106TH CONGRESS 2D Session

S. 2311

AN ACT

- To revise and extend the Ryan White CARE Act programs under title XXVI of the Public Health Service Act, to improve access to health care and the quality of care under such programs, and to provide for the development of increased capacity to provide health care and related support services to individuals and families with HIV disease, and for other purposes.
 - 1 Be it enacted by the Senate and House of Representa-
 - 2 tives of the United States of America in Congress assembled,

3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the "Ryan White CARE5 Act Amendments of 2000".

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1 SEC. 2. REFERENCES; TABLE OF CONTENTS.

(a) REFERENCES.—Except as otherwise expressly
provided, whenever in this Act an amendment or repeal
is expressed in terms of an amendment to, or repeal of,
a section or other provision, the reference shall be considered to be made to a section or other provision of the Public Health Service Act (42 U.S.C. 201 et seq.).

8 (b) Table of Contents.—The table of contents of this

9 Act is as follows:

Sec. 1. Short title.

Sec. 2. References; table of contents.

TITLE I—AMENDMENTS TO HIV HEALTH CARE PROGRAM

Subtitle A—Amendments to Part A (Emergency Relief Grants)

- Sec. 101. Duties of planning council, funding priorities, quality assessment.
- Sec. 102. Quality management.
- Sec. 103. Funded entities required to have health care relationships.
- Sec. 104. Support services required to be health care-related.
- Sec. 105. Use of grant funds for early intervention services.
- Sec. 106. Replacement of specified fiscal years regarding the sunset on expedited distribution requirements.
- Sec. 107. Hold harmless provision.
- Sec. 108. Set-aside for infants, children, and women.

Subtitle B—Amendments to Part B (Care Grant Program)

- Sec. 121. State requirements concerning identification of need and allocation of resources.
- Sec. 122. Quality management.
- Sec. 123. Funded entities required to have health care relationships.
- Sec. 124. Support services required to be health care-related.
- Sec. 125. Use of grant funds for early intervention services.
- Sec. 126. Authorization of appropriations for HIV-related services for women and children.
- Sec. 127. Repeal of requirement for completed Institute of Medicine report.
- Sec. 128. Supplement grants for certain States.
- Sec. 129. Use of treatment funds.
- Sec. 130. Increase in minimum allotment.
- Sec. 131. Set-aside for infants, children, and women.

Subtitle C—Amendments to Part C (Early Intervention Services)

- Sec. 141. Amendment of heading; repeal of formula grant program.
- Sec. 142. Planning and development grants.

- Sec. 143. Authorization of appropriations for categorical grants.
- Sec. 144. Administrative expenses ceiling; quality management program.
- Sec. 145. Preference for certain areas.
- Sec. 146. Technical amendment.

Subtitle D—Amendments to Part D (General Provisions)

- Sec. 151. Research involving women, infants, children, and youth.
- Sec. 152. Limitation on administrative expenses.
- Sec. 153. Evaluations and reports.
- Sec. 154. Authorization of appropriations for grants under parts A and B.

Subtitle E-Amendments to Part F (Demonstration and Training)

Sec. 161. Authorization of appropriations.

TITLE II—MISCELLANEOUS PROVISIONS

Sec. 201. Institute of Medicine study.

TITLE I—AMENDMENTS TO HIV 1 HEALTH CARE PROGRAM 2 Subtitle A—Amendments to Part A 3 (Emergency Relief Grants) 4 5 SEC. 101. DUTIES OF PLANNING COUNCIL, FUNDING PRIOR-6 ITIES, QUALITY ASSESSMENT. 7 Section 2602 (42 U.S.C. 300ff–12) is amended— (1) in subsection (b)— 8 9 (A) in paragraph (2)(C), by inserting before the semicolon the following: ", including 10 11 providers of housing and homeless services"; 12 and 13 (B) in paragraph (4), by striking "shall— " and all that follows and inserting "shall have 14 15 the responsibilities specified in subsection (d)."; 16 and 17 (2) by adding at the end the following:

"(d) DUTIES OF PLANNING COUNCIL.—The planning
 council established under subsection (b) shall have the fol lowing duties:

((1))4 PRIORITIES FOR ALLOCATION OF 5 FUNDS.—The council shall establish priorities for 6 the allocation of funds within the eligible area, in-7 cluding how best to meet each such priority and ad-8 ditional factors that a grantee should consider in al-9 locating funds under a grant, based on the following 10 factors:

"(A) The size and demographic characteristics of the population with HIV disease to be
served, including, subject to subsection (e), the
needs of individuals living with HIV infection
who are not receiving HIV-related health services.

