

Union Calendar No. 305

105TH CONGRESS
2D SESSION

H. R. 2202

[Report No. 105-538]

To amend the Public Health Service Act to revise and extend the bone marrow donor program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 17, 1997

Mr. YOUNG of Florida (for himself, Mr. BLILEY, Mr. SAXTON, Mr. STOKES, Mr. HOYER, Mr. HALL of Ohio, Mr. MCDADE, Mr. SHAW, Mr. WATTS of Oklahoma, Mr. WAXMAN, Mr. HEFLEY, Mr. MOAKLEY, Mr. DELLUMS, Mr. HILLEARY, Mr. BORSKI, Ms. GRANGER, Mr. HORN, Mr. COBURN, Mr. HASTINGS of Florida, Mr. THOMPSON, Mr. PICKETT, Mr. MASCARA, Mr. PETERSON of Minnesota, Mr. THORNBERRY, Mr. GORDON, Mr. BLUNT, Mr. McNULTY, Mr. PASTOR, Mr. MORAN of Virginia, Ms. ROSLEHTINEN, Mrs. MINK of Hawaii, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. DUNN, Mr. FALEOMAVAEGA, Mr. CONDIT, Mr. DUNCAN, Mr. GREENWOOD, Mr. GUTIERREZ, Mr. SHIMKUS, Mr. CLAY, Mr. BOB SCHAFFER of Colorado, Mr. BOEHLERT, Mr. DEFazio, Mr. QUINN, Ms. NORTON, Mr. CALVERT, Mr. WISE, Ms. PELOSI, Mr. FRELINGHUYSEN, Mr. FROST, Mrs. LOWEY, Mr. BARTON of Texas, Ms. DELAURO, Mr. LATHAM, Mr. FOLEY, Mr. SPENCE, Mr. CANADY of Florida, Mr. HINCHEY, Ms. KILPATRICK, Mr. BOYD, Ms. SLAUGHTER, Mr. BONILLA, Mr. ABERCROMBIE, Mrs. THURMAN, and Mr. PORTER) introduced the following bill; which was referred to the Committee on Commerce

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Additional sponsors: Mr. MCCOLLUM, Mr. STARK, Mr. COOK, Mr. SESSIONS, Mr. SHAYS, Mr. BENTSEN, Mr. HOBSON, Mrs. KELLY, Mr. GONZALEZ, Mr. DAVIS of Florida, Mr. WALSH, Ms. STABENOW, Mr. McDERMOTT, Ms. PRYCE of Ohio, Mr. MARKEY, Mr. DAVIS of Illinois, Mr. CARDIN, Mr. SKEEN, Mr. CLYBURN, Mr. BILIRAKIS, Ms. MCKINNEY, Mr. GEKAS, Mr. FATTAH, Mr. GOSS, Mr. KLUG, Mr. YOUNG of Alaska, Mrs. FOWLER, Mr. BURTON of Indiana, Mr. RANGEL, Mr. KING of New York, Mr. VISCLOSKY, Mr. OWENS, Mr. McKEON, Mr. EVANS, Mr. TAYLOR of Mississippi, Ms. DEGETTE, Ms. RIVERS, Mrs. MORELLA, Ms. LOFGREN,

