

103^D CONGRESS
1ST SESSION

H. R. 2432

To provide financial incentives to encourage parents receiving public assistance to have their children appropriately immunized against disease.

IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 1993

Mr. CAMP (for himself, Mr. KLUG, Mr. GREENWOOD, Mr. EMERSON, Mr. GUNDERSON, Mr. SANTORUM, Mr. GINGRICH, and Ms. MOLINARI) introduced the following bill; which was referred jointly to the Committees on Energy and Commerce, Ways and Means, and Agriculture

A BILL

To provide financial incentives to encourage parents receiving public assistance to have their children appropriately immunized against disease.

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 “Responsible Parent
5 Immunization Plan Act of 1993”.

1 **TITLE I—IMMUNIZATION OF**
2 **CHILDREN RECEIVING AFDC**

3 **SEC. 101. IMMUNIZATION OF CHILDREN RECEIVING AFDC.**

4 (a) STATE PLAN REQUIREMENTS.—Section 402(a)
5 of the Social Security Act (42 U.S.C. 602(a)) is amend-
6 ed—

7 (1) by striking “and” at the end of paragraph
8 (44);

9 (2) by striking the period at the end of para-
10 graph (45) and inserting “; and”; and

11 (3) by inserting after paragraph (45) the fol-
12 lowing:

13 “(46)(A) require any parent or caretaker rel-
14 ative applying for or receiving aid under the State
15 plan to ensure that each dependent child of the par-
16 ent or such relative has received immunizations as
17 recommended for the same kind of child under sec-
18 tion 317A(j) of the Public Health Service Act;

19 “(B) provide for monitoring compliance with
20 subparagraph (A); and

21 “(C) at the option of the State, provide that the
22 aid otherwise payable to any family under the State
23 plan will be—

24 “(i) if the parent or caretaker relative of
25 the family complies with subparagraph (A), in-

1 creased by not more than \$75 per month for
2 not more than 3 months;

3 “(ii) if the parent or caretaker relative of
4 the family fails to comply with subparagraph
5 (A), decreased by not more than \$75 per month
6 until the first month of such compliance or for
7 such number of months as the State may pre-
8 scribe, whichever ends earlier; or

9 “(iii) increased in accordance with clause
10 (i) and decreased in accordance with clause
11 (ii).”.

12 (b) NO REIMBURSEMENT OF CERTAIN STATE EX-
13 PENSES.—Section 403(a)(3) of such Act (42 U.S.C.
14 603(a)(3)) is amended by inserting “, or in connection
15 with carrying out subparagraph (A), or (if the State has
16 not exhausted any grant received under section 317B of
17 the Public Health Service Act) individual monitoring
18 under subparagraph (B), of section 402(a)(46)” before
19 the semicolon.

20 (c) EFFECTIVE DATE.—The amendments made by
21 this section shall take effect on October 1, 1994.

1 **TITLE II—IMMUNIZATION OF**
2 **CHILDREN RECEIVING FOOD**
3 **STAMPS BENEFITS**

4 **SEC. 201. AMENDMENT TO THE FOOD STAMP ACT OF 1977.**

5 (a) AMENDMENT.—Section 8 of the Food Stamp Act
6 of 1977 (7 U.S.C. 2017) is amended by adding at the end
7 the following:

8 “(f)(1) At the option of the State agency, the value
9 of allotments determined under this section without regard
10 to this subsection for all households that include a child
11 less than 5 years of age may be—

12 “(A) reduced by not more than \$75 per
13 month—

14 “(i) for each month until the first month
15 beginning after all such children in the particu-
16 lar household have received the age-appropriate
17 immunizations recommended under section
18 317A(j) of the Public Health Service Act; or

19 “(ii) for such number of months as the
20 State agency may prescribe;

21 whichever period is shorter, if 1 or more of such
22 children have not received such immunizations;

23 “(B) increased by not more than \$75 per
24 month for not more than 3 months if all of such
25 children have received such immunizations; or

1 “(C) reduced in accordance with subparagraph
2 (A) and increased in accordance with subparagraph
3 (B).

