

105TH CONGRESS  
2D SESSION **S. 1754**

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**AMENDMENT**

***In the House of Representatives, U. S.,***

*October 13, 1998.*

*Resolved*, That the bill from the Senate (S. 1754) entitled “An Act to amend the Public Health Service Act to consolidate and reauthorize health professions and minority and disadvantaged health education programs, and for other purposes”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2       (a) *SHORT TITLE.—This Act may be cited as the*  
3    *“Health Professions Education Partnerships Act of 1998”.*

4       (b) *TABLE OF CONTENTS.—The table of contents of this*  
5 *Act is as follows:*

*Sec. 1. Short title; table of contents.*

***TITLE I—HEALTH PROFESSIONS EDUCATION AND FINANCIAL  
ASSISTANCE PROGRAMS***

*Subtitle A—Health Professions Education Programs*

*Sec. 101. Under-represented minority health professions grant program.*

*Sec. 102. Training in primary care medicine and dentistry.*

*Sec. 103. Interdisciplinary, community-based linkages.*

*Sec. 104. Health professions workforce information and analysis.*

*Sec. 105. Public health workforce development.*

*Sec. 106. General provisions.*

*Sec. 107. Preference in certain programs.*

*Sec. 108. Definitions.*

*Sec. 109. Technical amendment on National Health Service Corps.*

*Sec. 110. Savings provision.*

*Subtitle B—Nursing Workforce Development**Sec. 121. Short title.**Sec. 122. Purpose.**Sec. 123. Amendments to Public Health Service Act.**Sec. 124. Savings provision.**Subtitle C—Financial Assistance***CHAPTER 1—SCHOOL-BASED REVOLVING LOAN FUNDS***Sec. 131. Primary care loan program.**Sec. 132. Loans for disadvantaged students.**Sec. 133. Student loans regarding schools of nursing.**Sec. 134. General provisions.***CHAPTER 2—INSURED HEALTH EDUCATION ASSISTANCE LOANS TO GRADUATE STUDENTS***Sec. 141. Health Education Assistance Loan Program.**Sec. 142. HEAL lender and holder performance standards.**Sec. 143. Insurance Program.**Sec. 144. HEAL bankruptcy.**Sec. 145. HEAL refinancing.***TITLE II—OFFICE OF MINORITY HEALTH***Sec. 201. Revision and extension of programs of Office of Minority Health.***TITLE III—SELECTED INITIATIVES***Sec. 301. State offices of rural health.**Sec. 302. Demonstration projects regarding Alzheimer’s Disease.**Sec. 303. Project grants for immunization services.***TITLE IV—MISCELLANEOUS PROVISIONS***Sec. 401. Technical corrections regarding Public Law 103–183.**Sec. 402. Miscellaneous amendments regarding PHS commissioned officers.**Sec. 403. Clinical traineeships.**Sec. 404. Project grants for screenings, referrals, and education regarding lead poisoning.**Sec. 405. Project grants for preventive health services regarding tuberculosis.**Sec. 406. CDC loan repayment program.**Sec. 407. Community programs on domestic violence.**Sec. 408. State loan repayment program.**Sec. 409. Authority of the director of NIH.**Sec. 410. Raise in maximum level of loan repayments.**Sec. 411. Construction of regional centers for research on primates.**Sec. 412. Peer review.**Sec. 413. Funding for trauma care.**Sec. 414. Health information and health promotion.**Sec. 415. Emergency medical services for children.**Sec. 416. Administration of certain requirements.**Sec. 417. Aids drug assistance program.**Sec. 418. National Foundation for Biomedical Research.**Sec. 419. Fetal Alcohol Syndrome prevention and services.*

1   **TITLE I—HEALTH PROFESSIONS**  
2   **EDUCATION AND FINANCIAL**  
3   **ASSISTANCE PROGRAMS**

4   **Subtitle A—Health Professions**  
5   **Education Programs**

6   **SEC. 101. UNDER-REPRESENTED MINORITY HEALTH PRO-**  
7   **FESSIONS GRANT PROGRAM.**

8       (a) *IN GENERAL.*—Part B of title VII of the Public  
9   Health Service Act (42 U.S.C. 293 et seq.) is amended to  
10   read as follows:

11   **“PART B—HEALTH PROFESSIONS TRAINING FOR**  
12                   **DIVERSITY**

13   **“SEC. 736. CENTERS OF EXCELLENCE.**

14       “(a) *IN GENERAL.*—The Secretary shall make grants  
15   to, and enter into contracts with, designated health profes-  
16   sions schools described in subsection (c), and other public  
17   and nonprofit health or educational entities, for the purpose  
18   of assisting the schools in supporting programs of excellence  
19   in health professions education for under-represented mi-  
20   nority individuals.

21       “(b) *REQUIRED USE OF FUNDS.*—The Secretary may  
22   not make a grant under subsection (a) unless the designated  
23   health professions school involved agrees, subject to sub-  
24   section (c)(1)(C), to expend the grant—

1           “(1) to develop a large competitive applicant  
2        pool through linkages with institutions of higher edu-  
3        cation, local school districts, and other community-  
4        based entities and establish an education pipeline for  
5        health professions careers;

6           “(2) to establish, strengthen, or expand programs  
7        to enhance the academic performance of under-rep-  
8        resented minority students attending the school;

9           “(3) to improve the capacity of such school to  
10       train, recruit, and retain under-represented minority  
11       faculty including the payment of such stipends and  
12       fellowships as the Secretary may determine appro-  
13       priate;

14           “(4) to carry out activities to improve the infor-  
15       mation resources, clinical education, curricula and  
16       cultural competence of the graduates of the school, as  
17       it relates to minority health issues;

18           “(5) to facilitate faculty and student research on  
19       health issues particularly affecting under-represented  
20       minority groups, including research on issues relating  
21       to the delivery of health care;

22           “(6) to carry out a program to train students of  
23       the school in providing health services to a significant  
24       number of under-represented minority individuals

1       *through training provided to such students at commu-*  
2       *nity-based health facilities that—*

3               “(A) *provide such health services; and*  
4               “(B) *are located at a site remote from the*  
5       *main site of the teaching facilities of the school;*  
6       *and*

7               “(7) *to provide stipends as the Secretary deter-*  
8       *mines appropriate, in amounts as the Secretary de-*  
9       *termines appropriate.*

10      “(c) *CENTERS OF EXCELLENCE.—*

11      “(1) *DESIGNATED SCHOOLS.—*

12               “(A) *IN GENERAL.—*The designated health  
13       *professions schools referred to in subsection (a)*  
14       *are such schools that meet each of the conditions*  
15       *specified in subparagraph (B) and (C), and*  
16       *that—*

17               “(i) *meet each of the conditions speci-*  
18       *fied in paragraph (2)(A);*

19               “(ii) *meet each of the conditions speci-*  
20       *fied in paragraph (3);*

21               “(iii) *meet each of the conditions speci-*  
22       *fied in paragraph (4); or*

23               “(iv) *meet each of the conditions speci-*  
24       *fied in paragraph (5).*

1                   “(B) *GENERAL CONDITIONS.*—The conditions specified in this subparagraph are that a  
2                   designated health professions school—

3                   “(i) has a significant number of under-represented minority individuals enrolled in the school, including individuals accepted for enrollment in the school;

4                   “(ii) has been effective in assisting under-represented minority students of the school to complete the program of education and receive the degree involved;

5                   “(iii) has been effective in recruiting under-represented minority individuals to enroll in and graduate from the school, including providing scholarships and other financial assistance to such individuals and encouraging under-represented minority students from all levels of the educational pipeline to pursue health professions careers; and

6                   “(iv) has made significant recruitment efforts to increase the number of under-represented minority individuals serving in faculty or administrative positions at the school.

1                   “(C) *CONSORTIUM*.—*The condition specified*  
2                   *in this subparagraph is that, in accordance with*  
3                   *subsection (e)(1), the designated health profession*  
4                   *school involved has with other health profession*  
5                   *schools (designated or otherwise) formed a con-*  
6                   *sortium to carry out the purposes described in*  
7                   *subsection (b) at the schools of the consortium.*

8                   “(D) *APPLICATION OF CRITERIA TO OTHER*  
9                   *PROGRAMS*.—*In the case of any criteria estab-*  
10                   *lished by the Secretary for purposes of determin-*  
11                   *ing whether schools meet the conditions described*  
12                   *in subparagraph (B), this section may not, with*  
13                   *respect to racial and ethnic minorities, be con-*  
14                   *strued to authorize, require, or prohibit the use*  
15                   *of such criteria in any program other than the*  
16                   *program established in this section.*

17                   “(2) *CENTERS OF EXCELLENCE AT CERTAIN HIS-*  
18                   *TORICALLY BLACK COLLEGES AND UNIVERSITIES*.—

19                   “(A) *CONDITIONS*.—*The conditions specified*  
20                   *in this subparagraph are that a designated*  
21                   *health professions school*—

22                   “(i) *is a school described in section*  
23                   *799B(1); and*

1                             “(ii) received a contract under section  
2                             788B for fiscal year 1987, as such section  
3                             was in effect for such fiscal year.

4                             “(B) USE OF GRANT.—In addition to the  
5                             purposes described in subsection (b), a grant  
6                             under subsection (a) to a designated health pro-  
7                             fessions school meeting the conditions described  
8                             in subparagraph (A) may be expended—

9                             “(i) to develop a plan to achieve insti-  
10                             tutional improvements, including financial  
11                             independence, to enable the school to sup-  
12                             port programs of excellence in health profes-  
13                             sions education for under-represented mi-  
14                             nority individuals; and

15                             “(ii) to provide improved access to the  
16                             library and informational resources of the  
17                             school.

18                             “(C) EXCEPTION.—The requirements of  
19                             paragraph (1)(C) shall not apply to a histori-  
20                             cally black college or university that receives  
21                             funding under paragraphs (2) or (5).

22                             “(3) HISPANIC CENTERS OF EXCELLENCE.—The  
23                             conditions specified in this paragraph are that—

24                             “(A) with respect to Hispanic individuals,  
25                             each of clauses (i) through (iv) of paragraph

1                   *(1)(B) applies to the designated health profes-*  
2                   *sions school involved;*

3                   *“(B) the school agrees, as a condition of re-*  
4                   *ceiving a grant under subsection (a), that the*  
5                   *school will, in carrying out the duties described*  
6                   *in subsection (b), give priority to carrying out*  
7                   *the duties with respect to Hispanic individuals;*  
8                   *and*

9                   *“(C) the school agrees, as a condition of re-*  
10                   *ceiving a grant under subsection (a), that—*

11                   *“(i) the school will establish an ar-*  
12                   *rangement with 1 or more public or non-*  
13                   *profit community based Hispanic serving*  
14                   *organizations, or public or nonprofit pri-*  
15                   *ivate institutions of higher education, in-*  
16                   *cluding schools of nursing, whose enrollment*  
17                   *of students has traditionally included a sig-*  
18                   *nificant number of Hispanic individuals,*  
19                   *the purposes of which will be to carry out*  
20                   *a program—*

21                   *“(I) to identify Hispanic students*  
22                   *who are interested in a career in the*  
23                   *health profession involved; and*

1                             “(II) to facilitate the educational  
2                             preparation of such students to enter  
3                             the health professions school; and  
4                             “(ii) the school will make efforts to re-  
5                             cruit Hispanic students, including students  
6                             who have participated in the undergraduate  
7                             or other matriculation program carried out  
8                             under arrangements established by the  
9                             school pursuant to clause (i)(II) and will  
10                            assist Hispanic students regarding the com-  
11                             pletion of the educational requirements for  
12                             a degree from the school.

13                             “(4) NATIVE AMERICAN CENTERS OF EXCEL-  
14                             LENCE.—Subject to subsection (e), the conditions spec-  
15                             ified in this paragraph are that—

16                             “(A) with respect to Native Americans, each  
17                             of clauses (i) through (iv) of paragraph (1)(B)  
18                             applies to the designated health professions  
19                             school involved;

20                             “(B) the school agrees, as a condition of re-  
21                             ceiving a grant under subsection (a), that the  
22                             school will, in carrying out the duties described  
23                             in subsection (b), give priority to carrying out  
24                             the duties with respect to Native Americans; and

1                   “(C) the school agrees, as a condition of re-  
2 ceiving a grant under subsection (a), that—

3                   “(i) the school will establish an ar-  
4 rangement with 1 or more public or non-  
5 profit private institutions of higher edu-  
6 cation, including schools of nursing, whose  
7 enrollment of students has traditionally in-  
8 cluded a significant number of Native  
9 Americans, the purpose of which arrange-  
10 ment will be to carry out a program—

11                   “(I) to identify Native American  
12 students, from the institutions of high-  
13 er education referred to in clause (i),  
14 who are interested in health professions  
15 careers; and

16                   “(II) to facilitate the educational  
17 preparation of such students to enter  
18 the designated health professions school;  
19 and

20                   “(ii) the designated health professions  
21 school will make efforts to recruit Native  
22 American students, including students who  
23 have participated in the undergraduate pro-  
24 gram carried out under arrangements estab-  
25 lished by the school pursuant to clause (i)

1                   *and will assist Native American students*  
2                   *regarding the completion of the educational*  
3                   *requirements for a degree from the des-*  
4                   *ignated health professions school.*

5                   “*(5) OTHER CENTERS OF EXCELLENCE.*—*The*  
6                   *conditions specified in this paragraph are—*

7                   “*(A) with respect to other centers of excel-*  
8                   *lence, the conditions described in clauses (i)*  
9                   *through (iv) of paragraph (1)(B); and*

10                   “*(B) that the health professions school in-*  
11                   *volved has an enrollment of under-represented*  
12                   *minorities above the national average for such*  
13                   *enrollments of health professions schools.*

14                   “*(d) DESIGNATION AS CENTER OF EXCELLENCE.*—

15                   “*(1) IN GENERAL.*—*Any designated health pro-*  
16                   *fessions school receiving a grant under subsection (a)*  
17                   *and meeting the conditions described in paragraph*  
18                   *(2) or (5) of subsection (c) shall, for purposes of this*  
19                   *section, be designated by the Secretary as a Center of*  
20                   *Excellence in Under-Represented Minority Health*  
21                   *Professions Education.*

22                   “*(2) HISPANIC CENTERS OF EXCELLENCE.*—*Any*  
23                   *designated health professions school receiving a grant*  
24                   *under subsection (a) and meeting the conditions de-*  
25                   *scribed in subsection (c)(3) shall, for purposes of this*

1       *section, be designated by the Secretary as a Hispanic*  
2       *Center of Excellence in Health Professions Education.*

3           “(3) NATIVE AMERICAN CENTERS OF EXCEL-  
4       *LENCE.—Any designated health professions school re-*  
5       *ceiving a grant under subsection (a) and meeting the*  
6       *conditions described in subsection (c)(4) shall, for*  
7       *purposes of this section, be designated by the Sec-*  
8       *retary as a Native American Center of Excellence in*  
9       *Health Professions Education. Any consortium receiv-*  
10      *ing such a grant pursuant to subsection (e) shall, for*  
11      *purposes of this section, be so designated.*

12       “(e) AUTHORITY REGARDING NATIVE AMERICAN CEN-  
13      TERS OF EXCELLENCE.—With respect to meeting the condi-  
14      tions specified in subsection (c)(4), the Secretary may make  
15      a grant under subsection (a) to a designated health profes-  
16      sions school that does not meet such conditions if—

17           “(1) the school has formed a consortium in ac-  
18      cordance with subsection (d)(1); and

19           “(2) the schools of the consortium collectively  
20      meet such conditions, without regard to whether the  
21      schools individually meet such conditions.

22       “(f) DURATION OF GRANT.—The period during which  
23      payments are made under a grant under subsection (a)  
24      may not exceed 5 years. Such payments shall be subject to  
25      annual approval by the Secretary and to the availability

1 *of appropriations for the fiscal year involved to make the*  
2 *payments.*

3       “(g) *DEFINITIONS.*—*In this section:*

4           “(1)    *DESIGNATED    HEALTH    PROFESSIONS*  
5           *SCHOOL.*—

6               “(A) *IN GENERAL.*—*The term ‘health profes-*  
7               *sions school’ means, except as provided in sub-*  
8               *paragraph (B), a school of medicine, a school of*  
9               *osteopathic medicine, a school of dentistry, a*  
10               *school of pharmacy, or a graduate program in*  
11               *behavioral or mental health.*

12               “(B) *EXCEPTION.*—*The definition estab-*  
13               *lished in subparagraph (A) shall not apply to*  
14               *the use of the term ‘designated health professions*  
15               *school’ for purposes of subsection (c)(2).*

16               “(2) *PROGRAM OF EXCELLENCE.*—*The term ‘pro-*  
17               *gram of excellence’ means any program carried out*  
18               *by a designated health professions school with a grant*  
19               *made under subsection (a), if the program is for pur-*  
20               *poses for which the school involved is authorized in*  
21               *subsection (b) or (c) to expend the grant.*

22               “(3) *NATIVE AMERICANS.*—*The term ‘Native*  
23               *Americans’ means American Indians, Alaskan Na-*  
24               *tives, Aleuts, and Native Hawaiians.*

25       “(h) *FUNDING.*—

1           “(1) *AUTHORIZATION OF APPROPRIATIONS.*—For  
2        *the purpose of making grants under subsection (a),*  
3        *there authorized to be appropriated \$26,000,000 for*  
4        *fiscal year 1998, and such sums as may be necessary*  
5        *for each of the fiscal years 1999 through 2002.*

6           “(2) *ALLOCATIONS.*—*Based on the amount ap-*  
7        *propriated under paragraph (1) for a fiscal year, one*  
8        *of the following subparagraphs shall apply:*

9           “(A) *IN GENERAL.*—*If the amounts appro-*  
10        *priated under paragraph (1) for a fiscal year*  
11        *are \$24,000,000 or less—*

12           “(i) *the Secretary shall make available*  
13        *\$12,000,000 for grants under subsection (a)*  
14        *to health professions schools that meet the*  
15        *conditions described in subsection (c)(2)(A);*  
16        *and*

17           “(ii) *and available after grants are*  
18        *made with funds under clause (i), the Sec-*  
19        *retary shall make available—*

20           “(I) *60 percent of such amount*  
21        *for grants under subsection (a) to*  
22        *health professions schools that meet the*  
23        *conditions described in paragraph (3)*  
24        *or (4) of subsection (c) (including*

1 meeting the conditions under sub-  
2 section (e)); and

1           paragraph (1) for a fiscal year are \$30,000,000  
2           or more, the Secretary shall make available—

3                   “(i) not less than \$12,000,000 for  
4                   grants under subsection (a) to health profes-  
5                   sions schools that meet the conditions de-  
6                   scribed in subsection (c)(2)(A);

7                   “(ii) not less than \$12,000,000 for  
8                   grants under subsection (a) to health profes-  
9                   sions schools that meet the conditions de-  
10                   scribed in paragraph (3) or (4) of sub-  
11                   section (c) (including meeting conditions  
12                   pursuant to subsection (e));

13                   “(iii) not less than \$6,000,000 for  
14                   grants under subsection (a) to health profes-  
15                   sions schools that meet the conditions de-  
16                   scribed in subsection (c)(5); and

17                   “(iv) after grants are made with funds  
18                   under clauses (i) through (iii), any remain-  
19                   ing funds for grants under subsection (a) to  
20                   health professions schools that meet the con-  
21                   ditions described in paragraph (2)(A), (3),  
22                   (4), or (5) of subsection (c).

23                   “(3) NO LIMITATION.—Nothing in this subsection  
24                   shall be construed as limiting the centers of excellence  
25                   referred to in this section to the designated amount,

1       *or to preclude such entities from competing for other*  
2       *grants under this section.*

3       “*(4) MAINTENANCE OF EFFORT.*—

4           “*(A) IN GENERAL.*—*With respect to activi-*  
5       *ties for which a grant made under this part are*  
6       *authorized to be expended, the Secretary may not*  
7       *make such a grant to a center of excellence for*  
8       *any fiscal year unless the center agrees to main-*  
9       *tain expenditures of non-Federal amounts for*  
10       *such activities at a level that is not less than the*  
11       *level of such expenditures maintained by the cen-*  
12       *ter for the fiscal year preceding the fiscal year*  
13       *for which the school receives such a grant.*

14           “*(B) USE OF FEDERAL FUNDS.*—*With re-*  
15       *spect to any Federal amounts received by a cen-*  
16       *ter of excellence and available for carrying out*  
17       *activities for which a grant under this part is*  
18       *authorized to be expended, the Secretary may not*  
19       *make such a grant to the center for any fiscal*  
20       *year unless the center agrees that the center will,*  
21       *before expending the grant, expend the Federal*  
22       *amounts obtained from sources other than the*  
23       *grant.*

1   **“SEC. 737. SCHOLARSHIPS FOR DISADVANTAGED STUDENTS.**

3       “(a) *IN GENERAL.*—The Secretary may make a grant  
4   to an eligible entity (as defined in subsection (d)(1)) under  
5   this section for the awarding of scholarships by schools to  
6   any full-time student who is an eligible individual as de-  
7   fined in subsection (d). Such scholarships may be expended  
8   only for tuition expenses, other reasonable educational ex-  
9   penses, and reasonable living expenses incurred in the at-  
10   tendance of such school.

11       “(b) *PREFERENCE IN PROVIDING SCHOLARSHIPS.*—  
12   The Secretary may not make a grant to an entity under  
13   subsection (a) unless the health professions and nursing  
14   schools involved agree that, in providing scholarships pur-  
15   suant to the grant, the schools will give preference to stu-  
16   dents for whom the costs of attending the schools would con-  
17   stitute a severe financial hardship and, notwithstanding  
18   other provisions of this section, to former recipients of schol-  
19   arships under sections 736 and 740(d)(2)(B) (as such sec-  
20   tions existed on the day before the date of enactment of this  
21   section).

22       “(c) *AMOUNT OF AWARD.*—In awarding grants to eli-  
23   gible entities that are health professions and nursing  
24   schools, the Secretary shall give priority to eligible entities  
25   based on the proportion of graduating students going into  
26   primary care, the proportion of underrepresented minority

1 students, and the proportion of graduates working in medi-  
2 cally underserved communities.

3 “(d) *DEFINITIONS*.—In this section:

4 “(1) *ELIGIBLE ENTITIES*.—The term ‘eligible en-  
5 tities’ means an entity that—

6 “(A) is a school of medicine, osteopathic  
7 medicine, dentistry, nursing (as defined in sec-  
8 tion 801), pharmacy, podiatric medicine, optom-  
9 etry, veterinary medicine, public health, chiro-  
10 practic, or allied health, a school offering a grad-  
11 uate program in behavioral and mental health  
12 practice, or an entity providing programs for the  
13 training of physician assistants; and

14 “(B) is carrying out a program for recruit-  
15 ing and retaining students from disadvantaged  
16 backgrounds, including students who are mem-  
17 bers of racial and ethnic minority groups.

18 “(2) *ELIGIBLE INDIVIDUAL*.—The term ‘eligible  
19 individual’ means an individual who—

20 “(A) is from a disadvantaged background;

21 “(B) has a financial need for a scholarship;

22 and

23 “(C) is enrolled (or accepted for enrollment)  
24 at an eligible health professions or nursing school

1           *as a full-time student in a program leading to*  
2           *a degree in a health profession or nursing.*

3   **“SEC. 738. LOAN REPAYMENTS AND FELLOWSHIPS REGARD-**  
4           **ING FACULTY POSITIONS.**

5    “(a) *LOAN REPAYMENTS.—*

6           “(1) *ESTABLISHMENT OF PROGRAM.—The Sec-*  
7           *retary shall establish a program of entering into con-*  
8           *tracts with individuals described in paragraph (2)*  
9           *under which the individuals agree to serve as mem-*  
10           *bers of the faculties of schools described in paragraph*  
11           *(3) in consideration of the Federal Government agree-*  
12           *ing to pay, for each year of such service, not more*  
13           *than \$20,000 of the principal and interest of the edu-*  
14           *cational loans of such individuals.*

15           “(2) *ELIGIBLE INDIVIDUALS.—The individuals*  
16           *referred to in paragraph (1) are individuals from dis-*  
17           *advantaged backgrounds who—*

18           “(A) *have a degree in medicine, osteopathic*  
19           *medicine, dentistry, nursing, or another health*  
20           *profession;*

21           “(B) *are enrolled in an approved graduate*  
22           *training program in medicine, osteopathic medi-*  
23           *cine, dentistry, nursing, or other health profes-*  
24           *sion; or*

25           “(C) *are enrolled as full-time students—*

1                   “(i) in an accredited (as determined by  
2                   the Secretary) school described in para-  
3                   graph (3); and

4                   “(ii) in the final year of a course of a  
5                   study or program, offered by such institu-  
6                   tion and approved by the Secretary, leading  
7                   to a degree from such a school.

8                   “(3)    **ELIGIBLE    HEALTH    PROFESSIONS**  
9                   **SCHOOLS.**—*The schools described in this paragraph*  
10                  *are schools of medicine, nursing (as schools of nursing*  
11                  *are defined in section 801), osteopathic medicine, den-*  
12                  *tistry, pharmacy, allied health, podiatric medicine,*  
13                  *optometry, veterinary medicine, or public health, or*  
14                  *schools offering graduate programs in behavioral and*  
15                  *mental health.*

16                   “(4) **REQUIREMENTS REGARDING FACULTY POSI-**  
17                  **TIONS.**—*The Secretary may not enter into a contract*  
18                  *under paragraph (1) unless—*

19                   “(A) *the individual involved has entered*  
20                  *into a contract with a school described in para-*  
21                  *graph (3) to serve as a member of the faculty of*  
22                  *the school for not less than 2 years; and*

23                   “(B) *the contract referred to in subpara-*  
24                  *graph (A) provides that—*

1                   “(i) the school will, for each year for  
2                   which the individual will serve as a member  
3                   of the faculty under the contract with the  
4                   school, make payments of the principal and  
5                   interest due on the educational loans of the  
6                   individual for such year in an amount  
7                   equal to the amount of such payments made  
8                   by the Secretary for the year;

9                   “(ii) the payments made by the school  
10                  pursuant to clause (i) on behalf of the indi-  
11                  vidual will be in addition to the pay that  
12                  the individual would otherwise receive for  
13                  serving as a member of such faculty; and

14                  “(iii) the school, in making a deter-  
15                  mination of the amount of compensation to  
16                  be provided by the school to the individual  
17                  for serving as a member of the faculty, will  
18                  make the determination without regard to  
19                  the amount of payments made (or to be  
20                  made) to the individual by the Federal Gov-  
21                  ernment under paragraph (1).