17 "(B) The documented needs of the popu18 lation with HIV disease with particular atten19 tion being given to disparities in health services
20 among affected subgroups within the eligible
21 area.

"(C) The demonstrated or probable cost
and outcome effectiveness of proposed strategies and interventions, to the extent that data
are reasonably available.

1 "(D) Priorities of the communities with 2 HIV disease for whom the services are in-3 tended.

4 "(E) The availability of other govern5 mental and non-governmental resources, includ6 ing the State medicaid plan under title XIX of
7 the Social Security Act and the State Children's
8 Health Insurance Program under title XXI of
9 such Act to cover health care costs of eligible
10 individuals and families with HIV disease.

"(F) Capacity development needs resulting
from gaps in the availability of HIV services in
historically underserved low-income communities.

(2)15 Comprehensive SERVICE DELIVERY 16 PLAN.—The council shall develop a comprehensive 17 plan for the organization and delivery of health and 18 support services described in section 2604. Such 19 plan shall be compatible with any existing State or 20 local plans regarding the provision of such services 21 to individuals with HIV disease.

22 "(3) ASSESSMENT OF FUND ALLOCATION EFFI23 CIENCY.—The council shall assess the efficiency of
24 the administrative mechanism in rapidly allocating

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funds to the areas of greatest need within the eligi ble area.

3 "(4) STATEWIDE STATEMENT OF NEED.—The
4 council shall participate in the development of the
5 Statewide coordinated statement of need as initiated
6 by the State public health agency responsible for ad7 ministering grants under part B.

8 "(5) COORDINATION WITH OTHER FEDERAL
9 GRANTEES.—The council shall coordinate with Fed10 eral grantees providing HIV-related services within
11 the eligible area.

"(6) COMMUNITY PARTICIPATION.—The council
shall establish methods for obtaining input on community needs and priorities which may include public meetings, conducting focus groups, and convening
ad-hoc panels.

17 "(e) PROCESS FOR ESTABLISHING ALLOCATION PRI-18 ORITIES.—

19 "(1) IN GENERAL.—Not later than 24 months
20 after the date of enactment of the Ryan White
21 CARE Act Amendments of 2000, the Secretary
22 shall—

23 "(A) consult with eligible metropolitan
24 areas, affected communities, experts, and other
25 appropriate individuals and entities, to develop

epidemiologic measures for establishing the 1 2 number of individuals living with HIV disease 3 who are not receiving HIV-related health serv-4 ices; and "(B) provide advice and technical assist-5 6 ance to planning councils with respect to the 7 process for establishing priorities for the alloca-8 tion of funds under subsection (d)(1). 9 "(2) EXCEPTION.—Grantees under this part 10 shall not be required to establish priorities for indi-11 viduals not in care until epidemiologic measures are 12 developed under paragraph (1).". 13 SEC. 102. QUALITY MANAGEMENT. 14 (a) FUNDS AVAILABLE FOR QUALITY MANAGE-15 MENT.—Section 2604 (42 U.S.C. 300ff–14) is amended— 16 (1) by redesignating subsections (c) through (f) 17 as subsections (d) through (g), respectively; and 18 (2) by inserting after subsection (b) the fol-19 lowing: 20 "(c) QUALITY MANAGEMENT.— "(1) REQUIREMENT.—The chief elected official 21 22 of an eligible area that receives a grant under this 23 part shall provide for the establishment of a quality 24 management program to assess the extent to which 25 medical services provided to patients under the grant