4 “(2) The State agency, in consultation with the Sec-
5 retary, shall develop procedures to determine whether
6 household members are children less than 5 years of age
7 who have received such immunizations. Such procedures
8 may not require any household member to appear at any
9 office operated by the State agency.

10 “(3) If insufficient funds are made available under
11 section 317B(l) of the Public Health Service Act to carry
12 out 317B of such Act with respect to household members
13 who are children less than 5 years of age, then from funds
14 appropriated to carry out this Act the Secretary shall
15 make available to the Secretary of Health and Human
16 Services such funds as may be necessary to pay 50 percent
17 of such costs.”.

18 (b) EFFECTIVE DATE AND APPLICATION OF AMEND-
19 MENT.—

20 (1) EFFECTIVE DATE.—Except as provided in
21 paragraph (2), the amendment made by subsection
22 (a) shall take effect on October 1, 1994.

23 (2) APPLICATION OF AMENDMENT.—The
24 amendment made by subsection (a) shall not apply

1 with respect to certification periods beginning before
2 October 1, 1994.

3 **TITLE III—CURRENT PROGRAM**
4 **REGARDING IMMUNIZATIONS**

5 **SEC. 301. EXTENSION OF CURRENT PROGRAM OF DISCRE-**
6 **TIONARY STATE GRANTS.**

7 Section 317(j)(1) of the Public Health Service Act
8 (42 U.S.C. 247b(j)(1)) is amended in the first sentence—

9 (1) by striking “and” after “1991,”; and

10 (2) by striking “1995” and inserting “1993”;

11 and

12 (3) by inserting before the period the following:

13 “, and \$290,000,000 for each of the fiscal years
14 1994 through 1996”.

15 **TITLE IV—IMMUNIZATIONS FOR**
16 **UNINSURED CHILDREN**

17 **SEC. 401. ESTABLISHMENT OF PROGRAM OF FORMULA**
18 **GRANTS TO STATES.**

19 Title III of the Public Health Service Act (42 U.S.C.
20 241 et seq.), as amended by sections 303, 306, and 308
21 of Public Law 102–531, is amended—

22 (1) by redesignating sections 317A through

23 317D as sections 317D through 317G, respectively;

24 and

1 (2) by inserting after section 317 the following
2 section:

3 “FORMULA GRANTS TO STATES REGARDING
4 IMMUNIZATIONS FOR UNINSURED CHILDREN

5 “SEC. 317A. (a) IN GENERAL.—For the purpose de-
6 scribed in subsection (b), the Secretary, acting through
7 the Director of the Centers for Disease Control and Pre-
8 vention, shall make an allotment each fiscal year for each
9 State in an amount determined in accordance with sub-
10 section (i). The Secretary shall make a grant to the State
11 of the allotment made for the State for the fiscal year if
12 the State submits to the Secretary an application in ac-
13 cordance with subsection (g).

14 “(b) PURPOSE OF GRANTS.—The Secretary may
15 make a grant under subsection (a) only if the State in-
16 volved agrees that the grant will be expended only for the
17 purpose of—

18 “(1) purchasing pediatric vaccines; and

19 “(2) utilizing the vaccines to provide immuniza-
20 tions to uninsured children without charge for the
21 cost of the vaccine.

22 “(c) UNINSURED CHILDREN.—For purposes of this
23 section, the term ‘uninsured child’ means an individual 18
24 years of age or younger who is uninsured with respect to
25 health insurance policies or plans (including group health
26 plans or prepaid health plans).

1 “(d) ARRANGEMENTS WITH PROVIDERS.—

2 “(1) IN GENERAL.—The Secretary may make a
3 grant under subsection (a) only if the State involved
4 agrees that the State will enter into arrangements
5 with public and private health care providers to
6 carry out the purpose described in subsection (b)(2).