22                  “(5) APPLICABILITY OF CERTAIN PROVISIONS.—  
23                  The provisions of sections 338C, 338G, and 338I shall  
24                  apply to the program established in paragraph (1) to  
25                  the same extent and in the same manner as such pro-

1       visions apply to the National Health Service Corps  
2       Loan Repayment Program established in subpart III  
3       of part D of title III, including the applicability of  
4       provisions regarding reimbursements for increased tax  
5       liability and regarding bankruptcy.

6       “(6) WAIVER REGARDING SCHOOL CONTRIBUTIONS.—The Secretary may waive the requirement es-  
7       tablished in paragraph (4)(B) if the Secretary deter-  
8       mines that the requirement will impose an undue fi-  
9       nancial hardship on the school involved.

10      “(b) FELLOWSHIPS.—

11      “(1) IN GENERAL.—The Secretary may make  
12       grants to and enter into contracts with eligible enti-  
13       ties to assist such entities in increasing the number  
14       of underrepresented minority individuals who are  
15       members of the faculty of such schools.

16      “(2) APPLICATIONS.—To be eligible to receive a  
17       grant or contract under this subsection, an entity  
18       shall provide an assurance, in the application sub-  
19       mitted by the entity, that—

20      “(A) amounts received under such a grant  
21       or contract will be used to award a fellowship to  
22       an individual only if the individual meets the  
23       requirements of paragraphs (3) and (4); and

1                   “(B) each fellowship awarded pursuant to  
2                   the grant or contract will include—

3                   “(i) a stipend in an amount not ex-  
4                   ceeding 50 percent of the regular salary of  
5                   a similar faculty member for not to exceed  
6                   3 years of training; and

7                   “(ii) an allowance for other expenses,  
8                   such as travel to professional meetings and  
9                   costs related to specialized training.

10                  “(3) ELIGIBILITY.—To be eligible to receive a  
11                  grant or contract under paragraph (1), an applicant  
12                  shall demonstrate to the Secretary that such applicant  
13                  has or will have the ability to—

14                  “(A) identify, recruit and select underrep-  
15                  resented minority individuals who have the po-  
16                  tential for teaching, administration, or conduct-  
17                  ing research at a health professions institution;

18                  “(B) provide such individuals with the  
19                  skills necessary to enable them to secure a  
20                  tenured faculty position at such institution,  
21                  which may include training with respect to ped-  
22                  agogical skills, program administration, the de-  
23                  sign and conduct of research, grants writing,  
24                  and the preparation of articles suitable for publi-  
25                  cation in peer reviewed journals;

1                   “(C) provide services designed to assist such  
2                   individuals in their preparation for an academic  
3                   career, including the provision of counselors; and

4                   “(D) provide health services to rural or  
5                   medically underserved populations.

6                   “(4) REQUIREMENTS.—To be eligible to receive a  
7                   grant or contract under paragraph (1) an applicant  
8                   shall—

9                   “(A) provide an assurance that such appli-  
10                   cant will make available (directly through cash  
11                   donations) \$1 for every \$1 of Federal funds re-  
12                   ceived under this section for the fellowship;

13                   “(B) provide an assurance that institu-  
14                   tional support will be provided for the individ-  
15                   ual for the second and third years at a level that  
16                   is equal to the total amount of institutional  
17                   funds provided in the year in which the grant or  
18                   contract was awarded;

19                   “(C) provide an assurance that the individ-  
20                   ual that will receive the fellowship will be a  
21                   member of the faculty of the applicant school;  
22                   and

23                   “(D) provide an assurance that the individ-  
24                   ual that will receive the fellowship will have, at  
25                   a minimum, appropriate advanced preparation

1                   (such as a master's or doctoral degree) and spe-  
2                   cial skills necessary to enable such individual to  
3                   teach and practice.

4                   “(5) *DEFINITION*.—For purposes of this sub-  
5 section, the term ‘underrepresented minority individ-  
6 uals’ means individuals who are members of racial or  
7 ethnic minority groups that are underrepresented in  
8 the health professions including nursing.

## 9 "SEC. 739. EDUCATIONAL ASSISTANCE IN THE HEALTH PRO-

12           “(a) *IN GENERAL.*—

13                     “(1) AUTHORITY FOR GRANTS.—For the purpose  
14     of assisting individuals from disadvantaged back-  
15     grounds, as determined in accordance with criteria  
16     prescribed by the Secretary, to undertake education to  
17     enter a health profession, the Secretary may make  
18     grants to and enter into contracts with schools of  
19     medicine, osteopathic medicine, public health, den-  
20     tistry, veterinary medicine, optometry, pharmacy, al-  
21     lied health, chiropractic, and podiatric medicine, pub-  
22     lic and nonprofit private schools that offer graduate  
23     programs in behavioral and mental health, programs  
24     for the training of physician assistants, and other  
25     public or private nonprofit health or educational enti-

1       ties to assist in meeting the costs described in para-  
2       graph (2).

3           “(2) AUTHORIZED EXPENDITURES.—A grant or  
4       contract under paragraph (1) may be used by the en-  
5       tity to meet the cost of—

6           “(A) identifying, recruiting, and selecting  
7       individuals from disadvantaged backgrounds, as  
8       so determined, for education and training in a  
9       health profession;

10           “(B) facilitating the entry of such individ-  
11       uals into such a school;

12           “(C) providing counseling, mentoring, or  
13       other services designed to assist such individuals  
14       to complete successfully their education at such a  
15       school;

16           “(D) providing, for a period prior to the  
17       entry of such individuals into the regular course  
18       of education of such a school, preliminary edu-  
19       cation and health research training designed to  
20       assist them to complete successfully such regular  
21       course of education at such a school, or referring  
22       such individuals to institutions providing such  
23       preliminary education;

24           “(E) publicizing existing sources of finan-  
25       cial aid available to students in the education

1       *program of such a school or who are undertaking*  
2       *training necessary to qualify them to enroll in*  
3       *such a program;*

4           “(F) *paying such scholarships as the Sec-*  
5       *retary may determine for such individuals for*  
6       *any period of health professions education at a*  
7       *health professions school;*

8           “(G) *paying such stipends as the Secretary*  
9       *may approve for such individuals for any period*  
10       *of education in student-enhancement programs*  
11       *(other than regular courses), except that such a*  
12       *stipend may not be provided to an individual for*  
13       *more than 12 months, and such a stipend shall*  
14       *be in an amount determined appropriate by the*  
15       *Secretary (notwithstanding any other provision*  
16       *of law regarding the amount of stipends);*

17           “(H) *carrying out programs under which*  
18       *such individuals gain experience regarding a ca-*  
19       *reer in a field of primary health care through*  
20       *working at facilities of public or private non-*  
21       *profit community-based providers of primary*  
22       *health services; and*

23           “(I) *conducting activities to develop a larg-*  
24       *er and more competitive applicant pool through*  
25       *partnerships with institutions of higher edu-*

1                   *cation, school districts, and other community-*  
2                   *based entities.*

3                   “(3) *DEFINITION.*—In this section, the term ‘reg-  
4                   ular course of education of such a school’ as used in  
5                   subparagraph (D) includes a graduate program in be-  
6                   havioral or mental health.

7                   “(b) *REQUIREMENTS FOR AWARDS.*—In making  
8 awards to eligible entities under subsection (a)(1), the Sec-  
9 retary shall give preference to approved applications for  
10 programs that involve a comprehensive approach by several  
11 public or nonprofit private health or educational entities  
12 to establish, enhance and expand educational programs that  
13 will result in the development of a competitive applicant  
14 pool of individuals from disadvantaged backgrounds who  
15 desire to pursue health professions careers. In considering  
16 awards for such a comprehensive partnership approach, the  
17 following shall apply with respect to the entity involved:

18                   “(1) The entity shall have a demonstrated com-  
19                   mitment to such approach through formal agreements  
20                   that have common objectives with institutions of high-  
21                   er education, school districts, and other community-  
22                   based entities.

23                   “(2) Such formal agreements shall reflect the co-  
24 ordination of educational activities and support serv-

1       *ices, increased linkages, and the consolidation of re-*  
2       *sources within a specific geographic area.*

3       “(3) *The design of the educational activities in-*  
4       *olved shall provide for the establishment of a com-*  
5       *petitive health professions applicant pool of individ-*  
6       *uals from disadvantaged backgrounds by enhancing*  
7       *the total preparation (academic and social) of such*  
8       *individuals to pursue a health professions career.*

9       “(4) *The programs or activities under the award*  
10      *shall focus on developing a culturally competent*  
11      *health care workforce that will serve the unserved and*  
12      *underserved populations within the geographic area.*

13       “(c) *EQUITABLE ALLOCATION OF FINANCIAL ASSIST-*  
14      *ANCE.*—*The Secretary, to the extent practicable, shall en-*  
15      *sure that services and activities under subsection (a) are*  
16      *adequately allocated among the various racial and ethnic*  
17      *populations who are from disadvantaged backgrounds.*

18       “(d) *MATCHING REQUIREMENTS.*—*The Secretary may*  
19      *require that an entity that applies for a grant or contract*  
20      *under subsection (a), provide non-Federal matching funds,*  
21      *as appropriate, to ensure the institutional commitment of*  
22      *the entity to the projects funded under the grant or contract.*  
23      *As determined by the Secretary, such non-Federal matching*  
24      *funds may be provided directly or through donations from*

1 public or private entities and may be in cash or in-kind,  
2 fairly evaluated, including plant, equipment, or services.

3 **“SEC. 740. AUTHORIZATION OF APPROPRIATION.**

4       “(a) *SCHOLARSHIPS.*—There are authorized to be ap-  
5 propriated to carry out section 737, \$37,000,000 for fiscal  
6 year 1998, and such sums as may be necessary for each  
7 of the fiscal years 1999 through 2002. Of the amount appro-  
8 priated in any fiscal year, the Secretary shall ensure that  
9 not less than 16 percent shall be distributed to schools of  
10 nursing.

11       “(b) *LOAN REPAYMENTS AND FELLOWSHIPS.*—For the  
12 purpose of carrying out section 738, there is authorized to  
13 be appropriated \$1,100,000 for fiscal year 1998, and such  
14 sums as may be necessary for each of the fiscal years 1999  
15 through 2002.

16       “(c) *EDUCATIONAL ASSISTANCE IN HEALTH PROFES-  
17 SIONS REGARDING INDIVIDUALS FOR DISADVANTAGED  
18 BACKGROUNDS.*—For the purpose of grants and contracts  
19 under section 739(a)(1), there is authorized to be appro-  
20 priated \$29,400,000 for fiscal year 1998, and such sums  
21 as may be necessary for each of the fiscal years 1999  
22 through 2002. The Secretary may use not to exceed 20 per-  
23 cent of the amount appropriated for a fiscal year under  
24 this subsection to provide scholarships under section  
25 739(a)(2)(F).

1       “(d) *REPORT*.—Not later than 6 months after the date  
2 of enactment of this part, the Secretary shall prepare and  
3 submit to the appropriate committees of Congress a report  
4 concerning the efforts of the Secretary to address the need  
5 for a representative mix of individuals from historically mi-  
6 nority health professions schools, or from institutions or  
7 other entities that historically or by geographic location  
8 have a demonstrated record of training or educating under-  
9 represented minorities, within various health professions  
10 disciplines, on peer review councils.”.

11       (b) *REPEAL*.—

12           (1) *IN GENERAL*.—Section 795 of the Public  
13       Health Service Act (42 U.S.C. 295n) is repealed.

14           (2) *NONTERMINATION OF AUTHORITY*.—The  
15       amendments made by this section shall not be con-  
16       strued to terminate agreements that, on the day before  
17       the date of enactment of this Act, are in effect pursu-  
18       ant to section 795 of the Public Health Service Act  
19       (42 U.S.C. 295) as such section existed on such date.  
20       Such agreements shall continue in effect in accord-  
21       ance with the terms of the agreements. With respect  
22       to compliance with such agreements, any period of  
23       practice as a provider of primary health services shall  
24       be counted towards the satisfaction of the requirement  
25       of practice pursuant to such section 795.

1           (c)           CONFORMING           AMENDMENTS.—Section  
 2 481A(c)(3)(D)(i) of the Public Health Service Act (42  
 3 U.S.C. 287a-2(c)(3)(D)(i)) is amended by striking “section  
 4 739” and inserting “part B of title VII”.

5 **SEC. 102. TRAINING IN PRIMARY CARE MEDICINE AND DEN-  
 6 TISTRY.**

7           Part C of title VII of the Public Health Service Act  
 8 (42 U.S.C. 293 et seq.) is amended—

9           (1) in the part heading by striking “**PRI-  
 10 MARY HEALTH CARE**” and inserting “**FAM-  
 11 ILY MEDICINE, GENERAL INTERNAL  
 12 MEDICINE, GENERAL PEDIATRICS,  
 13 PHYSICIAN ASSISTANTS, GENERAL  
 14 DENTISTRY, AND PEDIATRIC DEN-  
 15 TISTRY”;**

16           (2) by repealing section 746 (42 U.S.C. 293j);

17           (3) in section 747 (42 U.S.C. 293k)—

18           (A) by striking the section heading and in-  
 19 serting the following:

20 “**SEC. 747. FAMILY MEDICINE, GENERAL INTERNAL MEDI-  
 21 CINE, GENERAL PEDIATRICS, GENERAL DEN-  
 22 TISTRY, PEDIATRIC DENTISTRY, AND PHYSI-  
 23 CIAN ASSISTANTS.**”;

24           (B) in subsection (a)—

25           (i) in paragraph (1)—

(I) by inserting “, internal medicine, or pediatrics” after “family medicine”; and

(II) by inserting before the semi-colon the following: "that emphasizes training for the practice of family medicine, general internal medicine, or general pediatrics (as defined by the Secretary)";

(ii) in paragraph (2), by inserting “, general internal medicine, or general pediatrics” before the semicolon;

(iii) in paragraphs (3) and (4), by inserting “(including geriatrics), general internal medicine or general pediatrics” after “family medicine”;

(iv) in paragraph (3), by striking  
“and” at the end thereof;

(v) in paragraph (4), by striking the period and inserting a semicolon; and

(vii) by adding at the end thereof the following new paragraphs:

*“(5) to meet the costs of projects to plan, develop, operate or maintain programs for the training of physician assistants (as defined in section 799B), and*

1       *for the training of individuals who will teach in pro-*  
2       *grams to provide such training; and*

3           *“(6) to meet the costs of planning, developing, or*  
4       *operating programs, and to provide financial assist-*  
5       *ance to residents in such programs, of general den-*  
6       *tistry or pediatric dentistry.*

7       *For purposes of paragraph (6), entities eligible for such*  
8       *grants or contracts shall include entities that have pro-*  
9       *grams in dental schools, approved residency programs in*  
10      *the general or pediatric practice of dentistry, approved ad-*  
11      *vanced education programs in the general or pediatric*  
12      *practice of dentistry, or approved residency programs in*  
13      *pediatric dentistry.”;*

14           *(C) in subsection (b)—*

15           *(i) in paragraphs (1) and (2)(A), by*  
16       *inserting “, general internal medicine, or*  
17       *general pediatrics” after “family medicine”;*

18           *(ii) in paragraph (2)—*

19           *(I) in subparagraph (A), by strik-*  
20       *ing “or” at the end; and*

21           *(II) in subparagraph (B), by*  
22       *striking the period and inserting “;*  
23       *or”; and*

24           *(iii) by adding at the end the follow-*  
25       *ing:*

1           “(3) *PRIORITY IN MAKING AWARDS*.—*In making*  
2           *awards of grants and contracts under paragraph (1),*  
3           *the Secretary shall give priority to any qualified ap-*  
4           *plicant for such an award that proposes a collabora-*  
5           *tive project between departments of primary care.*”;

6           (D) by redesignating subsections (c) and (d)  
7           as subsections (d) and (e), respectively;

8           (E) by inserting after subsection (b), the fol-  
9           lowing new subsection:

10          “(c) *PRIORITY*.—

11           “(1) *IN GENERAL*.—*With respect to programs for*  
12           *the training of interns or residents, the Secretary*  
13           *shall give priority in awarding grants under this sec-*  
14           *tion to qualified applicants that have a record of*  
15           *training the greatest percentage of providers, or that*  
16           *have demonstrated significant improvements in the*  
17           *percentage of providers, which enter and remain in*  
18           *primary care practice or general or pediatric den-*  
19           *tistry.*

20          “(2) *DISADVANTAGED INDIVIDUALS*.—*With re-*  
21           *spect to programs for the training of interns, resi-*  
22           *dents, or physician assistants, the Secretary shall give*  
23           *priority in awarding grants under this section to*  
24           *qualified applicants that have a record of training in-*  
25           *dividuals who are from disadvantaged backgrounds*

1       *(including racial and ethnic minorities underrep-*  
2       *resented among primary care practice or general or*  
3       *pediatric dentistry).*

4       “*(3) SPECIAL CONSIDERATION.—In awarding*  
5       *grants under this section the Secretary shall give spe-*  
6       *cial consideration to projects which prepare practi-*  
7       *tioners to care for underserved populations and other*  
8       *high risk groups such as the elderly, individuals with*  
9       *HIV-AIDS, substance abusers, homeless, and victims*  
10       *of domestic violence.”; and*

11       *(F) in subsection (e) (as so redesignated by*  
12       *subparagraph (D))—*

13               *(i) in paragraph (1), by striking*  
14               *“\$54,000,000” and all that follows and in-*  
15               *serting “\$78,300,000 for fiscal year 1998,*  
16               *and such sums as may be necessary for each*  
17               *of the fiscal years 1999 through 2002.”; and*

18               *(ii) by striking paragraph (2) and in-*  
19               *serting the following:*

20       “*(2) ALLOCATION.—*

21               *“(A) IN GENERAL.—Of the amounts appro-*  
22               *priated under paragraph (1) for a fiscal year,*  
23               *the Secretary shall make available—*

24               *“(i) not less than \$49,300,000 for*  
25               *awards of grants and contracts under sub-*

1           *section (a) to programs of family medicine,*  
2           *of which not less than \$8,600,000 shall be*  
3           *made available for awards of grants and*  
4           *contracts under subsection (b) for family*  
5           *medicine academic administrative units;*

6           “(ii) *not less than \$17,700,000 for*  
7           *awards of grants and contracts under sub-*  
8           *section (a) to programs of general internal*  
9           *medicine and general pediatrics;*

10           “(iii) *not less than \$6,800,000 for*  
11           *awards of grants and contracts under sub-*  
12           *section (a) to programs relating to physi-*  
13           *cian assistants; and*

14           “(iv) *not less than \$4,500,000 for*  
15           *awards of grants and contracts under sub-*  
16           *section (a) to programs of general or pedi-*  
17           *atric dentistry.*

18           “(B) *RATABLE REDUCTION.—If amounts*  
19           *appropriated under paragraph (1) for any fiscal*  
20           *year are less than the amount required to com-*  
21           *ply with subparagraph (A), the Secretary shall*  
22           *ratably reduce the amount to be made available*  
23           *under each of clauses (i) through (iv) of such*  
24           *subparagraph accordingly.”; and*

4 "SEC. 748. ADVISORY COMMITTEE ON TRAINING IN PRI-  
5 MARY CARE MEDICINE AND DENTISTRY.

6       “(a) *ESTABLISHMENT*.—The Secretary shall establish  
7 an advisory committee to be known as the *Advisory Com-*  
8 *mittee on Training in Primary Care Medicine and Den-*  
9 *tistry* (in this section referred to as the ‘*Advisory Commit-*  
10 *tee*’).

## 11           “*b) COMPOSITION.*—

12           “(1) *IN GENERAL.*—The Secretary shall deter-  
13        mine the appropriate number of individuals to serve  
14        on the Advisory Committee. Such individuals shall  
15        not be officers or employees of the Federal Govern-  
16        ment.

17                     “(2) APPOINTMENT.—Not later than 90 days  
18 after the date of enactment of this Act, the Secretary  
19 shall appoint the members of the Advisory Committee  
20 from among individuals who are health professionals.  
21 In making such appointments, the Secretary shall en-  
22 sure a fair balance between the health professions,  
23 that at least 75 percent of the members of the Advi-  
24 sory Committee are health professionals, a broad geo-  
25 graphic representation of members and a balance be-

1       *tween urban and rural members. Members shall be*  
2       *appointed based on their competence, interest, and*  
3       *knowledge of the mission of the profession involved.*

4       “(3) *MINORITY REPRESENTATION.*—*In appoint-*  
5       *ing the members of the Advisory Committee under*  
6       *paragraph (2), the Secretary shall ensure the ade-*  
7       *quate representation of women and minorities.*

8       “(c) *TERMS.*—

9       “(1) *IN GENERAL.*—*A member of the Advisory*  
10      *Committee shall be appointed for a term of 3 years,*  
11      *except that of the members first appointed—*

12       “(A) *1/3 of such members shall serve for a*  
13       *term of 1 year;*

14       “(B) *1/3 of such members shall serve for a*  
15       *term of 2 years; and*

16       “(C) *1/3 of such members shall serve for a*  
17       *term of 3 years.*

18       “(2) *VACANCIES.*—

19       “(A) *IN GENERAL.*—*A vacancy on the Advi-*  
20      *sory Committee shall be filled in the manner in*  
21      *which the original appointment was made and*  
22      *shall be subject to any conditions which applied*  
23      *with respect to the original appointment.*

24       “(B) *FILLING UNEXPIRED TERM.*—*An indi-*  
25      *vidual chosen to fill a vacancy shall be ap-*

1           *pointed for the unexpired term of the member re-*  
2           *placed.*

3       “(d) *DUTIES.*—*The Advisory Committee shall—*

4           *“(1) provide advice and recommendations to the*  
5           *Secretary concerning policy and program develop-*  
6           *ment and other matters of significance concerning the*  
7           *activities under section 747; and*

8           *“(2) not later than 3 years after the date of en-*  
9           *actment of this section, and annually thereafter, pre-*  
10           *pare and submit to the Secretary, and the Committee*  
11           *on Labor and Human Resources of the Senate, and*  
12           *the Committee on Commerce of the House of Rep-*  
13           *resentatives, a report describing the activities of the*  
14           *Committee, including findings and recommendations*  
15           *made by the Committee concerning the activities*  
16           *under section 747.*

17       “(e) *MEETINGS AND DOCUMENTS.*—

18           *“(1) *MEETINGS.*—*The Advisory Committee shall**  
19           *meet not less than 2 times each year. Such meetings*  
20           *shall be held jointly with other related entities estab-*  
21           *lished under this title where appropriate.*

22           *“(2) *DOCUMENTS.*—*Not later than 14 days prior**  
23           *to the convening of a meeting under paragraph (1),*  
24           *the Advisory Committee shall prepare and make*  
25           *available an agenda of the matters to be considered by*

1       *the Advisory Committee at such meeting. At any such*  
2       *meeting, the Advisory Council shall distribute mate-*  
3       *rials with respect to the issues to be addressed at the*  
4       *meeting. Not later than 30 days after the adjourning*  
5       *of such a meeting, the Advisory Committee shall pre-*  
6       *pare and make available a summary of the meeting*  
7       *and any actions taken by the Committee based upon*  
8       *the meeting.*

9       “*(f) COMPENSATION AND EXPENSES.—*

10      “*(1) COMPENSATION.—Each member of the Advi-*  
11      *sory Committee shall be compensated at a rate equal*  
12      *to the daily equivalent of the annual rate of basic pay*  
13      *prescribed for level IV of the Executive Schedule*  
14      *under section 5315 of title 5, United States Code, for*  
15      *each day (including travel time) during which such*  
16      *member is engaged in the performance of the duties*  
17      *of the Committee.*

18      “*(2) EXPENSES.—The members of the Advisory*  
19      *Committee shall be allowed travel expenses, including*  
20      *per diem in lieu of subsistence, at rates authorized for*  
21      *employees of agencies under subchapter I of chapter*  
22      *57 of title 5, United States Code, while away from*  
23      *their homes or regular places of business in the per-*  
24      *formance of services for the Committee.*

1       “(g) *FACA*.—*The Federal Advisory Committee Act*  
2 *shall apply to the Advisory Committee under this section*  
3 *only to the extent that the provisions of such Act do not*  
4 *conflict with the requirements of this section.*”.

5 **SEC. 103. INTERDISCIPLINARY, COMMUNITY-BASED LINK-  
6 AGES.**

7       *Part D of title VII of the Public Health Service Act*  
8 *(42 U.S.C. 294 et seq.) is amended to read as follows:*

9       **“PART D—INTERDISCIPLINARY, COMMUNITY-  
10 BASED LINKAGES**

11       **“SEC. 750. GENERAL PROVISIONS.**

12       “(a) *COLLABORATION*.—*To be eligible to receive assistance under this part, an academic institution shall use such assistance in collaboration with 2 or more disciplines.*

15       “(b) *ACTIVITIES*.—*An entity shall use assistance under this part to carry out innovative demonstration projects for strategic workforce supplementation activities as needed to meet national goals for interdisciplinary, community-based linkages. Such assistance may be used consistent with this part—*

21           “(1) *to develop and support training programs;*  
22           “(2) *for faculty development;*  
23           “(3) *for model demonstration programs;*  
24           “(4) *for the provision of stipends for fellowship trainees;*

1           “(5) to provide technical assistance; and  
2           “(6) for other activities that will produce out-  
3           comes consistent with the purposes of this part.

4   **“SEC. 751. AREA HEALTH EDUCATION CENTERS.**

5           “(a) *AUTHORITY FOR PROVISION OF FINANCIAL AS-  
6           SISTANCE.—*

7           “(1) *ASSISTANCE FOR PLANNING, DEVELOPMENT,  
8           AND OPERATION OF PROGRAMS.—*

9           “(A) *IN GENERAL.—*The Secretary shall  
10           award grants to and enter into contracts with  
11           schools of medicine and osteopathic medicine,  
12           and incorporated consortia made up of such  
13           schools, or the parent institutions of such schools,  
14           for projects for the planning, development and  
15           operation of area health education center pro-  
16           grams that—

17           “(i) improve the recruitment, distribu-  
18           tion, supply, quality and efficiency of per-  
19           sonnel providing health services in under-  
20           served rural and urban areas and personnel  
21           providing health services to populations  
22           having demonstrated serious unmet health  
23           care needs;

24           “(ii) increase the number of primary  
25           care physicians and other primary care

1           *providers who provide services in under-*  
2           *served areas through the offering of an edu-*  
3           *ritional continuum of health career recruit-*  
4           *ment through clinical education concerning*  
5           *underserved areas in a comprehensive*  
6           *health workforce strategy;*

7           “*(iii) carry out recruitment and health*  
8           *career awareness programs to recruit indi-*  
9           *viduals from underserved areas and under-*  
10           *represented populations, including minority*  
11           *and other elementary or secondary students,*  
12           *into the health professions;*

13           “*(iv) prepare individuals to more effec-*  
14           *tively provide health services to underserved*  
15           *areas or underserved populations through*  
16           *field placements, preceptorships, the conduct*  
17           *of or support of community-based primary*  
18           *care residency programs, and agreements*  
19           *with community-based organizations such*  
20           *as community health centers, migrant*  
21           *health centers, Indian health centers, public*  
22           *health departments and others;*

23           “*(v) conduct health professions edu-*  
24           *cation and training activities for students*

1                   *of health professions schools and medical*  
2                   *residents;*

3                   “(vi) conduct at least 10 percent of  
4                   medical student required clinical education  
5                   at sites remote to the primary teaching fa-  
6                   cility of the contracting institution; and

7                   “(vii) provide information dissemina-  
8                   tion and educational support to reduce pro-  
9                   fessional isolation, increase retention,  
10                   enhance the practice environment, and im-  
11                   prove health care through the timely dis-  
12                   semination of research findings using rel-  
13                   evant resources.

