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1ST SESSION

# S. 285

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IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2003

Referred to the Committee on Resources, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## AN ACT

To authorize the integration and consolidation of alcohol and substance abuse programs and services provided by Indian tribal governments, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Native American Alcohol and Substance Abuse Program  
6 Consolidation Act of 2003”.

1 (b) TABLE OF CONTENTS.—The table of contents of  
 2 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—INTEGRATION AND CONSOLIDATION OF ALCOHOL AND  
 SUBSTANCE ABUSE PROGRAMS AND SERVICES

Sec. 101. Purposes.

Sec. 102. Definitions.

Sec. 103. Plans.

Sec. 104. Programs affected.

Sec. 105. Plan requirements.

Sec. 106. Plan review.

Sec. 107. Plan approval.

Sec. 108. Use of funds for technology.

Sec. 109. Federal responsibilities.

Sec. 110. No reduction in amounts.

Sec. 111. Interagency fund transfers.

Sec. 112. Administration of funds; excess funds.

Sec. 113. Fiscal accountability.

Sec. 114. Report on statutory and other barriers to integration.

Sec. 115. Assignment of Federal personnel to State Indian alcohol and drug  
 treatment or mental health programs.

TITLE II—REAUTHORIZATION OF CERTAIN INDIAN ALCOHOL  
 AND SUBSTANCE ABUSE PREVENTION AND TREATMENT PRO-  
 GRAMS

Sec. 201. Indian Alcohol and Substance Abuse Prevention and Treatment Act  
 of 1986.

Sec. 202. Effective date.

3 **TITLE I—INTEGRATION AND**  
 4 **CONSOLIDATION OF ALCO-**  
 5 **HOL AND SUBSTANCE ABUSE**  
 6 **PROGRAMS AND SERVICES**

7 **SEC. 101. PURPOSES.**

8 The purposes of this title are—

9 (1) to enable Indian tribes to consolidate and  
 10 integrate alcohol and other substance abuse preven-  
 11 tion, diagnosis, and treatment programs, and mental  
 12 health and related programs, to provide unified and

1 more effective and efficient services to Indians af-  
2 flicted with mental health, alcohol, or other sub-  
3 stance abuse problems;

4 (2) to recognize that Indian tribes can best de-  
5 termine the goals and methods for establishing and  
6 implementing prevention, diagnosis, and treatment  
7 programs for their communities, consistent with the  
8 policy of self-determination;

9 (3) to encourage and facilitate the implementa-  
10 tion of an automated clinical information system to  
11 complement the Indian health care delivery system;

12 (4) to authorize the use of Federal funds to  
13 purchase, lease, license, or provide training for tech-  
14 nology for an automated clinical information system  
15 that incorporates clinical, financial, and reporting  
16 capabilities for Indian behavioral health care pro-  
17 grams;

18 (5) to encourage quality assurance policies and  
19 procedures, and empower Indian tribes through  
20 training and use of technology, to significantly en-  
21 hance the delivery of, and treatment results from,  
22 Indian behavioral health care programs;

23 (6) to assist Indian tribes in maximizing use of  
24 public, tribal, human, and financial resources in de-  
25 veloping effective, understandable, and meaningful

1 practices under Indian behavioral health care pro-  
2 grams;

3 (7) to encourage and facilitate timely and effec-  
4 tive analysis and evaluation of Indian behavioral  
5 health care programs; and

6 (8) to reauthorize certain Indian alcohol and  
7 substance abuse prevention and treatment programs.

8 **SEC. 102. DEFINITIONS.**

9 In this title:

10 (1) **AUTOMATED CLINICAL INFORMATION SYS-**  
11 **TEM.**—The term “automated clinical information  
12 system” means an automated computer software  
13 system that can be used to manage clinical, finan-  
14 cial, and reporting information for Indian behavioral  
15 health care programs.

16 (2) **FEDERAL AGENCY.**—The term “Federal  
17 agency” has the meaning given the term “agency”  
18 in section 551 of title 5, United States Code.