7 “(2) REQUEST FOR ARRANGEMENTS.—The Sec-
8 retary may make a grant under subsection (a) only
9 if the State involved agrees that pediatric vaccines
10 obtained pursuant to such subsection will not be dis-
11 tributed to a health care provider unless—

12 “(A) the provider submits to the State a
13 written request to participate in the program
14 established by the State pursuant to such sub-
15 section;

16 “(B) the request is in such form and is
17 made in such manner as the Secretary may re-
18 quire; and

19 “(C) the provider makes the agreements
20 described in this subsection.

21 “(3) DETERMINATIONS REGARDING CHIL-
22 DREN.—

23 “(A) IN GENERAL.—An agreement for a
24 health care provider under paragraph (2) is
25 that the provider—

1 “(i) before administering a pediatric
2 vaccine to a child, will ask a parent of the
3 child such questions as are necessary to
4 determine whether the child is an unin-
5 sured child;

6 “(ii) will, for a period of time speci-
7 fied by the Secretary, maintain records of
8 responses made to the questions; and

9 “(iii) will, upon request, make such
10 records available to the State involved and
11 to the Secretary, subject to subparagraph
12 (B).

13 “(B) RESTRICTION ON USE OF INFORMA-
14 TION.—Records provided to a State or to the
15 Secretary under subparagraph (A)(iii) may be
16 used only for purposes of audit of the program
17 carried out pursuant to subsection (a) by the
18 State.

19 “(4) CHARGES FOR VACCINES.—

20 “(A) VACCINES PER SE.—An agreement
21 for a health care provider under paragraph (1)
22 is that, in administering a pediatric vaccine to
23 an uninsured child pursuant to subsection (a),
24 the provider will not impose a charge for the
25 cost of the vaccine.

1 “(B) ADMINISTRATION OF VACCINES.—
2 With respect to compliance with an agreement
3 under subparagraph (A), a health care provider
4 may impose a charge for the administration of
5 a pediatric vaccine pursuant to subsection (a),
6 subject to an agreement by the provider that
7 the provider will not impose such charge with
8 respect to an uninsured child if a parent of the
9 child certifies to the provider that the parent is
10 unable to pay the charge.

11 “(5) RULES OF CONSTRUCTION.—

12 “(A) EXTENT OF PARTICIPATION.—With
13 respect to a health care provider that enters
14 into an arrangement under paragraph (2), this
15 subsection may not be construed as requiring
16 that the provider administer a pediatric vaccine
17 pursuant to subsection (a) to each uninsured
18 child for whom an immunization with the vac-
19 cine is sought from the provider.

20 “(B) VERIFICATION OF INFORMATION.—
21 With respect to compliance with agreements
22 under paragraphs (3) and (4), such agreements
23 may not be construed as requiring a health care
24 provider to verify independently the information

1 provided to the provider by a parent pursuant
2 to such paragraphs.

3 “(e) FEDERAL CRITERIA REGARDING VACCINES.—

4 “(1) ISSUANCE OF CRITERIA.—Not later than
5 180 days after the date of the enactment of this sec-
6 tion, the Secretary shall, through publication in the
7 Federal Register, establish criteria for the purchase
8 and delivery of pediatric vaccines pursuant to sub-
9 section (a).

10 “(2) VACCINES IN LIEU OF GRANT FUNDS.— In
11 establishing criteria under paragraph (1), the Sec-
12 retary may provide that part or all of a grant under
13 subsection (a) to a State will be in the form of pedi-
14 atric vaccines or related services rather than cash.

15 “(3) COMPLIANCE BY STATES.—The Secretary
16 may make a grant under subsection (a) only if the
17 State involved agrees to maintain compliance with
18 the criteria established under paragraph (1).

19 “(f) COORDINATION BY STATES OF IMMUNIZATION
20 ACTIVITIES.—The Secretary may make a grant under
21 subsection (a) only if the State involved agrees to ensure
22 that all activities carried out by the State with respect to
23 the immunization of children are coordinated by a single
24 agency of the State, including coordination regarding—

25 “(1) activities carried out under this section;

1 “(2) activities under section 317, section 317B,
2 and part A of title XIX; and

3 “(3) activities under part A of title IV of the
4 Social Security Act and under the Food Stamp Act
5 of 1977.