14                   “(B) OTHER ELIGIBLE ENTITIES.—With re-  
15                   spect to a State in which no area health edu-  
16                   cation center program is in operation, the Sec-  
17                   retary may award a grant or contract under  
18                   subparagraph (A) to a school of nursing.

19                   “(C) PROJECT TERMS.—

20                   “(i) IN GENERAL.—Except as provided  
21                   in clause (ii), the period during which pay-  
22                   ments may be made under an award under  
23                   subparagraph (A) may not exceed—

24                   “(I) in the case of a project, 12  
25                   years or

9           “(2) ASSISTANCE FOR OPERATION OF MODEL  
10           PROGRAMS.—

11                             “(A) *IN GENERAL*.—*In the case of any en-*  
12                             *tity described in paragraph (1)(A) that—*

19           *the Secretary may provide financial assistance*  
20           *to such entity to pay the costs of operating and*  
21           *carrying out the requirements of the program as*  
22           *described in paragraph (1).*

23                             “(B) MATCHING REQUIREMENT.—With re-  
24                             spect to the costs of operating a model program  
25                             under subparagraph (A), an entity, to be eligible

1           *for financial assistance under subparagraph (A),*  
2           *shall make available (directly or through con-*  
3           *tributions from State, county or municipal gov-*  
4           *ernments, or the private sector) recurring non-*  
5           *Federal contributions in cash toward such costs*  
6           *in an amount that is equal to not less than 50*  
7           *percent of such costs.*

8           “(C) *LIMITATION.*—*The aggregate amount*  
9           *of awards provided under subparagraph (A) to*  
10           *entities in a State for a fiscal year may not ex-*  
11           *ceed the lesser of—*

12           “(i) *\$2,000,000; or*  
13           “(ii) *an amount equal to the product*  
14           *of \$250,000 and the aggregate number of*  
15           *area health education centers operated in*  
16           *the State by such entities.*

17           “(b) *REQUIREMENTS FOR CENTERS.*—

18           “(1) *GENERAL REQUIREMENT.*—*Each area*  
19           *health education center that receives funds under this*  
20           *section shall encourage the regionalization of health*  
21           *professions schools through the establishment of part-*  
22           *nerships with community-based organizations.*

23           “(2) *SERVICE AREA.*—*Each area health edu-*  
24           *cation center that receives funds under this section*  
25           *shall specifically designate a geographic area or medi-*

1       *cally underserved population to be served by the cen-*  
2       *ter. Such area or population shall be in a location re-*  
3       *moved from the main location of the teaching facili-*  
4       *ties of the schools participating in the program with*  
5       *such center.*

6       “*(3) OTHER REQUIREMENTS.—Each area health*  
7       *education center that receives funds under this section*  
8       *shall—*

9           “*(A) assess the health personnel needs of the*  
10       *area to be served by the center and assist in the*  
11       *planning and development of training programs*  
12       *to meet such needs;*

13           “*(B) arrange and support rotations for stu-*  
14       *dents and residents in family medicine, general*  
15       *internal medicine or general pediatrics, with at*  
16       *least one center in each program being affiliated*  
17       *with or conducting a rotating osteopathic intern-*  
18       *ship or medical residency training program in*  
19       *family medicine (including geriatrics), general*  
20       *internal medicine (including geriatrics), or gen-*  
21       *eral pediatrics in which no fewer than 4 individ-*  
22       *uals are enrolled in first-year positions;*

23           “*(C) conduct and participate in inter-*  
24       *disciplinary training that involves physicians*  
25       *and other health personnel including, where*

1           practicable, public health professionals, physician assistants, nurse practitioners, nurse midwives, and behavioral and mental health providers; and

5           “(D) have an advisory board, at least 75 percent of the members of which shall be individuals, including both health service providers and consumers, from the area served by the center.

9           “(c) *CERTAIN PROVISIONS REGARDING FUNDING.*—

10           “(1) *ALLOCATION TO CENTER.*—Not less than 75 percent of the total amount of Federal funds provided to an entity under this section shall be allocated by an area health education center program to the area health education center. Such entity shall enter into an agreement with each center for purposes of specifying the allocation of such 75 percent of funds.

17           “(2) *OPERATING COSTS.*—With respect to the operating costs of the area health education center program of an entity receiving funds under this section, the entity shall make available (directly or through contributions from State, county or municipal governments, or the private sector) non-Federal contributions in cash toward such costs in an amount that is equal to not less than 50 percent of such costs, except that the Secretary may grant a waiver for up to 75

1       percent of the amount of the required non-Federal  
2       match in the first 3 years in which an entity receives  
3       funds under this section.

4       **“SEC. 752. HEALTH EDUCATION AND TRAINING CENTERS.**

5       “(a) *IN GENERAL.*—To be eligible for funds under this  
6       section, a health education training center shall be an en-  
7       tity otherwise eligible for funds under section 751 that—

8               “(1) addresses the persistent and severe unmet  
9       health care needs in States along the border between  
10       the United States and Mexico and in the State of  
11       Florida, and in other urban and rural areas with  
12       populations with serious unmet health care needs;

13               “(2) establishes an advisory board comprised of  
14       health service providers, educators and consumers  
15       from the service area;

16               “(3) conducts training and education programs  
17       for health professions students in these areas;

18               “(4) conducts training in health education serv-  
19       ices, including training to prepare community health  
20       workers; and

21               “(5) supports health professionals (including  
22       nursing) practicing in the area through educational  
23       and other services.

24       “(b) *ALLOCATION OF FUNDS.*—The Secretary shall  
25       make available 50 percent of the amounts appropriated for

1 *each fiscal year under section 752 for the establishment or*  
2 *operation of health education training centers through*  
3 *projects in States along the border between the United*  
4 *States and Mexico and in the State of Florida.*

5 **“SEC. 753. EDUCATION AND TRAINING RELATING TO GERI-**  
6 **ATRICS.**

7 **“(a) GERIATRIC EDUCATION CENTERS.—**

8 *“(1) IN GENERAL.—The Secretary shall award*  
9 *grants or contracts under this section to entities de-*  
10 *scribed in paragraphs (1), (3), or (4) of section 799B,*  
11 *and section 853(2), for the establishment or operation*  
12 *of geriatric education centers.*

13 *“(2) REQUIREMENTS.—A geriatric education*  
14 *center is a program that—*

15 *“(A) improves the training of health profes-*  
16 *sionals in geriatrics, including geriatric*  
17 *residencies, traineeships, or fellowships;*

18 *“(B) develops and disseminates curricula*  
19 *relating to the treatment of the health problems*  
20 *of elderly individuals;*

21 *“(C) supports the training and retraining*  
22 *of faculty to provide instruction in geriatrics;*

23 *“(D) supports continuing education of*  
24 *health professionals who provide geriatric care;*  
25 *and*

1           “(E) provides students with clinical train-  
2           ing in geriatrics in nursing homes, chronic and  
3           acute disease hospitals, ambulatory care centers,  
4           and senior centers.

5           “(b) *GERIATRIC TRAINING REGARDING PHYSICIANS*  
6 *AND DENTISTS.*—

7           “(1) *IN GENERAL.*—The Secretary may make  
8           grants to, and enter into contracts with, schools of  
9           medicine, schools of osteopathic medicine, teaching  
10          hospitals, and graduate medical education programs,  
11          for the purpose of providing support (including  
12          residencies, traineeships, and fellowships) for geriatric  
13          training projects to train physicians, dentists and be-  
14          havioral and mental health professionals who plan to  
15          teach geriatric medicine, geriatric behavioral or men-  
16          tal health, or geriatric dentistry.

17           “(2) *REQUIREMENTS.*—Each project for which a  
18          grant or contract is made under this subsection  
19          shall—

20           “(A) be staffed by full-time teaching physi-  
21          cians who have experience or training in geri-  
22          atric medicine or geriatric behavioral or mental  
23          health;

24           “(B) be staffed, or enter into an agreement  
25          with an institution staffed by full-time or part-

1           *time teaching dentists who have experience or*  
2           *training in geriatric dentistry;*

3           “*(C) be staffed, or enter into an agreement*  
4           *with an institution staffed by full-time or part-*  
5           *time teaching behavioral mental health profes-*  
6           *sionals who have experience or training in geri-*  
7           *atric behavioral or mental health;*

8           “*(D) be based in a graduate medical edu-*  
9           *cation program in internal medicine or family*  
10           *medicine or in a department of geriatrics or be-*  
11           *havioral or mental health;*

12           “*(E) provide training in geriatrics and ex-*  
13           *posure to the physical and mental disabilities of*  
14           *elderly individuals through a variety of service*  
15           *rotations, such as geriatric consultation services,*  
16           *acute care services, dental services, geriatric be-*  
17           *havioral or mental health units, day and home*  
18           *care programs, rehabilitation services, extended*  
19           *care facilities, geriatric ambulatory care and*  
20           *comprehensive evaluation units, and community*  
21           *care programs for elderly mentally retarded in-*  
22           *dividuals; and*

23           “*(F) provide training in geriatrics through*  
24           *one or both of the training options described in*  
25           *subparagraphs (A) and (B) of paragraph (3).*

1           “(3) TRAINING OPTIONS.—*The training options*  
2        *referred to in subparagraph (F) of paragraph (2)*  
3        *shall be as follows:*

4           “(A) *A 1-year retraining program in geri-*  
5        *iatrics for—*

6           “(i) *physicians who are faculty mem-*  
7        *bers in departments of internal medicine,*  
8        *family medicine, gynecology, geriatrics, and*  
9        *behavioral or mental health at schools of*  
10      *medicine and osteopathic medicine;*

11      “(ii) *dentists who are faculty members*  
12      *at schools of dentistry or at hospital depart-*  
13      *ments of dentistry; and*

14      “(iii) *behavioral or mental health pro-*  
15      *fessionals who are faculty members in de-*  
16      *partments of behavioral or mental health;*  
17      *and*

18      “(B) *A 2-year internal medicine or family*  
19      *medicine fellowship program providing emphasis*  
20      *in geriatrics, which shall be designed to provide*  
21      *training in clinical geriatrics and geriatrics re-*  
22      *search for—*

23      “(i) *physicians who have completed*  
24      *graduate medical education programs in in-*  
25      *ternal medicine, family medicine, behav-*

1                   *ioral or mental health, neurology, gynecology, or rehabilitation medicine;*

2                   “*(ii) dentists who have demonstrated a commitment to an academic career and who have completed postdoctoral dental training, including postdoctoral dental education programs or who have relevant advanced training or experience; and*

3                   “*(iii) behavioral or mental health professionals who have completed graduate medical education programs in behavioral or mental health.*

4                   “*(4) DEFINITIONS.—For purposes of this subsection:*

5                   “*(A) The term ‘graduate medical education program’ means a program sponsored by a school of medicine, a school of osteopathic medicine, a hospital, or a public or private institution that—*

6                   “*(i) offers postgraduate medical training in the specialties and subspecialties of medicine; and*

7                   “*(ii) has been accredited by the Accreditation Council for Graduate Medical Education or the American Osteopathic Associa-*

1 *tion through its Committee on Postdoctoral*  
2 *Training.*

3                   “(B) The term ‘post-doctoral dental edu-  
4                   cation program’ means a program sponsored by  
5                   a school of dentistry, a hospital, or a public or  
6                   private institution that—

13        "(c) *GERIATRIC FACULTY FELLOWSHIPS*.—

14           “(1) *ESTABLISHMENT OF PROGRAM.*—The Sec-  
15           retary shall establish a program to provide Geriatric  
16           Academic Career Awards to eligible individuals to  
17           promote the career development of such individuals as  
18           academic geriatricians.

19           “(2) *ELIGIBLE INDIVIDUALS.*—To be eligible to  
20 receive an Award under paragraph (1), an individual  
21 shall—

22                   “(A) be board certified or board eligible in  
23                   internal medicine, family practice, or psychia-  
24                   try;

1                   “(B) have completed an approved fellowship  
2                   program in geriatrics; and

3                   “(C) have a junior faculty appointment at  
4                   an accredited (as determined by the Secretary)  
5                   school of medicine or osteopathic medicine.

6                   “(3) *LIMITATIONS*.—No Award under paragraph  
7                   (1) may be made to an eligible individual unless the  
8                   individual—

9                   “(A) has submitted to the Secretary an ap-  
10                   plication, at such time, in such manner, and  
11                   containing such information as the Secretary  
12                   may require, and the Secretary has approved  
13                   such application; and

14                   “(B) provides, in such form and manner as  
15                   the Secretary may require, assurances that the  
16                   individual will meet the service requirement de-  
17                   scribed in subsection (e).

18                   “(4) *AMOUNT AND TERM*.—

19                   “(A) *AMOUNT*.—The amount of an Award  
20                   under this section shall equal \$50,000 for fiscal  
21                   year 1998, adjusted for subsequent fiscal years to  
22                   reflect the increase in the Consumer Price Index.

23                   “(B) *TERM*.—The term of any Award made  
24                   under this subsection shall not exceed 5 years.

1           “(5) SERVICE REQUIREMENT.—An individual  
2        *who receives an Award under this subsection shall*  
3        *provide training in clinical geriatrics, including the*  
4        *training of interdisciplinary teams of health care pro-*  
5        *fessionals. The provision of such training shall con-*  
6        *stitute at least 75 percent of the obligations of such*  
7        *individual under the Award.*

8    **“SEC. 754. QUENTIN N. BURDICK PROGRAM FOR RURAL**  
9           **INTERDISCIPLINARY TRAINING.**

10       “(a) GRANTS.—*The Secretary may make grants or*  
11       *contracts under this section to help entities fund authorized*  
12       *activities under an application approved under subsection*  
13       *(c).*

14       “(b) USE OF AMOUNTS.—

15       “(1) IN GENERAL.—*Amounts provided under*  
16       *subsection (a) shall be used by the recipients to fund*  
17       *interdisciplinary training projects designed to—*

18           “(A) *use new and innovative methods to*  
19           *train health care practitioners to provide services*  
20           *in rural areas;*

21           “(B) *demonstrate and evaluate innovative*  
22           *interdisciplinary methods and models designed*  
23           *to provide access to cost-effective comprehensive*  
24           *health care;*

1           “(C) deliver health care services to individuals residing in rural areas;

3           “(D) enhance the amount of relevant research conducted concerning health care issues in  
4           rural areas; and

6           “(E) increase the recruitment and retention  
7           of health care practitioners from rural areas and  
8           make rural practice a more attractive career  
9           choice for health care practitioners.

10          “(2) METHODS.—A recipient of funds under sub-  
11          section (a) may use various methods in carrying out  
12          the projects described in paragraph (1), including—

13           “(A) the distribution of stipends to students  
14           of eligible applicants;

15           “(B) the establishment of a post-doctoral fel-  
16           lowship program;

17           “(C) the training of faculty in the economic  
18           and logistical problems confronting rural health  
19           care delivery systems; or

20           “(D) the purchase or rental of transpor-  
21           tation and telecommunication equipment where  
22           the need for such equipment due to unique char-  
23           acteristics of the rural area is demonstrated by  
24           the recipient.

25          “(3) ADMINISTRATION.—

1                   “(A) *IN GENERAL*.—An applicant shall not  
2                   use more than 10 percent of the funds made  
3                   available to such applicant under subsection (a)  
4                   for administrative expenses.

5                   “(B) *TRAINING*.—Not more than 10 percent  
6                   of the individuals receiving training with funds  
7                   made available to an applicant under subsection  
8                   (a) shall be trained as doctors of medicine or  
9                   doctors of osteopathy.

10                  “(C) *LIMITATION*.—An institution that re-  
11                  ceives a grant under this section shall use  
12                  amounts received under such grant to supple-  
13                  ment, not supplant, amounts made available by  
14                  such institution for activities of the type de-  
15                  scribed in subsection (b)(1) in the fiscal year  
16                  preceding the year for which the grant is re-  
17                  ceived.

18                  “(c) *APPLICATIONS*.—Applications submitted for as-  
19                  sistance under this section shall—

20                  “(1) be jointly submitted by at least two eligible  
21                  applicants with the express purpose of assisting indi-  
22                  viduals in academic institutions in establishing long-  
23                  term collaborative relationships with health care pro-  
24                  viders in rural areas; and

1           “(2) designate a rural health care agency or  
2        agencies for clinical treatment or training, including  
3        hospitals, community health centers, migrant health  
4        centers, rural health clinics, community behavioral  
5        and mental health centers, long-term care facilities,  
6        Native Hawaiian health centers, or facilities operated  
7        by the Indian Health Service or an Indian tribe or  
8        tribal organization or Indian organization under a  
9        contract with the Indian Health Service under the In-  
10      dian Self-Determination Act.

11        “(d) **DEFINITIONS.**—For the purposes of this section,  
12      the term ‘rural’ means geographic areas that are located  
13      outside of standard metropolitan statistical areas.

14      **“SEC. 755. ALLIED HEALTH AND OTHER DISCIPLINES.**

15        “(a) **IN GENERAL.**—The Secretary may make grants  
16      or contracts under this section to help entities fund activi-  
17      ties of the type described in subsection (b).

18        “(b) **ACTIVITIES.**—Activities of the type described in  
19      this subsection include the following:

20           “(1) Assisting entities in meeting the costs asso-  
21        ciated with expanding or establishing programs that  
22        will increase the number of individuals trained in al-  
23        lied health professions. Programs and activities fund-  
24        ed under this paragraph may include—

1                   “(A) those that expand enrollments in allied  
2                   health professions with the greatest shortages or  
3                   whose services are most needed by the elderly;

4                   “(B) those that provide rapid transition  
5                   training programs in allied health fields to indi-  
6                   viduals who have baccalaureate degrees in  
7                   health-related sciences;

8                   “(C) those that establish community-based  
9                   allied health training programs that link aca-  
10                   demic centers to rural clinical settings;

11                   “(D) those that provide career advancement  
12                   training for practicing allied health profes-  
13                   sionals;

14                   “(E) those that expand or establish clinical  
15                   training sites for allied health professionals in  
16                   medically underserved or rural communities in  
17                   order to increase the number of individuals  
18                   trained;

19                   “(F) those that develop curriculum that will  
20                   emphasize knowledge and practice in the areas of  
21                   prevention and health promotion, geriatrics,  
22                   long-term care, home health and hospice care,  
23                   and ethics;

24                   “(G) those that expand or establish inter-  
25                   disciplinary training programs that promote the

1                   *effectiveness of allied health practitioners in geri-*  
2                   *atric assessment and the rehabilitation of the el-*  
3                   *derly;*

4                   “(H) those that expand or establish dem-  
5                   onstration centers to emphasize innovative mod-  
6                   els to link allied health clinical practice, edu-  
7                   cation, and research;

8                   “(I) those that provide financial assistance  
9                   (in the form of traineeships) to students who are  
10                  participants in any such program; and

11                  “(i) who plan to pursue a career in an  
12                  allied health field that has a demonstrated  
13                  personnel shortage; and

14                  “(ii) who agree upon completion of the  
15                  training program to practice in a medically  
16                  underserved community;

17                  *that shall be utilized to assist in the payment of*  
18                  *all or part of the costs associated with tuition,*  
19                  *fees and such other stipends as the Secretary*  
20                  *may consider necessary; and*

21                  “(J) those to meet the costs of projects to  
22                  plan, develop, and operate or maintain graduate  
23                  programs in behavioral and mental health prac-  
24                  tice.

1                   “(2) *Planning and implementing projects in pre-*  
2 *ventive and primary care training for podiatric phy-*  
3 *sicians in approved or provisionally approved resi-*  
4 *dency programs that shall provide financial assist-*  
5 *ance in the form of traineeships to residents who par-*  
6 *ticipate in such projects and who plan to specialize*  
7 *in primary care.*

8                   “(3) Carrying out demonstration projects in  
9 which chiropractors and physicians collaborate to  
10 identify and provide effective treatment for spinal  
11 and lower-back conditions.

12 "SEC. 756. ADVISORY COMMITTEE ON INTERDISCIPLINARY,  
13 **COMMUNITY-BASED LINKAGES.**

14       “(a) *ESTABLISHMENT*.—The Secretary shall establish  
15 an advisory committee to be known as the *Advisory Com-*  
16 *mittee on Interdisciplinary, Community-Based Linkages*  
17 *(in this section referred to as the ‘Advisory Committee’)*.

18            "(b) *COMPOSITION.—*

19           “(1) *IN GENERAL.*—The Secretary shall deter-  
20        mine the appropriate number of individuals to serve  
21        on the Advisory Committee. Such individuals shall  
22        not be officers or employees of the Federal Govern-  
23        ment.

24               “(2) APPOINTMENT.—Not later than 90 days  
25               after the date of enactment of this Act, the Secretary

1       *shall appoint the members of the Advisory Committee*  
2       *from among individuals who are health professionals*  
3       *from schools of the types described in sections*  
4       *751(a)(1)(A), 751(a)(1)(B), 753(b), 754(3)(A), and*  
5       *755(b). In making such appointments, the Secretary*  
6       *shall ensure a fair balance between the health profes-*  
7       *sions, that at least 75 percent of the members of the*  
8       *Advisory Committee are health professionals, a broad*  
9       *geographic representation of members and a balance*  
10       *between urban and rural members. Members shall be*  
11       *appointed based on their competence, interest, and*  
12       *knowledge of the mission of the profession involved.*

13       “(3) *MINORITY REPRESENTATION.*—*In appoint-*  
14       *ing the members of the Advisory Committee under*  
15       *paragraph (2), the Secretary shall ensure the ade-*  
16       *quate representation of women and minorities.*

17       “(c) *TERMS.*—

18       “(1) *IN GENERAL.*—*A member of the Advisory*  
19       *Committee shall be appointed for a term of 3 years,*  
20       *except that of the members first appointed—*

21           “(A) *1/3 of the members shall serve for a*  
22           *term of 1 year;*

23           “(B) *1/3 of the members shall serve for a*  
24           *term of 2 years; and*

1                   “(C)  $\frac{1}{3}$  of the members shall serve for a  
2                   term of 3 years.

3                   “(2) VACANCIES.—

4                   “(A) IN GENERAL.—A vacancy on the Advi-  
5                   sory Committee shall be filled in the manner in  
6                   which the original appointment was made and  
7                   shall be subject to any conditions which applied  
8                   with respect to the original appointment.

9                   “(B) FILLING UNEXPIRED TERM.—An indi-  
10                   vidual chosen to fill a vacancy shall be ap-  
11                   pointed for the unexpired term of the member re-  
12                   placed.

13                   “(d) DUTIES.—The Advisory Committee shall—

14                   “(1) provide advice and recommendations to the  
15                   Secretary concerning policy and program develop-  
16                   ment and other matters of significance concerning the  
17                   activities under this part; and

18                   “(2) not later than 3 years after the date of en-  
19                   actment of this section, and annually thereafter, pre-  
20                   pare and submit to the Secretary, and the Committee  
21                   on Labor and Human Resources of the Senate, and  
22                   the Committee on Commerce of the House of Rep-  
23                   resentatives, a report describing the activities of the  
24                   Committee, including findings and recommendations

1       *made by the Committee concerning the activities*  
2       *under this part.*

3       “(e) *MEETINGS AND DOCUMENTS.*—

4       “(1) *MEETINGS.*—*The Advisory Committee shall*  
5       *meet not less than 3 times each year. Such meetings*  
6       *shall be held jointly with other related entities estab-*  
7       *lished under this title where appropriate.*

8       “(2) *DOCUMENTS.*—*Not later than 14 days prior*  
9       *to the convening of a meeting under paragraph (1),*  
10       *the Advisory Committee shall prepare and make*  
11       *available an agenda of the matters to be considered by*  
12       *the Advisory Committee at such meeting. At any such*  
13       *meeting, the Advisory Council shall distribute mate-*  
14       *rials with respect to the issues to be addressed at the*  
15       *meeting. Not later than 30 days after the adjourning*  
16       *of such a meeting, the Advisory Committee shall pre-*  
17       *pare and make available a summary of the meeting*  
18       *and any actions taken by the Committee based upon*  
19       *the meeting.*

20       “(f) *COMPENSATION AND EXPENSES.*—

21       “(1) *COMPENSATION.*—*Each member of the Advi-*  
22       *sory Committee shall be compensated at a rate equal*  
23       *to the daily equivalent of the annual rate of basic pay*  
24       *prescribed for level IV of the Executive Schedule*  
25       *under section 5315 of title 5, United States Code, for*

1       each day (including travel time) during which such  
2       member is engaged in the performance of the duties  
3       of the Committee.

4           “(2) EXPENSES.—The members of the Advisory  
5       Committee shall be allowed travel expenses, including  
6       per diem in lieu of subsistence, at rates authorized for  
7       employees of agencies under subchapter I of chapter  
8       57 of title 5, United States Code, while away from  
9       their homes or regular places of business in the per-  
10       formance of services for the Committee.

11          “(g) FACA.—The Federal Advisory Committee Act  
12       shall apply to the Advisory Committee under this section  
13       only to the extent that the provisions of such Act do not  
14       conflict with the requirements of this section.

15       **“SEC. 757. AUTHORIZATION OF APPROPRIATIONS.**

16          “(a) IN GENERAL.—There are authorized to be appro-  
17       priated to carry out this part, \$55,600,000 for fiscal year  
18       1998, and such sums as may be necessary for each of the  
19       fiscal years 1999 through 2002.

20          “(b) ALLOCATION.—

21           “(1) IN GENERAL.—Of the amounts appro-  
22       priated under subsection (a) for a fiscal year, the Sec-  
23       retary shall make available—

24               “(A) not less than \$28,587,000 for awards  
25       of grants and contracts under section 751;

1               “(B) not less than \$3,765,000 for awards of  
2 grants and contracts under section 752, of which  
3 not less than 50 percent of such amount shall be  
4 made available for centers described in sub-  
5 section (a)(1) of such section; and

6               “(C) not less than \$22,631,000 for awards  
7 of grants and contracts under sections 753, 754,  
8 and 755.