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1	are consistent with the most recent Public Health
2	Service guidelines for the treatment of HIV disease
3	and related opportunistic infection and to develop
4	strategies for improvements in the access to and
5	quality of medical services.
6	"(2) Use of funds.—From amounts received
7	under a grant awarded under this part, the chief
8	elected official of an eligible area may use, for activi-
9	ties associated with its quality management pro-
10	gram, not more than the lesser of—
11	"(A) 5 percent of amounts received under
12	the grant; or
1 4	
12	"(B) \$3,000,000.".
13	''(B) \$3,000,000.''.
13 14	"(B) \$3,000,000.". (b) Quality Management Required for Eligi-
13 14 15	"(B) \$3,000,000.".(b) QUALITY MANAGEMENT REQUIRED FOR ELIGI- BILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff-
13 14 15 16	 "(B) \$3,000,000.". (b) QUALITY MANAGEMENT REQUIRED FOR ELIGI- BILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff- 15(a)) is amended—
 13 14 15 16 17 	 "(B) \$3,000,000.". (b) QUALITY MANAGEMENT REQUIRED FOR ELIGI- BILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff- 15(a)) is amended— (1) by redesignating paragraphs (3) through
 13 14 15 16 17 18 	 "(B) \$3,000,000.". (b) QUALITY MANAGEMENT REQUIRED FOR ELIGI- BILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff- 15(a)) is amended— (1) by redesignating paragraphs (3) through (6) as paragraphs (5) through (8), respectively; and
 13 14 15 16 17 18 19 	 "(B) \$3,000,000.". (b) QUALITY MANAGEMENT REQUIRED FOR ELIGIBILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff-15(a)) is amended— (1) by redesignating paragraphs (3) through (6) as paragraphs (5) through (8), respectively; and (2) by inserting after paragraph (2) the fol-
 13 14 15 16 17 18 19 20 	 "(B) \$3,000,000.". (b) QUALITY MANAGEMENT REQUIRED FOR ELIGIBILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff-15(a)) is amended— (1) by redesignating paragraphs (3) through (6) as paragraphs (5) through (8), respectively; and (2) by inserting after paragraph (2) the following:
 13 14 15 16 17 18 19 20 21 	 "(B) \$3,000,000.". (b) QUALITY MANAGEMENT REQUIRED FOR ELIGIBILITY FOR GRANTS.—Section 2605(a) (42 U.S.C. 300ff-15(a)) is amended— (1) by redesignating paragraphs (3) through (6) as paragraphs (5) through (8), respectively; and (2) by inserting after paragraph (2) the following: "(3) that the chief elected official of the eligible

1SEC. 103. FUNDED ENTITIES REQUIRED TO HAVE HEALTH2CARE RELATIONSHIPS.

3 (a) USE OF AMOUNTS.—Section 2604(e)(1) (42
4 U.S.C. 300ff-14(d)(1)) (as so redesignated by section
5 102(a)) is amended by inserting "and the State Children's
6 Health Insurance Program under title XXI of such Act"
7 after "Social Security Act".

8 (b) APPLICATIONS.—Section 2605(a) (42 U.S.C.
9 300ff-15(a)) is amended by inserting after paragraph (3),
10 as added by section 102(b), the following:

11 "(4) that funded entities within the eligible area 12 that receive funds under a grant under section 13 2601(a) shall maintain appropriate relationships 14 with entities in the area served that constitute key 15 points of access to the health care system for indi-16 viduals with HIV disease (including emergency 17 rooms, substance abuse treatment programs, detoxi-18 fication centers, adult and juvenile detention facili-19 ties, sexually transmitted disease clinics, HIV coun-20 seling and testing sites, mental health programs, 21 and homeless shelters) and other entities under sec-22 tion 2652(a) for the purpose of facilitating early intervention for individuals newly diagnosed with 23 24 HIV disease and individuals knowledgeable of their 25 status but not in care;".

