal year equals or exceeds \$100,000,000.”.*

17 “(b) *CONFORMING AMENDMENT.—Section 1510(a) of*
18 *the Public Health Service Act, as redesignated by subsection*
19 *(a)(1) of this section, is amended in the heading for the*
20 *section by striking “**FUNDING.**” and inserting “**FUNDING***
21 ***FOR GENERAL PROGRAM.**”.*

22 **SEC. 404. FUNDING FOR GENERAL PROGRAM.**

23 *Section 1510(a) of the Public Health Service Act (as*
24 *amended by section 403(a)(2)) is amended—*

25 (1) *by striking “and” after “1991,”; and*

1 (2) by inserting before the period the following:
2 “; \$200,000,000 for fiscal year 1994, and such sums
3 as may be necessary for each of the fiscal years 1995
4 through 1997”.

5 **TITLE V—MISCELLANEOUS**
6 **PROVISIONS**

7 **SEC. 501. EVALUATIONS.**

8 Section 2711 of the Public Health Service Act (42
9 U.S.C. 300aaa-10) is amended to read as follows:

10 “EVALUATION OF PROGRAMS

11 “SEC. 2711. (a) *IN GENERAL.*—Such portion as the
12 Secretary shall determine, but not less than .2 percent nor
13 more than 1 percent, of any amounts appropriated for pro-
14 grams authorized under this Act for any fiscal year begin-
15 ning after September 20, 1993, shall be made available for
16 the evaluation (directly, or by grants of contracts) of the
17 implementation and effectiveness of such programs.

18 “(b) *REPORT ON EVALUATIONS.*—

19 “(1) *IN GENERAL.*—To provide information for
20 legislative deliberations concerning Federal health
21 programs, the Secretary shall, not later than January
22 1 of each year, prepare and submit to the Committee
23 on Labor and Human Resources of the Senate and
24 the Committee on Energy and Commerce of the House
25 of Representatives a report that identifies and synthe-
26 sized the findings of the evaluations conducted under

1 *subsection (a) by program area. Such report shall*
2 *also include the plans of the Secretary for the subse-*
3 *quent year's evaluations, including programs and*
4 *issue areas.*

5 *“(2) FIVE YEAR REVIEW.—A report submitted*
6 *under paragraph (1) shall contain a description of*
7 *the findings of the Secretary with respect to evalua-*
8 *tions conducted under subsection (a) or other provi-*
9 *sions of law, during the 5-year period prior to the*
10 *year for which the report is being submitted. Such de-*
11 *scription shall provide the Committees referred to in*
12 *paragraph (1) with information concerning program*
13 *changes that the Secretary intends to implement in*
14 *response to such findings in order to improve the*
15 *health of the American people and their receipt of*
16 *needed and effective public health services.”.*

17 **SEC. 502. FEDERAL BENEFITS FOR OVERSEAS ASSIGNEES.**

18 *Section 307 of the Public Health Service Act (42*
19 *U.S.C. 242l) is amended by adding at the end thereof the*
20 *following new subsection:*

21 *“(c) The Secretary may provide to personnel ap-*
22 *pointed or assigned by the Secretary to serve abroad, allow-*
23 *ances and benefits similar to those provided under chapter*
24 *9 of title I of the Foreign Service Act of 1990 (22 U.S.C.*
25 *4081 et seq.). Leaves of absence for personnel under this*

1 *subsection shall be on the same basis as that provided under*
2 *subchapter I of chapter 63 of title 5, United States Code*
3 *to individuals serving in the Foreign Service.”.*

4 **SEC. 503. LOAN REPAYMENT PROGRAM.**

5 *Part J of title III of the Public Health Service Act*
6 *(as amended by section 2008 of Public Law 103-43) is*
7 *amended by inserting after section 393A (as added by sec-*
8 *tion 304) the following new section:*

9 **“SEC. 393B. LOAN REPAYMENT PROGRAM.**

10 *“(a) IN GENERAL.—*

11 *“(1) AUTHORITY.—Subject to paragraph (2), the*
12 *Secretary may carry out a program of entering into*
13 *contracts with appropriately qualified health profes-*
14 *sionals under which such health professionals agree to*
15 *conduct prevention activities, as employees of the Cen-*
16 *ters for Disease Control and Prevention and the Agen-*
17 *cy for Toxic Substances and Disease Registry, in con-*
18 *sideration of the Federal Government agreeing to*
19 *repay, for each year of such service, not more than*
20 *\$20,000 of the principal and interest of the edu-*
21 *cational loans of such health professionals.*

22 *“(2) LIMITATION.—The Secretary may not enter*
23 *into an agreement with a health professional pursu-*
24 *ant to paragraph (1) unless such professional—*

1 “*BIENNIAL REPORT REGARDING NUTRITION AND HEALTH*
 2 “*SEC. 1709. (a) BIENNIAL REPORT.*—*The Secretary*
 3 *shall require the Surgeon General of the Public Health Serv-*
 4 *ice to prepare biennial reports on the relationship between*
 5 *nutrition and health. Such reports may, with respect to*
 6 *such relationship, include any recommendations of the Sec-*
 7 *retary and the Surgeon General regarding the public health.*