19 (3) **INDIAN.**—The term “Indian” has the mean-  
20 ing given the term in section 4 of the Indian Self-  
21 Determination and Education Assistance Act (25  
22 U.S.C. 450b).

23 (4) **INDIAN BEHAVIORAL HEALTH CARE PRO-**  
24 **GRAM.**—The term “Indian behavioral health care  
25 program” means a federally funded program, for the

1 benefit of Indians, to prevent, diagnose, or treat, or  
2 enhance the ability to prevent, diagnose, or treat—

3 (A) mental health problems; or

4 (B) alcohol or other substance abuse prob-  
5 lems.

6 (5) INDIAN TRIBE.—

7 (A) IN GENERAL.—The term “Indian  
8 tribe” has the meaning given the term in sec-  
9 tion 4 of the Indian Self Determination and  
10 Education Assistance Act (25 U.S.C. 450b).

11 (B) INCLUSIONS.—The term “Indian  
12 tribe”, in a case in which an intertribal consor-  
13 tium, tribal organization, or Indian health cen-  
14 ter is authorized to carry out 1 or more pro-  
15 grams, services, functions, or activities of an In-  
16 dian tribe under this Act, includes the inter-  
17 tribal consortium, tribal organization, or Indian  
18 health center.

19 (6) SECRETARY.—The term “Secretary” means  
20 the Secretary of Health and Human Services.

21 (7) SUBSTANCE ABUSE.—The term “substance  
22 abuse” includes—

23 (A) the illegal use or abuse of a drug or  
24 an inhalant; and

1 (B) the abuse of tobacco or a related prod-  
2 uct.

3 **SEC. 103. PLANS.**

4 The Secretary, in cooperation with the Secretary of  
5 Labor, the Secretary of the Interior, the Secretary of Edu-  
6 cation, the Secretary of Housing and Urban Development,  
7 the Attorney General, and the Secretary of Transpor-  
8 tation, as appropriate, shall, on receipt of a plan accept-  
9 able to the Secretary that is submitted by an Indian tribe,  
10 authorize the Indian tribe to carry out a demonstration  
11 project to coordinate, in accordance with the plan, the In-  
12 dian behavioral health care programs of the Indian tribe  
13 in a manner that integrates the program services into a  
14 single, coordinated, comprehensive program that uses, to  
15 the extent necessary, an automated clinical information  
16 system to better manage administrative and clinical serv-  
17 ices, costs, and reporting requirements through the con-  
18 solidation and integration of administrative and clinical  
19 functions.

20 **SEC. 104. PROGRAMS AFFECTED.**

21 Programs that may be integrated in a demonstration  
22 project described in section 103 are—

23 (1) an Indian behavioral health care program  
24 under which an Indian tribe is eligible for the receipt

1 of funds under a statutory or administrative for-  
2 mula;

3 (2) an Indian behavioral health care program  
4 under which an Indian tribe is eligible for receipt of  
5 funds through competitive or other grants, if—

6 (A)(i) the Indian tribe provides notice to  
7 the appropriate agency regarding the intentions  
8 of the Indian tribe to include the Indian behav-  
9 orial health care program in the plan that the  
10 Indian tribe submits to the Secretary; and

11 (ii) the agency consents to the inclusion of  
12 the grant in the plan; or

13 (B)(i) the Indian tribe elects to include the  
14 Indian behavioral health care program in the  
15 plan; and

16 (ii) the administrative requirements con-  
17 tained in the plan are essentially the same as  
18 the administrative requirements applicable to a  
19 grant under the Indian behavioral health care  
20 program; and

21 (3) an Indian behavioral health care program  
22 under which an Indian tribe is eligible to receive  
23 funds under any other funding scheme.

