

108TH CONGRESS
1ST SESSION

S. 1559

To amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 1 (legislative day, JULY 21), 2003

Mr. KENNEDY (for himself, Mrs. HUTCHISON, Mr. INOUE, Ms. LANDRIEU, Mr. BINGAMAN, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis, 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 “Comprehensive Tuber-
5 culosis Elimination Act of 2003”.

1 **TITLE I—PREVENTIVE HEALTH**
2 **SERVICES**

3 **SEC. 101. ADVISORY COUNCIL FOR THE ELIMINATION OF**
4 **TUBERCULOSIS.**

5 Section 317E(f) of the Public Health Service Act (42
6 U.S.C. 247b–6(f)) is amended—

7 (1) by redesignating paragraph (5) as para-
8 graph (6); and

9 (2) by striking paragraphs (2) through (4), and
10 inserting the following:

11 “(2) DUTIES.—For the purpose of making
12 progress toward the goal of eliminating tuberculosis
13 from the United States, the Council shall provide to
14 the Secretary and other appropriate Federal officials
15 advice on coordinating the activities of the Public
16 Health Service and other Federal agencies that re-
17 late to such disease and on efficiently utilizing the
18 Federal resources involved.

19 “(3) NATIONAL PLAN.—In carrying out para-
20 graph (2), the Council, in consultation with appro-
21 priate public and private entities, shall make rec-
22 ommendations on the development, revision, and im-
23 plementation of a national plan to eliminate tuber-
24 culosis in the United States. In carrying out this
25 paragraph, the Council shall—

1 “(A) consider the recommendations of the
2 Institute of Medicine regarding the elimination
3 of tuberculosis;

4 “(B) address the development and applica-
5 tion of new technologies; and

6 “(C) review the extent to which progress
7 has been made toward eliminating tuberculosis.

8 “(4) GLOBAL ACTIVITIES.—In carrying out
9 paragraph (2), the Council, in consultation with ap-
10 propriate public and private entities, shall make rec-
11 ommendations for the development and implementa-
12 tion of a plan to guide the involvement of the United
13 States in global and cross border tuberculosis-control
14 activities, including recommendations regarding poli-
15 cies, strategies, objectives, and priorities. Such rec-
16 ommendations for the plan shall have a focus on
17 countries where a high incidence of tuberculosis di-
18 rectly affects the United States, such as Mexico, and
19 on access to a comprehensive package of tuberculosis
20 control measures, as defined by the World Health
21 Organization directly observed treatment, short
22 course strategy (commonly known as DOTS).

23 “(5) COMPOSITION.—The Council shall be com-
24 posed of—

1 control, and elimination of tuberculosis, the Secretary
2 may, directly or through grants to public or nonprofit pri-
3 vate entities, carry out the following:

4 “(1) Research, with priority given to research
5 concerning—

6 “(A) diagnosis and treatment of latent in-
7 fection of tuberculosis;

8 “(B) strains of tuberculosis resistant to
9 drugs;

10 “(C) cases of tuberculosis that affect cer-
11 tain high-risk populations; and

12 “(D) clinical trials, including those con-
13 ducted through the Tuberculosis Trials Consor-
14 tium.

15 “(2) Demonstration projects, including for—

16 “(A) the development of regional capabili-
17 ties for the prevention, control, and elimination
18 of tuberculosis particularly in low-incidence re-
19 gions; and

20 “(B) collaboration with the Immigration
21 and Naturalization Service to identify and treat
22 immigrants with active or latent tuberculosis in-
23 fection.

24 “(3) Public information and education pro-
25 grams.

1 “(4) Education, training and clinical skills im-
2 provement activities for health professionals, includ-
3 ing allied health personnel.

4 “(5) Support of model centers to carry out ac-
5 tivities under paragraphs (2) through (4).

6 “(6) Collaboration with international organiza-
7 tions and foreign countries, including Mexico, in co-
8 ordination with the United States Agency for Inter-
9 national Development, in carrying out such activi-
10 ties, including coordinating activities through the
11 Advisory Council for the Elimination of Tuber-
12 culosis.”; and

13 (3) by striking subsection (g) and inserting the
14 following:

15 “(g) REPORTS.—The Secretary, acting through the
16 Director of the Centers for Disease Control and Preven-
17 tion and in consultation with the Advisory Council for the
18 Elimination of Tuberculosis, shall biennially prepare and
19 submit to the Committee on Health, Education, Labor,
20 and Pensions of the Senate and the Committee on Energy
21 and Commerce of the House of Representatives, a report
22 on the activities carried out under this section. Each re-
23 port shall include the opinion of the Council on the extent
24 to which its recommendations under section 317E(f)(3)
25 regarding tuberculosis have been implemented.