1	SEC. 104. SUPPORT SERVICES REQUIRED TO BE HEALTH
2	CARE-RELATED.
3	(a) IN GENERAL.—Section 2604(b)(1) (42 U.S.C.
4	300ff-14(b)(1)) is amended—
5	(1) in the matter preceding subparagraph (A),
6	by striking "HIV-related—" and inserting "HIV-re-
7	lated services, as follows:";
8	(2) in subparagraph (A)—
9	(A) by striking "outpatient" and all that
10	follows through "substance abuse treatment
11	and" and inserting the following: "OUTPATIENT
12	HEALTH SERVICES.—Outpatient and ambula-
13	tory health services, including substance abuse
14	treatment,"; and
15	(B) by striking "; and" and inserting a pe-
16	riod;
17	(3) in subparagraph (B), by striking "(B) inpa-
18	tient case management" and inserting "(C) INPA-
19	TIENT CASE MANAGEMENT SERVICES.—Inpatient
20	case management"; and
21	(4) by inserting after subparagraph (A) the fol-
22	lowing:
23	"(B) OUTPATIENT SUPPORT SERVICES.—
24	Outpatient and ambulatory support services (in-
25	cluding case management), to the extent that
26	such services facilitate, enhance, support, or

1	sustain the delivery, continuity, or benefits of
2	health services for individuals and families with
3	HIV disease.".
4	(b) Conforming Amendment to Application Re-
5	QUIREMENTS.—Section 2605(a) (42 U.S.C. 300ff-15(a)),
6	as amended by section 102(b), is further amended—
7	(1) in paragraph (7) (as so redesignated), by
8	striking "and" at the end thereof;
9	(2) in paragraph (8) (as so redesignated), by
10	striking the period and inserting "; and"; and
11	(3) by adding at the end the following:
12	"(9) that the eligible area has procedures in
13	place to ensure that services provided with funds re-
14	ceived under this part meet the criteria specified in
14 15	ceived under this part meet the criteria specified in section $2604(b)(1)$.".
15	section 2604(b)(1).".
15 16	section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN-
15 16 17	section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN- TION SERVICES.
15 16 17 18	section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN- TION SERVICES. (a) IN GENERAL.—Section 2604(b)(1) (42 U.S.C.
15 16 17 18 19	 section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN- TION SERVICES. (a) IN GENERAL.—Section 2604(b)(1) (42 U.S.C. 300ff-14(b)(1)), as amended by section 104(a), is further
15 16 17 18 19 20	 section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN- TION SERVICES. (a) IN GENERAL.—Section 2604(b)(1) (42 U.S.C. 300ff-14(b)(1)), as amended by section 104(a), is further amended by adding at the end the following:
 15 16 17 18 19 20 21 	 section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN- TION SERVICES. (a) IN GENERAL.—Section 2604(b)(1) (42 U.S.C. 300ff-14(b)(1)), as amended by section 104(a), is further amended by adding at the end the following: "(D) EARLY INTERVENTION SERVICES.—
 15 16 17 18 19 20 21 22 	 section 2604(b)(1).". SEC. 105. USE OF GRANT FUNDS FOR EARLY INTERVEN- TION SERVICES. (a) IN GENERAL.—Section 2604(b)(1) (42 U.S.C. 300ff-14(b)(1)), as amended by section 104(a), is further amended by adding at the end the following: "(D) EARLY INTERVENTION SERVICES.— Early intervention services as described in sec-

1	HIV-related health services, but only if the enti-
2	ty providing such services—
3	"(i)(I) is receiving funds under sub-
4	paragraph (A) or (C); or
5	"(II) is an entity constituting a point
6	of access to services, as described in sec-
7	tion $2605(a)(4)$, that maintains a relation-
8	ship with an entity described in subclause
9	(I) and that is serving individuals at ele-
10	vated risk of HIV disease;
11	"(ii) demonstrates to the satisfaction
12	of the chief elected official that Federal,
13	State, or local funds are inadequate for the
14	early intervention services the entity will
15	provide with funds received under this sub-
16	paragraph; and
17	"(iii) demonstrates to the satisfaction
18	of the chief elected official that funds will
19	be utilized under this subparagraph to sup-
20	plement not supplant other funds available
21	for such services in the year for which such
22	funds are being utilized.
23	(b) Conforming Amendments to Application
24	REQUIREMENTS.—Section 2605(a)(1) (42 U.S.C. 300ff-
25	15(a)(1)) is amended—