1 **SEC. 105. PLAN REQUIREMENTS.**

2 A plan of an Indian tribe submitted under section  
3 103 shall—

4 (1) identify the programs to be integrated;

5 (2) be consistent with this title;

6 (3) describe a comprehensive strategy that—

7 (A) identifies the full range of existing and  
8 potential alcohol and substance abuse and men-  
9 tal health treatment and prevention programs  
10 available on and near the service area of the In-  
11 dian tribe; and

12 (B) may include site and technology as-  
13 sessments and any necessary computer hard-  
14 ware installation and support;

15 (4) describe the manner in which services are to  
16 be integrated and delivered and the results expected  
17 under the plan (including, if implemented, the man-  
18 ner and expected results of implementation of an  
19 automated clinical information system);

20 (5) identify the projected expenditures under  
21 the plan in a single budget;

22 (6) identify the agency or agencies in the In-  
23 dian tribe to be involved in the delivery of the serv-  
24 ices integrated under the plan;

25 (7) identify any statutory provisions, regula-  
26 tions, policies, or procedures that the Indian tribe

1 requests be waived in order to implement the plan;  
2 and

3 (8) be approved by the governing body of the  
4 Indian tribe.

5 **SEC. 106. PLAN REVIEW.**

6 (a) CONSULTATION.—On receipt of a plan from an  
7 Indian tribe under section 103, the Secretary shall consult  
8 with—

9 (1) the head of each Federal agency providing  
10 funds to be used to implement the plan; and

11 (2) the Indian tribe.

12 (b) IDENTIFICATION OF WAIVERS.—Each party con-  
13 sulting on the implementation of a plan under section 101  
14 shall identify any waivers of statutory requirements or of  
15 Federal agency regulations, policies, or procedures that  
16 the party determines to be necessary to enable the Indian  
17 tribe to implement the plan.

18 (c) WAIVERS.—Notwithstanding any other provision  
19 of law, the head of a Federal agency may waive any statu-  
20 tory requirement, regulation, policy, or procedure promul-  
21 gated by the Federal agency that has been identified by  
22 the Indian tribe or the Federal agency under subsection  
23 (b) unless the head of the affected Federal agency deter-  
24 mines that such a waiver is inconsistent with—

25 (1) this title;

1           (2) any statutory requirement applicable to the  
2           program to be integrated under the plan that is spe-  
3           cifically applicable to Indian programs; and

4           (3) any underlying statutory objective or pur-  
5           pose of a program to be consolidated under the plan,  
6           to such a degree as would render ineffectual activi-  
7           ties funded under the program.

8 **SEC. 107. PLAN APPROVAL.**

9           (a) **IN GENERAL.**—Not later than 90 days after the  
10          date of receipt by the Secretary of a plan under section  
11          103, the Secretary shall inform the Indian tribe that sub-  
12          mitted the plan, in writing, of the approval or disapproval  
13          of the plan (including any request for a waiver that is  
14          made as part of the plan).

15          (b) **DISAPPROVAL.**—

16               (1) **IN GENERAL.**—The Secretary may dis-  
17          approve a plan if—

18                       (A) the plan does not provide sufficient in-  
19                       formation for the Secretary to adequately re-  
20                       view the plan for compliance with this title (in-  
21                       cluding with respect to information regarding  
22                       the timing, availability, and receipt of all pro-  
23                       gram funding to be consolidated or integrated);

24                       (B) the plan does not comply with this  
25          title;

1 (C) the plan provides for the purchase,  
2 lease, license, or training for, an automated  
3 clinical information system, but the purchase,  
4 lease, license, or training would require aggregate  
5 expenditures of program funding at such a  
6 level as would render other program substan-  
7 tially ineffectual; or

8 (D)(i) the plan identifies waivers that can-  
9 not be waived under section 106(c); and

10 (ii) the plan would be rendered substan-  
11 tially ineffectual without the waivers.

12 (2) NOTICE.—If a plan is disapproved under  
13 subsection (a), the Secretary shall—

14 (A) inform the Indian tribe, in writing, of  
15 the reasons for the disapproval; and

16 (B) provide the Indian tribe an oppor-  
17 tunity—

18 (i) to amend and resubmit the plan;

19 or

20 (ii) to petition the Secretary to recon-  
21 sider the disapproval (including reconsid-  
22 ering the disapproval of any waiver re-  
23 quested by the Indian tribe).

