



1 (b) ASSISTANT SECRETARY OF INDIAN HEALTH.—  
2 In addition to the functions performed on the date of en-  
3 actment of this Act by the Director of the Indian Health  
4 Service, the Assistant Secretary for Indian Health shall  
5 perform such functions as the Secretary of Health and  
6 Human Services may designate.

7 (c) REFERENCES.—Reference in any other Federal  
8 law, Executive order, rule, regulation, or delegation of au-  
9 thority, or any document of or relating to the Director  
10 of the Indian Health Service shall be deemed to refer the  
11 Assistant Secretary for Indian Health.

12 (d) RATE OF PAY.—(1) Section 5315 of title 5,  
13 United States Code, is amended by striking the following:

14 “Assistant Secretaries of Health and Human  
15 Services (5).”;

16 and inserting the following:

17 “Assistant Secretaries of Health and Human  
18 Services (6).”.

19 (2) Section 5316 of such title is amended by striking  
20 the following:

21 “Director, Indian Health Service, Department  
22 of Health and Human Services.”.

23 (e) CONFORMING AMENDMENTS.—(1) Section 601 of  
24 the Indian Health Care Improvement Act (25 U.S.C.  
25 1661) is amended—

1 (A) in the second sentence of subsection (a), by  
2 striking “a Director,” and inserting “the Assistant  
3 Secretary for Indian Health,”;

4 (B) in the fourth sentence of subsection (a), by  
5 striking “the Director” and inserting “the Assistant  
6 Secretary for Indian Health”;

7 (C) by striking out the fifth sentence of sub-  
8 section (a); and

9 (D) by striking “Director of the Indian Health  
10 Service” each place it appears and inserting “Assist-  
11 ant Secretary for Indian Health”.

12 (2) The following provisions are amended by striking  
13 “Director of the Indian Health Service” each place it ap-  
14 pears and inserting “Assistant Secretary for Indian  
15 Health”:

16 (A) Section 816(c)(1) of the Indian Health  
17 Care Improvement Act (25 U.S.C. 1680f(c)(1)).

18 (B) Section 203(a)(1) of the Rehabilitation Act  
19 of 1973 (29 U.S.C. 761b(a)(1)).

20 (C) Subsections (b) and (e) of section 518 of  
21 the Federal Water Pollution Control Act (33 U.S.C.  
22 1377(b), (e)).

23 (D) Section 803B(d)(1) of the Native American  
24 Programs Act of 1974 (42 U.S.C. 2991b-2(d)(1)).

1 **SEC. 2. ORGANIZATION OF INDIAN HEALTH SERVICE WITH-**  
2 **IN DEPARTMENT OF HEALTH AND HUMAN**  
3 **SERVICES.**

4 (a) ORGANIZATION.—Section 601 of the Indian  
5 Health Care Improvement Act (25 U.S.C. 1661), as  
6 amended by section 1(e)(1), is further amended—

7 (1) by striking out “within the Public Health  
8 Service of the Department of Health and Human  
9 Services” each place it appears and inserting “with-  
10 in the Department of Health and Human Services”;  
11 and

12 (2) in the second sentence of subsection (a), by  
13 striking out “report to the Secretary through the  
14 Assistant Secretary for Health of the Department of  
15 Health and Human Services” and inserting “report  
16 to the Secretary”.

17 (b) CONFORMING AMENDMENT.—The section head-  
18 ing of such section is amended by striking the following:  
19 “ESTABLISHMENT OF THE INDIAN HEALTH SERVICE AS  
20 AN AGENCY OF THE PUBLIC HEALTH SERVICE”;

21 and inserting the following:

22 “ESTABLISHMENT OF THE INDIAN HEALTH SERVICE AS  
23 AN AGENCY OF DEPARTMENT OF HEALTH AND  
24 HUMAN SERVICES”.

25 (c) UTILIZATION OF PUBLIC HEALTH SERVICE PER-  
26 SONNEL.—Nothing in this section shall be interpreted as

1 terminating or otherwise modifying any authority provid-  
2 ing for the utilization by the Indian Health Service of offi-  
3 cers or employees of the Public Health Service for the pur-  
4 poses of carrying out the responsibilities of the Indian  
5 Health Service. Any officers or employees so utilized shall  
6 be treated as officers or employees detailed to an executive  
7 department under section 214(a) of the Public Health  
8 Service (42 U.S.C. 215(a)).

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