3 "services as described in section 2604(b)(1)"; and
4 (2) in subparagraph (B), by striking "services
5 for individuals with HIV disease" and inserting
6 "services as described in section 2604(b)(1)".
7 SEC. 106. REPLACEMENT OF SPECIFIED FISCAL YEARS RE8 GARDING THE SUNSET ON EXPEDITED DIS9 TRIBUTION REQUIREMENTS.

Section 2603(a)(2) (42 U.S.C. 300ff-13(a)(2)) is
amended by striking "for each of the fiscal years 1996
through 2000" and inserting "for a fiscal year".

13 SEC. 107. HOLD HARMLESS PROVISION.

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14 Section 2603(a)(4) (42 U.S.C. 300ff-13(a)(4)) is
15 amended to read as follows:

"(4) LIMITATION.—With respect to each of fis-16 17 cal years 2001 through 2005, the Secretary shall en-18 sure that the amount of a grant made to an eligible 19 area under paragraph (2) for such a fiscal year is 20 not less than an amount equal to 98 percent of the 21 amount the eligible area received for the fiscal year 22 preceding the year for which the determination is 23 being made.".

1	SEC. 108. SET-ASIDE FOR INFANTS, CHILDREN, AND
2	WOMEN.
3	Section $2604(b)(3)$ (42 U.S.C. $300ff-14(b)(3)$) is
4	amended—
5	(1) by inserting "for each population under this
6	subsection" after "council"; and
7	(2) by striking "ratio of the" and inserting
8	"ratio of each".
9	Subtitle B—Amendments to Part B
10	(Care Grant Program)
11	SEC. 121. STATE REQUIREMENTS CONCERNING IDENTI-
12	FICATION OF NEED AND ALLOCATION OF RE-
13	SOURCES.
14	(a) General Use of Grants.—Section 2612 (42
15	U.S.C. 300ff–22) is amended—
16	(1) by striking "A State" and inserting "(a) IN
17	GENERAL.—A State"; and
18	(2) in the matter following paragraph (5) —
19	(A) by striking "Services" and inserting:
20	"(b) Delivery of Services.—Services";
21	(B) by striking "paragraph (1)" and in-
22	serting "subsection $(a)(1)$ "; and
23	(C) by striking "paragraph (2)" and in-
24	serting "subsection (a)(2) and section 2613";
25	(b) Application.—Section 2617(b) (42 U.S.C.
26	300ff–27(b)) is amended—

1	(1) in paragraph $(1)(C)$ —
2	(A) by striking clause (i) and inserting the
3	following:
4	"(i) the size and demographic charac-
5	teristics of the population with HIV dis-
6	ease to be served, except that by not later
7	than October 1, 2002, the State shall take
8	into account the needs of individuals not in
9	care, based on epidemiologic measures de-
10	veloped by the Secretary in consultation
11	with the State, affected communities, ex-
12	perts, and other appropriate individuals
13	(such State shall not be required to estab-
14	lish priorities for individuals not in care
15	until such epidemiologic measures are de-
16	veloped);";
17	(B) in clause (iii), by striking "and" at the
18	end; and
19	(C) by adding at the end the following:
20	"(v) the availability of other govern-
21	mental and non-governmental resources;
22	"(vi) the capacity development needs
23	resulting in gaps in the provision of HIV
24	services in historically underserved low-in-