6 “(g) APPLICATION FOR GRANT.—An application by
7 a State for a grant under subsection (a) is in accordance
8 with this subsection if the application—

9 “(1) is submitted not later than the date speci-
10 fied by the Secretary;

11 “(2) contains each agreement required in this
12 section; and

13 “(3) is in such form, is made in such manner,
14 and contains such agreements, assurances, and in-
15 formation as the Secretary determines to be nec-
16 essary to carry out this section.

17 “(h) CONTRACTS WITH MANUFACTURERS OF VAC-
18 CINES.—

19 “(1) IN GENERAL.—Subject to the provisions of
20 this subsection, the Secretary shall periodically issue
21 requests for proposals from manufacturers of pedi-
22 atric vaccines for the purpose of maintaining con-
23 tracts under which the Secretary, for purposes of
24 grants under subsection (a), provides for the pur-
25 chase and delivery of pediatric vaccines.

1 “(2) CHARGES FOR SHIPPING AND HAN-
2 DLING.—The Secretary may enter into a contract
3 under paragraph (1) only if the manufacturer in-
4 volved agrees that the manufacturer will provide for
5 delivering pediatric vaccines on behalf of the States
6 in accordance with the criteria established by the
7 Secretary under subsection (e), and will not impose
8 any charges for the costs of such delivery (except to
9 the extent such costs are provided for in the price
10 of the vaccines under the contract).

11 “(3) QUANTITY OF VACCINES.—The Secretary
12 may enter into a contract under paragraph (1) only
13 if the contract provides for maintaining a supply of
14 vaccines sufficient to meet the obligation of the Fed-
15 eral Government under subsection (a) for a period of
16 six months. In carrying out the preceding sentence,
17 the Secretary shall consider the potential for out-
18 breaks of the diseases with respect to which the vac-
19 cines have been developed.

20 “(4) AUTHORITY OF SECRETARY REGARDING
21 CONTRACTS.—In carrying out paragraph (1), the
22 Secretary, to the extent determined by the Secretary
23 to be appropriate, may enter into contracts described
24 in such paragraph, may decline to enter into such
25 contracts, and with the consent of the manufactur-

1 ers involved, may modify such agreements and may
2 extend such agreements.

3 “(5) DURATION OF CONTRACTS.—A contract
4 entered into by the Secretary subsection under para-
5 graph (1) is effective for such period as the Sec-
6 retary and the manufacturer involved may agree in
7 the contract.

8 “(6) RULE OF CONSTRUCTION REGARDING
9 MULTIPLE SUPPLIERS.—With respect to a pediatric
10 vaccine, this subsection may not be construed as
11 prohibiting the Secretary from entering into con-
12 tracts under paragraph (1) with more than one man-
13 ufacturer of the vaccine, or from having in effect dif-
14 ferent prices under each of such contracts.

15 “(i) DETERMINATION OF AMOUNT OF ALLOT-
16 MENT.—The allotment under subsection (a) for a State
17 for a fiscal year shall be an amount equal to the product
18 of—

19 “(1) an amount equal to the amount appro-
20 priated under subsection (l) for grants under sub-
21 section (a) for the fiscal year; and

22 “(2) the percentage equal to the quotient of—

23 “(A) an amount equal to the number of
24 children in the State who are 5 years of age or
25 younger; divided by

1 “(B) an amount equal to the number of
2 children in the United States who are 5 years
3 of age or younger (as determined by the sum of
4 the respective amounts determined under sub-
5 paragraph (A)).

6 “(j) LIST OF PEDIATRIC VACCINES; SCHEDULE FOR
7 ADMINISTRATION.—

8 “(1) RECOMMENDED PEDIATRIC VACCINES.—

9 The Secretary shall establish a list of the vaccines
10 that the Secretary recommends for administration to
11 all children for the purpose of immunizing the chil-
12 dren, subject to such contraindications for particular
13 medical categories of children as the Secretary may
14 establish under paragraph (2)(A)(iv). The Secretary
15 shall periodically review the list, and shall revise the
16 list as appropriate.