9               “(2) *RATABLE REDUCTION*.—If amounts appro-  
10 priated under subsection (a) for any fiscal year are  
11 less than the amount required to comply with para-  
12 graph (1), the Secretary shall ratably reduce the  
13 amount to be made available under each of subpara-  
14 graphs (A) through (C) of such paragraph accord-  
15 ingly.

16               “(3) *INCREASE IN AMOUNTS*.—If amounts appro-  
17 priated for a fiscal year under subsection (a) exceed  
18 the amount authorized under such subsection for such  
19 fiscal year, the Secretary may increase the amount to  
20 be made available for programs and activities under  
21 this part without regard to the amounts specified in  
22 each of subparagraphs (A) through (C) of paragraph  
23 (2).

24               “(c) *OBLIGATION OF CERTAIN AMOUNTS*.—

1           “(1) *AREA HEALTH EDUCATION CENTER PROGRAMS.*—Of the amounts made available under sub-  
2           section (b)(1)(A) for each fiscal year, the Secretary  
3           may obligate for awards under section 751(a)(2)—

5           “(A) not less than 23 percent of such  
6           amounts in fiscal year 1998;

7           “(B) not less than 30 percent of such  
8           amounts in fiscal year 1999;

9           “(C) not less than 35 percent of such  
10           amounts in fiscal year 2000;

11           “(D) not less than 40 percent of such  
12           amounts in fiscal year 2001; and

13           “(E) not less than 45 percent of such  
14           amounts in fiscal year 2002.

15           “(2) *SENSE OF CONGRESS.*—It is the sense of the  
16           Congress that—

17           “(A) every State have an area health education center program in effect under this section; and

20           “(B) the ratio of Federal funding for the model program under section 751(a)(2) should increase over time and that Federal funding for other awards under this section shall decrease so that the national program will become entirely

1                   *comprised of programs that are funded at least*  
2                   *50 percent by State and local partners.”.*

3   **SEC. 104. HEALTH PROFESSIONS WORKFORCE INFORMA-**  
4                   **TION AND ANALYSIS.**

5                   *(a) IN GENERAL.—Part E of title VII of the Public*  
6   *Health Service Act (42 U.S.C. 294n et seq.) is amended to*  
7   *read as follows:*

8                   **“PART E—HEALTH PROFESSIONS AND PUBLIC**  
9                   **HEALTH WORKFORCE**

10                   **“Subpart 1—Health Professions Workforce**  
11                   **Information and Analysis**

12   **“SEC. 761. HEALTH PROFESSIONS WORKFORCE INFORMA-**  
13                   **TION AND ANALYSIS.**

14                   “(a) PURPOSE.—It is the purpose of this section to—  
15                   “(1) provide for the development of information  
16                   describing the health professions workforce and the  
17                   analysis of workforce related issues; and

18                   “(2) provide necessary information for decision-  
19                   making regarding future directions in health profes-  
20                   sions and nursing programs in response to societal  
21                   and professional needs.

22                   “(b) GRANTS OR CONTRACTS.—The Secretary may  
23                   award grants or contracts to State or local governments,  
24                   health professions schools, schools of nursing, academic  
25                   health centers, community-based health facilities, and other

1 appropriate public or private nonprofit entities to provide  
2 for—

3           “(1) targeted information collection and analysis  
4           activities related to the purposes described in sub-  
5           section (a);

6           “(2) research on high priority workforce ques-  
7           tions;

8           “(3) the development of a non-Federal analytic  
9           and research infrastructure related to the purposes de-  
10           scribed in subsection (a); and

11           “(4) the conduct of program evaluation and as-  
12           sessment.

13           “(c) AUTHORIZATION OF APPROPRIATIONS.—

14           “(1) IN GENERAL.—There are authorized to be  
15           appropriated to carry out this section, \$750,000 for  
16           fiscal year 1998, and such sums as may be necessary  
17           for each of the fiscal years 1999 through 2002.

18           “(2) RESERVATION.—Of the amounts appro-  
19           priated under subsection (a) for a fiscal year, the Sec-  
20           retary shall reserve not less than \$600,000 for con-  
21           ducting health professions research and for carrying  
22           out data collection and analysis in accordance with  
23           section 792.

24           “(3) AVAILABILITY OF ADDITIONAL FUNDS.—  
25           Amounts otherwise appropriated for programs or ac-

1        *tivities under this title may be used for activities*  
2        *under subsection (b) with respect to the programs or*  
3        *activities from which such amounts were made avail-*  
4        *able.”.*

5        *(b) COUNCIL ON GRADUATE MEDICAL EDUCATION.—*

6        *Section 301 of the Health Professions Education Extension*

7        *Amendments of 1992 (Public Law 102-408) is amended—*

8            *(1) in subsection (j), by striking “1995” and in-*  
9            *serting “2002”;*

10           *(2) in subsection (k), by striking “1995” and in-*  
11           *serting “2002”;*

12           *(3) by adding at the end thereof the following*  
13           *new subsection:*

14           *“(l) FUNDING.—Amounts otherwise appropriated*  
15           *under this title may be utilized by the Secretary to support*  
16           *the activities of the Council.”;*

17           *(4) by transferring such section to part E of title*  
18           *VII of the Public Health Service Act (as amended by*  
19           *subsection (a));*

20           *(5) by redesignating such section as section 762;*

21           *and*

22           *(6) by inserting such section after section 761.*

1 **SEC. 105. PUBLIC HEALTH WORKFORCE DEVELOPMENT.**

2       *Part E of title VII of the Public Health Service Act*  
3   (as amended by section 104) is further amended by adding  
4   at the end the following:

5       **“Subpart 2—Public Health Workforce**6       **“SEC. 765. GENERAL PROVISIONS.**

7       “(a) *IN GENERAL.*—The Secretary may award grants  
8   or contracts to eligible entities to increase the number of  
9   individuals in the public health workforce, to enhance the  
10   quality of such workforce, and to enhance the ability of the  
11   workforce to meet national, State, and local health care  
12   needs.

13       “(b) *ELIGIBILITY.*—To be eligible to receive a grant  
14   or contract under subsection (a) an entity shall—

15           “(1) be—

16           “(A) a health professions school, including  
17   an accredited school or program of public health,  
18   health administration, preventive medicine, or  
19   dental public health or a school providing health  
20   management programs;

21           “(B) an academic health center;

22           “(C) a State or local government; or

23           “(D) any other appropriate public or pri-  
24   vate nonprofit entity; and

1           “(2) *prepare and submit to the Secretary an ap-*  
2           *plication at such time, in such manner, and contain-*  
3           *ing such information as the Secretary may require.*

4           “(c) *PREFERENCE.*—*In awarding grants or contracts*  
5           *under this section the Secretary may grant a preference to*  
6           *entities—*

7           “(1) *serving individuals who are from disadvan-*  
8           *taged backgrounds (including underrepresented racial*  
9           *and ethnic minorities); and*

10           “(2) *graduating large proportions of individuals*  
11           *who serve in underserved communities.*

12           “(d) *ACTIVITIES.*—*Amounts provided under a grant or*  
13           *contract awarded under this section may be used for—*

14           “(1) *the costs of planning, developing, or operat-*  
15           *ing demonstration training programs;*

16           “(2) *faculty development;*

17           “(3) *trainee support;*

18           “(4) *technical assistance;*

19           “(5) *to meet the costs of projects—*

20           “(A) *to plan and develop new residency*  
21           *training programs and to maintain or improve*  
22           *existing residency training programs in preven-*  
23           *tive medicine and dental public health, that have*  
24           *available full-time faculty members with train-*

1                   *ing and experience in the fields of preventive*  
2                   *medicine and dental public health; and*

3                   *“(B) to provide financial assistance to resi-*  
4                   *dency trainees enrolled in such programs;*

5                   *“(6) the retraining of existing public health*  
6                   *workers as well as for increasing the supply of new*  
7                   *practitioners to address priority public health, pre-*  
8                   *ventive medicine, public health dentistry, and health*  
9                   *administration needs;*

10                   *“(7) preparing public health professionals for*  
11                   *employment at the State and community levels; or*

12                   *“(8) other activities that may produce outcomes*  
13                   *that are consistent with the purposes of this section*  
14                   *“(e) TRAINEESHIPS.—*

15                   *“(1) IN GENERAL.—With respect to amounts*  
16                   *used under this section for the training of health pro-*  
17                   *fessionals, such training programs shall be designed*  
18                   *to—*

19                   *“(A) make public health education more ac-*  
20                   *cessible to the public and private health work-*  
21                   *force;*

22                   *“(B) increase the relevance of public health*  
23                   *academic preparation to public health practice*  
24                   *in the future;*

1           “(C) provide education or training for stu-  
2        dents from traditional on-campus programs in  
3        practice-based sites; or

4           “(D) develop educational methods and dis-  
5        tance-based approaches or technology that ad-  
6        dress adult learning requirements and increase  
7        knowledge and skills related to community-based  
8        cultural diversity in public health education.

9           “(2) *SEVERE SHORTAGE DISCIPLINES*.—Amounts  
10      provided under grants or contracts under this section  
11      may be used for the operation of programs designed  
12      to award traineeships to students in accredited  
13      schools of public health who enter educational pro-  
14      grams in fields where there is a severe shortage of  
15      public health professionals, including epidemiology,  
16      biostatistics, environmental health, toxicology, public  
17      health nursing, nutrition, preventive medicine, mater-  
18      nal and child health, and behavioral and mental  
19      health professions.

20      **“SEC. 766. PUBLIC HEALTH TRAINING CENTERS.**

21           “(a) *IN GENERAL*.—The Secretary may make grants  
22      or contracts for the operation of public health training cen-  
23      ters.

24           “(b) *ELIGIBLE ENTITIES*.—

1           “(1) *IN GENERAL.*—A public health training cen-  
2       ter shall be an accredited school of public health, or  
3       another public or nonprofit private institution ac-  
4       credited for the provision of graduate or specialized  
5       training in public health, that plans, develops, oper-  
6       ates, and evaluates projects that are in furtherance of  
7       the goals established by the Secretary for the year  
8       2000 in the areas of preventive medicine, health pro-  
9       motion and disease prevention, or improving access to  
10      and quality of health services in medically under-  
11      served communities.

12           “(2) *PREFERENCE.*—In awarding grants or con-  
13       tracts under this section the Secretary shall give pref-  
14       erence to accredited schools of public health.

15           “(c) *CERTAIN REQUIREMENTS.*—With respect to a  
16      public health training center, an award may not be made  
17      under subsection (a) unless the program agrees that it—

18           “(1) will establish or strengthen field placements  
19       for students in public or nonprofit private health  
20       agencies or organizations;

21           “(2) will involve faculty members and students  
22       in collaborative projects to enhance public health serv-  
23       ices to medically underserved communities;

24           “(3) will specifically designate a geographic area  
25       or medically underserved population to be served by

1       *the center that shall be in a location removed from the*  
2       *main location of the teaching facility of the school*  
3       *that is participating in the program with such center;*  
4       *and*

5       *“(4) will assess the health personnel needs of the*  
6       *area to be served by the center and assist in the plan-*  
7       *ning and development of training programs to meet*  
8       *such needs.*

9       **“SEC. 767. PUBLIC HEALTH TRAINEESHIPS.**

10       “(a) *IN GENERAL.*—*The Secretary may make grants*  
11       *to accredited schools of public health, and to other public*  
12       *or nonprofit private institutions accredited for the provi-*  
13       *sion of graduate or specialized training in public health,*  
14       *for the purpose of assisting such schools and institutions*  
15       *in providing traineeships to individuals described in sub-*  
16       *section (b)(3).*

17       “(b) *CERTAIN REQUIREMENTS.*—

18       “(1) *AMOUNT.*—*The amount of any grant under*  
19       *this section shall be determined by the Secretary.*

20       “(2) *USE OF GRANT.*—*Traineeships awarded*  
21       *under grants made under subsection (a) shall provide*  
22       *for tuition and fees and such stipends and allowances*  
23       *(including travel and subsistence expenses and de-*  
24       *pendency allowances) for the trainees as the Secretary*  
25       *may deem necessary.*

1                             “(3) *ELIGIBLE INDIVIDUALS.*—The individuals  
2 referred to in subsection (a) are individuals who are  
3 pursuing a course of study in a health professions  
4 field in which there is a severe shortage of health pro-  
5 fessionals (which fields include the fields of epidemiol-  
6 ogy, environmental health, biostatistics, toxicology,  
7 nutrition, and maternal and child health).

8 "SEC. 768. **PREVENTIVE MEDICINE; DENTAL PUBLIC**  
9 **HEALTH.**

10       “(a) *IN GENERAL.*—The Secretary may make grants  
11 to and enter into contracts with schools of medicine, osteo-  
12 pathic medicine, public health, and dentistry to meet the  
13 costs of projects—

14                   “(1) to plan and develop new residency training  
15                   programs and to maintain or improve existing resi-  
16                   dency training programs in preventive medicine and  
17                   dental public health; and

18                   “(2) to provide financial assistance to residency  
19                   trainees enrolled in such programs.

20 "b) ADMINISTRATION—

21               “(1) *AMOUNT*.—The amount of any grant under  
22               subsection (a) shall be determined by the Secretary.

23                   “(2) *ELIGIBILITY.*—To be eligible for a grant  
24                   under subsection (a), the applicant must demonstrate  
25                   to the Secretary that it has or will have available full-

1       *time faculty members with training and experience in*  
2       *the fields of preventive medicine or dental public*  
3       *health and support from other faculty members*  
4       *trained in public health and other relevant specialties*  
5       *and disciplines.*

6       “*(3) OTHER FUNDS.—Schools of medicine, osteo-*  
7       *pathic medicine, dentistry, and public health may use*  
8       *funds committed by State, local, or county public*  
9       *health officers as matching amounts for Federal grant*  
10       *funds for residency training programs in preventive*  
11       *medicine.*

12       **“SEC. 769. HEALTH ADMINISTRATION TRAINEESHIPS AND**  
13                   **SPECIAL PROJECTS.**

14       “*(a) IN GENERAL.—The Secretary may make grants*  
15       *to State or local governments (that have in effect preventive*  
16       *medical and dental public health residency programs) or*  
17       *public or nonprofit private educational entities (including*  
18       *graduate schools of social work and business schools that*  
19       *have health management programs) that offer a program*  
20       *described in subsection (b)—*

21                   “*(1) to provide traineeships for students enrolled*  
22                   *in such a program; and*

23                   “*(2) to assist accredited programs health admin-*  
24                   *istration in the development or improvement of pro-*

1       *grams to prepare students for employment with pub-*  
2       *lic or nonprofit private entities.*

3       “(b) *RELEVANT PROGRAMS.*—*The program referred to*  
4       *in subsection (a) is an accredited program in health admin-*  
5       *istration, hospital administration, or health policy analysis*  
6       *and planning, which program is accredited by a body or*  
7       *bodies approved for such purpose by the Secretary of Edu-*  
8       *cation and which meets such other quality standards as the*  
9       *Secretary of Health and Human Services by regulation*  
10      *may prescribe.*

11      “(c) *PREFERENCE IN MAKING GRANTS.*—*In making*  
12      *grants under subsection (a), the Secretary shall give pref-*  
13      *erence to qualified applicants that meet the following condi-*  
14      *tions:*

15       “(1) *Not less than 25 percent of the graduates of*  
16       *the applicant are engaged in full-time practice set-*  
17       *tings in medically underserved communities.*

18       “(2) *The applicant recruits and admits students*  
19       *from medically underserved communities.*

20       “(3) *For the purpose of training students, the*  
21       *applicant has established relationships with public*  
22       *and nonprofit providers of health care in the commu-*  
23       *nity involved.*

1           “(4) *In training students, the applicant emphasizes employment with public or nonprofit private entities.*

4           “(d)        *CERTAIN        PROVISIONS        REGARDING*  
5    *TRAINEESHIPS.*—

6           “(1) *USE OF GRANT.*—*Traineeships awarded under grants made under subsection (a) shall provide for tuition and fees and such stipends and allowances (including travel and subsistence expenses and dependency allowances) for the trainees as the Secretary may deem necessary.*

12           “(2) *PREFERENCE FOR CERTAIN STUDENTS.*—  
13    *Each entity applying for a grant under subsection (a) for traineeships shall assure to the satisfaction of the Secretary that the entity will give priority to awarding the traineeships to students who demonstrate a commitment to employment with public or nonprofit private entities in the fields with respect to which the traineeships are awarded.*

20    **“SEC. 770. AUTHORIZATION OF APPROPRIATIONS.**

21           “(a) *IN GENERAL.*—*For the purpose of carrying out this subpart, there is authorized to be appropriated \$9,100,000 for fiscal year 1998, and such sums as may be necessary for each of the fiscal years 1999 through 2002.*

1       “(b) *LIMITATION REGARDING CERTAIN PROGRAM.*—In  
2 *obligating amounts appropriated under subsection (a), the*  
3 *Secretary may not obligate more than 30 percent for carry-*  
4 *ing out section 767.”.*

5 **SEC. 106. GENERAL PROVISIONS.**

6       (a) *IN GENERAL.*—

7           (1) *Part F of title VII of the Public Health Serv-*  
8 *ice Act (42 U.S.C. 295 et seq.) is repealed.*

9           (2) *Part G of title VII of the Public Health Serv-*  
10 *ice Act (42 U.S.C. 295j et seq.) is amended—*

11              (A) *by redesignating such part as part F;*

12              (B) *in section 791 (42 U.S.C. 295j)—*

13                  (i) *by striking subsection (b); and*

14                  (ii) *redesignating subsection (c) as sub-*  
15 *section (b);*

16              (C) *by repealing section 793 (42 U.S.C.*  
17 *295l);*

18              (D) *by repealing section 798;*

19              (E) *by redesignating section 799 as section*  
20 *799B; and*

21              (F) *by inserting after section 794, the fol-*  
22 *lowing new sections:*

23 **“SEC. 796. APPLICATION.**

24       “(a) *IN GENERAL.*—To be eligible to receive a grant  
25 *or contract under this title, an eligible entity shall prepare*

1 and submit to the Secretary an application that meets the  
2 requirements of this section, at such time, in such manner,  
3 and containing such information as the Secretary may re-  
4 quire.

5 “(b) PLAN.—An application submitted under this sec-  
6 tion shall contain the plan of the applicant for carrying  
7 out a project with amounts received under this title. Such  
8 plan shall be consistent with relevant Federal, State, or re-  
9 gional health professions program plans.

10 “(c) PERFORMANCE OUTCOME STANDARDS.—An ap-  
11 plication submitted under this section shall contain a speci-  
12 fication by the applicant entity of performance outcome  
13 standards that the project to be funded under the grant or  
14 contract will be measured against. Such standards shall ad-  
15 dress relevant health workforce needs that the project will  
16 meet. The recipient of a grant or contract under this section  
17 shall meet the standards set forth in the grant or contract  
18 application.

19 “(d) LINKAGES.—An application submitted under this  
20 section shall contain a description of the linkages with rel-  
21 evant educational and health care entities, including train-  
22 ing programs for other health professionals as appropriate,  
23 that the project to be funded under the grant or contract  
24 will establish. To the extent practicable, grantees under this  
25 section shall establish linkages with health care providers

1 who provide care for underserved communities and popu-  
2 lations.

3 **“SEC. 797. USE OF FUNDS.**

4 “(a) *IN GENERAL.*—Amounts provided under a grant  
5 or contract awarded under this title may be used for train-  
6 ing program development and support, faculty develop-  
7 ment, model demonstrations, trainee support including tui-  
8 tion, books, program fees and reasonable living expenses  
9 during the period of training, technical assistance, work-  
10 force analysis, dissemination of information, and exploring  
11 new policy directions, as appropriate to meet recognized  
12 health workforce objectives, in accordance with this title.

13 “(b) *MAINTENANCE OF EFFORT.*—With respect to ac-  
14 tivities for which a grant awarded under this title is to  
15 be expended, the entity shall agree to maintain expenditures  
16 of non-Federal amounts for such activities at a level that  
17 is not less than the level of such expenditures maintained  
18 by the entity for the fiscal year preceding the fiscal year  
19 for which the entity receives such a grant.

20 **“SEC. 798. MATCHING REQUIREMENT.**

21 “The Secretary may require that an entity that ap-  
22 plies for a grant or contract under this title provide non-  
23 Federal matching funds, as appropriate, to ensure the insti-  
24 tutional commitment of the entity to the projects funded  
25 under the grant. As determined by the Secretary, such non-

1 *Federal matching funds may be provided directly or*  
2 *through donations from public or private entities and may*  
3 *be in cash or in-kind, fairly evaluated, including plant,*  
4 *equipment, or services.*

5 **“SEC. 799. GENERALLY APPLICABLE PROVISIONS.**

6       “(a) *AWARDING OF GRANTS AND CONTRACTS.—The*  
7 *Secretary shall ensure that grants and contracts under this*  
8 *title are awarded on a competitive basis, as appropriate,*  
9 *to carry out innovative demonstration projects or provide*  
10 *for strategic workforce supplementation activities as needed*  
11 *to meet health workforce goals and in accordance with this*  
12 *title. Contracts may be entered into under this title with*  
13 *public or private entities as may be necessary.*

14       “(b) *ELIGIBLE ENTITIES.—Unless specifically re-*  
15 *quired otherwise in this title, the Secretary shall accept ap-*  
16 *plications for grants or contracts under this title from*  
17 *health professions schools, academic health centers, State or*  
18 *local governments, or other appropriate public or private*  
19 *nonprofit entities for funding and participation in health*  
20 *professions and nursing training activities. The Secretary*  
21 *may accept applications from for-profit private entities if*  
22 *determined appropriate by the Secretary.*

23       “(c) *INFORMATION REQUIREMENTS.—*

1           “(1) *IN GENERAL.*—Recipients of grants and  
2 contracts under this title shall meet information re-  
3 quirements as specified by the Secretary.

4           “(2) *DATA COLLECTION.*—The Secretary shall es-  
5 tablish procedures to ensure that, with respect to any  
6 data collection required under this title, such data is  
7 collected in a manner that takes into account age, sex,  
8 race, and ethnicity.

9           “(3) *USE OF FUNDS.*—The Secretary shall estab-  
10 lish procedures to permit the use of amounts appro-  
11 priated under this title to be used for data collection  
12 purposes.

13           “(4) *EVALUATIONS.*—The Secretary shall estab-  
14 lish procedures to ensure the annual evaluation of  
15 programs and projects operated by recipients of  
16 grants or contracts under this title. Such procedures  
17 shall ensure that continued funding for such pro-  
18 grams and projects will be conditioned upon a dem-  
19 onstration that satisfactory progress has been made  
20 by the program or project in meeting the objectives of  
21 the program or project.

22           “(d) *TRAINING PROGRAMS.*—Training programs con-  
23 ducted with amounts received under this title shall meet ap-  
24 plicable accreditation and quality standards.

25           “(e) *DURATION OF ASSISTANCE.*—

1           “(1) *IN GENERAL.*—Subject to paragraph (2), in  
2        *the case of an award to an entity of a grant, cooperative*  
3        *agreement, or contract under this title, the period*  
4        *during which payments are made to the entity under*  
5        *the award may not exceed 5 years. The provision of*  
6        *payments under the award shall be subject to annual*  
7        *approval by the Secretary of the payments and sub-*  
8        *ject to the availability of appropriations for the fiscal*  
9        *year involved to make the payments. This paragraph*  
10      *may not be construed as limiting the number of*  
11      *awards under the program involved that may be*  
12      *made to the entity.*

13           “(2) *LIMITATION.*—*In the case of an award to*  
14        *an entity of a grant, cooperative agreement, or con-*  
15        *tract under this title, paragraph (1) shall apply only*  
16        *to the extent not inconsistent with any other provi-*  
17        *sion of this title that relates to the period during*  
18        *which payments may be made under the award.*

19           “(f) *PEER REVIEW REGARDING CERTAIN PRO-*  
20      *GRAMS.*—

21           “(1) *IN GENERAL.*—*Each application for a grant*  
22        *under this title, except any scholarship or loan pro-*  
23        *gram, including those under sections 701, 721, or 723,*  
24        *shall be submitted to a peer review group for an eval-*  
25        *uation of the merits of the proposals made in the ap-*

1        *plication. The Secretary may not approve such an*  
2        *application unless a peer review group has rec-*  
3        *ommended the application for approval.*

4        *“(2) COMPOSITION.—Each peer review group*  
5        *under this subsection shall be composed principally of*  
6        *individuals who are not officers or employees of the*  
7        *Federal Government. In providing for the establish-*  
8        *ment of peer review groups and procedures, the Sec-*  
9        *retary shall ensure sex, racial, ethnic, and geographic*  
10        *balance among the membership of such groups.*

11        *“(3) ADMINISTRATION.—This subsection shall be*  
12        *carried out by the Secretary acting through the Ad-*  
13        *ministrator of the Health Resources and Services Ad-*  
14        *ministration.*

15        *“(g) PREFERENCE OR PRIORITY CONSIDERATIONS.—*  
16        *In considering a preference or priority for funding which*  
17        *is based on outcome measures for an eligible entity under*  
18        *this title, the Secretary may also consider the future ability*  
19        *of the eligible entity to meet the outcome preference or prior-*  
20        *ity through improvements in the eligible entity’s program*  
21        *design.*

22        *“(h) ANALYTIC ACTIVITIES.—The Secretary shall en-*  
23        *sure that—*

1           “(1) cross-cutting workforce analytical activities  
2        are carried out as part of the workforce information  
3        and analysis activities under section 761; and

4           “(2) discipline-specific workforce information  
5        and analytical activities are carried out as part of—

6               “(A) the community-based linkage program  
7        under part D; and

8               “(B) the health workforce development pro-  
9        gram under subpart 2 of part E.

10        “(i) *OSTEOPATHIC SCHOOLS.*—For purposes of this  
11        title, any reference to—

12               “(1) medical schools shall include osteopathic  
13        medical schools; and

14               “(2) medical students shall include osteopathic  
15        medical students.

16        **“SEC. 799A. TECHNICAL ASSISTANCE.**

17               “Funds appropriated under this title may be used by  
18        the Secretary to provide technical assistance in relation to  
19        any of the authorities under this title.”.

20        (b) *PROFESSIONAL COUNSELORS AS MENTAL HEALTH  
21        PROFESSIONALS.*—Section 792(a) of the Public Health  
22        Service Act (42 U.S.C. 295k(a)) is amended by inserting  
23        “professional counselors,” after “clinical psychologists,”.