Mr. WEXLER, Mr. MILLER of Florida, Mr. CRANE, Mr. HYDE, Mr. BLAGOJEVICH, Mr. NETHERCUTT, Ms. ROYBAL-ALLARD, Mr. KENNEDY of Rhode Island, Mrs. MCCARTHY of New York, Mr. SCOTT, Mr. BROWN of California, Mr. PRICE of North Carolina, Mr. MENENDEZ, Mr. FAZIO of California, Mr. COYNE, Mr. TURNER, Mr. WYNN, Mr. PAYNE, Mr. HALL of Texas, Mr. CLEMENT, Ms. ESHOO, Mrs. JOHNSON of Connecticut, Mr. ROTHMAN, Mr. MICA, Mr. CALLAHAN, Mr. FORD, Mr. MURTHA, Mr. STEARNS, Mr. SANDLIN, Mr. CUMMINGS, Mr. KENNEDY of Massachusetts, Mr. LEWIS of California, Mr. SCARBOROUGH, Mr. PACKARD, Mrs. MEEK of Florida, Mr. TRAFICANT, Ms. KAPTUR, Mr. EHLERS, Mr. KLECZKA, Ms. FURSE, Mrs. MALONEY of New York, Mr. BONO, Mr. DICKS, Mr. FOGLIETTA, Mr. RUSH, Mr. LAHOOD, Mr. LEACH, Mr. REGULA, Mr. WOLF, Mr. GIBBONS, Mr. WICKER, Mr. HOUGHTON, Mr. BALDACCI, Mr. PARKER, Mr. BASS, Mr. DEUTSCH, Mr. SABO, Mr. WATT of North Carolina, Mr. LOBIONDO, Mr. CONYERS, Mr. BARCIA of Michigan, Mr. EWING, Mr. BARRETT of Wisconsin, Mr. EDWARDS, Mr. LEWIS of Georgia, Ms. BROWN of Florida, Mr. MATSUI, Mr. GOODLATTE, Mr. HILLIARD, Mr. BILBRAY, Mr. CHRISTENSEN, Mr. SCHIFF, Mr. PORTMAN, Mr. GUTKNECHT, Mr. WAMP, Mrs. NORTHUP, Mr. BAESLER, Mr. MANZULLO, Mr. JENKINS, Ms. MILLENDER-MCDONALD, Mr. VENTO, Mr. JOHNSON of Wisconsin, Mr. ENSIGN, Mr. DAVIS of Virginia, Mr. CHABOT, Ms. WOOLSEY, Mr. FILNER, Mr. MOLLOHAN, Mr. DELAHUNT, Mr. WELDON of Florida, Mrs. MYRICK, Mr. ENGEL, Mr. BLUMENAUER, Mr. DIXON, Ms. JACKSON-LEE, Mr. BURR of North Carolina, Mr. SMITH of Oregon, Mr. SAWYER, Mr. BISHOP, Mr. BONIOR, Mrs. CLAYTON, Mr. HINOJOSA, Mr. KUCINICH, Mr. LIPINSKI, Ms. MCCARTHY of Missouri, Mr. MILLER of California, Mr. NEAL of Massachusetts, Mrs. CAPPS, Mr. BERMAN, Ms. CARSON, Mr. BROWN of Ohio, Mr. LANTOS, Ms. LEE, Mr. MCGOVERN, and Mr. JEFFERSON

MAY 18, 1998

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on July 17, 1997]

A BILL

To amend the Public Health Service Act to revise and extend the bone marrow donor program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “National Bone Marrow*
3 *Registry Reauthorization Act of 1998”.*

4 **SEC. 2. REAUTHORIZATION.**

5 *(a) ESTABLISHMENT OF REGISTRY.—Section 379(a) of*
6 *the Public Health Service Act (42 U.S.C. 274k(a)) is*
7 *amended—*

8 *(1) by striking “(referred to in this part as the*
9 *‘Registry’) that meets” and inserting “(referred to in*
10 *this part as the ‘Registry’) that has the purpose of in-*
11 *creasing the number of transplants for recipients suit-*
12 *ably matched to biologically unrelated donors of bone*
13 *marrow, and that meets”;*

14 *(2) by striking “under the direction of a board*
15 *of directors that shall include representatives of” and*
16 *all that follows and inserting the following: “under*
17 *the direction of a board of directors meeting the fol-*
18 *lowing requirements:*

19 *“(1) Each member of the board shall serve for a*
20 *term of two years, and each such member may serve*
21 *as many as three consecutive two-year terms, except*
22 *that such limitations shall not apply to the Chair of*
23 *the board (or the Chair-elect) or to the member of the*
24 *board who most recently served as the Chair.*

1 “(2) *A member of the board may continue to*
2 *serve after the expiration of the term of such member*
3 *until a successor is appointed.*

4 “(3) *In order to ensure the continuity of the*
5 *board, the board shall be appointed so that each year*
6 *the terms of approximately $\frac{1}{3}$ of the members of the*
7 *board expire.*

8 “(4) *The membership of the board shall include*
9 *representatives of marrow donor centers and marrow*
10 *transplant centers; recipients of a bone marrow trans-*
11 *plant; persons who require or have required such a*
12 *transplant; family members of such a recipient or*
13 *family members of a patient who has requested the*
14 *assistance of the Registry in searching for an unre-*
15 *lated donor of bone marrow; persons with expertise in*
16 *the social sciences; and members of the general public;*
17 *and in addition nonvoting representatives from the*
18 *Naval Medical Research and Development Command*
19 *and from the Division of Organ Transplantation of*
20 *the Health Resources and Services Administration.”.*