17 “(2) RECOMMENDED SCHEDULE FOR ADMINIS-
18 TRATION.—

19 “(A) IN GENERAL.—Subject to subpara-
20 graph (B), in the case of a pediatric vaccine,
21 the Secretary shall establish (and periodically
22 review and as appropriate revise) a schedule of
23 nonbinding recommendations for the following:

1 “(i) The number of immunizations
2 with the vaccine that children should re-
3 ceive.

4 “(ii) The ages at which children
5 should receive the immunizations.

6 “(iii) The dosage of vaccine that
7 should be administered in the immuniza-
8 tions.

9 “(iv) Any contraindications regarding
10 administration of the vaccine to particular
11 medical categories of children.

12 “(v) Such other guidelines as the Sec-
13 retary determines to be appropriate with
14 respect to administering the vaccine to
15 children.

16 “(B) VARIATIONS IN MEDICAL PRAC-
17 TICE.—In establishing and revising a schedule
18 under subparagraph (A), the Secretary shall en-
19 sure that, in the case of the pediatric vaccine
20 involved, the schedule provides for the full
21 range of variations in medical judgment regard-
22 ing the administration of the vaccine, subject to
23 remaining within medical norms.

24 “(3) RULES OF CONSTRUCTION.—

1 “(A) IN GENERAL.—The list established
2 under paragraph (1) and the schedules estab-
3 lished under paragraph (2) do not constitute
4 guidelines, standards, performance measures, or
5 review criteria for purposes of the program car-
6 ried out by the Administrator for Health Care
7 Policy and Research under part B of title IX or
8 under section 1142 of the Social Security Act.

9 “(B) STATE LAWS.—This section does not
10 supersede any State law on requirements with
11 respect to receiving immunizations (including
12 any such law relating to religious exemptions or
13 medical exemptions).

14 “(4) ISSUANCE OF LIST AND SCHEDULES.—Not
15 later than 180 days after the date of the enactment
16 of this section, the Secretary shall establish the ini-
17 tial list required in paragraph (1) and the schedule
18 required in paragraph (2).

19 “(k) DEFINITIONS.—For purposes of this section:

20 “(1) The term ‘immunization’ means an immu-
21 nization against a vaccine-preventable disease.

22 “(2) The term ‘pediatric vaccine’ means a vac-
23 cine included on the list established under subsection
24 (j)(1).

1 “(l) AUTHORIZATION OF APPROPRIATIONS.—For the
2 purpose of carrying out this section, there are authorized
3 to be appropriated \$100,000,000 for each of the fiscal
4 years 1994 through 1996.”.

5 **TITLE V—MONITORING SYSTEM**
6 **WITH RESPECT TO IMMUNIZA-**
7 **TION OF CERTAIN CHILDREN**

8 **SEC. 501. ESTABLISHMENT OF PROGRAM OF FORMULA**
9 **GRANTS TO STATES.**

10 Title III of the Public Health Service Act (42 U.S.C.
11 241 et seq.), as amended by section 401 of this Act, is
12 amended by inserting after section 317A the following
13 section:

14 “MONITORING SYSTEM REGARDING IMMUNIZATION
15 STATUS OF CERTAIN CHILDREN

16 “SEC. 317B. (a) FORMULA GRANTS TO STATES.—
17 For the purpose described in subsection (b), the Secretary,
18 acting through the Director of the Centers for Disease
19 Control and Prevention, shall make an allotment each fis-
20 cal year for each State in an amount determined in ac-
21 cordance with subsection (j). The Secretary shall make a
22 grant to the State of the allotment made for the State
23 for the fiscal year if the State submits to the Secretary
24 an application in accordance with subsection (h).