1 **SEC. 108. USE OF FUNDS FOR TECHNOLOGY.**

2 Notwithstanding any requirement applicable to an In-  
3 dian behavioral health care program of an Indian tribe  
4 that is integrated under a demonstration project described  
5 in section 103, the Indian tribe may use funds made avail-  
6 able under the program to purchase, lease, license, or pro-  
7 vide training for technology for an automated clinical in-  
8 formation system if the purchase, lease, licensing of, or  
9 provision of training is conducted in accordance with a  
10 plan approved by the Secretary under section 106.

11 **SEC. 109. FEDERAL RESPONSIBILITIES.**

12 (a) RESPONSIBILITIES OF THE INDIAN HEALTH  
13 SERVICE.—

14 (1) MEMORANDUM OF UNDERSTANDING.—Not  
15 later than 180 days after the date of enactment of  
16 this Act, the Secretary, the Secretary of the Interior,  
17 the Secretary of Labor, the Secretary of Education,  
18 the Secretary of Housing and Urban Development,  
19 the Attorney General, and the Secretary of Trans-  
20 portation shall enter into a memorandum of agree-  
21 ment providing for the implementation of the plans  
22 approved under section 107.

23 (2) COORDINATING AGENCY.—The coordinating  
24 agency under this title shall be the Indian Health  
25 Service.

1           (3) RESPONSIBILITIES.—The responsibilities of  
2 the coordinating agency under this title shall in-  
3 clude—

4           (A) the development of a single reporting  
5 format—

6           (i) relating to each plan for a dem-  
7 onstration project submitted under section  
8 103, which shall be used by an Indian tribe  
9 to report activities carried out under the  
10 plan; and

11           (ii) relating to the projected expendi-  
12 tures for the individual plan, which shall  
13 be used by an Indian tribe to report all  
14 plan expenditures;

15           (B) the development of a single system of  
16 Federal oversight for the plan, which shall be  
17 implemented by the coordinating agency;

18           (C) the provision of, or arrangement for  
19 provision of, technical assistance to an Indian  
20 tribe that is appropriate to support and imple-  
21 ment the plan, delivered under an arrangement  
22 subject to the approval of the Indian tribe par-  
23 ticipating in the project (except that an Indian  
24 tribe shall have the authority to accept or reject

1 the plan for providing the technical assistance  
2 and the technical assistance provider); and

3 (D) the convening by an appropriate offi-  
4 cial of the coordinating agency (who shall be an  
5 official appointed by and with the advice and  
6 consent of the Senate) and a representative of  
7 the Indian tribes that carry out projects under  
8 this title, in consultation with each of the In-  
9 dian tribes that participate in projects under  
10 this title, of a meeting at least twice during  
11 each fiscal year, for the purpose of providing an  
12 opportunity for all Indian tribes that carry out  
13 projects under this title to discuss issues relat-  
14 ing to the implementation of this title with offi-  
15 cials of each agency specified in paragraph (1).

16 (b) REPORT REQUIREMENTS.—

17 (1) IN GENERAL.—The single reporting format  
18 described in subsection (a)(3)(A) shall be developed  
19 by the Secretary in accordance with this title.

20 (2) INFORMATION.—The single reporting for-  
21 mat, together with records maintained on the con-  
22 solidated program at the tribal level, shall contain  
23 such information as the Secretary determines will—

24 (A) allow the Secretary to determine  
25 whether the Indian tribe has complied with the

1 requirements incorporated in the approved plan  
2 of the Indian tribe; and

3 (B) provide assurances to the Secretary  
4 that the Indian tribe has complied with all—

5 (i) applicable statutory requirements;

6 and

7 (ii) applicable regulatory requirements

8 that have not been waived.

9 **SEC. 110. NO REDUCTION IN AMOUNTS.**

10 In no case shall the amount of Federal funds avail-  
11 able to an Indian tribe involved in any project under this  
12 title be reduced as a result of the enactment of this title.

