

103^D CONGRESS
1ST SESSION

H. R. 3207

To amend the Public Health Service Act to provide for the training of health professions students with respect to the identification and referral of victims of domestic violence.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 30, 1993

Mr. WYDEN introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to provide for the training of health professions students with respect to the identification and referral of victims of domestic violence.

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 “Domestic Violence
5 Identification and Referral Act of 1993”.

1 **SEC. 2. ESTABLISHMENT, FOR CERTAIN HEALTH PROFES-**
2 **SIONS PROGRAMS, OF REQUIREMENTS RE-**
3 **GARDING DOMESTIC VIOLENCE.**

4 Part G of title VII of the Public Health Service Act
5 (42 U.S.C. 295j et seq.), as added by section 102 of Public
6 Law 102–408 (106 Stat. 1994), is amended by inserting
7 after section 795 the following section:

8 **“SEC. 796. REQUIREMENTS REGARDING IDENTIFICATION**
9 **AND REFERRAL OF VICTIMS OF DOMESTIC**
10 **VIOLENCE.**

11 “(a) SUBMISSION OF INFORMATION.—In the case of
12 a health professions entity described in subsection (b), the
13 Secretary may make an award of a grant or contract
14 under any of parts C through F to the entity only if the
15 application submitted under section 798(f)(2) for the
16 award describes whether and to what extent the entity has
17 in effect the requirement that, as a condition of receiving
18 a degree or certificate (as applicable) from the entity, each
19 student have had significant training in carrying out the
20 following functions as a provider of health care:

21 “(1) Identifying victims of domestic violence,
22 and maintaining complete medical records that in-
23 clude documentation of the examination, treatment
24 given, and referrals made, and recording the location
25 and nature of the victim’s injuries.

1 “(2) Examining and treating such victims,
2 within the scope of the health professional’s dis-
3 cipline, training, and practice, including, at a mini-
4 mum, providing medical advice regarding the dy-
5 namics and nature of domestic violence.

6 “(3) Referring the victims to public and non-
7 profit private entities that provide services for such
8 victims.

9 “(b) DESIGNATED HEALTH PROFESSIONS ENTI-
10 TIES.—A health professions entity referred to in sub-
11 section (a) is any entity that is a school of medicine, a
12 school of osteopathic medicine, a school of public health,
13 a graduate program in mental health practice, a school
14 of nursing (as defined in section 853), a program for the
15 training of physician assistants, or a program for the
16 training of allied health professionals.

17 “(c) LIMITATIONS ON AMOUNT OF AWARDS.—

18 “(1) DETERMINATION BY SECRETARY.—Before
19 making an award of a grant or contract under any
20 of parts C through F to a designated health profes-
21 sions entity for a fiscal year, the Secretary shall
22 make a determination of whether the entity, as of
23 October 1 of the fiscal year—

1 “(A) meets the criterion of having in effect
2 the requirement described in subsection (a);
3 and

4 “(B) meets the criterion of providing, pur-
5 suant to such requirement, for the significant
6 training of the students of the entity in the
7 functions described in such subsection.

8 “(2) LIMITATIONS.—With respect to fiscal year
9 1996 and subsequent fiscal years, in the case of a
10 designated health professions entity that is deter-
11 mined under paragraph (1) to have failed to meet a
12 criterion described in such paragraph, the Secretary
13 may not make an award to the entity of a grant or
14 contract under a program of any of parts C through
15 F in an amount exceeding—

16 “(A) for an award under the program
17 made for the first fiscal year (after fiscal year
18 1995) for which the entity has so failed, 95 per-
19 cent of the amount of the most recent award
20 made before fiscal year 1996 to the entity
21 under the program (or if the entity has not pre-
22 viously received such an award, 95 percent of
23 the amount of the award that the Secretary
24 otherwise would have made to the entity);

1 “(B) for an award under the program
2 made for the second such fiscal year, 90 per-
3 cent of the amount of the award for the first
4 such year;

5 “(C) for an award under the program for
6 the third such fiscal year, 85 percent of the
7 amount of the award for the second such year;
8 and

9 “(D) for an award under the program for
10 the fourth such fiscal year, 80 percent of the
11 amount of the award for the third such fiscal
12 year.

13 “(d) INELIGIBILITY.—With respect to awards of
14 grants and contracts under a program of any of parts C
15 through F, in the case of a designated health professions
16 entity that has received an award under the program for
17 a fourth fiscal year for which the entity has failed to meet
18 a criterion described in subsection (c)(1), the following ap-
19 plies:

20 “(1) The entity may not receive any further
21 awards under the program until the entity meets
22 each such criterion.

23 “(2) If the entity meets each such criterion and
24 receives an award under the program, but subse-
25 quently fails to do so for any fiscal year, the series

1 of limitations described in subsection (c)(2) shall be
2 applied to further awards to the entity under the
3 program in the same manner and to the same extent
4 as the series was applied to the entity for the initial
5 4 fiscal years (after fiscal year 1995) for which the
6 entity failed to meet such a criterion.

7 “(e) DEFINITION.—For purposes of this section, the
8 term ‘designated health professions entity’ means an en-
9 tity described in subsection (b).”.

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