25 “(b) AUTHORIZED ACTIVITIES.—With respect to des-
26 ignated children (as defined in subsection (c)), the Sec-

1 retary may make a grant under subsection (a) only if the
2 State agrees to expend the grant for the purpose of—

3 “(1) collecting such data as may be necessary
4 to indicate whether designated children have received
5 immunizations in accordance with the schedule es-
6 tablished by the Secretary under section 317A(j);

7 “(2) operating registries to maintain the data
8 (and establishing such registries, in the case of a
9 State that is not operating such a registry);

10 “(4) notifying parents of designated children if
11 the children have not received immunizations in ac-
12 cordance with such schedule, and encouraging par-
13 ents to ensure that the children receive such immu-
14 nizations; and

15 “(5) providing to parents of designated children
16 information, education, and outreach with respect to
17 such schedule.

18 “(c) DESIGNATED CHILDREN.—For purposes of this
19 section, the term ‘designated child’ means an individual
20 18 years of age or younger who—

21 “(1) is uninsured with respect to health insur-
22 ance policies or plans (including group health plans
23 or prepaid health plans);

24 “(2) is a member of a household participating
25 in the Food Stamp Act of 1977; or

1 “(3) with respect to the State involved—

2 “(A) is entitled to medical assistance under
3 the plan approved for the State under title XIX
4 of the Social Security Act (including a State op-
5 erating under a statewide waiver under section
6 1115 of such Act);

7 “(B) is receiving assistance under the plan
8 approved for the State under part A of title IV
9 of the Social Security Act; or

10 “(C) is receiving services under the special
11 supplemental food program for women, infants,
12 and children under section 17 of the Child Nu-
13 trition Act of 1966.

14 “(d) REQUIREMENT REGARDING STATE LAWS.—

15 “(1) IN GENERAL.—The Secretary may make a
16 grant under subsection (a) only if the State in-
17 volved—

18 “(A) provides assurances satisfactory to
19 the Secretary that, not later than October 1,
20 1996, the State will be operating a registry in
21 accordance with this section, including having
22 in effect such laws and regulations as may be
23 necessary to so operate such a registry; and

24 “(B) agrees that, prior to such date, the
25 State will make such efforts to operate a reg-

1 istry in accordance with this section as may be
2 authorized in the law and regulations of the
3 State.

4 “(2) RULES OF CONSTRUCTION.—

5 “(A) With respect to the agreements made
6 by a State under this section, other than para-
7 graph (1)(B), the Secretary may require com-
8 pliance with the agreements only to the extent
9 consistent with such paragraph.

10 “(B) This section does not authorize the
11 Secretary, as a condition of the receipt of a
12 grant under subsection (a) by a State, to pro-
13 hibit the State from providing any parent, upon
14 the request of the parent, with an exemption
15 from the requirements established by the State
16 pursuant to this section for the collection of
17 data regarding any child of the parent.

18 “(e) AUTHORITY REGARDING MONITORING METH-
19 ODOLOGY.—

20 “(1) REPRESENTATIVE SAMPLING.—With re-
21 spect to compliance with the agreement under sub-
22 section (b)(1) to determine the immunization status
23 of designated children, a State may determine such
24 status through representative sampling of the popu-
25 lation of such children in the State, subject to main-

1 taining compliance with criteria issued by the Sec-
2 retary under paragraph (2).

3 “(2) FEDERAL CRITERIA.—Not later than 180
4 days after the date of the enactment of the Respon-
5 sible Parent Immunization Plan Act of 1993, the
6 Secretary shall issue criteria for representative sam-
7 pling under paragraph (1).

8 “(f) COORDINATION BY STATES OF IMMUNIZATION
9 ACTIVITIES.—The Secretary may make a grant under
10 subsection (a) only if the State involved agrees to ensure
11 that all activities carried out by the State with respect to
12 the immunization of children are coordinated by a single
13 agency of the State, including coordination regarding—

14 “(1) the reports required in subsection (g);

15 “(2) other activities carried out under this sec-
16 tion;

17 “(3) activities under section 317, section 317A,
18 and part A of title XIX; and

19 “(4) activities under part A of title IV of the
20 Social Security Act and under the Food Stamp Act
21 of 1977.