1	come and rural low-income communities;
2	and
3	"(vii) the efficiency of the administra-
4	tive mechanism in rapidly allocating funds
5	to the areas of greatest need within the
6	State;"; and
7	(2) in paragraph (2) —
8	(A) in subparagraph (B), by striking
9	"and" at the end;
10	(B) by redesignating subparagraph (C) as
11	subparagraph (F); and
12	(C) by inserting after subparagraph (B),
13	the following:
14	"(C) an assurance that capacity develop-
15	ment needs resulting from gaps in the provision
16	of services in underserved low-income and rural
17	low-income communities will be addressed; and
18	((D) with respect to fiscal year 2003 and
19	subsequent fiscal years, assurances that, in the
20	planning and allocation of resources, the State,
21	through systems of HIV-related health services
22	provided under paragraphs (1) , (2) , and (3) of
23	section 2612(a), will make appropriate provi-
24	sion for the HIV-related health and support
25	service needs of individuals who have been diag-

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1	nosed with HIV disease but who are not cur-
2	rently receiving such services, based on the epi-
3	demiologic measures developed under paragraph
4	(1)(C)(i);".
5	SEC. 122. QUALITY MANAGEMENT.
6	(a) STATE REQUIREMENT FOR QUALITY MANAGE-
7	MENT.—Section 2617(b)(4) (42 U.S.C. 300ff–27(b)(4)) is
8	amended—
9	(1) by striking subparagraph (C) and inserting
10	the following:
11	"(C) the State will provide for—
12	"(i) the establishment of a quality
13	management program to assess the extent
14	to which medical services provided to pa-
15	tients under the grant are consistent with
16	the most recent Public Health Service
17	guidelines for the treatment of HIV dis-
18	ease and related opportunistic infections
19	and to develop strategies for improvements
20	in the access to and quality of medical
21	services; and
22	"(ii) a periodic review (such as
23	through an independent peer review) to as-
24	sess the quality and appropriateness of
25	HIV-related health and support services

1	provided by entities that receive funds
2	from the State under this part;";
3	(2) by redesignating subparagraphs (E) and
4	(F) as subparagraphs (F) and (G), respectively;
5	(3) by inserting after subparagraph (D), the
6	following:
7	"(E) an assurance that the State, through
8	systems of HIV-related health services provided
9	under paragraphs (1) , (2) , and (3) of section
10	2612(a), has considered strategies for working
11	with providers to make optimal use of financial
12	assistance under the State medicaid plan under
13	title XIX of the Social Security Act, the State
14	Children's Health Insurance Program under
15	title XXI of such Act, and other Federal grant-
16	ees that provide HIV-related services, to maxi-
17	mize access to quality HIV-related health and
18	support services;
19	(4) in subparagraph (F), as so redesignated, by
20	striking "and" at the end; and
21	(5) in subparagraph (G), as so redesignated, by
22	striking the period and inserting "; and".
23	(b) Availability of Funds for Quality Manage-
24	MENT.—

(1) AVAILABILITY OF GRANT FUNDS FOR PLAN NING AND EVALUATION.—Section 2618(c)(3) (42
 U.S.C. 300ff-28(c)(3)) is amended by inserting be fore the period ", including not more than
 \$3,000,000 for all activities associated with its qual ity management program".

7 (2) EXCEPTION TO COMBINED CEILING ON
8 PLANNING AND ADMINISTRATION FUNDS FOR
9 STATES WITH SMALL GRANTS.—Paragraph (6) of
10 section 2618(c) (42 U.S.C. 300ff-28(c)(6)) is
11 amended to read as follows:

''(6) 12 EXCEPTION FOR QUALITY MANAGE-13 MENT.—Notwithstanding paragraph (5), a State 14 whose grant under this part for a fiscal year does 15 not exceed \$1,500,000 may use not to exceed 20 16 percent of the amount of the grant for the purposes 17 described in paragraphs (3) and (4) if—

18 "(A) that portion of the amount that may
19 be used for such purposes in excess of 15 per20 cent of the grant is used for its quality manage21 ment program; and

22 "(B) the State submits and the Secretary
23 approves a plan (in such form and containing
24 such information as the Secretary may pre-

1	scribe) for use of funds for its quality manage-
2	ment program.".