1 **SEC. 107. PREFERENCE IN CERTAIN PROGRAMS.**

2       (a) *IN GENERAL.*—Section 791 of the Public Health  
3 Service Act (42 U.S.C. 295j), as amended by section  
4 105(a)(2)(B), is further amended by adding at the end  
5 thereof the following subsection:

6       “(c) *EXCEPTIONS FOR NEW PROGRAMS.*—

7           “(1) *IN GENERAL.*—To permit new programs to  
8 compete equitably for funding under this section,  
9 those new programs that meet at least 4 of the cri-  
10 teria described in paragraph (3) shall qualify for a  
11 funding preference under this section.

12           “(2) *DEFINITION.*—As used in this subsection,  
13 the term ‘new program’ means any program that has  
14 graduated less than three classes. Upon graduating at  
15 least three classes, a program shall have the capabil-  
16 ity to provide the information necessary to qualify the  
17 program for the general funding preferences described  
18 in subsection (a).

19           “(3) *CRITERIA.*—The criteria referred to in  
20 paragraph (1) are the following:

21           “(A) The mission statement of the program  
22 identifies a specific purpose of the program as  
23 being the preparation of health professionals to  
24 serve underserved populations.

1           “(B) The curriculum of the program in-  
2        cludes content which will help to prepare practi-  
3        tioners to serve underserved populations.

4           “(C) Substantial clinical training experi-  
5        ence is required under the program in medically  
6        underserved communities.

7           “(D) A minimum of 20 percent of the clini-  
8        cal faculty of the program spend at least 50 per-  
9        cent of their time providing or supervising care  
10      in medically underserved communities.

11        “(E) The entire program or a substantial  
12      portion of the program is physically located in  
13      a medically underserved community.

14        “(F) Student assistance, which is linked to  
15      service in medically underserved communities  
16      following graduation, is available to the students  
17      in the program.

18        “(G) The program provides a placement  
19      mechanism for deploying graduates to medically  
20      underserved communities.”.

21        (b) CONFORMING AMENDMENTS.—Section 791(a) of  
22      the Public Health Service Act (42 U.S.C. 295j(a)) is amend-  
23      ed—

1                   (1) in paragraph (1), by striking “sections 747”  
2                   and all that follows through “767” and inserting “sec-  
3                   tions 747 and 750”; and  
4                   (2) in paragraph (2), by striking “under section  
5                   798(a)”.

6 **SEC. 108. DEFINITIONS.**

7                   (a) *GRADUATE PROGRAM IN BEHAVIORAL AND MEN-  
8 TAL HEALTH PRACTICE.*—Section 799B(1)(D) of the Public  
9 *Health Service Act* (42 U.S.C. 295p(1)(D)) (as so redesi-  
10 gned by section 106(a)(2)(E)) is amended—

11                   (1) by inserting “behavioral health and” before  
12                   “mental”; and  
13                   (2) by inserting “behavioral health and mental  
14                   health practice,” before “clinical”.

15                   (b) *PROFESSIONAL COUNSELING AS A BEHAVIORAL  
16 AND MENTAL HEALTH PRACTICE.*—Section 799B of the  
17 *Public Health Service Act* (42 U.S.C. 295p) (as so redesi-  
18 gned by section 106(a)(2)(E)) is amended—

19                   (1) in paragraph (1)—  
20                   (A) in subparagraph (C)—  
21                   (i) by inserting “and ‘graduate pro-  
22                   gram in professional counseling’” after  
23                   “graduate program in marriage and family  
24                   therapy’”; and

12        (c) MEDICALLY UNDERSERVED COMMUNITY.—Section  
13 799B(6) of the Public Health Service Act (42 U.S.C.  
14 295p(6)) (as so redesignated by section 105(a)(2)(E)) is  
15 amended—

16 (1) in subparagraph (B), by striking "or" at the  
17 end thereof:

20 (3) by adding at the end the following:

21                   “(D) is designated by a State Governor (in  
22                   consultation with the medical community) as a  
23                   shortage area or medically underserved commu-  
24                   nity.”.

1       (d) *PROGRAMS FOR THE TRAINING OF PHYSICIAN AS-*  
2 *SISTANTS.*—Paragraph (3) of section 799B of the Public  
3 *Health Service Act* (42 U.S.C. 295p) (as so redesignated  
4 by section 105(a)(2)(E)) is amended to read as follows:

5           “(3) *The term ‘program for the training of phy-*  
6 *sician assistants’ means an educational program*  
7 *that—*

8           “(A) *has as its objective the education of in-*  
9 *dividuals who will, upon completion of their*  
10 *studies in the program, be qualified to provide*  
11 *primary care under the supervision of a physi-*  
12 *cian;*

13           “(B) *extends for at least one academic year*  
14 *and consists of—*

15           “(i) *supervised clinical practice; and*

16           “(ii) *at least four months (in the ag-*  
17 *gregate) of classroom instruction, directed*  
18 *toward preparing students to deliver health*  
19 *care;*

20           “(C) *has an enrollment of not less than*  
21 *eight students; and*

22           “(D) *trains students in primary care, dis-*  
23 *ease prevention, health promotion, geriatric med-*  
24 *icine, and home health care.”.*

1       (e) *PSYCHOLOGIST.*—Section 799B of the Public  
2 *Health Service Act* (42 U.S.C. 295p) (as so redesignated  
3 by section 105(a)(2)(E)) is amended by adding at the end  
4 the following:

5               “(11) *The term ‘psychologist’ means an individ-*  
6 *ual who—*

7               “(A) *holds a doctoral degree in psychology;*  
8 *and*

9               “(B) *is licensed or certified on the basis of*  
10 *the doctoral degree in psychology, by the State in*  
11 *which the individual practices, at the independ-*  
12 *ent practice level of psychology to furnish diag-*  
13 *nostic, assessment, preventive, and therapeutic*  
14 *services directly to individuals.”.*

15 **SEC. 109. TECHNICAL AMENDMENT ON NATIONAL HEALTH  
16 SERVICE CORPS.**

17       Section 338B(b)(1)(B) of the *Public Health Service Act*  
18 (42 U.S.C. 254l-1(b)(1)(B)) is amended by striking “or  
19 other health profession” and inserting “behavioral and  
20 mental health, or other health profession”.

21 **SEC. 110. SAVINGS PROVISION.**

22       In the case of any authority for making awards of  
23 grants or contracts that is terminated by the amendments  
24 made by this subtitle, the Secretary of Health and Human  
25 Services may, notwithstanding the termination of the au-

1   *thority, continue in effect any grant or contract made under*  
2   *the authority that is in effect on the day before the date*  
3   *of the enactment of this Act, subject to the duration of any*  
4   *such grant or contract not exceeding the period determined*  
5   *by the Secretary in first approving such financial assist-*  
6   *ance, or in approving the most recent request made (before*  
7   *the date of such enactment) for continuation of such assist-*  
8   *ance, as the case may be.*

9                   ***Subtitle B—Nursing Workforce***  
10                   ***Development***

11                   ***SEC. 121. SHORT TITLE.***

12                 *This subtitle may be cited as the “Nursing Education*  
13   *and Practice Improvement Act of 1998”.*

14                   ***SEC. 122. PURPOSE.***

15                 *It is the purpose of this subtitle to restructure the nurse*  
16   *education authorities of title VIII of the Public Health Serv-*  
17   *ice Act to permit a comprehensive, flexible, and effective ap-*  
18   *proach to Federal support for nursing workforce develop-*  
19   *ment.*

20                   ***SEC. 123. AMENDMENTS TO PUBLIC HEALTH SERVICE ACT.***

21                 *Title VIII of the Public Health Service Act (42 U.S.C.*  
22   *296k et seq.) is amended—*

23                 *(1) by striking the title heading and all that fol-*  
24   *lows except for subpart II of part B and sections 846*  
25   *and 855; and inserting the following:*

1                   **“TITLE VIII—NURSING**  
2                   **WORKFORCE DEVELOPMENT”;**

3                   (2) in subpart II of part B, by striking the sub-  
4                   part heading and inserting the following:

5                   **“PART E—STUDENT LOANS”;**

6                   (3) by striking section 837;

7                   (4) by inserting after the title heading the follow-  
8                   ing new parts:

9                   **“PART A—GENERAL PROVISIONS**

10                  **“SEC. 801. DEFINITIONS.**

11                  “*As used in this title:*

12                  “(1) *ELIGIBLE ENTITIES.*—The term ‘eligible en-  
13                  tities’ means schools of nursing, nursing centers, aca-  
14                  demic health centers, State or local governments, and  
15                  other public or private nonprofit entities determined  
16                  appropriate by the Secretary that submit to the Sec-  
17                  retary an application in accordance with section 802.

18                  “(2) *SCHOOL OF NURSING.*—The term ‘school of  
19                  nursing’ means a collegiate, associate degree, or di-  
20                  ploma school of nursing in a State.

21                  “(3) *COLLEGIATE SCHOOL OF NURSING.*—The  
22                  term ‘collegiate school of nursing’ means a depart-  
23                  ment, division, or other administrative unit in a col-  
24                  lege or university which provides primarily or exclu-  
25                  sively a program of education in professional nursing

1       *and related subjects leading to the degree of bachelor*  
2       *of arts, bachelor of science, bachelor of nursing, or to*  
3       *an equivalent degree, or to a graduate degree in nurs-*  
4       *ing, or to an equivalent degree, and including ad-*  
5       *vanced training related to such program of education*  
6       *provided by such school, but only if such program, or*  
7       *such unit, college or university is accredited.*

8       “(4) *ASSOCIATE DEGREE SCHOOL OF NURS-*  
9       *ING.—The term ‘associate degree school of nursing’*  
10       *means a department, division, or other administra-*  
11       *tive unit in a junior college, community college, col-*  
12       *lege, or university which provides primarily or exclu-*  
13       *sively a two-year program of education in profes-*  
14       *sional nursing and allied subjects leading to an asso-*  
15       *ciate degree in nursing or to an equivalent degree, but*  
16       *only if such program, or such unit, college, or univer-*  
17       *sity is accredited.*

18       “(5) *DIPLOMA SCHOOL OF NURSING.—The term*  
19       *‘diploma school of nursing’ means a school affiliated*  
20       *with a hospital or university, or an independent*  
21       *school, which provides primarily or exclusively a pro-*  
22       *gram of education in professional nursing and allied*  
23       *subjects leading to a diploma or to equivalent indicia*  
24       *that such program has been satisfactorily completed,*  
25       *but only if such program, or such affiliated school or*

1       such hospital or university or such independent school  
2       is accredited.

3       “(6) ACCREDITED.—

4               “(A) IN GENERAL.—Except as provided in  
5       subparagraph (B), the term ‘accredited’ when  
6       applied to any program of nurse education  
7       means a program accredited by a recognized  
8       body or bodies, or by a State agency, approved  
9       for such purpose by the Secretary of Education  
10      and when applied to a hospital, school, college,  
11      or university (or a unit thereof) means a hos-  
12      pital, school, college, or university (or a unit  
13      thereof) which is accredited by a recognized body  
14      or bodies, or by a State agency, approved for  
15      such purpose by the Secretary of Education. For  
16      the purpose of this paragraph, the Secretary of  
17      Education shall publish a list of recognized ac-  
18      crediting bodies, and of State agencies, which the  
19      Secretary of Education determines to be reliable  
20      authority as to the quality of education offered.

21               “(B) NEW PROGRAMS.—A new program of  
22       nursing that, by reason of an insufficient period  
23       of operation, is not, at the time of the submission  
24       of an application for a grant or contract under  
25       this title, eligible for accreditation by such a rec-

1       ognized body or bodies or State agency, shall be  
2       deemed accredited for purposes of this title if the  
3       Secretary of Education finds, after consultation  
4       with the appropriate accreditation body or bod-  
5       ies, that there is reasonable assurance that the  
6       program will meet the accreditation standards of  
7       such body or bodies prior to the beginning of the  
8       academic year following the normal graduation  
9       date of students of the first entering class in such  
10      a program.

11                   “(7) *NONPROFIT*.—The term ‘nonprofit’ as ap-  
12 plied to any school, agency, organization, or institu-  
13 tion means one which is a corporation or association,  
14 or is owned and operated by one or more corporations  
15 or associations, no part of the net earnings of which  
16 inures, or may lawfully inure, to the benefit of any  
17 private shareholder or individual.

18                   “(8) *STATE*.—The term ‘State’ means a State,  
19                   the Commonwealth of Puerto Rico, the District of Co-  
20                   lumbia, the Commonwealth of the Northern Mariana  
21                   Islands, Guam, American Samoa, the Virgin Islands,  
22                   or the Trust Territory of the Pacific Islands.

## 23 "SEC. 802. APPLICATION.

24       “(a) *IN GENERAL.*—To be eligible to receive a grant  
25 or contract under this title, an eligible entity shall prepare

1 and submit to the Secretary an application that meets the  
2 requirements of this section, at such time, in such manner,  
3 and containing such information as the Secretary may re-  
4 quire.

5 “(b) *PLAN*.—An application submitted under this sec-  
6 tion shall contain the plan of the applicant for carrying  
7 out a project with amounts received under this title. Such  
8 plan shall be consistent with relevant Federal, State, or re-  
9 gional program plans.

10 “(c) *PERFORMANCE OUTCOME STANDARDS*.—An ap-  
11 plication submitted under this section shall contain a speci-  
12 fication by the applicant entity of performance outcome  
13 standards that the project to be funded under the grant or  
14 contract will be measured against. Such standards shall ad-  
15 dress relevant national nursing needs that the project will  
16 meet. The recipient of a grant or contract under this section  
17 shall meet the standards set forth in the grant or contract  
18 application.

19 “(d) *LINKAGES*.—An application submitted under this  
20 section shall contain a description of the linkages with rel-  
21 evant educational and health care entities, including train-  
22 ing programs for other health professionals as appropriate,  
23 that the project to be funded under the grant or contract  
24 will establish.

1   **“SEC. 803. USE OF FUNDS.**

2       “(a) *IN GENERAL.*—Amounts provided under a grant  
3   or contract awarded under this title may be used for train-  
4   ing program development and support, faculty develop-  
5   ment, model demonstrations, trainee support including tui-  
6   tion, books, program fees and reasonable living expenses  
7   during the period of training, technical assistance, work-  
8   force analysis, and dissemination of information, as appro-  
9   priate to meet recognized nursing objectives, in accordance  
10   with this title.

11       “(b) *MAINTENANCE OF EFFORT.*—With respect to ac-  
12   tivities for which a grant awarded under this title is to  
13   be expended, the entity shall agree to maintain expenditures  
14   of non-Federal amounts for such activities at a level that  
15   is not less than the level of such expenditures maintained  
16   by the entity for the fiscal year preceding the fiscal year  
17   for which the entity receives such a grant.

18   **“SEC. 804. MATCHING REQUIREMENT.**

19       “The Secretary may require that an entity that ap-  
20   plies for a grant or contract under this title provide non-  
21   Federal matching funds, as appropriate, to ensure the insti-  
22   tutional commitment of the entity to the projects funded  
23   under the grant. Such non-Federal matching funds may be  
24   provided directly or through donations from public or pri-  
25   vate entities and may be in cash or in-kind, fairly evalu-  
26   ated, including plant, equipment, or services.

1   **“SEC. 805. PREFERENCE.**

2       *“In awarding grants or contracts under this title, the*  
3   *Secretary shall give preference to applicants with projects*  
4   *that will substantially benefit rural or underserved popu-*  
5   *lations, or help meet public health nursing needs in State*  
6   *or local health departments.*

7   **“SEC. 806. GENERALLY APPLICABLE PROVISIONS.**

8       *“(a) AWARDING OF GRANTS AND CONTRACTS.—The*  
9   *Secretary shall ensure that grants and contracts under this*  
10   *title are awarded on a competitive basis, as appropriate,*  
11   *to carry out innovative demonstration projects or provide*  
12   *for strategic workforce supplementation activities as needed*  
13   *to meet national nursing service goals and in accordance*  
14   *with this title. Contracts may be entered into under this*  
15   *title with public or private entities as determined necessary*  
16   *by the Secretary.*

17       *“(b) INFORMATION REQUIREMENTS.—*

18       *“(1) IN GENERAL.—Recipients of grants and*  
19   *contracts under this title shall meet information re-*  
20   *quirements as specified by the Secretary.*

21       *“(2) EVALUATIONS.—The Secretary shall estab-*  
22   *lish procedures to ensure the annual evaluation of*  
23   *programs and projects operated by recipients of*  
24   *grants under this title. Such procedures shall ensure*  
25   *that continued funding for such programs and*  
26   *projects will be conditioned upon a demonstration*

1       *that satisfactory progress has been made by the pro-*  
2       *gram or project in meeting the objectives of the pro-*  
3       *gram or project.*

4       “(c) *TRAINING PROGRAMS.*—*Training programs con-*  
5       *ducted with amounts received under this title shall meet ap-*  
6       *plicable accreditation and quality standards.*

7       “(d) *DURATION OF ASSISTANCE.*—

8       “(1) *IN GENERAL.*—*Subject to paragraph (2), in*  
9       *the case of an award to an entity of a grant, coopera-*  
10       *tive agreement, or contract under this title, the period*  
11       *during which payments are made to the entity under*  
12       *the award may not exceed 5 years. The provision of*  
13       *payments under the award shall be subject to annual*  
14       *approval by the Secretary of the payments and sub-*  
15       *ject to the availability of appropriations for the fiscal*  
16       *year involved to make the payments. This paragraph*  
17       *may not be construed as limiting the number of*  
18       *awards under the program involved that may be*  
19       *made to the entity.*

20       “(2) *LIMITATION.*—*In the case of an award to*  
21       *an entity of a grant, cooperative agreement, or con-*  
22       *tract under this title, paragraph (1) shall apply only*  
23       *to the extent not inconsistent with any other provi-*  
24       *sion of this title that relates to the period during*  
25       *which payments may be made under the award.*

1       “(e) *PEER REVIEW REGARDING CERTAIN PRO-*  
2 *GRAMS.*—

3       “(1) *IN GENERAL.*—*Each application for a grant*  
4 *under this title, except advanced nurse traineeship*  
5 *grants under section 811(a)(2), shall be submitted to*  
6 *a peer review group for an evaluation of the merits*  
7 *of the proposals made in the application. The Sec-*  
8 *retary may not approve such an application unless a*  
9 *peer review group has recommended the application*  
10 *for approval.*

11       “(2) *COMPOSITION.*—*Each peer review group*  
12 *under this subsection shall be composed principally of*  
13 *individuals who are not officers or employees of the*  
14 *Federal Government. In providing for the establish-*  
15 *ment of peer review groups and procedures, the Sec-*  
16 *retary shall, except as otherwise provided, ensure sex,*  
17 *racial, ethnic, and geographic representation among*  
18 *the membership of such groups.*

19       “(3) *ADMINISTRATION.*—*This subsection shall be*  
20 *carried out by the Secretary acting through the Ad-*  
21 *ministrator of the Health Resources and Services Ad-*  
22 *ministration.*

23       “(f) *ANALYTIC ACTIVITIES.*—*The Secretary shall en-*  
24 *sure that—*

1           “(1) *cross-cutting workforce analytical activities*  
2        *are carried out as part of the workforce information*  
3        *and analysis activities under this title; and*

4           “(2) *discipline-specific workforce information is*  
5        *developed and analytical activities are carried out as*  
6        *part of—*

7           “(A) *the advanced education nursing activi-*  
8        *ties under part B;*

9           “(B) *the workforce diversity activities under*  
10       *part C; and*

11           “(C) *basic nursing education and practice*  
12       *activities under part D.*

13           “(g) *STATE AND REGIONAL PRIORITIES.*—Activities  
14       *under grants or contracts under this title shall, to the extent*  
15       *practicable, be consistent with related Federal, State, or re-*  
16       *gional nursing professions program plans and priorities.*

17           “(h) *FILING OF APPLICATIONS.*—

18           “(1) *IN GENERAL.*—Applications for grants or  
19       *contracts under this title may be submitted by health*  
20       *professions schools, schools of nursing, academic*  
21       *health centers, State or local governments, or other*  
22       *appropriate public or private nonprofit entities as de-*  
23       *termined appropriate by the Secretary in accordance*  
24       *with this title.*

1           “(2) *FOR PROFIT ENTITIES.*—Notwithstanding  
2        paragraph (1), a for-profit entity may be eligible for  
3        a grant or contract under this title as determined ap-  
4        propriate by the Secretary.

5   **“SEC. 807. TECHNICAL ASSISTANCE.**

6        “Funds appropriated under this title may be used by  
7    the Secretary to provide technical assistance in relation to  
8    any of the authorities under this title.

9   **“PART B—NURSE PRACTITIONERS, NURSE MID-  
10      WIVES, NURSE ANESTHETISTS, AND OTHER  
11      ADVANCED EDUCATION NURSES**

12   **“SEC. 811. ADVANCED EDUCATION NURSING GRANTS.**

13       “(a) *IN GENERAL.*—The Secretary may award grants  
14    to and enter into contracts with eligible entities to meet the  
15    costs of—

16           “(1) projects that support the enhancement of ad-  
17        vanced nursing education and practice; and

18           “(2) traineeships for individuals in advanced  
19        nursing education programs.

20        “(b) *DEFINITION OF ADVANCED EDUCATION  
21      NURSES.*—For purposes of this section, the term ‘advanced  
22    education nurses’ means individuals trained in advanced  
23    degree programs including individuals in combined R.N./  
24    Master’s degree programs, post-nursing master’s certificate  
25    programs, or, in the case of nurse midwives, in certificate

1 programs in existence on the date that is one day prior  
2 to the date of enactment of this section, to serve as nurse  
3 practitioners, clinical nurse specialists, nurse midwives,  
4 nurse anesthetists, nurse educators, nurse administrators,  
5 or public health nurses, or in other nurse specialties deter-  
6 mined by the Secretary to require advanced education.

7       “(c) AUTHORIZED NURSE PRACTITIONER AND NURSE-  
8 MIDWIFERY PROGRAMS.—Nurse practitioner and nurse  
9 midwifery programs eligible for support under this section  
10 are educational programs for registered nurses (irrespective  
11 of the type of school of nursing in which the nurses received  
12 their training) that—

13           “(1) meet guidelines prescribed by the Secretary;  
14 and

15           “(2) have as their objective the education of  
16 nurses who will upon completion of their studies in  
17 such programs, be qualified to effectively provide pri-  
18 mary health care, including primary health care in  
19 homes and in ambulatory care facilities, long-term  
20 care facilities, acute care, and other health care set-  
21 tings.

22       “(d) AUTHORIZED NURSE ANESTHESIA PROGRAMS.—  
23 Nurse anesthesia programs eligible for support under this  
24 section are education programs that—

1           “(1) provide registered nurses with full-time an-  
2        esthetist education; and

3           “(2) are accredited by the Council on Accredita-  
4        tion of Nurse Anesthesia Educational Programs.

5           “(e) OTHER AUTHORIZED EDUCATIONAL PRO-  
6        GRAMS.—The Secretary shall prescribe guidelines as appro-  
7        priate for other advanced nurse education programs eligible  
8        for support under this section.

9           “(f) TRAINEESHIPS.—

10           “(1) IN GENERAL.—The Secretary may not  
11        award a grant to an applicant under subsection (a)  
12        unless the applicant involved agrees that traineeships  
13        provided with the grant will only pay all or part of  
14        the costs of—

15           “(A) the tuition, books, and fees of the pro-  
16        gram of advanced nurse education with respect  
17        to which the traineeship is provided; and

18           “(B) the reasonable living expenses of the  
19        individual during the period for which the  
20        traineeship is provided.

21           “(2) DOCTORAL PROGRAMS.—The Secretary may  
22        not obligate more than 10 percent of the traineeships  
23        under subsection (a) for individuals in doctorate de-  
24        gree programs.

1                   “(3) *SPECIAL CONSIDERATION*.—In making  
2 awards of grants and contracts under subsection  
3 (a)(2), the Secretary shall give special consideration  
4 to an eligible entity that agrees to expend the award  
5 to train advanced education nurses who will practice  
6 in health professional shortage areas designated under  
7 section 332.

## 10 “SEC. 821. WORKFORCE DIVERSITY GRANTS.

11       “(a) *IN GENERAL.*—The Secretary may award grants  
12 to and enter into contracts with eligible entities to meet the  
13 costs of special projects to increase nursing education op-  
14 portunities for individuals who are from disadvantaged  
15 backgrounds (including racial and ethnic minorities under-  
16 represented among registered nurses) by providing student  
17 scholarships or stipends, pre-entry preparation, and reten-  
18 tion activities.

19       “(b) *GUIDANCE*.—In carrying out subsection (a), the  
20   Secretary shall take into consideration the recommenda-  
21   tions of the First, Second and Third Invitational Congresses  
22   for Minority Nurse Leaders on ‘Caring for the Emerging  
23   Majority,’ in 1992, 1993 and 1997, and consult with nurs-  
24   ing associations including the American Nurses Associa-  
25   tion, the National League for Nursing, the American Asso-

1 *ciation of Colleges of Nursing, the National Black Nurses*  
2 *Association, the National Association of Hispanic Nurses,*  
3 *the Association of Asian American and Pacific Islander*  
4 *Nurses, the Native American Indian and Alaskan Nurses*  
5 *Association, and the National Council of State Boards of*  
6 *Nursing.*

7       “(c) *REQUIRED INFORMATION AND CONDITIONS FOR*  
8 *AWARD RECIPIENTS.—*

9           “(1) *IN GENERAL.—Recipients of awards under*  
10 *this section may be required, where requested, to re-*  
11 *port to the Secretary concerning the annual admis-*  
12 *sion, retention, and graduation rates for individuals*  
13 *from disadvantaged backgrounds and ethnic and ra-*  
14 *cial minorities in the school or schools involved in the*  
15 *projects.*

16           “(2) *FALLING RATES.—If any of the rates re-*  
17 *ported under paragraph (1) fall below the average of*  
18 *the two previous years, the grant or contract recipient*  
19 *shall provide the Secretary with plans for imme-*  
20 *dately improving such rates.*

21           “(3) *INELIGIBILITY.—A recipient described in*  
22 *paragraph (2) shall be ineligible for continued fund-*  
23 *ing under this section if the plan of the recipient fails*  
24 *to improve the rates within the 1-year period begin-*  
25 *ning on the date such plan is implemented.*

1   **“PART D—STRENGTHENING CAPACITY FOR BASIC**2           ***NURSE EDUCATION AND PRACTICE***3   **“SEC. 831. BASIC NURSE EDUCATION AND PRACTICE**4           ***GRANTS.***

5       “(a) *IN GENERAL.*—The Secretary may award grants  
6 to and enter into contracts with eligible entities for projects  
7 to strengthen capacity for basic nurse education and prac-  
8 tice.