8 “*(b) SUBMISSION TO CONGRESS.*—*The Secretary shall*
 9 *ensure that, not later than February 1 of 1995 and of every*
 10 *second year thereafter, a report under subsection (a) is sub-*
 11 *mitted to the Committee on Energy and Commerce of the*
 12 *House of Representatives and the Committee on Labor and*
 13 *Human Resources of the Senate.*

14 “*(c) AUTHORIZATION OF APPROPRIATIONS.*—*For the*
 15 *purpose of carrying out this section, there are authorized*
 16 *to be appropriated such sums as may be necessary for each*
 17 *of the fiscal years 1994 through 1997.”.*

18 ***SEC. 505. ALIGNMENT OF CURRENT CENTERS FOR DISEASE***
 19 ***CONTROL AND PREVENTION REAUTHORIZA-***
 20 ***TION SCHEDULE.***

21 “*(a) PROSTATE CANCER PREVENTION.*—*Section*
 22 *317D(l)(1) of such Act (42 U.S.C. 247b-5(l)(1)) is amended*
 23 *by striking “through 1996” and inserting “through 1997”.*

24 “*(b) CANCER REGISTRIES.*—*Section 399L(a) of such*
 25 *Act (42 U.S.C. 280e-4(a)) (as amended by section 2003(1))*

1 of Public Law 103-43) is amended by striking “through
2 1996” and inserting “through 1997”.

3 (c) *HEALTH PROMOTION AND DISEASE PREVENTION*
4 *RESEARCH AND DEMONSTRATION CENTERS.*—Section
5 1706(e) of such Act (42 U.S.C. 300u-5(e)) is amended by
6 striking “through 1996” and inserting “through 1997”.

7 (d) *SENSE OF CONGRESS.*—It is the sense of Congress
8 that, beginning on the date of enactment of this Act and
9 continuing through fiscal year 1997, all Acts regarding the
10 authorization or reauthorization of Centers for Disease Con-
11 trol and Prevention programs should be authorized only
12 through fiscal year 1997. Beginning in fiscal year 1997,
13 Congress should reauthorize the Centers for Disease Control
14 and Prevention and its programs in one comprehensive Act.
15 After fiscal year 1997, reauthorization of such Centers and
16 its programs should occur on a regular cyclical basis.

17 **SEC. 506. BREAST AND CERVICAL CANCER INFORMATION.**

18 Title XXVII of the Public Health Service Act (42
19 U.S.C. 300aaa et seq.) is amended by adding at the end
20 the following new section:

21 **“SEC. 2715. BREAST AND CERVICAL CANCER INFORMATION.**

22 “(a) *IN GENERAL.*—Each of the entities referred to in
23 subsection (b) shall make available, to such individuals as
24 the entities determine appropriate, information (in a cul-
25 turally competent manner) concerning breast and cervical

1 *cancer, including if appropriate, information on the need*
2 *for breast self-examinations and the skills for such self-ex-*
3 *aminations, and shall refer such clients as the entities deter-*
4 *mine appropriate for breast and cervical cancer screening,*
5 *treatment or other services.*

6 “(b) ENTITIES.—The entities referred to in subsection
7 (a) are—

8 “(1) a migrant health center receiving assistance
9 under section 329;

10 “(2) a community health center receiving assist-
11 ance under section 330;

12 “(3) an entity receiving assistance under section
13 340;

14 “(4) an alcohol or drug treatment entity or men-
15 tal health entity receiving assistance under title V or
16 title XIX;

17 “(5) a family planning project described in sec-
18 tion 1001;

19 “(6) an entity receiving assistance under title
20 XXVI;

21 “(7) a clinic that treats sexually transmitted dis-
22 eases and is authorized under section 318;

23 “(8) an entity receiving funds to provide pri-
24 mary health services to residents of public housing
25 under section 340A;

1 “(9) a non-Federal entity authorized under the
2 Indian Self-Determination Act; and

3 “(10) a tuberculosis clinic receiving assistance
4 under section 317(j)(2) or 317(k)(2).”.

5 **SEC. 507. PAYMENT OF JUDGMENTS.**

6 Section 224(k)(2) of the Public Health Service Act (42
7 U.S.C. 233(k)(2)), as added by section 4 of the Federally
8 Supported Health Centers Assistance Act of 1992, is amend-
9 ed by adding at the end thereof the following new sentence:
10 “Appropriations for purposes of this paragraph shall be
11 made separate from appropriations made for purposes of
12 sections 329, 330, 340 and 340A.”.

13 **SEC. 508. INTERIM FINAL REGULATIONS.**

14 The Secretary of Health and Human Services is au-
15 thorized to issue interim final regulations—

16 (1) under which the Secretary may approve ac-
17 creditation bodies under section 354(e) of the Public
18 Health Service Act (42 U.S.C. 263b(e)); and

19 (2) establishing quality standards under section
20 354(f) of the Public Health Service Act (42 U.S.C.
21 263b(f)).

Attest:

Secretary.

HR 2202 EAS—2

HR 2202 EAS—3

HR 2202 EAS—4

HR 2202 EAS—5