22 “(g) REPORTS TO SECRETARY.—The Secretary may
23 make a grant under subsection (a) only if the State in-
24 volved agrees that, not later than February 1 of the fiscal
25 year following the fiscal year for which the grant is made,

1 the State will submit to the Secretary a report on the im-
2 munization status of designated children in the State.

3 “(h) APPLICATION FOR GRANT.—An application by
4 a State for a grant under subsection (a) is in accordance
5 with this subsection if the application—

6 “(1) is submitted not later than the date speci-
7 fied by the Secretary;

8 “(2) contains each agreement required in this
9 section;

10 “(3) provides assurances satisfactory to the
11 Secretary that the State is operating a registry pur-
12 suant to subsection (a), in the case of fiscal year
13 1996 and subsequent fiscal years; and

14 “(4) is in such form, is made in such manner,
15 and contains such agreements, assurances, and in-
16 formation as the Secretary determines to be nec-
17 essary to carry out this section.

18 “(i) USE OF SOCIAL SECURITY ACCOUNT NUM-
19 BERS.—Subject to the provisions of the Social Security
20 Act (or other applicable Federal law), the Secretary may
21 authorize grantees under subsection (a) to utilize social
22 security account numbers in carrying out the purpose de-
23 scribed in subsection (b).

24 “(j) DETERMINATION OF AMOUNT OF ALLOT-
25 MENT.—The allotment under subsection (a) for a State

1 for a fiscal year shall be an amount equal to the product
2 of—

3 “(1) an amount equal to the amount appro-
4 priated under subsection (l) for grants under sub-
5 section (a) for the fiscal year; and

6 “(2) the percentage equal to the quotient of—

7 “(A) an amount equal to the number of
8 children in the State who are 5 years of age or
9 younger; divided by

10 “(B) an amount equal to the number of
11 children in the United States who are 5 years
12 of age or younger (as determined by the sum of
13 the respective amounts determined under sub-
14 paragraph (A)).

15 “(k) DEFINITIONS.—For purposes of this section:

16 “(1) The term ‘designated child’ has the mean-
17 ing given such term in subsection (c).

18 “(2) The term ‘immunization’ means an immu-
19 nization against a vaccine-preventable disease.

20 “(3) The term ‘immunization schedule’ means
21 the schedule established by the Secretary under sec-
22 tion 317A(j).

23 “(4) The term ‘immunization status’, with re-
24 spect to a child, means the extent to which the child

1 has been immunized in accordance with the immuni-
2 zation schedule.

3 “(5) The term ‘parent’, with respect to a child,
4 means the legal guardian of the child.

5 “(I) AUTHORIZATION OF APPROPRIATIONS.—For the
6 purpose of carrying out this section, there is authorized
7 to be appropriated \$75,000,000 for each of the fiscal years
8 1994 through 1996.”.

9 **TITLE VI—PARENTAL BEHAVIOR**
10 **WITH RESPECT TO CHILD-**
11 **HOOD IMMUNIZATIONS**

12 **SEC. 601. ESTABLISHMENT OF DEMONSTRATION PROGRAM.**

13 Part B of title III of the Public Health Service Act
14 (42 U.S.C. 243 et seq.), as amended by section 501 of
15 this Act, is amended by inserting after section 317B the
16 following section:

17 “PARENTAL BEHAVIOR WITH RESPECT TO CHILDHOOD
18 IMMUNIZATIONS

19 “SEC. 317C. (a) GRANTS FOR DEMONSTRATION
20 PROJECTS.—The Secretary may make grants to public
21 and nonprofit private entities to carry out demonstration
22 projects for the purpose of developing innovative methods
23 to encourage parents to ensure that the children of the
24 parents are immunized in accordance with the schedule
25 established by the Secretary under section 317A(j).