13 **SEC. 111. INTERAGENCY FUND TRANSFERS.**

14 The Secretary, the Secretary of the Interior, the Sec-  
15 retary of Labor, the Secretary of Education, the Secretary  
16 of Housing and Urban Development, the Attorney Gen-  
17 eral, or the Secretary of Transportation, as appropriate,  
18 may take such action as is necessary to provide for the  
19 interagency transfer of funds otherwise available to an In-  
20 dian tribe in order to carry out this title.

21 **SEC. 112. ADMINISTRATION OF FUNDS; EXCESS FUNDS.**

22 (a) ADMINISTRATION OF FUNDS.—

23 (1) IN GENERAL.—Program funds shall be ad-  
24 ministered under this title in such a manner as to  
25 allow for a determination by the Secretary that

1 funds made available for specific programs (or an  
2 amount equal to the amount used from each pro-  
3 gram) are expended on activities authorized under  
4 the program.

5 (2) SEPARATE RECORDS NOT REQUIRED.—  
6 Nothing in this section requires an Indian tribe—

7 (A) to maintain separate records tracing  
8 any service provided or activity conducted under  
9 the approved plan of the Indian tribe to the in-  
10 dividual programs under which funds were au-  
11 thorized; or

12 (B) to allocate expenditures among indi-  
13 vidual programs.

14 (b) EXCESS FUNDS.—With respect to administrative  
15 costs of carrying out the approved plan of an Indian tribe  
16 under this title—

17 (1) all administrative costs under the approved  
18 plan may be commingled;

19 (2) an Indian tribe that carries out a dem-  
20 onstration program under such an approved plan  
21 shall be entitled to receive reimbursement for the  
22 full amount of those costs in accordance with regula-  
23 tions of each program or department; and

24 (3) if the Indian tribe, after paying administra-  
25 tive costs associated with carrying out the approved

1 plans, realizes excess administrative funds, those  
2 funds shall not be counted for Federal audit pur-  
3 poses if the excess funds are used for the purposes  
4 provided for under this title.

5 **SEC. 113. FISCAL ACCOUNTABILITY.**

6 Nothing in this title affects the authority of the Sec-  
7 retary or the coordinating agency to safeguard Federal  
8 funds in accordance with chapter 75 of title 31, United  
9 States Code.

10 **SEC. 114. REPORT ON STATUTORY AND OTHER BARRIERS**  
11 **TO INTEGRATION.**

12 (a) **PRELIMINARY REPORT.**—Not later than 2 years  
13 after the date of enactment of this Act, the Secretary shall  
14 submit to the Committee on Indian Affairs of the Senate  
15 and the Committee on Resources of the House of Rep-  
16 resentatives a preliminary report that describes the imple-  
17 mentation of this title.

18 (b) **FINAL REPORT.**—Not later than 5 years after the  
19 date of enactment of this Act, the Secretary shall submit  
20 to the Committee on Indian Affairs of the Senate and the  
21 Committee on Resources of the House of Representatives  
22 a final report that—

23 (1) describes the results of implementation of  
24 this title; and

1           (2) identifies statutory barriers to the ability of  
 2           Indian tribes to integrate more effectively alcohol  
 3           and substance abuse services in a manner consistent  
 4           with this title.

5 **SEC. 115. ASSIGNMENT OF FEDERAL PERSONNEL TO STATE**  
 6                           **INDIAN ALCOHOL AND DRUG TREATMENT OR**  
 7                           **MENTAL HEALTH PROGRAMS.**

8           Any State with an alcohol and substance abuse or  
 9           mental health program targeted toward Indian tribes shall  
 10          be eligible to receive, at no cost to the State, such Federal  
 11          personnel assignments as the Secretary, in accordance  
 12          with the applicable provisions of subchapter IV of chapter  
 13          33 of title 5, United States Code, determines to be appro-  
 14          priate to help ensure the success of the program.

