

104TH CONGRESS
1ST SESSION

H. R. 1140

To amend the Public Health Service Act to provide for the prevention, control, and elimination of tuberculosis.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 1995

Mr. SCHUMER introduced the following bill; which was referred to the Committee on Commerce

A BILL

To amend the Public Health Service Act to provide for the prevention, control, and elimination of tuberculosis.

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 “Tuberculosis Preven-
5 tion and Control Amendments of 1995”.

6 **SEC. 2. PROGRAMS OF CENTERS FOR DISEASE CONTROL**
7 **AND PREVENTION.**

8 (a) **PROVISION OF SERVICES FOR PREVENTION, CON-**
9 **TROL, AND ELIMINATION.—**

1 (1) IN GENERAL.—Section 317E of the Public
2 Health Service Act (42 U.S.C. 247b-6), as added by
3 section 301 of Public Law 103-183 (107 Stat.
4 2233), is amended in subsection (g)(1)(A)—

5 (A) by striking “and” after “1994,”; and

6 (B) by striking “for each” and all that fol-
7 lows and inserting the following: “for fiscal year
8 1995, \$385,000,000 for fiscal year 1996, and
9 such sums as may be necessary for each of the
10 fiscal years 1997 through 2000.”.

11 (2) AUTHORITY FOR EMERGENCY GRANTS.—

12 Section 317E(g)(1)(B) of the Public Health Service
13 Act (42 U.S.C. 247b-6(g)(1)(B)) is amended by
14 striking “\$50,000,000” and inserting
15 “\$85,000,000”.

16 (3) BULK PURCHASES.—

17 (A) Subject to subparagraph (B), in addi-
18 tion to the authorization of appropriations es-
19 tablished in section 317E(g)(1)(A) of the Public
20 Health Service Act for grants for the preven-
21 tion, control, and elimination of tuberculosis,
22 there are authorized to be appropriated for such
23 grants \$80,000,000 for fiscal year 1996, and
24 such sums as may be necessary for each of the
25 fiscal years 1997 through 2000.

1 (B) Amounts appropriated under subpara-
2 graph (A) shall be administered by the Sec-
3 retary of Health and Human Services, acting
4 through the Director of the Centers for Disease
5 Control and Prevention. For purposes of the
6 program of grants referred to in such subpara-
7 graph, such amounts are available for making
8 bulk purchases of medications and other sup-
9 plies with respect to tuberculosis.

10 (4) OTHER PURPOSES.—Section 317E(a) of the
11 Public Health Service Act (42 U.S.C. 247b–6(a)) is
12 amended by adding at the end the following sen-
13 tence: “The purposes for which such grants may be
14 expended include services with respect to incarcer-
15 ation.”.

16 (b) RESEARCH, DEMONSTRATION PROJECTS, EDU-
17 CATION, AND TRAINING.—Section 317E(g)(2) of the Pub-
18 lic Health Service Act (42 U.S.C. 247b–6(g)(2)) is amend-
19 ed by striking “1994” and all that follows and inserting
20 the following: “1994 and 1995, \$80,000,000 for fiscal
21 year 1996, and such sums as may be necessary for each
22 of the fiscal years 1997 through 2000.”.

23 (c) TRAINING CENTERS REGARDING HEALTH PRO-
24 FESSIONALS.—

1 (1) IN GENERAL.—The Secretary of Health and
2 Human Services (in this subsection referred to as
3 the “Secretary”), acting through the Director of the
4 Centers for Disease Control and Prevention, may
5 make grants to public and nonprofit private entities
6 for the establishment and operation of not more
7 than 5 centers to train health professionals with re-
8 spect to the prevention and control of tuberculosis,
9 including training in identifying multi-drug resistant
10 forms of such disease.

11 (2) SCREENINGS; OTHER HEALTH SERVICES.—
12 The purposes for which the Secretary may authorize
13 an entity to expend a grant under paragraph (1) in-
14 clude screening individuals for tuberculosis, provid-
15 ing treatment for such disease, and referring individ-
16 uals for services.

17 (3) FACILITIES AND EQUIPMENT.—The pur-
18 poses for which the Secretary may authorize an en-
19 tity to expend a grant under paragraph (1) include
20 providing for facilities and equipment for the center
21 under such paragraph.