1 “(b) PARENTAL INCENTIVES.—With respect to meth-
2 ods to encourage parents for purposes of subsection (a),
3 the Secretary may make a grant under such subsection
4 for any of the following:

5 “(1) Evaluating the reasons provided by par-
6 ents in explanation of the failure of the parents to
7 ensure that the children of the parents are immu-
8 nized in accordance with the immunization schedule.

9 “(2) With respect to health clinics that provide
10 immunizations:

11 “(A) Evaluating the reasons provided by
12 the clinics in explanation of such failure of the
13 parents.

14 “(B) Evaluating activities carried out by
15 clinics to encourage parents to ensure that the
16 children of the parents are immunized in ac-
17 cordance with the immunization schedule.

18 “(C) Increasing the number of hours dur-
19 ing which the clinics provide immunizations.

20 “(D) Providing transportation to the clin-
21 ics for parents and the children of the parents.

22 “(3) Utilizing mobile medical units to provide
23 immunizations.

1 “(4) Providing immunizations on the premises
2 of public housing projects or at sites in close proxim-
3 ity to such projects.

4 “(5) Subject to applicable law, determining the
5 immunization status of siblings of a child whenever
6 the immunization status of the child is determined
7 pursuant to entering school, pursuant to receiving
8 day-care services, or pursuant to participation in
9 Federal, State, or local programs.

10 “(6) Subject to applicable law, increasing or de-
11 creasing benefits of parents and children under Fed-
12 eral, State, and local programs on the basis of the
13 extent to which the children have been immunized in
14 accordance with the immunization schedule.

15 “(7) Such other methods as the Secretary de-
16 termines to be appropriate.

17 “(c) REQUIREMENT OF APPLICATION.—The Sec-
18 retary may make a grant under subsection (a) only if an
19 application for the grant is submitted to the Secretary and
20 the application is in such form, is made in such manner,
21 and contains such agreements, assurances, and informa-
22 tion as the Secretary determines to be necessary to carry
23 out this section.

24 “(d) DEFINITIONS.—For purposes of this section:

1 “(1) The term ‘immunization’ means an immu-
2 nization against a vaccine-preventable disease.

3 “(2) The term ‘immunization schedule’ means
4 the schedule established by the Secretary under sec-
5 tion 317A(j).

6 “(3) The term ‘immunization status’, with re-
7 spect to a child, means the extent to which the child
8 has been immunized in accordance with the immuni-
9 zation schedule.

10 “(4) The term ‘parent’, with respect to a child,
11 means the legal guardian of the child.

12 “(e) FUNDING.—

13 “(1) AUTHORIZATION OF APPROPRIATIONS.—
14 For the purpose of carrying out this section, there
15 are authorized to be appropriated \$50,000,000 for
16 fiscal year 1994, and such sums as may be nec-
17 essary for each of the fiscal years 1995 through
18 1996.

19 “(2) ALLOCATION.—Of the amounts appro-
20 priated under paragraph (1) for a fiscal year, the
21 Secretary shall make available not less than an ag-
22 gregate 20 percent for grants under subsection (a)
23 for the purposes specified in subparagraphs (A) and
24 (B) of paragraph (2) of subsection (b) and in para-
25 graph (6) of such subsection.”.

1 **TITLE VII—USE OF MEDICAID**
2 **FUNDS FOR MONITORING**
3 **MEDICAID BENEFICIARIES**

4 **SEC. 701. USE OF MEDICAID FUNDS FOR MONITORING MED-**
5 **ICAID BENEFICIARIES.**

6 Section 1903 of the Social Security Act (42 U.S.C.
7 1396b) is amended by inserting after subsection (g) the
8 following new subsection:

9 “(h) For purposes of subsection (a)(7), in determin-
10 ing the amounts expended by a State during a quarter
11 for the proper and efficient administration of the State
12 plan, the Secretary shall take into account amounts ex-
13 pended in determining the immunization status of children
14 entitled to medical assistance under the State plan, in ac-
15 cordance with the program of the State described in sec-
16 tion 317B of the Public Health Service Act (but only if
17 the State has exhausted any grant received under section
18 317B of such Act).”.

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