21 **(b) PROGRAM FOR UNRELATED MARROW TRANS-**
22 **PLANTS.—**

23 **(1) IN GENERAL.—***Section 379(b) of the Public*
24 *Health Service Act (42 U.S.C. 274k(b)) is amended*
25 *by redesignating paragraph (7) as paragraph (8),*

1 *and by striking paragraphs (2) through (6) and in-*
2 *serting the following:*

3 “(2) carry out a program for the recruitment of
4 *bone marrow donors in accordance with subsection*
5 *(c), including with respect to increasing the represen-*
6 *tation of racial and ethnic minority groups (includ-*
7 *ing persons of mixed ancestry) in the enrollment of*
8 *the Registry;*

9 “(3) carry out informational and educational
10 *activities in accordance with subsection (c);*

11 “(4) annually update information to account for
12 *changes in the status of individuals as potential do-*
13 *nors of bone marrow;*

14 “(5) provide for a system of patient advocacy
15 *through the office established under subsection (d);*

16 “(6) provide case management services for any
17 *potential donor of bone marrow to whom the Registry*
18 *has provided a notice that the potential donor may be*
19 *suitably matched to a particular patient (which serv-*
20 *ices shall be provided through a mechanism other*
21 *than the system of patient advocacy under subsection*
22 *(d)), and conduct surveys of donors and potential do-*
23 *nors to determine the extent of satisfaction with such*
24 *services and to identify ways in which the services*
25 *can be improved;*

1 “(7) with respect to searches for unrelated donors
2 of bone marrow that are conducted through the system
3 under paragraph (1), collect and analyze and publish
4 data on the number and percentage of patients at
5 each of the various stages of the search process, in-
6 cluding data regarding the furthest stage reached; the
7 number and percentage of patients who are unable to
8 complete the search process, and the reasons underly-
9 ing such circumstances; and comparisons of trans-
10 plant centers regarding search and other costs that
11 prior to transplantation are charged to patients by
12 transplant centers; and”.

13 (2) *REPORT OF INSPECTOR GENERAL; PLAN RE-*
14 *GARDING RELATIONSHIP BETWEEN REGISTRY AND*
15 *DONOR CENTERS.—The Secretary of Health and*
16 *Human Services shall ensure that, not later than one*
17 *year after the date of the enactment of this Act, the*
18 *National Bone Marrow Donor Registry (under section*
19 *379 of the Public Health Service Act) develops, evalu-*
20 *ates, and implements a plan to effectuate efficiencies*
21 *in the relationship between such Registry and donor*
22 *centers. The plan shall incorporate, to the extent prac-*
23 *ticable, the findings and recommendations made in*
24 *the inspection conducted by the Office of the Inspector*
25 *General (Department of Health and Human Services)*

1 *as of January 1997 and known as the Bone Marrow*
2 *Program Inspection.*

3 *(c) PROGRAM FOR INFORMATION AND EDUCATION.—*
4 *Section 379 of the Public Health Service Act (42 U.S.C.*
5 *274k) is amended by striking subsection (j), by redesignat-*
6 *ing subsections (c) through (i) as subsections (e) through*
7 *(k), respectively, and by inserting after subsection (b) the*
8 *following subsection:*

9 *“(c) RECRUITMENT; PRIORITIES; INFORMATION AND*
10 *EDUCATION.—*

11 *“(1) RECRUITMENT; PRIORITIES.—The Registry*
12 *shall carry out a program for the recruitment of bone*
13 *marrow donors. Such program shall identify popu-*
14 *lations that are underrepresented among potential do-*
15 *ners enrolled with the Registry. In the case of popu-*
16 *lations that are identified under the preceding sen-*
17 *tence:*

18 *“(A) The Registry shall give priority to car-*
19 *rying out activities under this part to increase*
20 *representation for such populations in order to*
21 *enable a member of such a population, to the ex-*
22 *tent practicable, to have a probability of finding*
23 *a suitable unrelated donor that is comparable to*
24 *the probability that an individual who is not a*