15 **TITLE II—REAUTHORIZATION OF**  
 16                   **CERTAIN INDIAN ALCOHOL**  
 17                   **AND SUBSTANCE ABUSE PRE-**  
 18                   **VENTION AND TREATMENT**  
 19                   **PROGRAMS**

20 **SEC. 201. INDIAN ALCOHOL AND SUBSTANCE ABUSE PRE-**  
 21                           **VENTION AND TREATMENT ACT OF 1986.**

22           (a) TRIBAL ACTION PLANS.—

23                   (1) IN GENERAL.—Section 4206(d) of the In-  
 24           dian Alcohol and Substance Abuse Prevention and

1 Treatment Act of 1986 (25 U.S.C. 2412(d)) is  
2 amended—

3 (A) by striking “(1) The Secretary” and  
4 inserting the following:

5 “(1) IN GENERAL.—The Secretary”; and

6 (B) by striking paragraph (2) and insert-  
7 ing the following:

8 “(2) AUTHORIZATION OF APPROPRIATIONS.—  
9 There are authorized to be appropriated to carry out  
10 this subsection such sums as are necessary for each  
11 of fiscal years 2004 through 2008.”.

12 (2) ADDITIONAL AUTHORIZATION.—Section  
13 4206(f) of the Indian Alcohol and Substance Abuse  
14 Prevention and Treatment Act of 1986 (25 U.S.C.  
15 2412(f)), is amended—

16 (A) by striking “(f)(1) The Secretary” and  
17 inserting the following:

18 “(f) GRANTS FOR IN-SCHOOL TRAINING PRO-  
19 GRAMS.—

20 “(1) IN GENERAL.—The Secretary”;

21 (B) in paragraph (2)—

22 (i) by striking “(2) Funds” and in-  
23 sserting the following:

24 “(2) USE OF FUNDS.—Funds”; and

1                   (ii) by indenting subparagraphs (A)  
2                   through (E) appropriately; and  
3                   (C) by striking paragraph (3) and insert-  
4                   ing the following:

5                   “(3) AUTHORIZATION OF APPROPRIATIONS.—  
6                   There are authorized to be appropriated to carry out  
7                   this subsection such sums as are necessary for each  
8                   of fiscal years 2004 through 2008.”.

9                   (b) NEWSLETTER.—Section 4210 of the Indian Alco-  
10                  hol and Substance Abuse Prevention and Treatment Act  
11                  of 1986 (25 U.S.C. 2416) is amended by striking sub-  
12                  section (b) and inserting the following:

13                  “(b) AUTHORIZATION OF APPROPRIATIONS.—There  
14                  are authorized to be appropriated to carry out this section  
15                  such sums as are necessary for each of fiscal years 2004  
16                  through 2008.”.

17                  (c) INDIAN EDUCATION PROGRAMS.—Section  
18                  4212(a) of the Indian Alcohol and Substance Abuse Pre-  
19                  vention and Treatment Act of 1986 (25 U.S.C. 2432(a))  
20                  is amended—

21                         (1) in the first sentence, by striking “The As-  
22                         sistant Secretary of Indian Affairs” and inserting  
23                         the following:

24                                 “(1) IN GENERAL.—The Assistant Secretary of  
25                                 Indian Affairs”;

1           (2) in the second sentence, by striking “The As-  
2           sistant Secretary shall” and inserting the following:

3           “(2) DEFRAIMENT OF COSTS.—The Assistant  
4           Secretary shall”; and

5           (3) by striking the third sentence and inserting  
6           the following:

7           “(3) AUTHORIZATION OF APPROPRIATIONS.—  
8           There are authorized to be appropriated to carry out  
9           this subsection such sums as are necessary for each  
10          of fiscal years 2004 through 2008.”.