1 “(h) AUTHORIZATION OF APPROPRIATIONS.—For the
 2 purpose of carrying out this section, there are authorized
 3 to be appropriated \$235,000,000 for fiscal year 2004, and
 4 such sums as may be necessary for each of the fiscal years
 5 2005 through 2008.”.

6 **TITLE III—NATIONAL**
 7 **INSTITUTES OF HEALTH**

8 **SEC. 301. ACTIVITIES OF NATIONAL HEART, LUNG, AND**
 9 **BLOOD INSTITUTE.**

10 Subpart 2 of part C of title IV of the Public Health
 11 Service Act (42 U.S.C. 285b et seq.) is amended by insert-
 12 ing after section 424B the following:

13 “TUBERCULOSIS

14 “SEC. 424C. (a) IN GENERAL.—The Director of the
 15 Institute shall expand, intensify, and coordinate research
 16 and related activities of the Institute with respect to the
 17 treatment, diagnosis, and prevention of tuberculosis, in-
 18 cluding—

19 “(1) basic and clinical research on tuberculosis;
 20 and

21 “(2) research on the relationship between tuber-
 22 culosis and the human immunodeficiency virus.

23 “(b) RESEARCH EDUCATION.—

24 “(1) TUBERCULOSIS ACADEMIC AWARDS.—The
 25 Director of the Institute may award grants to insti-
 26 tutions for the development and support of programs

1 of core curricula for training clinical investigators,
2 including medical, nursing, or osteopathic students,
3 in the principles and practices of preventing, man-
4 aging, and controlling tuberculosis in patients.

5 “(2) TUBERCULOSIS/PULMONARY INFECTION
6 AWARDS.—The Director of the Institute may provide
7 awards to support the research of trained profes-
8 sionals into the basic biological processes and mech-
9 anisms involved in tuberculosis, as well as research
10 into the development of new diagnostic techniques
11 and treatments.

12 “(3) AUTHORIZATION OF APPROPRIATIONS.—
13 For the purpose of carrying out this subsection,
14 there are authorized to be appropriated \$10,000,000
15 for fiscal year 2004, and such sums as may be nec-
16 essary for each of the fiscal years 2005 through
17 2008.”.

18 **SEC. 302. ACTIVITIES OF NATIONAL INSTITUTE OF AL-**
19 **LERGY AND INFECTIOUS DISEASES.**

20 Section 447A of the Public Health Service Act (42
21 U.S.C. 285f–2) is amended—

22 (1) by redesignating subsection (b) as sub-
23 section (c);

24 (2) by inserting after subsection (a) the fol-
25 lowing:

1 “(b) Activities under subsection (a) may include ac-
 2 tivities to develop a tuberculosis vaccine. The rec-
 3 ommendations contained within the Blueprint for Tuber-
 4 culosis Vaccine Development, described in the report pre-
 5 pared pursuant to the workshop convened in March 1998
 6 by the Director of the Institute, shall be taken into consid-
 7 eration.”; and

8 (3) in subsection (c) (as so redesignated), in the
 9 first sentence—

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

11 (B) by inserting before the period the fol-
 12 lowing: “, \$136,000,000 for fiscal year 2004,
 13 \$162,000,000 for fiscal year 2005, and such
 14 sums as may be necessary for each of the fiscal
 15 years 2006 through 2008”.

16 **SEC. 303. JOHN E. FOGARTY INTERNATIONAL CENTER FOR**
 17 **ADVANCED STUDY IN THE HEALTH**
 18 **SCIENCES.**

19 (a) IN GENERAL.—With respect to tuberculosis, the
 20 John E. Fogarty International Center for Advanced Study
 21 in the Health Sciences shall expand, intensify, and coordi-
 22 nate international activities of the Center for research and
 23 training. In particular, the Center shall expand its activi-
 24 ties to include support for clinical, operational, and health
 25 services research and training.

1 (b) INTERNATIONAL TRAINING PROGRAM.—In car-
2 rying out subsection (a), the Center shall carry out an
3 international training program regarding tuberculosis.
4 Such program shall be modeled after the international
5 training program carried out by the Center with respect
6 to the human immunodeficiency virus.

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