1 *member of an underrepresented population*
2 *would have.*

3 “(B) *The Registry shall consider racial and*
4 *ethnic minority groups (including persons of*
5 *mixed ancestry) to be populations that have been*
6 *identified for purposes of this paragraph, and*
7 *shall carry out subparagraph (A) with respect to*
8 *such populations.*

9 “(2) *INFORMATION AND EDUCATION REGARDING*
10 *RECRUITMENT; TESTING AND ENROLLMENT.—*

11 “(A) *IN GENERAL.—In carrying out the*
12 *program under paragraph (1), the Registry shall*
13 *carry out informational and educational activi-*
14 *ties for purposes of recruiting individuals to*
15 *serve as donors of bone marrow, and shall test*
16 *and enroll with the Registry potential donors.*
17 *Such information and educational activities*
18 *shall include the following:*

19 “(i) *Making information available to*
20 *the general public, including information*
21 *describing the needs of patients with respect*
22 *to donors of bone marrow.*

23 “(ii) *Educating and providing infor-*
24 *mation to individuals who are willing to*

1 *serve as potential donors, including provid-*
2 *ing updates.*

3 “(iii) *Training individuals in request-*
4 *ing individuals to serve as potential donors.*

5 “(B) *PRIORITIES.—In carrying out infor-*
6 *mational and educational activities under sub-*
7 *paragraph (A), the Registry shall give priority*
8 *to recruiting individuals to serve as donors of*
9 *bone marrow for populations that are identified*
10 *under paragraph (1).*

11 “(3) *TRANSPLANTATION AS TREATMENT OP-*
12 *TION.—In addition to activities regarding recruit-*
13 *ment, the program under paragraph (1) shall provide*
14 *information to physicians, other health care profes-*
15 *sionals, and the public regarding the availability, as*
16 *a potential treatment option, of receiving a trans-*
17 *plant of bone marrow from an unrelated donor.”.*

18 “(d) *PATIENT ADVOCACY AND CASE MANAGEMENT.—*
19 *Section 379 of the Public Health Service Act (42 U.S.C.*
20 *274k), as amended by subsection (c) of this section, is*
21 *amended by inserting after subsection (c) the following sub-*
22 *section:*

23 “(d) *PATIENT ADVOCACY; CASE MANAGEMENT.—*

1 “(1) *IN GENERAL.*—*The Registry shall establish*
2 *and maintain an office of patient advocacy (in this*
3 *subsection referred to as the ‘Office’).*”

4 “(2) *GENERAL FUNCTIONS.*—*The Office shall*
5 *meet the following requirements:*”

6 “(A) *The Office shall be headed by a direc-*
7 *tor.*”

8 “(B) *The Office shall operate a system for*
9 *patient advocacy, which shall be separate from*
10 *mechanisms for donor advocacy, and which shall*
11 *serve patients for whom the Registry is conduct-*
12 *ing, or has been requested to conduct, a search*
13 *for an unrelated donor of bone marrow.*”

14 “(C) *In the case of such a patient, the Office*
15 *shall serve as an advocate for the patient by di-*
16 *rectly providing to the patient (or family mem-*
17 *bers, physicians, or other individuals acting on*
18 *behalf of the patient) individualized services with*
19 *respect to efficiently utilizing the system under*
20 *subsection (b)(1) to conduct an ongoing search*
21 *for a donor.*”

22 “(D) *In carrying out subparagraph (C), the*
23 *Office shall monitor the system under subsection*
24 *(b)(1) to determine whether the search needs of*

1 the patient involved are being met, including
2 with respect to the following:

3 “(i) Periodically providing to the pa-
4 tient (or an individual acting on behalf of
5 the patient) information regarding donors
6 who are suitability matched to the patient,
7 and other information regarding the
8 progress being made in the search.

9 “(ii) Informing the patient (or such
10 other individual) if the search has been in-
11 terrupted or discontinued.

12 “(iii) Identifying and resolving prob-
13 lems in the search, to the extent practicable.

14 “(E) In carrying out subparagraph (C), the
15 Office shall monitor the system under subsection
16 (b)(1) to determine whether the Registry, donor
17 centers, transplant centers, and other entities
18 participating in the Registry program are com-
19 plying with standards issued under subsection
20 (e)(4) for the system for patient advocacy under
21 this subsection.

22 “(F) The Office shall ensure that the follow-
23 ing data are made available to patients:

24 “(i) The resources available through
25 the Registry.