22 (4) QUALITY OF LABORATORIES.—The Sec-
23 retary may make a grant under paragraph (1) only
24 if the entity involved provides assurances satisfac-
25 tory to the Secretary that the laboratories of the

1 center under such paragraph will have the facilities
2 and equipment to provide sophisticated training to
3 health professionals with respect to tuberculosis.

4 (5) APPLICATION FOR GRANT.—The Secretary
5 may make a grant under paragraph (1) only if an
6 application for the grant is submitted to the Sec-
7 retary and the application is in such form, is made
8 in such manner, and contains such agreements, as-
9 surances, and information as the Secretary deter-
10 mines to be necessary to carry out this subsection.

11 (6) AMOUNT AND DURATION OF GRANT.—

12 (A) The Secretary may not make a grant
13 under paragraph (1) for a fiscal year in an
14 amount exceeding \$5,000,000.

15 (B) The period during which payments are
16 made to an entity from a grant under para-
17 graph (1) may not exceed 3 years. The provi-
18 sion of such payments shall be subject to an-
19 nual approval by the Secretary of the payments
20 and subject to the availability of appropriations
21 for the fiscal year involved to make the pay-
22 ments.

23 (7) EVALUATIONS; DISSEMINATION OF INFOR-
24 MATION.—The Secretary shall, directly or through
25 contracts with public or private entities, provide for

1 evaluations of centers operated pursuant to para-
2 graph (1) and for the dissemination of information
3 developed as a result of the centers.

4 (8) AUTHORIZATION OF APPROPRIATIONS.—For
5 the purpose of carrying out this subsection, there
6 are authorized to be appropriated \$25,000,000 for
7 fiscal year 1996, and such sums as may be nec-
8 essary for each of the fiscal years 1997 through
9 2000.

10 **SEC. 3. RESEARCH THROUGH NATIONAL INSTITUTE OF AL-**
11 **LERGY AND INFECTIOUS DISEASES.**

12 (a) TECHNICAL CORRECTION.—Subpart 6 of part C
13 of title IV of the Public Health Service Act (42 U.S.C.
14 285f et seq.), as amended by section 302 of Public Law
15 103–183 (107 Stat. 2235), is amended—

16 (1) by transferring the first section 447 (added
17 by such section 302) from the current placement of
18 the section;

19 (2) by redesignating the section as section
20 447A; and

21 (3) by inserting the section after section 447.

22 (b) RESEARCH.—Section 447A of the Public Health
23 Service Act, as transferred and redesignated by subsection
24 (a) of this section, is amended in the first sentence of sub-
25 section (b)—

1 (1) by striking “and” after “1994,”; and

2 (2) by striking “for each” and all that follows
3 and inserting the following: “for fiscal year 1995,
4 \$75,000,000 for fiscal year 1996, and such sums as
5 may be necessary for each of the fiscal years 1997
6 through 2000.”.

7 **SEC. 4. CONSTRUCTION OR MODERNIZATION OF HEALTH**
8 **FACILITIES.**

9 Section 1610 of the Public Health Service Act (42
10 U.S.C. 300r) is amended by adding at the end the follow-
11 ing subsection:

12 “(c)(1) With respect to services for the prevention,
13 control, and elimination of tuberculosis, the Secretary may
14 make grants to public and nonprofit private entities for
15 projects for (A) construction or modernization of out-
16 patient medical facilities which are located apart from hos-
17 pitals and which will provide such services for medically
18 underserved populations, (B) conversion of existing facili-
19 ties into outpatient medical facilities or facilities for long-
20 term care to provide such services for such populations,
21 (C) renovation of inpatient facilities, (D) construction or
22 renovation of facilities to provide such services with re-
23 spect to incarceration.

24 “(2) The amount of any grant under paragraph (1)
25 may not exceed 80 percent of the cost of the project for

1 which the grant is made unless the project is located in
2 an area determined by the Secretary to be an urban or
3 rural poverty area, in which case the grant may cover up
4 to 100 percent of such costs.

5 “(3) There are authorized to be appropriated for
6 grants under paragraph (1) \$100,000,000 for fiscal year
7 1995, \$250,000,000 for fiscal year 1996, and such sums
8 as may be necessary for each of the fiscal years 1997
9 through 2000.”.

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