11          (d) EMERGENCY SHELTERS.—Section 4213(e) of the  
12          Indian Alcohol and Substance Abuse Prevention and  
13          Treatment Act of 1986 (25 U.S.C. 2433(e)) is amended—

14                 (1) by striking paragraphs (1) through (3) and  
15                 inserting the following:

16                 “(1) IN GENERAL.—There are authorized to be  
17                 appropriated to carry out planning and design, con-  
18                 struction, and renovation of, or to purchase or lease  
19                 land or facilities for, emergency shelters and halfway  
20                 houses to provide emergency care for Indian youth,  
21                 such sums as are necessary for each of fiscal years  
22                 2004 through 2008.

23                 “(2) STAFFING AND OPERATION.—There is au-  
24                 thorized to be appropriated for staffing and oper-  
25                 ation of emergency shelters and halfway houses, de-

1 scribed in paragraph (1), \$7,000,000 for each of fis-  
2 cal years 2004 through 2008.

3 “(3) ALLOCATION.—

4 “(A) IN GENERAL.—The Secretary of the  
5 Interior shall allocate funds made available  
6 under this subsection to Indian tribes on the  
7 basis of priority of need of the Indian tribes.

8 “(B) CONTRACTING AND GRANTS.—Funds  
9 allocated under subparagraph (A) shall be sub-  
10 ject to contracting or available for grants under  
11 the Indian Self-Determination Act (25 U.S.C.  
12 450f et seq.).”;

13 (2) in paragraph (4), by striking “(4) Funds”  
14 and inserting the following:

15 “(4) CONDITIONS FOR USE.—Funds”; and

16 (3) in paragraph (5)—

17 (A) by striking “(5) Nothing in this Act  
18 may be construed” and inserting the following:

19 “(5) EFFECT ON OTHER AUTHORITY.—Nothing  
20 in this Act”;

21 (B) in subparagraph (A)—

22 (i) by striking “to limit” and inserting  
23 “limits”; and

24 (ii) by striking “houses, or” and in-  
25 serting “houses; or”; and

1 (C) in subparagraph (B), by striking “to  
2 require” and inserting “requires”.

3 (e) TOHONO O’ODHAM AND ST. REGIS RESERVA-  
4 TIONS; ILLEGAL NARCOTICS TRAFFIC.—Section 4216(a)  
5 of the Indian Alcohol and Substance Abuse Prevention  
6 and Treatment Act of 1986 (25 U.S.C. 2442(a)) is  
7 amended by striking paragraph (3) and inserting the fol-  
8 lowing:

9 “(3) AUTHORIZATION OF APPROPRIATIONS.—  
10 There is authorized to be appropriated—

11 “(A) to carry out paragraph (1)(A),  
12 \$1,000,000 for each of fiscal years 2004  
13 through 2008; and

14 “(B) to carry out provisions of this sub-  
15 section other than paragraph (1)(A), such sums  
16 as are necessary for each of fiscal years 2004  
17 through 2008.”.

18 (f) BUREAU OF INDIAN AFFAIRS LAW ENFORCE-  
19 MENT AND JUDICIAL TRAINING.—Section 4218 of the In-  
20 dian Alcohol and Substance Abuse Prevention and Treat-  
21 ment Act of 1986 (25 U.S.C. 2451) is amended by strik-  
22 ing subsection (b) and inserting the following:

23 “(b) AUTHORIZATION OF APPROPRIATIONS.—There  
24 are authorized to be appropriated to carry out this section

1 such sums as are necessary for each of fiscal years 2004  
2 through 2008.”.

3 (g) JUVENILE DETENTION CENTERS.—Section 4220  
4 of the Indian Alcohol and Substance Abuse Prevention  
5 and Treatment Act of 1986 (25 U.S.C. 2453) is amended  
6 by striking subsection (b) and inserting the following:

7 “(b) AUTHORIZATION OF APPROPRIATIONS.—There  
8 are authorized to be appropriated to carry out this section  
9 such sums as are necessary for each of fiscal years 2004  
10 through 2008.”.

11 **SEC. 202. EFFECTIVE DATE.**

12 This title and the amendments made by this title take  
13 effect on the date of enactment of this Act.

Passed the Senate July 23 (legislative day, July 21),  
2003.

Attest:

EMILY J. REYNOLDS,

*Secretary.*