3 SEC. 123. FUNDED ENTITIES REQUIRED TO HAVE HEALTH 4 CARE RELATIONSHIPS.

5 Section 2617(b)(4) (42 U.S.C. 300ff-27(b)(4)), as
6 amended by section 122(a), is further amended by adding
7 at the end the following:

8 "(H) that funded entities maintain appro-9 priate relationships with entities in the area 10 served that constitute key points of access to 11 the health care system for individuals with HIV 12 disease (including emergency rooms, substance 13 abuse treatment programs, detoxification cen-14 ters, adult and juvenile detention facilities, sex-15 ually transmitted disease clinics, HIV coun-16 seling and testing sites, mental health pro-17 grams, and homeless shelters), and other enti-18 ties under section 2652(a), for the purpose of 19 facilitating early intervention for individuals 20 newly diagnosed with HIV disease and individ-21 uals knowledgeable of their status but not in 22 care.".

1SEC. 124. SUPPORT SERVICES REQUIRED TO BE HEALTH2CARE-RELATED.

3 (a) TECHNICAL AMENDMENT.—Section
4 3(c)(2)(A)(iii) of the Ryan White CARE Act Amendments
5 of 1996 (Public Law 104–146) is amended by inserting
6 "before paragraph (2) as so redesignated" after "insert7 ing".

8 (b) SERVICES.—Section 2612(a)(1) (42 U.S.C.
9 300ff-22(a)(1)), as so designated by section 121(a), is
10 amended by striking "for individuals with HIV disease"
11 and inserting ", subject to the conditions and limitations
12 that apply under such section".

(c) CONFORMING AMENDMENT TO STATE APPLICA14 TION REQUIREMENT.—Section 2617(b)(2) (42 U.S.C.
15 300ff-27(b)(2)), as amended by section 121(b), is further
16 amended by inserting after subparagraph (D) the fol17 lowing:

"(E) an assurance that the State has procedures in place to ensure that services provided with funds received under this section
meet the criteria specified in section
2604(b)(1)(B); and".

23 SEC. 125. USE OF GRANT FUNDS FOR EARLY INTERVEN-

24 TION SERVICES.

25 Section 2612(a) (42 U.S.C. 300ff-22(a)), as amend26 ed by section 121, is further amended—

1	(1) in paragraph (4), by striking "and" at the
2	end;
3	(2) in paragraph (5) , by striking the period and
4	inserting "; and"; and
5	(3) by adding at the end the following:
6	"(6) to provide, through systems of HIV-related
7	health services provided under paragraphs (1) , (2) ,
8	and (3), early intervention services, as described in
9	section $2651(b)(2)$, with follow-up referral, provided
10	for the purpose of facilitating the access of individ-
11	uals receiving the services to HIV-related health
12	services, but only if the entity providing such
13	services—
14	"(A)(i) is receiving funds under section
15	2612(a)(1); or
16	"(ii) is an entity constituting a point of ac-
17	cess to services, as described in section
18	2617(b)(4), that maintains a referral relation-
19	ship with an entity described in clause (i) and
20	that is serving individuals at elevated risk of
21	HIV disease;
22	"(B) demonstrates to the State's satisfac-
23	tion that other Federal, State, or local funds

are inadequate for the early intervention serv-

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1	ices the entity will provide with funds received
2	under this paragraph; and
3	"(C) demonstrates to the satisfaction of
4	the State that funds will be utilized under this
5	paragraph to supplement not supplant other
6	funds available for such services in the year for
7	which such funds are being utilized.".
8	SEC. 126. AUTHORIZATION OF APPROPRIATIONS FOR HIV-
9	RELATED SERVICES FOR WOMEN AND CHIL-
10	DREN.
11	Section $2625(c)(2)$ (42 U.S.C. $300ff-33(c)(2)$) is
12	amended by striking "fiscal years 1996 through 2000"
13	and inserting "fiscal years 2001 through 2005".
14	SEC. 127. REPEAL OF REQUIREMENT FOR COMPLETED IN-
15	STITUTE OF MEDICINE REPORT.
16	Section 2628 (42 U.S.C. 300ff–36) is repealed.
17	SEC. 128. SUPPLEMENTAL GRANTS FOR CERTAIN STATES.
18	Subpart I of part B of title XXVI of the Public
19	Health Service Act (42 U.S.C. 300ff–11 et seq.) is amend-
20	ed by adding at the end the following:
21	"SEC. 2622. SUPPLEMENTAL GRANTS.
22	"(a) IN GENERAL.—The Secretary shall award sup-
23	plemental grants to States determined to be eligible under
24	subsection (b) to enable such States to provide comprehen-
25	sive services of the type described in section 2612(a) to