9       “(b) *PRIORITY AREAS.*—In awarding grants or con-  
10 tracts under this section the Secretary shall give priority  
11 to entities that will use amounts provided under such a  
12 grant or contract to enhance the educational mix and utili-  
13 zation of the basic nursing workforce by strengthening pro-  
14 grams that provide basic nurse education, such as  
15 through—

16       “(1) establishing or expanding nursing practice  
17 arrangements in noninstitutional settings to dem-  
18 onstrate methods to improve access to primary health  
19 care in medically underserved communities;

20       “(2) providing care for underserved populations  
21 and other high-risk groups such as the elderly, indi-  
22 viduals with HIV-AIDS, substance abusers, the home-  
23 less, and victims of domestic violence;

24       “(3) providing managed care, quality improve-  
25 ment, and other skills needed to practice in existing  
26 and emerging organized health care systems;

1           “(4) developing cultural competencies among  
2        nurses;

3           “(5) expanding the enrollment in baccalaureate  
4        nursing programs;

5           “(6) promoting career mobility for nursing per-  
6        sonnel in a variety of training settings and cross  
7        training or specialty training among diverse popu-  
8        lation groups;

9           “(7) providing education in informatics, includ-  
10        ing distance learning methodologies; or

11           “(8) other priority areas as determined by the  
12        Secretary.”;

13           (5) by adding at the end the following:

14           **“PART F—FUNDING**

15           **“SEC. 841. FUNDING.**

16           “(a) AUTHORIZATION OF APPROPRIATIONS.—For the  
17        purpose of carrying out parts B, C, and D (subject to sec-  
18        tion 845(g)), there are authorized to be appropriated  
19        \$65,000,000 for fiscal year 1998, and such sums as may  
20        be necessary for each of the fiscal years 1999 through 2002.

21           “(b) ALLOCATIONS FOR FISCAL YEARS 1998 THROUGH  
22        2002.—

23           “(1) NURSE PRACTITIONERS; NURSE MID-  
24        WIVES.—

1                   “(A) *FISCAL YEAR 1998.*—Of the amount  
2                   appropriated under subsection (a) for fiscal year  
3                   1998, the Secretary shall reserve not less than  
4                   \$17,564,000 for making awards of grants and  
5                   contracts under section 822 as such section was  
6                   in effect for fiscal year 1998.

7                   “(B) *FISCAL YEARS 1999 THROUGH 2002.*—  
8                   Of the amount appropriated under subsection (a)  
9                   for fiscal year 1999 or any of the fiscal years  
10                   2000 through 2002, the Secretary, subject to sub-  
11                   section (d), shall reserve for the fiscal year in-  
12                   volved, for making awards of grants and con-  
13                   tracts under part B with respect to nurse practi-  
14                   tioners and nurse midwives, not less than the  
15                   percentage constituted by the ratio of the amount  
16                   appropriated under section 822 as such section  
17                   was in effect for fiscal year 1998 to the total of  
18                   the amounts appropriated under this title for  
19                   such fiscal year. For purposes of the preceding  
20                   sentence, the Secretary, in determining the  
21                   amount that has been reserved for the fiscal year  
22                   involved, shall include any amounts appro-  
23                   priated under subsection (a) for the fiscal year  
24                   that are obligated by the Secretary to continue

1       *in effect grants or contracts under section 822 as*  
2       *such section was in effect for fiscal year 1998.*

3       “*(2) NURSE ANESTHETISTS.*—

4           “*(A) FISCAL YEAR 1998.*—*Of the amount*  
5       *appropriated under subsection (a) for fiscal year*  
6       *1998, the Secretary shall reserve not less than*  
7       *\$2,761,000 for making awards of grants and*  
8       *contracts under section 831 as such section was*  
9       *in effect for fiscal year 1998.*

10           “*(B) FISCAL YEARS 1999 THROUGH 2002.*—  
11       *Of the amount appropriated under subsection (a)*  
12       *for fiscal year 1999 or any of the fiscal years*  
13       *2000 through 2002, the Secretary, subject to sub-*  
14       *section (d), shall reserve for the fiscal year in-*  
15       *volved, for making awards of grants and con-*  
16       *tracts under part B with respect to nurse anes-*  
17       *thetists, not less than the percentage constituted*  
18       *by the ratio of the amount appropriated under*  
19       *section 831 as such section was in effect for fiscal*  
20       *year 1998 to the total of the amounts appro-*  
21       *priated under this title for such fiscal year. For*  
22       *purposes of the preceding sentence, the Secretary,*  
23       *in determining the amount that has been re-*  
24       *served for the fiscal year involved, shall include*  
25       *any amounts appropriated under subsection (a)*

1           *for the fiscal year that are obligated by the Sec-*  
2           *retary to continue in effect grants or contracts*  
3           *under section 831 as such section was in effect*  
4           *for fiscal year 1998.*

5        “(c) *ALLOCATIONS AFTER FISCAL YEAR 2002.*—

6           “(1) *IN GENERAL.*—*For fiscal year 2003 and*  
7           *subsequent fiscal years, amounts appropriated under*  
8           *subsection (a) for the fiscal year involved shall be al-*  
9           *located by the Secretary among parts B, C, and D*  
10           *(and programs within such parts) according to a*  
11           *methodology that is developed in accordance with*  
12           *paragraph (2). The Secretary shall enter into a con-*  
13           *tract with a public or private entity for the purpose*  
14           *of developing the methodology. The contract shall re-*  
15           *quire that the development of the methodology be com-*  
16           *pleted not later than February 1, 2002.*

17           “(2) *USE OF CERTAIN FACTORS.*—*The contract*  
18           *under paragraph (1) shall provide that the methodol-*  
19           *ogy under such paragraph will be developed in ac-*  
20           *cordance with the following:*

21           “(A) *The methodology will take into account*  
22           *the need for and the distribution of health serv-*  
23           *ices among medically underserved populations,*  
24           *as determined according to the factors that apply*  
25           *under section 330(b)(3).*

1                   “(B) The methodology will take into ac-  
2                   count the need for and the distribution of health  
3                   services in health professional shortage areas, as  
4                   determined according to the factors that apply  
5                   under section 332(b).

6                   “(C) The methodology will take into account  
7                   the need for and the distribution of mental  
8                   health services among medically underserved  
9                   populations and in health professional shortage  
10                  areas.

11                  “(D) The methodology will be developed in  
12                  consultation with individuals in the field of  
13                  nursing, including registered nurses, nurse prac-  
14                  titioners, nurse midwives, nurse anesthetists,  
15                  clinical nurse specialists, nursing educators and  
16                  educational institutions, nurse executives, pedi-  
17                  atric nurse associates and practitioners, and  
18                  women’s health, obstetric, and neonatal nurses.

19                  “(E) The methodology will take into ac-  
20                  count the following factors with respect to the  
21                  States:

22                  “(i) A provider population ratio equiv-  
23                  alent to a managed care formula of 1/1,500  
24                  for primary care services.

1                   “(ii) *The use of whole rather than frac-*  
2                   *tional counts in determining the number of*  
3                   *health care providers.*

4                   “(iii) *The counting of only employed*  
5                   *health care providers in determining the*  
6                   *number of health care providers.*

7                   “(iv) *The number of families whose in-*  
8                   *come is less than 200 percent of the official*  
9                   *poverty line (as established by the Director*  
10                   *of the Office of Management and Budget*  
11                   *and revised by the Secretary in accordance*  
12                   *with section 673(2) of the Omnibus Budget*  
13                   *Reconciliation Act of 1981).*

14                   “(v) *The rate of infant mortality and*  
15                   *the rate of low-birthweight births.*

16                   “(vi) *The percentage of the general*  
17                   *population constituted by individuals who*  
18                   *are members or racial or ethnic minority*  
19                   *groups, stated both by minority group and*  
20                   *in the aggregate.*

21                   “(vii) *The percentage of the general*  
22                   *population constituted by individuals who*  
23                   *are of Hispanic ethnicity.*

24                   “(viii) *The number of individuals re-*  
25                   *siding in health professional shortage areas,*

1                   *and the number of individuals who are*  
2                   *members of medically underserved popu-*  
3                   *lations.*

4                   “(ix) *The percentage of the general*  
5                   *population constituted by elderly individ-*  
6                   *uals.*

7                   “(x) *The extent to which the popu-*  
8                   *lations served have a choice of providers.*

9                   “(xi) *The impact of care on hos-*  
10                   *pitalizations and emergency room use.*

11                   “(xii) *The number of individuals who*  
12                   *lack proficiency in speaking the English*  
13                   *language.*

14                   “(xiii) *Such additional factors as the*  
15                   *Secretary determines to be appropriate.*

16                   “(3) *REPORT TO CONGRESS.*—Not later than 30  
17                   *days after the completion of the development of the*  
18                   *methodology required in paragraph (1), the Secretary*  
19                   *shall submit to the Committee on Commerce of the*  
20                   *House of Representatives, and to the Committee on*  
21                   *Labor and Human Resources of the Senate, a report*  
22                   *describing the methodology and explaining the effects*  
23                   *of the methodology on the allocation among parts B,*  
24                   *C, and D (and programs within such parts) of*  
25                   *amounts appropriated under subsection (a) for the*

1       *first fiscal year for which the methodology will be in*  
2       *effect. Such explanation shall include a comparison of*  
3       *the allocation for such fiscal year with the allocation*  
4       *made under this section for the preceding fiscal year.*

5       **“(d) USE OF METHODOLOGY BEFORE FISCAL YEAR**

6    *2003.—With respect to the fiscal years 1999 through 2002,*  
7    *if the report required in subsection (c)(3) is submitted in*  
8    *accordance with such subsection not later than 90 days be-*  
9    *fore the beginning of such a fiscal year, the Secretary may*  
10   *for such year implement the methodology described in the*  
11   *report (rather than implementing the methodology in fiscal*  
12   *year 2003), in which case subsection (b) ceases to be in ef-*  
13   *fect. The authority under the preceding sentence is subject*  
14   *to the condition that the fiscal year for which the methodol-*  
15   *ogy is implemented be the same fiscal year identified in*  
16   *such report as the fiscal year for which the methodology will*  
17   *first be in effect.*

18       **“(e) AUTHORITY FOR USE OF ADDITIONAL FACTORS**

19    *IN METHODOLOGY.—*

20       **“(1) IN GENERAL.—***The Secretary shall make the*  
21       *determinations specified in paragraph (2). For any*  
22       *fiscal year beginning after the first fiscal year for*  
23       *which the methodology under subsection (c)(1) is in*  
24       *effect, the Secretary may alter the methodology by in-*

1       *cluding the information from such determinations as*  
2       *factors in the methodology.*

3       “(2) *RELEVANT DETERMINATIONS.*—*The deter-*  
4       *minations referred to in paragraph (1) are as follows:*

5       “(A) *The need for and the distribution of*  
6       *health services among populations for which it is*  
7       *difficult to determine the number of individuals*  
8       *who are in the population, such as homeless in-*  
9       *dividuals; migratory and seasonal agricultural*  
10       *workers and their families; individuals infected*  
11       *with the human immunodeficiency virus, and*  
12       *individuals who abuse drugs.*

13       “(B) *In the case of a population for which*  
14       *the determinations under subparagraph (A) are*  
15       *made, the extent to which the population in-*  
16       *cludes individuals who are members of racial or*  
17       *ethnic minority groups and a specification of the*  
18       *skills needed to provide health services to such*  
19       *individuals in the language and the educational*  
20       *and cultural context that is most appropriate to*  
21       *the individuals.*

22       “(C) *Data, obtained from the Director of the*  
23       *Centers for Disease Control and Prevention, on*  
24       *rates of morbidity and mortality among various*  
25       *populations (including data on the rates of ma-*

1           *ternal and infant mortality and data on the*  
2           *rates of low-birthweight births of living infants).*

3           “*(D) Data from the Health Plan Employer*  
4           *Data and Information Set, as appropriate.*

5       **“PART G—NATIONAL ADVISORY COUNCIL ON**  
6       ***NURSE EDUCATION AND PRACTICE***

7       **“SEC. 845. NATIONAL ADVISORY COUNCIL ON NURSE EDU-**  
8       ***CATION AND PRACTICE.***

9           “(a) *ESTABLISHMENT.*—The Secretary shall establish  
10       *an advisory council to be known as the National Advisory*  
11       *Council on Nurse Education and Practice (in this section*  
12       *referred to as the ‘Advisory Council’).*

13       “(b) *COMPOSITION.*—

14       “(1) *IN GENERAL.*—The Advisory Council shall  
15       *be composed of*

16           “(A) *not less than 21, nor more than 23 in-*  
17           *dividuals, who are not officers or employees of*  
18           *the Federal Government, appointed by the Sec-*  
19           *retary without regard to the Federal civil service*  
20           *laws, of which—*

21           “(i) *2 shall be selected from full-time*  
22           *students enrolled in schools of nursing;*

23           “(ii) *2 shall be selected from the gen-*  
24           *eral public;*

1                     “(iii) 2 shall be selected from practicing  
2                     professional nurses; and

3                     “(iv) 9 shall be selected from among  
4                     the leading authorities in the various fields  
5                     of nursing, higher, secondary education,  
6                     and associate degree schools of nursing, and  
7                     from representatives of advanced education  
8                     nursing groups (such as nurse practitioners,  
9                     nurse midwives, and nurse anesthetists),  
10                     hospitals, and other institutions and organizations  
11                     which provide nursing services;  
12                     and

13                     “(B) the Secretary (or the delegate of the  
14                     Secretary (who shall be an *ex officio* member and  
15                     shall serve as the Chairperson)).

16                     “(2) APPOINTMENT.—Not later than 90 days  
17                     after the date of enactment of this Act, the Secretary  
18                     shall appoint the members of the Advisory Council  
19                     and each such member shall serve a 4 year term. In  
20                     making such appointments, the Secretary shall ensure  
21                     a fair balance between the nursing professions, a  
22                     broad geographic representation of members and a  
23                     balance between urban and rural members. Members  
24                     shall be appointed based on their competence, interest,

1       *and knowledge of the mission of the profession involved. A majority of the members shall be nurses.*

3       *“(3) MINORITY REPRESENTATION.—In appoint-*  
4       *ing the members of the Advisory Council under para-*  
5       *graph (1), the Secretary shall ensure the adequate*  
6       *representation of minorities.*

7       *“(c) VACANCIES.—*

8       *“(1) IN GENERAL.—A vacancy on the Advisory*  
9       *Council shall be filled in the manner in which the*  
10       *original appointment was made and shall be subject*  
11       *to any conditions which applied with respect to the*  
12       *original appointment.*

13       *“(2) FILLING UNEXPIRED TERM.—An individual*  
14       *chosen to fill a vacancy shall be appointed for the un-*  
15       *expired term of the member replaced.*

16       *“(d) DUTIES.—The Advisory Council shall—*

17       *“(1) provide advice and recommendations to the*  
18       *Secretary and Congress concerning policy matters*  
19       *arising in the administration of this title, including*  
20       *the range of issues relating to the nurse workforce,*  
21       *education, and practice improvement;*

22       *“(2) provide advice to the Secretary and Con-*  
23       *gress in the preparation of general regulations and*  
24       *with respect to policy matters arising in the adminis-*  
25       *tration of this title, including the range of issues re-*

1       *lating to nurse supply, education and practice im-*  
2       *provement; and*

3       “*(3) not later than 3 years after the date of en-*  
4       *actment of this section, and annually thereafter, pre-*  
5       *pare and submit to the Secretary, the Committee on*  
6       *Labor and Human Resources of the Senate, and the*  
7       *Committee on Commerce of the House of Representa-*  
8       *tives, a report describing the activities of the Council,*  
9       *including findings and recommendations made by the*  
10      *Council concerning the activities under this title.*

11      “(e) *MEETINGS AND DOCUMENTS.*—

12      “(1) *MEETINGS.*—*The Advisory Council shall*  
13      *meet not less than 2 times each year. Such meetings*  
14      *shall be held jointly with other related entities estab-*  
15      *lished under this title where appropriate.*

16      “(2) *DOCUMENTS.*—*Not later than 14 days prior*  
17      *to the convening of a meeting under paragraph (1),*  
18      *the Advisory Council shall prepare and make avail-*  
19      *able an agenda of the matters to be considered by the*  
20      *Advisory Council at such meeting. At any such meet-*  
21      *ing, the Advisory Council shall distribute materials*  
22      *with respect to the issues to be addressed at the meet-*  
23      *ing. Not later than 30 days after the adjourning of*  
24      *such a meeting, the Advisory Council shall prepare*  
25      *and make available a summary of the meeting and*

1       *any actions taken by the Council based upon the*  
2       *meeting.*

3       “*(f) COMPENSATION AND EXPENSES.—*

4       “*(1) COMPENSATION.—Each member of the Advi-*  
5       *sory Council shall be compensated at a rate equal to*  
6       *the daily equivalent of the annual rate of basic pay*  
7       *prescribed for level IV of the Executive Schedule*  
8       *under section 5315 of title 5, United States Code, for*  
9       *each day (including travel time) during which such*  
10       *member is engaged in the performance of the duties*  
11       *of the Council. All members of the Council who are*  
12       *officers or employees of the United States shall serve*  
13       *without compensation in addition to that received for*  
14       *their services as officers or employees of the United*  
15       *States.*

16       “*(2) EXPENSES.—The members of the Advisory*  
17       *Council shall be allowed travel expenses, including*  
18       *per diem in lieu of subsistence, at rates authorized for*  
19       *employees of agencies under subchapter I of chapter*  
20       *57 of title 5, United States Code, while away from*  
21       *their homes or regular places of business in the per-*  
22       *formance of services for the Council.*

23       “*(g) FUNDING.—Amounts appropriated under this*  
24       *title may be utilized by the Secretary to support the nurse*  
25       *education and practice activities of the Council.*

1       “(h) *FACA*.—*The Federal Advisory Committee Act*  
2 *shall apply to the Advisory Committee under this section*  
3 *only to the extent that the provisions of such Act do not*  
4 *conflict with the requirements of this section.*”; and

5           (6) *by redesignating section 855 as section 810,*  
6 *and transferring such section so as to appear after*  
7 *section 809 (as added by the amendment made by*  
8 *paragraph (5)).*

9 **SEC. 124. SAVINGS PROVISION.**

10       *In the case of any authority for making awards of*  
11 *grants or contracts that is terminated by the amendment*  
12 *made by section 123, the Secretary of Health and Human*  
13 *Services may, notwithstanding the termination of the au-*  
14 *thority, continue in effect any grant or contract made under*  
15 *the authority that is in effect on the day before the date*  
16 *of the enactment of this Act, subject to the duration of any*  
17 *such grant or contract not exceeding the period determined*  
18 *by the Secretary in first approving such financial assist-*  
19 *ance, or in approving the most recent request made (before*  
20 *the date of such enactment) for continuation of such assist-*  
21 *ance, as the case may be.*

### ***Subtitle C—Financial Assistance***

## 2 CHAPTER 1—SCHOOL-BASED REVOLVING LOAN

3 **FUNDS**

#### **4 SEC. 131. PRIMARY CARE LOAN PROGRAM.**

5       (a) REQUIREMENT FOR SCHOOLS.—Section 723(b)(1)  
6 of the Public Health Service Act (42 U.S.C. 292s(b)(1)), as  
7 amended by section 2014(c)(2)(A)(ii) of Public Law 103–  
8 43 (107 Stat. 216), is amended by striking “3 years before”  
9 and inserting “4 years before”.

10       (b) *NONCOMPLIANCE.*—Section 723(a)(3) of the Public  
11 Health Service Act (42 U.S.C. 292s(a)(3)) is amended to  
12 read as follows:

13           “(3)    **NONCOMPLIANCE    BY    STUDENT.**—Each  
14        agreement entered into with a student pursuant to  
15        paragraph (1) shall provide that, if the student fails  
16        to comply with such agreement, the loan involved will  
17        begin to accrue interest at a rate of 18 percent per  
18        year beginning on the date of such noncompliance.”.

1 **SEC. 132. LOANS FOR DISADVANTAGED STUDENTS.**

2       (a) *AUTHORIZATION OF APPROPRIATIONS.*—Section  
3 724(f)(1) of the Public Health Service Act (42 U.S.C.  
4 292t(f)(1)) is amended by striking “\$15,000,000 for fiscal  
5 year 1993” and inserting “\$8,000,000 for each of the fiscal  
6 years 1998 through 2002”.

7       (b) *REPEAL.*—Effective October 1, 2002, paragraph  
8 (1) of section 724(f) of the Public Health Service Act (42  
9 U.S.C. 292t(f)(1)) is repealed.

10 **SEC. 133. STUDENT LOANS REGARDING SCHOOLS OF  
11 NURSING.**

12       (a) *IN GENERAL.*—Section 836(b) of the Public Health  
13 Service Act (42 U.S.C. 297b(b)) is amended—

14           (1) in paragraph (1), by striking the period at  
15 the end and inserting a semicolon;

16           (2) in paragraph (2)—

17              (A) in subparagraph (A), by striking “and”  
18 at the end; and

19              (B) by inserting before the semicolon at the  
20 end the following: “, and (C) such additional pe-  
21 riods under the terms of paragraph (8) of this  
22 subsection”;

23           (3) in paragraph (7), by striking the period at  
24 the end and inserting “; and”; and

25           (4) by adding at the end the following para-  
26 graph:

1           “(8) pursuant to uniform criteria established by  
2       the Secretary, the repayment period established under  
3       paragraph (2) for any student borrower who during  
4       the repayment period failed to make consecutive pay-  
5       ments and who, during the last 12 months of the re-  
6       payment period, has made at least 12 consecutive  
7       payments may be extended for a period not to exceed  
8       10 years.”.

9           (b) *MINIMUM MONTHLY PAYMENTS.*—Section 836(g) of  
10      the Public Health Service Act (42 U.S.C. 297b(g)) is  
11      amended by striking “\$15” and inserting “\$40”.

12           (c) *ELIMINATION OF STATUTE OF LIMITATION FOR  
13      LOAN COLLECTIONS.*—

14           (1) *IN GENERAL.*—Section 836 of the Public  
15      Health Service Act (42 U.S.C. 297b) is amended by  
16      adding at the end the following new subsection:

17           “(l) *ELIMINATION OF STATUTE OF LIMITATION FOR  
18      LOAN COLLECTIONS.*—

19           “(1) *PURPOSE.*—It is the purpose of this sub-  
20      section to ensure that obligations to repay loans  
21      under this section are enforced without regard to any  
22      Federal or State statutory, regulatory, or administra-  
23      tive limitation on the period within which debts may  
24      be enforced.

1           “(2) *PROHIBITION*.—Notwithstanding any other  
2       provision of Federal or State law, no limitation shall  
3       terminate the period within which suit may be filed,  
4       a judgment may be enforced, or an offset, garnish-  
5       ment, or other action may be initiated or taken by a  
6       school of nursing that has an agreement with the Sec-  
7       retary pursuant to section 835 that is seeking the re-  
8       payment of the amount due from a borrower on a  
9       loan made under this subpart after the default of the  
10      borrower on such loan.”.

11           (2) *EFFECTIVE DATE*.—The amendment made by  
12       paragraph (1) shall be effective with respect to actions  
13       pending on or after the date of enactment of this Act.

