

108TH CONGRESS
2D SESSION

H. R. 4119

To amend the Small Business Act to reauthorize the Paul D. Coverdell Drug-Free Workplace Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2004

Mr. PORTMAN (for himself and Mr. BISHOP of Georgia) introduced the following bill; which was referred to the Committee on Small Business

A BILL

To amend the Small Business Act to reauthorize the Paul D. Coverdell Drug-Free Workplace 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Drug-Free Workplace
5 Program Reauthorization Act of 2004”.

6 **SEC. 2. REAUTHORIZATION OF PAUL D. COVERDELL DRUG-**
7 **FREE WORKPLACE PROGRAM.**

8 (a) IN GENERAL.—Paragraph (1) of section 27(g) of
9 the Small Business Act (15 U.S.C. 654(g)) is amended

1 by striking “2001 through 2003” and inserting “2004
2 through 2006”.

3 (b) ADDITIONAL GRANTS FOR PROGRAMS CARRIED
4 OUT IN COOPERATION WITH SMALL BUSINESS DEVELOP-
5 MENT CENTERS.—

6 (1) IN GENERAL.—Subsection (b) of section 27
7 of the Small Business Act (15 U.S.C. 654) is
8 amended—

9 (A) by striking “There is established” and
10 inserting the following:

11 “(1) IN GENERAL.—There is established”; and

12 (B) by adding at the end the following new
13 paragraph:

14 “(2) ADDITIONAL GRANTS FOR PROGRAMS CAR-
15 RIED OUT IN COOPERATION WITH SMALL BUSINESS
16 DEVELOPMENT CENTERS.—The Administrator may
17 make an additional grant to, or enter into a coopera-
18 tive agreement or contract with, any grantee under
19 paragraph (1) for the purpose of providing, in co-
20 operation with one or more small business develop-
21 ment centers, technical assistance to small business
22 concerns seeking to establish a drug-free workplace
23 program.”.

1 (2) AUTHORIZATION.—Subsection (g) of section
2 27 of the Small Business Act (15 U.S.C. 654) is
3 amended—

4 (A) by redesignating paragraph (2) as
5 paragraph (3);

6 (B) by inserting after paragraph (1) the
7 following new paragraph:

8 “(2) ADDITIONAL AUTHORIZATION.—There is
9 authorized to be appropriated to carry out this sub-
10 section, \$1,500,000 for each of fiscal years 2004
11 through 2006. Amounts made available under this
12 paragraph shall remain available until expended.”;
13 and

14 (C) in paragraph (1)—

15 (i) by inserting “(other than sub-
16 section (b)(2))” after “this section”; and

17 (ii) by striking “this subsection” and
18 inserting “this paragraph”.

19 (c) 2-YEAR GRANTS.—Subsection (b) of section 27
20 of the Small Business Act (15 U.S.C. 654), as amended
21 by subsection (b), is further amended by adding at the
22 end the following new paragraph:

23 “(3) 2-YEAR GRANTS.—Each grant made under
24 this subsection shall be for a period of 2 years, sub-

1 ject to an annual performance review by the Admin-
2 istrator.”.

3 (d) ELIGIBILITY OF DRUG-FREE COMMUNITIES COA-
4 LITIONS.—Subparagraph (D) of section 27(a)(2) of the
5 Small Business Act (15 U.S.C. 654(a)(2)) is amended to
6 read as follows:

7 “(D)(i) the purpose of which is—

8 “(I) to develop comprehensive drug-
9 free workplace programs or to supply drug-
10 free workplace services; or

11 “(II) to provide other forms of assist-
12 ance and services to small business con-
13 cerns; or

14 “(ii) that is eligible to receive a grant
15 under chapter 2 of the National Narcotics
16 Leadership Act of 1988 (21 U.S.C. 1521 et
17 seq.).”.