1 “(ii) *A comparison of transplant cen-*
2 *ters regarding search and other costs that*
3 *prior to transplantation are charged to pa-*
4 *tients by transplant centers.*

5 “(iii) *A list of donor registries, trans-*
6 *plant centers, and other entities that meet*
7 *the applicable standards, criteria, and pro-*
8 *cedures under subsection (e).*

9 “(iv) *The posttransplant outcomes for*
10 *individual transplant centers.*

11 “(v) *Such other information as the*
12 *Registry determines to be appropriate.*

13 “(G) *The Office shall conduct surveys of pa-*
14 *tients (or family members, physicians, or other*
15 *individuals acting on behalf of patients) to deter-*
16 *mine the extent of satisfaction with the system*
17 *for patient advocacy under this subsection, and*
18 *to identify ways in which the system can be im-*
19 *proved.*

20 “(3) *CASE MANAGEMENT.—*

21 “(A) *IN GENERAL.—In serving as an advo-*
22 *cate for a patient under paragraph (2), the Of-*
23 *fice shall provide individualized case manage-*
24 *ment services directly to the patient (or family*

1 *members, physicians, or other individuals acting*
2 *on behalf of the patient), including—*

3 *“(i) individualized case assessment;*

4 *and*

5 *“(ii) the functions described in para-*
6 *graph (2)(D) (relating to progress in the*
7 *search process).*

8 *“(B) POSTSEARCH FUNCTIONS.—In addi-*
9 *tion to the case management services described in*
10 *paragraph (1) for patients, the Office may, on*
11 *behalf of patients who have completed the search*
12 *for an unrelated donor, provide information and*
13 *education on the process of receiving a trans-*
14 *plant of bone marrow, including the*
15 *posttransplant process.”.*

16 *(e) CRITERIA, STANDARDS, AND PROCEDURES.—Sec-*
17 *tion 379(e) of the Public Health Service Act (42 U.S.C.*
18 *274k), as redesignated by subsection (c) of this section, is*
19 *amended by striking paragraph (4) and inserting the fol-*
20 *lowing:*

21 *“(4) standards for the system for patient advo-*
22 *cacy operated under subsection (d), including stand-*
23 *ards requiring the provision of appropriate informa-*
24 *tion (at the start of the search process and throughout*

1 *the process) to patients and their families and physi-*
2 *cians;”.*

3 *(f) REPORT.—Section 379 of the Public Health Service*
4 *Act, as amended by subsection (c) of this section, is amend-*
5 *ed by adding at the end the following subsection:*

6 *“(l) ANNUAL REPORT REGARDING PRETRANSPLANT*
7 *COSTS.—The Registry shall annually submit to the Sec-*
8 *retary the data collected under subsection (b)(7) on com-*
9 *parisons of transplant centers regarding search and other*
10 *costs that prior to transplantation are charged to patients*
11 *by transplant centers. The data shall be submitted to the*
12 *Secretary through inclusion in the annual report required*
13 *in section 379A(c).”.*

14 *(g) CONFORMING AMENDMENTS.—Section 379 of the*
15 *Public Health Service Act, as amended by subsection (c)*
16 *of this section, is amended—*

17 *(1) in subsection (f), by striking “subsection (c)”*
18 *and inserting “subsection (e)”;* and

19 *(2) in subsection (k), by striking “subsection*
20 *(c)(5)(A)” and inserting “subsection (e)(5)(A)” and*
21 *by striking “subsection (c)(5)(B)” and inserting “sub-*
22 *section (e)(5)(B)”.*

1 **SEC. 3. RECIPIENT REGISTRY.**

2 *Part I of title III of the Public Health Service Act*
3 *(42 U.S.C. 274k et seq.) is amended by striking section*
4 *379A and inserting the following:*

5 **“SEC. 379A. BONE MARROW SCIENTIFIC REGISTRY.**

6 *“(a) ESTABLISHMENT OF RECIPIENT REGISTRY.—The*
7 *Secretary, acting through the Registry under section 379*
8 *(in this section referred to as the ‘Registry’), shall establish*
9 *and maintain a scientific registry of information relating*
10 *to patients who have been recipients of a transplant of bone*
11 *marrow from a biologically unrelated donor.*