14           (d) *BREACH OF AGREEMENTS*.—Section 846 of the  
15       Public Health Service Act (42 U.S.C. 297n) is amended by  
16       adding at the end thereof the following new subsection:

17           “(h) *BREACH OF AGREEMENT*.—

18           “(1) *IN GENERAL*.—In the case of any program  
19       under this section under which an individual makes  
20       an agreement to provide health services for a period  
21       of time in accordance with such program in consider-  
22       ation of receiving an award of Federal funds regard-  
23       ing education as a nurse (including an award for the  
24       repayment of loans), the following applies if the  
25       agreement provides that this subsection is applicable:

1                   “(A) *In the case of a program under this*  
2                   *section that makes an award of Federal funds for*  
3                   *attending an accredited program of nursing (in*  
4                   *this section referred to as a ‘nursing program’),*  
5                   *the individual is liable to the Federal Govern-*  
6                   *ment for the amount of such award (including*  
7                   *amounts provided for expenses related to such at-*  
8                   *tendance), and for interest on such amount at*  
9                   *the maximum legal prevailing rate, if the indi-*  
10                   *vidual—*

11                   “(i) *fails to maintain an acceptable*  
12                   *level of academic standing in the nursing*  
13                   *program (as indicated by the program in*  
14                   *accordance with requirements established by*  
15                   *the Secretary);*

16                   “(ii) *is dismissed from the nursing*  
17                   *program for disciplinary reasons; or*

18                   “(iii) *voluntarily terminates the nurs-*  
19                   *ing program.*

20                   “(B) *The individual is liable to the Federal*  
21                   *Government for the amount of such award (in-*  
22                   *cluding amounts provided for expenses related to*  
23                   *such attendance), and for interest on such*  
24                   *amount at the maximum legal prevailing rate, if*  
25                   *the individual fails to provide health services in*

1           *accordance with the program under this section*  
2           *for the period of time applicable under the pro-*  
3           *gram.*

4           “(2) *WAIVER OR SUSPENSION OF LIABILITY.*—*In*  
5           *the case of an individual or health facility making an*  
6           *agreement for purposes of paragraph (1), the Sec-*  
7           *retary shall provide for the waiver or suspension of*  
8           *liability under such subsection if compliance by the*  
9           *individual or the health facility, as the case may be,*  
10           *with the agreements involved is impossible, or would*  
11           *involve extreme hardship to the individual or facility,*  
12           *and if enforcement of the agreements with respect to*  
13           *the individual or facility would be unconscionable.*

14           “(3) *DATE CERTAIN FOR RECOVERY.*—*Subject to*  
15           *paragraph (2), any amount that the Federal Govern-*  
16           *ment is entitled to recover under paragraph (1) shall*  
17           *be paid to the United States not later than the expi-*  
18           *ration of the 3-year period beginning on the date the*  
19           *United States becomes so entitled.*

20           “(4) *AVAILABILITY.*—*Amounts recovered under*  
21           *paragraph (1) with respect to a program under this*  
22           *section shall be available for the purposes of such pro-*  
23           *gram, and shall remain available for such purposes*  
24           *until expended.”.*

1       (e) *TECHNICAL AMENDMENTS.*—Section 839 of the  
2 *Public Health Service Act* (42 U.S.C. 297e) is amended—

3           (1) *in subsection (a)—*

4               (A) *by striking the matter preceding para-*  
5               *graph (1) and inserting the following:*

6               “(a) *If a school terminates a loan fund established*  
7 *under an agreement pursuant to section 835(b), or if the*  
8 *Secretary for good cause terminates the agreement with the*  
9 *school, there shall be a capital distribution as follows:’; and*

10               (B) *in paragraph (1), by striking “at the*  
11               *close of September 30, 1999,” and inserting “on*  
12               *the date of termination of the fund”; and*

13               (2) *in subsection (b), to read as follows:*

14               “(b) *If a capital distribution is made under subsection*  
15 *(a), the school involved shall, after such capital distribution,*  
16 *pay to the Secretary, not less often than quarterly, the same*  
17 *proportionate share of amounts received by the school in*  
18 *payment of principal or interest on loans made from the*  
19 *loan fund established under section 835(b) as determined*  
20 *by the Secretary under subsection (a).’.*

21 **SEC. 134. GENERAL PROVISIONS.**

22       (a) *MAXIMUM STUDENT LOAN PROVISIONS AND MINI-*  
23 *MUM PAYMENTS.—*

24               (1) *IN GENERAL.*—Section 722(a)(1) of the Pub-  
25 *lic Health Service Act* (42 U.S.C. 292r(a)(1)), as

1       *amended by section 2014(b)(1) of Public Law 103–43,*  
2       *is amended by striking “the sum of” and all that fol-*  
3       *lows through the end thereof and inserting “the cost*  
4       *of attendance (including tuition, other reasonable*  
5       *educational expenses, and reasonable living costs) for*  
6       *that year at the educational institution attended by*  
7       *the student (as determined by such educational insti-*  
8       *tution).”.*

9               (2) *THIRD AND FOURTH YEARS.—Section*  
10       *722(a)(2) of the Public Health Service Act (42 U.S.C.*  
11       *292r(a)(2)), as amended by section 2014(b)(1) of Pub-*  
12       *lic Law 103–43, is amended by striking “the amount*  
13       *\$2,500” and all that follows through “including such*  
14       *\$2,500)” and inserting “the amount of the loan may,*  
15       *in the case of the third or fourth year of a student*  
16       *at a school of medicine or osteopathic medicine, be in-*  
17       *creased to the extent necessary”.*

18               (3) *REPAYMENT PERIOD.—Section 722(c) of the*  
19       *Public Health Service Act (42 U.S.C. 292r(c)), as*  
20       *amended by section 2014(b)(1) of Public Law 103–43,*  
21       *is amended—*

22                       (A) *in the subsection heading by striking*  
23       *“TEN-YEAR” and inserting “REPAYMENT”;*  
24                       (B) *by striking “ten-year period which be-*  
25       *gins” and inserting “period of not less than 10*

1           *years nor more than 25 years, at the discretion*  
2           *of the institution, which begins"; and*

3           *(C) by striking "such ten-year period" and*  
4           *inserting "such period".*

5           *(4) MINIMUM PAYMENTS.—Section 722(j) of the*  
6           *Public Health Service Act (42 U.S.C. 292r(j)), as*  
7           *amended by section 2014(b)(1) of Public Law 103–43,*  
8           *is amended by striking "\$15" and inserting \$40".*

9           *(b) ELIMINATION OF STATUTE OF LIMITATION FOR*  
10   *LOAN COLLECTIONS.—*

11           *(1) IN GENERAL.—Section 722 of the Public*  
12           *Health Service Act (42 U.S.C. 292r), as amended by*  
13           *section 2014(b)(1) of Public Law 103–43, is amended*  
14           *by adding at the end the following new subsection:*

15           *"(m) ELIMINATION OF STATUTE OF LIMITATION FOR*  
16   *LOAN COLLECTIONS.—*

17           *"(1) PURPOSE.—It is the purpose of this sub-*  
18           *section to ensure that obligations to repay loans*  
19           *under this section are enforced without regard to any*  
20           *Federal or State statutory, regulatory, or administra-*  
21           *tive limitation on the period within which debts may*  
22           *be enforced.*

23           *"(2) PROHIBITION.—Notwithstanding any other*  
24           *provision of Federal or State law, no limitation shall*  
25           *terminate the period within which suit may be filed,*

1       *a judgment may be enforced, or an offset, garnish-*  
2       *ment, or other action may be initiated or taken by a*  
3       *school that has an agreement with the Secretary pur-*  
4       *suant to section 721 that is seeking the repayment of*  
5       *the amount due from a borrower on a loan made*  
6       *under this subpart after the default of the borrower on*  
7       *such loan.”.*

8           (2) *EFFECTIVE DATE.*—*The amendment made by*  
9       *paragraph (1) shall be effective with respect to actions*  
10      *pending on or after the date of enactment of this Act.*

11           (c) *DATE CERTAIN FOR CONTRIBUTIONS.*—*Paragraph*  
12      *(2) of section 735(e) of the Public Health Service Act (42*  
13      *U.S.C. 292y(e)(2)) is amended to read as follows:*

14           “(2) *DATE CERTAIN FOR CONTRIBUTIONS.*—

15       *Amounts described in paragraph (1) that are re-*  
16       *turned to the Secretary shall be obligated before the*  
17       *end of the succeeding fiscal year.”.*

18      **CHAPTER 2—INSURED HEALTH EDUCATION**

19      **ASSISTANCE LOANS TO GRADUATE STUDENTS**

20      **SEC. 141. HEALTH EDUCATION ASSISTANCE LOAN PRO-**  
21      **GRAM.**

22           (a) *HEALTH EDUCATION ASSISTANCE LOAN*  
23      *DEFERMENT FOR BORROWERS PROVIDING HEALTH SERV-*  
24      *ICES TO INDIANS.*—

20 (b) REPORT REQUIREMENT.—Section 709(b) of the  
21 Public Health Service Act (42 U.S.C. 292h(b)) is  
22 amended—

4 (c) *PROGRAM ELIGIBILITY.*—

15 SEC. 142. *HEAL LENDER AND HOLDER PERFORMANCE*  
16 *STANDARDS.*

(a) GENERAL AMENDMENTS.—Section 707(a) of the Public Health Service Act (42 U.S.C. 292f) is amended—

19 (1) by striking the last sentence;

1       *equal to 98 percent of the amount of the loss sustained*  
2       *by the insured upon that loan.”;*

3           *(3) by striking “Upon” and inserting:*  
4           *“(1) IN GENERAL.—Upon”; and*  
5           *(4) by adding at the end the following new para-*  
6       *graph:*

7           *“(2) EXCEPTIONAL PERFORMANCE.—*

8           *“(A) AUTHORITY.—Where the Secretary de-*  
9       *termines that an eligible lender, holder, or*  
10      *servicer has a compliance performance rating*  
11      *that equals or exceeds 97 percent, the Secretary*  
12      *shall designate that eligible lender, holder, or*  
13      *servicer, as the case may be, for exceptional per-*  
14      *formance.*

15           *“(B) COMPLIANCE PERFORMANCE RAT-*  
16      *ING.—For purposes of subparagraph (A), a com-*  
17      *pliance performance rating is determined with*  
18      *respect to compliance with due diligence in the*  
19      *disbursement, servicing, and collection of loans*  
20      *under this subpart for each year for which the*  
21      *determination is made. Such rating shall be*  
22      *equal to the percentage of all due diligence re-*  
23      *quirements applicable to each loan, on average,*  
24      *as established by the Secretary, with respect to*

1       *loans serviced during the period by the eligible*  
2       *lender, holder, or servicer.*

3           “(C) ANNUAL AUDITS FOR LENDERS, HOLD-  
4       *ERS, AND SERVICERS.—Each eligible lender,*  
5       *holder, or servicer desiring a designation under*  
6       *subparagraph (A) shall have an annual finan-*  
7       *cial and compliance audit conducted with re-*  
8       *spect to the loan portfolio of such eligible lender,*  
9       *holder, or servicer, by a qualified independent*  
10      *organization from a list of qualified organiza-*  
11      *tions identified by the Secretary and in accord-*  
12      *ance with standards established by the Secretary.*  
13      *The standards shall measure the lender’s, hold-*  
14      *er’s, or servicer’s compliance with due diligence*  
15      *standards and shall include a defined statistical*  
16      *sampling technique designed to measure the per-*  
17      *formance rating of the eligible lender, holder, or*  
18      *servicer for the purpose of this section. Each eli-*  
19      *gible lender, holder, or servicer shall submit the*  
20      *audit required by this section to the Secretary.*

21           “(D) SECRETARY’S DETERMINATIONS.—The  
22      *Secretary shall make the determination under*  
23      *subparagraph (A) based upon the audits submit-*  
24      *ted under this paragraph and any information*  
25      *in the possession of the Secretary or submitted*

1       *by any other agency or office of the Federal Gov-*  
2       *ernment.*

3           “(E) QUARTERLY COMPLIANCE AUDIT.—To  
4       *maintain its status as an exceptional performer,*  
5       *the lender, holder, or servicer shall undergo a*  
6       *quarterly compliance audit at the end of each*  
7       *quarter (other than the quarter in which status*  
8       *as an exceptional performer is established*  
9       *through a financial and compliance audit, as de-*  
10       *scribed in subparagraph (C)), and submit the re-*  
11       *sults of such audit to the Secretary. The compli-*  
12       *ance audit shall review compliance with due*  
13       *diligence requirements for the period beginning*  
14       *on the day after the ending date of the previous*  
15       *audit, in accordance with standards determined*  
16       *by the Secretary.*

17           “(F) REVOCATION AUTHORITY.—The Sec-  
18       *retary shall revoke the designation of a lender,*  
19       *holder, or servicer under subparagraph (A) if*  
20       *any quarterly audit required under subpara-*  
21       *graph (E) is not received by the Secretary by the*  
22       *date established by the Secretary or if the audit*  
23       *indicates the lender, holder, or servicer has failed*  
24       *to meet the standards for designation as an ex-*  
25       *ceptional performer under subparagraph (A). A*

1           *lender, holder, or servicer receiving a compliance*  
2           *audit not meeting the standard for designation*  
3           *as an exceptional performer may reapply for*  
4           *designation under subparagraph (A) at any*  
5           *time.*

6           “(G) DOCUMENTATION.—Nothing in this  
7           section shall restrict or limit the authority of the  
8           Secretary to require the submission of claims  
9           documentation evidencing servicing performed on  
10           loans, except that the Secretary may not require  
11           exceptional performers to submit greater docu-  
12           mentation than that required for lenders, holders,  
13           and servicers not designated under subparagraph  
14           (A).

15           “(H) COST OF AUDITS.—Each eligible lend-  
16           er, holder, or servicer shall pay for all the costs  
17           associated with the audits required under this  
18           section.

19           “(I) ADDITIONAL REVOCATION AUTHOR-  
20           ITY.—Notwithstanding any other provision of  
21           this section, a designation under subparagraph  
22           (A) may be revoked at any time by the Secretary  
23           if the Secretary determines that the eligible lend-  
24           er, holder, or servicer has failed to maintain an  
25           overall level of compliance consistent with the

1           *audit submitted by the eligible lender, holder, or*  
2           *servicer under this paragraph or if the Secretary*  
3           *asserts that the lender, holder, or servicer may*  
4           *have engaged in fraud in securing designation*  
5           *under subparagraph (A) or is failing to service*  
6           *loans in accordance with program requirements.*

7           “*(J) NONCOMPLIANCE.—A lender, holder, or*  
8           *servicer designated under subparagraph (A) that*  
9           *fails to service loans or otherwise comply with*  
10           *applicable program regulations shall be consid-*  
11           *ered in violation of the Federal False Claims*  
12           *Act.”.*

13           *(b) DEFINITION.—Section 707(e) of the Public Health*  
14           *Service Act (42 U.S.C. 292f(e)) is amended by adding at*  
15           *the end the following new paragraph:*

16           “*(4) The term ‘servicer’ means any agency act-*  
17           *ing on behalf of the insurance beneficiary.”.*

18           *(c) EFFECTIVE DATE.—The amendments made by sub-*  
19           *sections (a) and (b) shall apply with respect to loans sub-*  
20           *mitted to the Secretary for payment on or after the first*  
21           *day of the sixth month that begins after the date of enact-*  
22           *ment of this Act.*

23           **SEC. 143. INSURANCE PROGRAM.**

24           *Section 710(a)(2)(B) of the Public Health Service Act*  
25           *(42 U.S.C. 292i(a)(2)(B)) is amended by striking “any of*

1 *the fiscal years 1993 through 1996” and inserting “fiscal*  
2 *year 1993 and subsequent fiscal years”.*

3 **SEC. 144. HEAL BANKRUPTCY.**

4 (a) *IN GENERAL.—Section 707(g) of the Public Health*  
5 *Service Act (42 U.S.C. 292f(g)) is amended in the first sen-*  
6 *tence by striking “A debt which is a loan insured” and in-*  
7 *serting “Notwithstanding any other provision of Federal or*  
8 *State law, a debt that is a loan insured”.*

9 (b) *APPLICATION.—The amendment made by sub-*  
10 *section (a) shall apply to any loan insured under the au-*  
11 *thority of subpart I of part A of title VII of the Public*  
12 *Health Service Act (42 U.S.C. 292 et seq.) that is listed*  
13 *or scheduled by the debtor in a case under title XI, United*  
14 *States Code, filed—*

15 (1) *on or after the date of enactment of this Act;*

16 *or*

17 (2) *prior to such date of enactment in which a*  
18 *discharge has not been granted.*

19 **SEC. 145. HEAL REFINANCING.**

20 *Section 706 of the Public Health Service Act (42*  
21 *U.S.C. 292e) is amended—*

22 (1) *in subsection (d)—*

23 (A) *in the subsection heading, by striking*  
24 *“CONSOLIDATION” and inserting “REFINANCING*  
25 *OR CONSOLIDATION”; and*

(B) in the first sentence, by striking “indebtedness” and inserting “indebtedness or the refinancing of a single loan”; and

4 (2) in subsection (e)—

15 (C) in the second sentence, by striking “con-  
16 solidation” and inserting “consolidation or refi-  
17 nancing”.

20 SEC. 201. REVISION AND EXTENSION OF PROGRAMS OF OFFICE OF MINORITY HEALTH

22 (a) DUTIES AND REQUIREMENTS.—Section 1707 of the  
23 Public Health Service Act (42 U.S.C. 300u-6) is amended  
24 by striking subsection (b) and all that follows and inserting  
25 the following:

1       “(b) *DUTIES*.—With respect to improving the health  
2 of racial and ethnic minority groups, the Secretary, acting  
3 through the Deputy Assistant Secretary for Minority  
4 Health (in this section referred to as the ‘Deputy Assistant  
5 Secretary’), shall carry out the following:

6           “(1) Establish short-range and long-range goals  
7 and objectives and coordinate all other activities within  
8 in the Public Health Service that relate to disease  
9 prevention, health promotion, service delivery, and re-  
10 search concerning such individuals. The heads of each  
11 of the agencies of the Service shall consult with the  
12 Deputy Assistant Secretary to ensure the coordination  
13 of such activities.

14           “(2) Enter into interagency agreements with  
15 other agencies of the Public Health Service.

16           “(3) Support research, demonstrations and eval-  
17 uations to test new and innovative models.

18           “(4) Increase knowledge and understanding of  
19 health risk factors.

20           “(5) Develop mechanisms that support better in-  
21 formation dissemination, education, prevention, and  
22 service delivery to individuals from disadvantaged  
23 backgrounds, including individuals who are members  
24 of racial or ethnic minority groups.

1           “(6) Ensure that the National Center for Health  
2        Statistics collects data on the health status of each  
3        minority group.

4           “(7) With respect to individuals who lack pro-  
5        ficiency in speaking the English language, enter into  
6        contracts with public and nonprofit private providers  
7        of primary health services for the purpose of increas-  
8        ing the access of the individuals to such services by  
9        developing and carrying out programs to provide bi-  
10        lingual or interpretive services.

11        “(8) Support a national minority health re-  
12        source center to carry out the following:

13           “(A) Facilitate the exchange of information  
14        regarding matters relating to health information  
15        and health promotion, preventive health services,  
16        and education in the appropriate use of health  
17        care.

18           “(B) Facilitate access to such information.

19           “(C) Assist in the analysis of issues and  
20        problems relating to such matters.

21           “(D) Provide technical assistance with re-  
22        spect to the exchange of such information (in-  
23        cluding facilitating the development of materials  
24        for such technical assistance).

1           “(9) *Carry out programs to improve access to*  
2 *health care services for individuals with limited pro-*  
3 *ficiency in speaking the English language. Activities*  
4 *under the preceding sentence shall include developing*  
5 *and evaluating model projects.*

6           “(c) *ADVISORY COMMITTEE.*—

7           “(1) *IN GENERAL.*—*The Secretary shall establish*  
8 *an advisory committee to be known as the Advisory*  
9 *Committee on Minority Health (in this subsection re-*  
10 *ferred to as the ‘Committee’).*

11           “(2) *DUTIES.*—*The Committee shall provide ad-*  
12 *vice to the Deputy Assistant Secretary carrying out*  
13 *this section, including advice on the development of*  
14 *goals and specific program activities under para-*  
15 *graphs (1) through (9) of subsection (b) for each ra-*  
16 *cial and ethnic minority group.*

17           “(3) *CHAIR.*—*The chairperson of the Committee*  
18 *shall be selected by the Secretary from among the*  
19 *members of the voting members of the Committee. The*  
20 *term of office of the chairperson shall be 2 years.*

21           “(4) *COMPOSITION.*—

22           “(A) *The Committee shall be composed of 12*  
23 *voting members appointed in accordance with*  
24 *subparagraph (B), and nonvoting, *ex officio**  
25 *members designated in subparagraph (C).*

1                   “(B) *The voting members of the Committee*  
2                   *shall be appointed by the Secretary from among*  
3                   *individuals who are not officers or employees of*  
4                   *the Federal Government and who have expertise*  
5                   *regarding issues of minority health. The racial*  
6                   *and ethnic minority groups shall be equally rep-*  
7                   *resented among such members.*

8                   “(C) *The nonvoting, ex officio members of*  
9                   *the Committee shall be such officials of the De-*  
10                   *partment of Health and Human Services as the*  
11                   *Secretary determines to be appropriate.*

12                   “(5) *TERMS.—Each member of the Committee*  
13                   *shall serve for a term of 4 years, except that the Sec-*  
14                   *retary shall initially appoint a portion of the mem-*  
15                   *bers to terms of 1 year, 2 years, and 3 years.*

16                   “(6) *VACANCIES.—If a vacancy occurs on the*  
17                   *Committee, a new member shall be appointed by the*  
18                   *Secretary within 90 days from the date that the va-*  
19                   *cancy occurs, and serve for the remainder of the term*  
20                   *for which the predecessor of such member was ap-*  
21                   *pointed. The vacancy shall not affect the power of the*  
22                   *remaining members to execute the duties of the Com-*  
23                   *mittee.*

24                   “(7) *COMPENSATION.—Members of the Commit-*  
25                   *tee who are officers or employees of the United States*

1 shall serve without compensation. Members of the  
2 Committee who are not officers or employees of the  
3 United States shall receive compensation, for each  
4 day (including travel time) they are engaged in the  
5 performance of the functions of the Committee. Such  
6 compensation may not be in an amount in excess of  
7 the daily equivalent of the annual maximum rate of  
8 basic pay payable under the General Schedule (under  
9 title 5, United States Code) for positions above GS–  
10 15.

11 “(d) CERTAIN REQUIREMENTS REGARDING DUTIES.—

12 “(1) RECOMMENDATIONS REGARDING LANGUAGE  
13 AS IMPEDIMENT TO HEALTH CARE.—The Deputy As-  
14 sistant Secretary for Minority Health shall consult  
15 with the Director of the Office of International and  
16 Refugee Health, the Director of the Office of Civil  
17 Rights, and the Directors of other appropriate De-  
18 partmental entities regarding recommendations for  
19 carrying out activities under subsection (b)(9).

20 “(2) EQUITABLE ALLOCATION REGARDING AC-  
21 TIVITIES.—In carrying out subsection (b), the Sec-  
22 retary shall ensure that services provided under such  
23 subsection are equitably allocated among all groups  
24 served under this section by the Secretary.

1           “(3) *CULTURAL COMPETENCY OF SERVICES.*—

2           *The Secretary shall ensure that information and services provided pursuant to subsection (b) are provided in the language, educational, and cultural context that is most appropriate for the individuals for whom the information and services are intended.*

7           “(e) *GRANTS AND CONTRACTS REGARDING DUTIES.*—

8           “(1) *IN GENERAL.*—*In carrying out subsection (b), the Secretary acting through the Deputy Assistant Secretary may make awards of grants, cooperative agreements, and contracts to public and non-profit private entities.*

13           “(2) *PROCESS FOR MAKING AWARDS.*—*The Deputy Assistant Secretary shall ensure that awards under paragraph (1) are made, to the extent practical, only on a competitive basis, and that a grant is awarded for a proposal only if the proposal has been recommended for such an award through a process of peer review.*

20           “(3) *EVALUATION AND DISSEMINATION.*—*The Deputy Assistant Secretary, directly or through contracts with public and private entities, shall provide for evaluations of projects carried out with awards made under paragraph (1) during the preceding 2 fiscal years. The report shall be included in the report*

1       *required under subsection (f) for the fiscal year in-*  
2       *olved.*

3       “*(f) REPORTS.—*

4       “*(1) IN GENERAL.—Not later than February 1 of*  
5       *fiscal year 1999 and of each second year thereafter,*  
6       *the Secretary shall submit to the Committee on En-*  
7       *ergy and Commerce of the House of Representatives,*  
8       *and to the Committee on Labor and Human Re-*  
9       *sources of the Senate, a report describing the activi-*  
10       *ties carried out under this section during the preced-*  
11       *ing 2 fiscal years and evaluating the extent to which*  
12       *such activities have been effective in improving the*  
13       *health of racial and ethnic minority groups. Each*  
14       *such report shall include the biennial reports submit-*  
15       *ted under sections 201(e)(3) and 201(f)(2) for such*  
16       *years by the heads of the Public Health Service agen-*  
17       *cies.*

18       “*(2) AGENCY REPORTS.—Not later than Feb-*  
19       *ruary 1, 1999, and biennially thereafter, the heads of*  
20       *the Public Health Service agencies shall submit to the*  
21       *Deputy Assistant Secretary a report summarizing the*  
22       *minority health activities of each of the respective*  
23       *agencies.*

24       “*(g) DEFINITION.—For purposes of this section:*

1           “(1) *The term ‘racial and ethnic minority group’*  
2        *means American Indians (including Alaska Natives,*  
3        *Eskimos, and Aleuts); Asian Americans and Pacific*  
4        *Islanders; Blacks; and Hispanics.*

5           “(2) *The term ‘Hispanic’ means individuals*  
6        *whose origin is Mexican, Puerto Rican, Cuban, Cen-*  
7        *tral or South American, or any other Spanish-speak-*  
8        *ing country.*

9        “(h) *FUNDING.—*

10        “(1) *AUTHORIZATION OF APPROPRIATIONS.—For*  
11        *the purpose of carrying out this section, there are au-*  
12        *thorized to be appropriated \$30,000,000 for fiscal*  
13        *year 1998, such sums as may be necessary for each*  
14        *of the fiscal years 1999 through 2002.”.*

15        (b) *AUTHORIZATION FOR NATIONAL CENTER FOR*  
16        *HEALTH STATISTICS.—Section 306 of the Public Health*  
17        *Service Act (42 U.S.C. 242k) is amended—*

18           (1) *in subsection (m), by adding at the end the*  
19        *following:*

20        “(4)(A) *Subject to subparagraph (B), the Secretary,*  
21        *acting through the Center, shall collect data on Hispanics*  
22        *and major Hispanic subpopulation groups and American*  
23        *Indians, and for developing special area population studies*  
24        *on major Asian American and Pacific Islander popu-*  
25        *lations.*

1       “(B) The provisions of subparagraph (A) shall be effective with respect to a fiscal year only to the extent that funds are appropriated pursuant to paragraph (3) of subsection (n), and only if the amounts appropriated for such fiscal year pursuant to each of paragraphs (1) and (2) of subsection (n) equal or exceed the amounts so appropriated for fiscal year 1997.”;

8                   (2) in subsection (n)(1), by striking “through 1998” and inserting “through 2003”; and

10                  (3) in subsection (n)

11                   (A) in the first sentence of paragraph (2)—

12                   (i) by striking “authorized in subsection (m)” and inserting “authorized in paragraphs (1) through (3) of subsection (m)”;

13                   and

14                   (ii) by striking “\$5,000,000” and all that follows through the period and inserting “such sums as may be necessary for each of the fiscal years 1999 through 2003.”;

15                   and

16                   (B) by adding at the end the following:

17                   “(3) For activities authorized in subsection (m)(4), there are authorized to be appropriated \$1,000,000 for fiscal year 1998, and such sums as may be necessary for each of the fiscal years 1999 through 2002.”.

1       (c) *MISCELLANEOUS AMENDMENTS.*—Section 1707 of  
2 the Public Health Service Act (42 U.S.C. 300u-6) is  
3 amended—

4           (1) in the heading for the section by striking  
5 “ESTABLISHMENT OF”; and

6           (2) in subsection (a), by striking “Office of the  
7 Assistant Secretary for Health” and inserting “Office  
8 of Public Health and Science”.

9           **TITLE III—SELECTED  
10           INITIATIVES**

11           **SEC. 301. STATE OFFICES OF RURAL HEALTH.**

12           Section 338J of the Public Health Service Act (42  
13 U.S.C. 254r) is amended—

14           (1) in subsection (b)(1), in the matter preceding  
15 subparagraph (A), by striking “in cash”; and

16           (2) in subsection (j)(1)—

17           (A) by striking “and” after “1992”; and

18           (B) by inserting before the period the follow-  
19 ing: “; and such sums as may be necessary for  
20 each of the fiscal years 1998 through 2002”; and

21           (3) in subsection (k), by striking “\$10,000,000”  
22 and inserting “\$36,000,000”.

## 1 SEC. 302. DEMONSTRATION PROJECTS REGARDING ALZ-

2 **HEIMER'S DISEASE.**

3 (a) IN GENERAL.—Section 398(a) of the Public Health

4 Service Act (42 U.S.C. 280c-3(a)) is amended—

5 (1) in the matter preceding paragraph (1), by

6 striking “not less than 5, and not more than 15,”;

7 (2) in paragraph (2)—

8 (A) by inserting after “disorders” the fol-

9 lowing: “who are living in single family homes

10 or in congregate settings”; and

11 (B) by striking “and” at the end;

12 (3) by redesignating paragraph (3) as para-

13 graph (4); and

14 (4) by inserting after paragraph (2) the follow-

15 ing:

16 “(3) to improve the access of such individuals to  
17 home-based or community-based long-term care serv-  
18 ices (subject to the services being provided by entities  
19 that were providing such services in the State in-  
20 volved as of October 1, 1995), particularly such indi-  
21 viduals who are members of racial or ethnic minority  
22 groups, who have limited proficiency in speaking the  
23 English language, or who live in rural areas; and”.