18 (e) EVALUATION AND COORDINATION.—Section 27
19 of the Small Business Act (15 U.S.C. 654) is amended—

20 (1) by striking subsection (d);

21 (2) by redesignating subsections (e), (f), and
22 (g) as subsections (f), (g), and (h), respectively; and

23 (3) by inserting after subsection (c) the fol-
24 lowing new subsections:

1 “(d) TECHNICAL ASSISTANCE.—The Administrator,
2 after consultation with the Director of the Center for Sub-
3 stance Abuse and Prevention, shall provide technical as-
4 sistance and information to each eligible intermediary re-
5 ceiving a grant under subsection (b) regarding the most
6 effective practices in establishing and carrying out drug-
7 free workplace programs.

8 “(e) EVALUATION OF PROGRAM.—

9 “(1) DATA COLLECTION SYSTEM.—Each eligible
10 intermediary receiving a grant under this section
11 shall establish a system to collect and analyze infor-
12 mation regarding the effectiveness of drug-free
13 workplace programs established with assistance pro-
14 vided under this section through the intermediary,
15 including information regarding any increase or de-
16 crease among employees in drug use, awareness of
17 the adverse consequences of drug use, and absentee-
18 ism, injury, and disciplinary problems related to
19 drug use. Such system shall conform to such re-
20 quirements as the Administrator, after consultation
21 with the Director of the Center for Substance Abuse
22 and Prevention, may prescribe. Not more than 5
23 percent of the amount of each grant made under
24 subsection (b) shall be used by the eligible inter-
25 mediary to carry out this paragraph.

1 “(2) METHOD OF EVALUATION.—The Adminis-
2 trator, after consultation with the Director of the
3 Center for Substance Abuse and Prevention, shall
4 provide technical assistance and guidance to each el-
5 igible intermediary receiving a grant under sub-
6 section (b) regarding the collection and analysis of
7 information to evaluate the effectiveness of drug-free
8 workplace programs established with assistance pro-
9 vided under this section, including the information
10 referred to in paragraph (1). Such assistance shall
11 include the identification of additional information
12 suitable for measuring the benefits of drug-free
13 workplace programs to the small business concern
14 and to the concern’s employees and the identification
15 of methods suitable for analyzing such information.

16 “(3) STUDY AND REPORT.—Not later than 18
17 months after the date of the enactment of the Drug-
18 Free Workplace Program Reauthorization Act of
19 2004, the Administrator, in consultation with the
20 Secretary of Labor, the Secretary of Health and
21 Human Services, and the Director of National Drug
22 Control Policy, shall—

23 “(A) compile and analyze the information
24 collected under this subsection;

25 “(B) identify trends in such information;

1 “(C) evaluate the effectiveness of the drug-
2 free workplace programs established with assist-
3 ance provided under this section; and

4 “(D) submit to the Congress a report that
5 describes the results of the analysis conducted
6 under subparagraph (A), the trends identified
7 under subparagraph (B), and the results of the
8 evaluation conducted under subparagraph
9 (C).”.

10 (f) SMALL BUSINESS DEVELOPMENT CENTERS.—

11 (1) IN GENERAL.—Subparagraph (T) of section
12 21(c)(3) of the Small Business Act (15 U.S.C.
13 648(c)(3)) is amended by striking “October 1,
14 2003” and inserting “October 1, 2006”.

15 (2) LIMITATION.—Paragraph (3) of section
16 27(h) of the Small Business Act (15 U.S.C. 654(g)),
17 as redesignated under subsection (b)(2) and (d), is
18 amended—

19 (A) by striking “\$1,000,000” and inserting
20 “\$500,000”; and

21 (B) by inserting “for fiscal years 2004
22 through 2006” after “under this subsection”.

23 (g) ADMINISTRATIVE COSTS.—Subsection (h) of sec-
24 tion 27 of the Small Business Act (15 U.S.C. 654), as

1 so redesignated, is amended by adding at the end the fol-
2 lowing new paragraph:

3 “(4) ADMINISTRATIVE COSTS.—Of the total
4 amount made available under this subsection for any
5 fiscal year, not more than 5 percent of such amount
6 shall be used for administrative costs (determined
7 without regard to the administrative costs of eligible
8 intermediaries).”.

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