12 *“(b) INFORMATION.—The scientific registry under sub-*
13 *section (a) shall include information with respect to pa-*
14 *tients described in subsection (a), transplant procedures,*
15 *and such other information as the Secretary determines to*
16 *be appropriate to conduct an ongoing evaluation of the sci-*
17 *entific and clinical status of transplantation involving re-*
18 *cipients of bone marrow from biologically unrelated donors.*

19 *“(c) ANNUAL REPORT ON PATIENT OUTCOMES.—The*
20 *Registry shall annually submit to the Secretary a report*
21 *concerning patient outcomes with respect to each transplant*
22 *center. Each such report shall use data collected and main-*
23 *tained by the scientific registry under subsection (a). Each*
24 *such report shall in addition include the data required in*
25 *section 379(l) (relating to pretransplant costs).”.*

1 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

2 *Title III of the Public Health Service Act (42 U.S.C.*
3 *241 et seq.) is amended—*

4 *(1) by transferring section 378 from the current*
5 *placement of the section and inserting the section*
6 *after section 377; and*

7 *(2) in part I, by inserting after section 379A the*
8 *following section:*

9 **“SEC. 379B. AUTHORIZATION OF APPROPRIATIONS.**

10 *“For the purpose of carrying out this part, there are*
11 *authorized to be appropriated \$18,000,000 for fiscal year*
12 *1999, and such sums as may be necessary for each of the*
13 *fiscal years 2000 through 2003.”.*

14 **SEC. 5. STUDY BY GENERAL ACCOUNTING OFFICE.**

15 *(a) IN GENERAL.—During the period indicated pursu-*
16 *ant to subsection (b), the Comptroller General of the United*
17 *States shall conduct a study of the National Bone Marrow*
18 *Donor Registry under section 379 of the Public Health*
19 *Service Act for purposes of making determinations of the*
20 *following:*

21 *(1) The extent to which, relative to the effective*
22 *date of this Act, such Registry has increased the rep-*
23 *resentation of racial and ethnic minority groups (in-*
24 *cluding persons of mixed ancestry) among potential*
25 *donors of bone marrow who are enrolled with the Reg-*
26 *istry, and whether the extent of increase results in a*

1 *level of representation that meets the standard estab-*
2 *lished in subsection (c)(1)(A) of such section 379 (as*
3 *added by section 2(c) of this Act).*

4 (2) *The extent to which patients in need of a*
5 *transplant of bone marrow from a biologically unre-*
6 *lated donor, and the physicians of such patients, have*
7 *been utilizing the Registry in the search for such a*
8 *donor.*

9 (3) *The number of such patients for whom the*
10 *Registry began a preliminary search but for whom*
11 *the full search process was not completed, and the rea-*
12 *sons underlying such circumstances.*

13 (4) *The extent to which the plan required in sec-*
14 *tion 2(b)(2) of this Act (relating to the relationship*
15 *between the Registry and donor centers) has been im-*
16 *plemented.*

17 (5) *The extent to which the Registry, donor cen-*
18 *ters, donor registries, collection centers, transplant*
19 *centers, and other appropriate entities have been com-*
20 *plying with the standards, criteria, and procedures*
21 *under subsection (e) of such section 379 (as redesign-*
22 *ated by section 2(c) of this Act).*

23 (b) *REPORT.—A report describing the findings of the*
24 *study under subsection (a) shall be submitted to the Con-*

1 *gress not later than October 1, 2001. The report may not*
2 *be submitted before January 1, 2001.*

3 **SEC. 6. COMPLIANCE WITH NEW REQUIREMENTS FOR OF-**
4 ****FICE OF PATIENT ADVOCACY.****

5 *With respect to requirements for the office of patient*
6 *advocacy under section 379(d) of the Public Health Service*
7 *Act, the Secretary of Health and Human Services shall en-*
8 *sure that, not later than 180 days after the effective date*
9 *of this Act, such office is in compliance with all require-*
10 *ments (established pursuant to the amendment made by sec-*
11 *tion 2(d)) that are additional to the requirements that*
12 *under section 379 of such Act were in effect with respect*
13 *to patient advocacy on the day before the date of the enact-*
14 *ment of this Act.*

15 **SEC. 7. EFFECTIVE DATE.**

16 *This Act takes effect October 1, 1998, or upon the date*
17 *of the enactment of this Act, whichever occurs later.*

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