24 (b) DURATION.—Section 398A of the Public Health

25 Service Act (42 U.S.C. 280c-4) is amended—

5 (2) by striking subsection (a);

6 (3) by redesignating subsections (b) and (c) as  
7 subsections (a) and (b), respectively; and

11           (c) AUTHORIZATION OF APPROPRIATIONS.—Section  
12 398B(e) of the Public Health Service Act (42 U.S.C. 280c–  
13 5(e)) is amended—

14 (1) by striking “and such sums” and inserting  
15 “such sums”; and

20 SEC. 303. PROJECT GRANTS FOR IMMUNIZATION SERVICES.

21        *Section 317(j) of the Public Health Service Act (42*  
22 *U.S.C. 247b(j)) is amended—*

1       *ing: “children, adolescents, and adults against vac-*  
2       *cine-preventable diseases, there are authorized to be*  
3       *appropriated such sums as may be necessary for each*  
4       *of the fiscal years 1998 through 2002.”; and*

5           *(2) in paragraph (2), by striking “1990” and in-*  
6       *serting “1997”.*

7       **TITLE IV—MISCELLANEOUS**  
8       **PROVISIONS**

9       **SEC. 401. TECHNICAL CORRECTIONS REGARDING PUBLIC**

10       **LAW 103–183.**

11       *(a) AMENDATORY INSTRUCTIONS.—Public Law 103–*  
12       *183 is amended—*

13       *(1) in section 601—*

14           *(A) in subsection (b), in the matter preced-*  
15       *ing paragraph (1), by striking “Section 1201 of*  
16       *the Public Health Service Act (42 U.S.C. 300d)”*  
17       *and inserting “Title XII of the Public Health*  
18       *Service Act (42 U.S.C. 300d et seq.)”; and*

19           *(B) in subsection (f)(1), by striking “in sec-*  
20       *tion 1204(c)” and inserting “in section 1203(c)*  
21       *(as redesignated by subsection (b)(2) of this sec-*  
22       *tion)”;*

23       *(2) in section 602, by striking “for the purpose”*  
24       *and inserting “For the purpose”; and*

3           (b) PUBLIC HEALTH SERVICE ACT.—The Public  
4 Health Service Act, as amended by Public Law 103–183  
5 and by subsection (a) of this section, is amended—

13 (3) in subpart 6 of part C of title IV—

19 (C) by inserting the section after section  
20 447:

1 (6) in section 1505(3), by striking “nonprofit”.

2 (c) MISCELLANEOUS CORRECTION.—Section 401(c)(3)

*3 of Public Law 103-183 is amended in the matter preceding*

4 subparagraph (A) by striking "(d)(5)" and inserting

6 (d) CONFORMING AMENDMENT.—Section 308(b) of the

7 Public Health Service Act (42 U.S.C. 242m(b)) is amend-

8 *ed*—

9 (1) in paragraph (2)(A), by striking “306(n)”

0 and inserting “306(m)”; and

1 (2) in paragraph (2)(C), by striking “306(n)”

2 and inserting “306(m)”.

3 (e) *EFFECTIVE DATE.*—This section is deemed to have

4 taken effect immediately after the enactment of Public Law

## 16 SEC. 402. MISCELLANEOUS AMENDMENTS REGARDING PHS

### **COMMISSIONED OFFICERS.**

18 (a) *ANTI-DISCRIMINATION LAWS.—Amend section 212*

19 of the Public Health Service Act (42 U.S.C. 213) by adding

20 the following new subsection at the end thereof:

21        "(f) Active service of commissioned officers of the Serv-

22 ice shall be deemed to be active military service in the

## 23 Armed Forces of the United States for purposes of all laws

24 related to discrimination on the basis of race, color, sex,

25 ethnicity, age, religion, and disability.”

1       (b) *TRAINING IN LEAVE WITHOUT PAY STATUS.*—Section  
2 218 of the Public Health Service Act (42 U.S.C. 218a)  
3 is amended by adding at the end the following:

4       “(c) A commissioned officer may be placed in leave  
5 without pay status while attending an educational institu-  
6 tion or training program whenever the Secretary deter-  
7 mines that such status is in the best interest of the Service.  
8 For purposes of computation of basic pay, promotion, re-  
9 tirement, compensation for injury or death, and the benefits  
10 provided by sections 212 and 224, an officer in such status  
11 pursuant to the preceding sentence shall be considered as  
12 performing service in the Service and shall have an active  
13 service obligation as set forth in subsection (b) of this sec-  
14 tion.”.

15       (c) *UTILIZATION OF ALCOHOL AND DRUG ABUSE*  
16 *RECORDS THAT APPLY TO THE ARMED FORCES.*—Section  
17 543(e) of the Public Health Service Act (42 U.S.C. 290dd–  
18 2(e)) is amended by striking “Armed Forces” each place  
19 that such term appears and inserting “Uniformed Serv-  
20 ices”.

21 **SEC. 403. CLINICAL TRAINEESHIPS.**

22       Section 303(d)(1) of the Public Health Service Act (42  
23 U.S.C. 242a(d)(1)) is amended by inserting “counseling,”  
24 after “family therapy.”.

1   **SEC. 404. PROJECT GRANTS FOR SCREENINGS, REFERRALS,**  
2                   **AND EDUCATION REGARDING LEAD POISON-**  
3                   **ING.**

4       Section 317A(l)(1) of the Public Health Service Act  
5   (42 U.S.C. 247b-1(l)(1)) is amended by striking “1998”  
6   and inserting “2002”.

7   **SEC. 405. PROJECT GRANTS FOR PREVENTIVE HEALTH**  
8                   **SERVICES REGARDING TUBERCULOSIS.**

9       Section 317E(g) of the Public Health Service Act (42  
10 U.S.C. 247b-6(g)(1)) is amended—

11               (1) in paragraph (1)—  
12                   (A) in subparagraph (A), by striking  
13                   “1998” and inserting “2002”; and  
14                   (B) in subparagraph (B), by striking  
15                   “\$50,000,000” and inserting “25 percent”; and  
16               (2) in paragraph (2), by striking “1998” and in-  
17               serting “2002”.

18   **SEC. 406. CDC LOAN REPAYMENT PROGRAM.**

19       Section 317F of the Public Health Service Act (42  
20 U.S.C. 247b-7) is amended—

21               (1) in subsection (a)(1), by striking “\$20,000”  
22               and inserting “\$35,000”;  
23               (2) in subsection (c), by striking “1998” and in-  
24               serting “2002”; and  
25               (3) by adding at the end the following:

1       “(d) *AVAILABILITY OF APPROPRIATIONS.*—Amounts  
2   appropriated for a fiscal year for contracts under subsection  
3   (a) shall remain available until the expiration of the second  
4   fiscal year beginning after the fiscal year for which the  
5   amounts were appropriated.”.

6   **SEC. 407. COMMUNITY PROGRAMS ON DOMESTIC VIOLENCE.**

7       (a) *IN GENERAL.*—Section 318(h)(2) of the Family Vi-  
8   olence Prevention and Services Act (42 U.S.C. 10418(h)(2))  
9   is amended by striking “fiscal year 1997” and inserting  
10   “for each of the fiscal years 1997 through 2002”.

11       (b) *STUDY.*—The Secretary of Health and Human  
12   Services shall request that the Institute of Medicine conduct  
13   a study concerning the training needs of health profes-  
14   sionals with respect to the detection and referral of victims  
15   of family or acquaintance violence. Not later than 2 years  
16   after the date of enactment of this Act, the Institute of Medi-  
17   cine shall prepare and submit to Congress a report concern-  
18   ing the study conducted under this subsection.

19   **SEC. 408. STATE LOAN REPAYMENT PROGRAM.**

20       Section 338I(i)(1) of the Public Health Service Act (42  
21   U.S.C. 254q-1(i)(1)) is amended by inserting before the pe-  
22   riod “, and such sums as may be necessary for each of the  
23   fiscal years 1998 through 2002”.

1 **SEC. 409. AUTHORITY OF THE DIRECTOR OF NIH.**2       *Section 402(b) of the Public Health Service Act (42*3 *U.S.C. 282(b)) is amended—*4           *(1) in paragraph (11), by striking “and” at the*  
5           *end thereof;*6           *(2) in paragraph (12), by striking the period*  
7           *and inserting a semicolon; and*8           *(3) by adding after paragraph (12), the follow-*  
9           *ing new paragraphs:*10           *“(13) may conduct and support research train-*  
11           *ing—*12           *“(A) for which fellowship support is not*  
13           *provided under section 487; and*14           *“(B) which does not consist of residency*  
15           *training of physicians or other health profes-*  
16           *sionals; and*17           *“(14) may appoint physicians, dentists, and*  
18           *other health care professionals, subject to the provi-*  
19           *sions of title 5, United States Code, relating to ap-*  
20           *pointments and classifications in the competitive*  
21           *service, and may compensate such professionals sub-*  
22           *ject to the provisions of chapter 74 of title 38, United*  
23           *States Code.”.*

## 1 SEC. 410. RAISE IN MAXIMUM LEVEL OF LOAN REPAY-

## 2 MENTS.

3 (a) REPAYMENT PROGRAMS WITH RESPECT TO

4 AIDS.—Section 487A of the Public Health Service Act (42

5 U.S.C. 288–1) is amended—

6 (1) in subsection (a), by striking “\$20,000” and

7 inserting “\$35,000”; and

8 (2) in subsection (c), by striking “1996” and in-

9 serting “2001”.

10 (b) REPAYMENT PROGRAMS WITH RESPECT TO CON-

11 TRACEPTION AND INFERTILITY.—Section 487B(a) of the

12 Public Health Service Act (42 U.S.C. 288–2(a)) is amended

13 by striking “\$20,000” and inserting “\$35,000”.

14 (c) REPAYMENT PROGRAMS WITH RESPECT TO RE-

15 SEARCH GENERALLY.—Section 487C(a)(1) of the Public

16 Health Service Act (42 U.S.C. 288–3(a)(1)) is amended by

17 striking “\$20,000” and inserting “\$35,000”.

18 (d) REPAYMENT PROGRAMS WITH RESPECT TO CLINI-

19 CAL RESEARCHERS FROM DISADVANTAGED BACK-

20 GROUNDS.—Section 487E(a) of the Public Health Service

21 Act (42 U.S.C. 288–5(a)) is amended—

22 (1) in paragraph (1), by striking “\$20,000” and

23 inserting “\$35,000”; and

24 (2) in paragraph (3), by striking “338C” and

25 inserting “338B, 338C”.

1 **SEC. 411. CONSTRUCTION OF REGIONAL CENTERS FOR RE-**2 **SEARCH ON PRIMATES.**3 *Section 481B(a) of the Public Health Service Act (42*4 *U.S.C. 287a-3(a)) is amended—*5 *(1) by striking “shall” and inserting “may”;*6 *and*7 *(2) by striking “\$5,000,000” and inserting “up*8 *to \$2,500,000”.*9 **SEC. 412. PEER REVIEW.**10 *Section 504(d)(2) of the Public Health Service Act (42*11 *U.S.C. 290aa-3(d)(2)) is amended by striking “cooperative*12 *agreement, or contract” each place that such appears and*13 *inserting “or cooperative agreement”.*14 **SEC. 413. FUNDING FOR TRAUMA CARE.**15 *Section 1232(a) of the Public Health Service Act (42*16 *U.S.C. 300d-32) is amended by striking “and 1996” and*17 *inserting “through 2002”.*18 **SEC. 414. HEALTH INFORMATION AND HEALTH PRO-**19 **MOTION.**20 *Section 1701(b) of the Public Health Service Act (42*21 *U.S.C. 300u(b)) is amended by striking “through 1996”*22 *and inserting “through 2002”.*23 **SEC. 415. EMERGENCY MEDICAL SERVICES FOR CHILDREN.**24 *Section 1910 of the Public Health Service Act (42*25 *U.S.C. 300w-9) is amended—*26 *(1) in subsection (a)—*

## 8 SEC. 416. ADMINISTRATION OF CERTAIN REQUIREMENTS.

9 (a) *IN GENERAL.*—Section 2004 of Public Law 103–  
10 43 (107 Stat. 209) is amended by striking subsection (a).

11       (b) *CONFORMING AMENDMENTS.—Section 2004 of*  
12 *Public Law 103–43, as amended by subsection (a) of this*  
13 *section, is amended—*

14 (1) by striking “(b) SENSE” and all that follows  
15 through “In the case” and inserting the following:

16       “(a) SENSE OF CONGRESS REGARDING PURCHASE OF  
17 AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the  
18 case”;

21        “(b) *NOTICE TO RECIPIENTS OF ASSISTANCE*”; and

22 (3) in subsection (b), as redesignated by para-  
23 graph (2) of this subsection, by striking “paragraph  
24 (1)” and inserting “subsection (a)”.

1       (c) *EFFECTIVE DATE.*—This section is deemed to have  
2 taken effect immediately after the enactment of Public Law  
3 103–43.

4 **SEC. 417. AIDS DRUG ASSISTANCE PROGRAM.**

5       Section 2618(b)(3) of the Public Health Service Act  
6 (42 U.S.C. 300ff–28(b)(3)) is amended—

7               (1) in subparagraph (A), by striking “and the  
8 Commonwealth of Puerto Rico” and inserting “, the  
9 Commonwealth of Puerto Rico, the Virgin Islands,  
10 and Guam”; and

11               (2) in subparagraph (B), by striking “the Virgin  
12 Islands, Guam”.

13 **SEC. 418. NATIONAL FOUNDATION FOR BIOMEDICAL RE-**  
14 **SEARCH.**

15       Part I of title IV of the Public Health Service Act (42  
16 U.S.C. 290b et seq.) is amended—

17               (1) by striking the part heading and inserting  
18 the following:

19       **“PART I—FOUNDATION FOR THE NATIONAL**  
20       **INSTITUTES OF HEALTH”;**

21       and

22               (2) in section 499—

23               (A) in subsection (a), by striking “National  
24 Foundation for Biomedical Research” and in-

1           serting “Foundation for the National Institutes  
2           of Health”;

3           (B) in subsection (k)(10)—

4           (i) by striking “not”; and

5           (ii) by adding at the end the following:

6           “Any funds transferred under this para-  
7           graph shall be subject to all Federal limita-  
8           tions relating to Federally-funded re-  
9           search.”; and

10          (C) in subsection (m)(1), by striking  
11          “\$200,000” and all that follows through “1995”  
12          and inserting “\$500,000 for each fiscal year”.

13 **SEC. 419. FETAL ALCOHOL SYNDROME PREVENTION AND  
14 SERVICES.**

15          (a) *SHORT TITLE.*—This section may be cited as the  
16          “Fetal Alcohol Syndrome and Fetal Alcohol Effect Preven-  
17          tion and Services Act”.

18          (b) *FINDINGS.*—Congress finds that—

19           (1) *Fetal Alcohol Syndrome is the leading pre-  
20           ventable cause of mental retardation, and it is 100  
21           percent preventable;*

22           (2) *estimates on the number of children each  
23           year vary, but according to some researchers, up to  
24           12,000 infants are born in the United States with*

1       *Fetal Alcohol Syndrome, suffering irreversible phys-*  
2       *ical and mental damage;*

3           *(3) thousands more infants are born each year*  
4       *with Fetal Alcohol Effect, also known as Alcohol Re-*  
5       *lated Neurobehavioral Disorder (ARND), a related*  
6       *and equally tragic syndrome;*

7           *(4) children of women who use alcohol while*  
8       *pregnant have a significantly higher infant mortality*  
9       *rate (13.3 per 1000) than children of those women*  
10      *who do not use alcohol (8.6 per 1000);*

11           *(5) Fetal Alcohol Syndrome and Fetal Alcohol*  
12       *Effect are national problems which can impact any*  
13       *child, family, or community, but their threat to*  
14       *American Indians and Alaska Natives is especially*  
15       *alarming;*

16           *(6) in some American Indian communities,*  
17       *where alcohol dependency rates reach 50 percent and*  
18       *above, the chances of a newborn suffering Fetal Alco-*  
19       *hol Syndrome or Fetal Alcohol Effect are up to 30*  
20       *times greater than national averages;*

21           *(7) in addition to the immeasurable toll on chil-*  
22       *dren and their families, Fetal Alcohol Syndrome and*  
23       *Fetal Alcohol Effect pose extraordinary financial costs*  
24       *to the Nation, including the costs of health care, edu-*

1       cation, foster care, job training, and general support  
2       services for affected individuals;

3               (8) the total cost to the economy of Fetal Alcohol  
4       Syndrome was approximately \$2,500,000,000 in  
5       1995, and over a lifetime, health care costs for one  
6       Fetal Alcohol Syndrome child are estimated to be at  
7       least \$1,400,000;

8               (9) researchers have determined that the possibil-  
9       ity of giving birth to a baby with Fetal Alcohol Syn-  
10       drome or Fetal Alcohol Effect increases in proportion  
11       to the amount and frequency of alcohol consumed by  
12       a pregnant woman, and that stopping alcohol con-  
13       sumption at any point in the pregnancy reduces the  
14       emotional, physical, and mental consequences of alco-  
15       hol exposure to the baby; and

16               (10) though approximately 1 out of every 5 preg-  
17       nant women drink alcohol during their pregnancy, we  
18       know of no safe dose of alcohol during pregnancy, or  
19       of any safe time to drink during pregnancy, thus, it  
20       is in the best interest of the Nation for the Federal  
21       Government to take an active role in encouraging all  
22       women to abstain from alcohol consumption during  
23       pregnancy.

24       (c) PURPOSE.—It is the purpose of this section to es-  
25       tablish, within the Department of Health and Human Serv-

1   *ices, a comprehensive program to help prevent Fetal Alcohol*  
2   *Syndrome and Fetal Alcohol Effect nationwide and to pro-*  
3   *vide effective intervention programs and services for chil-*  
4   *dren, adolescents and adults already affected by these condi-*  
5   *tions. Such program shall—*

6           *(1) coordinate, support, and conduct national,*  
7           *State, and community-based public awareness, pre-*  
8           *vention, and education programs on Fetal Alcohol*  
9           *Syndrome and Fetal Alcohol Effect;*

10          *(2) coordinate, support, and conduct prevention*  
11          *and intervention studies as well as epidemiologic re-*  
12          *search concerning Fetal Alcohol Syndrome and Fetal*  
13          *Alcohol Effect;*

14          *(3) coordinate, support and conduct research and*  
15          *demonstration projects to develop effective develop-*  
16          *mental and behavioral interventions and programs*  
17          *that foster effective advocacy, educational and voca-*  
18          *tional training, appropriate therapies, counseling,*  
19          *medical and mental health, and other supportive serv-*  
20          *ices, as well as models that integrate or coordinate*  
21          *such services, aimed at the unique challenges facing*  
22          *individuals with Fetal Alcohol Syndrome or Fetal Al-*  
23          *cohol Effect and their families; and*

24          *(4) foster coordination among all Federal, State*  
25          *and local agencies, and promote partnerships between*

1       *research institutions and communities that conduct or*  
2       *support Fetal Alcohol Syndrome and Fetal Alcohol*  
3       *Effect research, programs, surveillance, prevention,*  
4       *and interventions and otherwise meet the general*  
5       *needs of populations already affected or at risk of*  
6       *being impacted by Fetal Alcohol Syndrome and Fetal*  
7       *Alcohol Effect.*

8       *(d) ESTABLISHMENT OF PROGRAM.—Title III of the*  
9       *Public Health Service Act (42 U.S.C. 241 et seq.) is amend-*  
10      *ed by adding at the end the following:*

11      **“PART O—FETAL ALCOHOL SYNDROME**  
12      **PREVENTION AND SERVICES PROGRAM**

13      **“SEC. 399G. ESTABLISHMENT OF FETAL ALCOHOL SYN-**  
14      **DROME PREVENTION AND SERVICES PRO-**  
15      **GRAM.**

16      “(a) *FETAL ALCOHOL SYNDROME PREVENTION,*  
17      *INTERVENTION AND SERVICES DELIVERY PROGRAM.—The*  
18      *Secretary shall establish a comprehensive Fetal Alcohol*  
19      *Syndrome and Fetal Alcohol Effect prevention, intervention*  
20      *and services delivery program that shall include—*

21      “(1) *an education and public awareness program*  
22      *to support, conduct, and evaluate the effectiveness*  
23      *of—*

24      “(A) *educational programs targeting medi-*  
25      *cal schools, social and other supportive services,*

1       *educators and counselors and other service pro-*  
2       *viders in all phases of childhood development,*  
3       *and other relevant service providers, concerning*  
4       *the prevention, identification, and provision of*  
5       *services for children, adolescents and adults with*  
6       *Fetal Alcohol Syndrome and Fetal Alcohol Ef-*  
7       *fect;*

8       “(B) strategies to educate school-age chil-  
9       dren, including pregnant and high risk youth,  
10      concerning Fetal Alcohol Syndrome and Fetal  
11      Alcohol Effect;

12      “(C) public and community awareness pro-  
13      grams concerning Fetal Alcohol Syndrome and  
14      Fetal Alcohol Effect; and

15      “(D) strategies to coordinate information  
16      and services across affected community agencies,  
17      including agencies providing social services such  
18      as foster care, adoption, and social work, medical  
19      and mental health services, and agencies involved  
20      in education, vocational training and civil and  
21      criminal justice;

22      “(2) a prevention and diagnosis program to sup-  
23      port clinical studies, demonstrations and other re-  
24      search as appropriate to—

1               “(A) develop appropriate medical diag-  
2               nostic methods for identifying *Fetal Alcohol Syn-*  
3               *drome and Fetal Alcohol Effect*; and

4               “(B) develop effective prevention services  
5               and interventions for pregnant, alcohol-depend-  
6               ent women; and

7               “(3) an applied research program concerning  
8               intervention and prevention to support and conduct  
9               service demonstration projects, clinical studies and  
10               other research models providing advocacy, educational  
11               and vocational training, counseling, medical and  
12               mental health, and other supportive services, as well  
13               as models that integrate and coordinate such services,  
14               that are aimed at the unique challenges facing indi-  
15               viduals with *Fetal Alcohol Syndrome or Fetal Alcohol*  
16               *Effect and their families*.

17               “(b) *GRANTS AND TECHNICAL ASSISTANCE*.—The Sec-  
18               retary may award grants, cooperative agreements and con-  
19               tracts and provide technical assistance to eligible entities  
20               described in section 399H to carry out subsection (a).

21               “(c) *DISSEMINATION OF CRITERIA*.—In carrying out  
22               this section, the Secretary shall develop a procedure for dis-  
23               seminating the *Fetal Alcohol Syndrome and Fetal Alcohol*  
24               *Effect diagnostic criteria developed pursuant to section 705*  
25               *of the ADAMHA Reorganization Act (42 U.S.C. 485n note)*

1 to health care providers, educators, social workers, child  
2 welfare workers, and other individuals.

3       “(d) NATIONAL TASK FORCE.—

4           “(1) IN GENERAL.—The Secretary shall establish  
5 a task force to be known as the National task force  
6 on Fetal Alcohol Syndrome and Fetal Alcohol Effect  
7 (referred to in this subsection as the ‘task force’) to  
8 foster coordination among all governmental agencies,  
9 academic bodies and community groups that conduct  
10 or support Fetal Alcohol Syndrome and Fetal Alcohol  
11 Effect research, programs, and surveillance, and oth-  
12 erwise meet the general needs of populations actually  
13 or potentially impacted by Fetal Alcohol Syndrome  
14 and Fetal Alcohol Effect.

15           “(2) MEMBERSHIP.—The Task Force established  
16 pursuant to paragraph (1) shall—

17               “(A) be chaired by an individual to be ap-  
18 pointed by the Secretary and staffed by the Ad-  
19 ministration; and

20               “(B) include the Chairperson of the Inter-  
21 agency Coordinating Committee on Fetal Alcohol  
22 Syndrome of the Department of Health and  
23 Human Services, individuals with Fetal Alcohol  
24 Syndrome and Fetal Alcohol Effect, and rep-  
25 resentatives from advocacy and research organi-

1 zation such as the Research Society on Alcohol-  
2 ism, the FAS Family Resource Institute, the Na-  
3 tional Organization of Fetal Alcohol Syndrome,  
4 the Arc, the academic community, and Federal,  
5 State and local government agencies and offices.

6                   “(3) *FUNCTIONS.*—The Task Force shall—

7                     “(A) advise Federal, State and local pro-  
8                     grams and research concerning Fetal Alcohol  
9                     Syndrome and Fetal Alcohol Effect, including  
10                    programs and research concerning education and  
11                    public awareness for relevant service providers,  
12                    school-age children, women at-risk, and the gen-  
13                    eral public, medical diagnosis, interventions for  
14                    women at-risk of giving birth to children with  
15                    Fetal Alcohol Syndrome and Fetal Alcohol Ef-  
16                    fect, and beneficial services for individuals with  
17                    Fetal Alcohol Syndrome and Fetal Alcohol Effect  
18                    and their families;

19                             “(B) coordinate its efforts with the Inter-  
20                             agency Coordinating Committee on Fetal Alcohol  
21                             Syndrome of the Department of Health and  
22                             Human Services; and

23                   “(C) report on a biennial basis to the Sec-  
24                   retary and relevant committees of Congress on

1           *the current and planned activities of the partici-*  
2           *pating agencies.*

3           “*(4) TIME FOR APPOINTMENT.*—*The members of*  
4           *the Task Force shall be appointed by the Secretary*  
5           *not later than 6 months after the date of enactment*  
6           *of this part.*

7   **“SEC. 399H. ELIGIBILITY.**

8           “*To be eligible to receive a grant, or enter into a coop-*  
9           *erative agreement or contract under this part, an entity*  
10           *shall—*

11           “*(1) be a State, Indian tribal government, local*  
12           *government, scientific or academic institution, or*  
13           *nonprofit organization; and*

14           “*(2) prepare and submit to the Secretary an ap-*  
15           *plication at such time, in such manner, and contain-*  
16           *ing such information as the Secretary may prescribe,*  
17           *including a description of the activities that the en-*  
18           *tity intends to carry out using amounts received*  
19           *under this part.*

20   **“SEC. 399I. AUTHORIZATION OF APPROPRIATIONS.**

21           “*(a) IN GENERAL.*—*There are authorized to be appro-*  
22           *priated to carry out this part, \$27,000,000 for each of the*  
23           *fiscal years 1999 through 2003.*

24           “*(b) TASK FORCE.*—*From amounts appropriate for a*  
25           *fiscal year under subsection (a), the Secretary may use not*

1 *to exceed \$2,000,000 of such amounts for the operations of*  
2 *the National Task Force under section 399G(d).*

3 **“SEC. 399J. SUNSET PROVISION.**

4 *“This part shall not apply on the date that is 7 years*  
5 *after the date on which all members of the national task*  
6 *force have been appointed under section 399G(d)(1).”*

Attest:

*Clerk.*