supplement the services otherwise provided by the State
 under a grant under this subpart in emerging communities
 within the State that are not eligible to receive grants
 under part A.

5 "(b) ELIGIBILITY.—To be eligible to receive a supple6 mental grant under subsection (a) a State shall—

7 "(1) be eligible to receive a grant under this8 subpart;

9 "(2) demonstrate the existence in the State of
10 an emerging community as defined in subsection
11 (d)(1); and

12 "(3) submit the information described in sub-13 section (c).

14 "(c) REPORTING REQUIREMENTS.—A State that de-15 sires a grant under this section shall, as part of the State 16 application submitted under section 2617, submit a de-17 tailed description of the manner in which the State will 18 use amounts received under the grant and of the severity 19 of need. Such description shall include—

"(1) a report concerning the dissemination of
supplemental funds under this section and the plan
for the utilization of such funds in the emerging
community;

24 "(2) a demonstration of the existing commit-25 ment of local resources, both financial and in-kind;

1	
1	"(3) a demonstration that the State will main-
2	tain HIV-related activities at a level that is equal to
3	not less than the level of such activities in the State
4	for the 1-year period preceding the fiscal year for
5	which the State is applying to receive a grant under
6	this part;
7	"(4) a demonstration of the ability of the State
8	to utilize such supplemental financial resources in a
9	manner that is immediately responsive and cost ef-
10	fective;
11	"(5) a demonstration that the resources will be
12	allocated in accordance with the local demographic
13	incidence of AIDS including appropriate allocations
14	for services for infants, children, women, and fami-
15	lies with HIV disease;
16	"(6) a demonstration of the inclusiveness of the
17	planning process, with particular emphasis on af-
18	fected communities and individuals with HIV dis-
19	ease; and
20	((7) a demonstration of the manner in which
21	the proposed services are consistent with local needs
22	assessments and the statewide coordinated state-
23	ment of need.

"(d) DEFINITION OF EMERGING COMMUNITY.—In
 this section, the term 'emerging community' means a met ropolitan area—
 "(1) that is not eligible for a grant under part
 A; and

6 "(2) for which there has been reported to the 7 Director of the Centers for Disease Control and Pre-8 vention a cumulative total of between 500 and 1999 9 cases of acquired immune deficiency syndrome for 10 the most recent period of 5 calendar years for which 11 such data are available.

12 "(e) FUNDING.—

"(1) IN GENERAL.—Subject to paragraph (2),
with respect to each fiscal year beginning with fiscal
year 2001, the Secretary, to carry out this section,
shall utilize—

17 "(A) the greater of—

18 "(i) 25 percent of the amount appro-19 priated under 2677 to carry out part B, 20 excluding the amount appropriated under 21 section 2618(b)(2)(H), for such fiscal year 22 that is in excess of the amount appro-23 priated to carry out such part in fiscal 24 year preceding the fiscal year involved; or 25 "(ii) \$5,000,000;

1	to provide funds to States for use in emerging
2	communities with at least 1000, but less than
3	2000, cases of AIDS as reported to and con-
4	firmed by the Director of the Centers for Dis-
5	ease Control and Prevention for the five year
6	period preceding the year for which the grant is
7	being awarded; and
8	"(B) the greater of—
9	"(i) 25 percent of the amount appro-
10	priated under 2677 to carry out part B,
11	excluding the amount appropriated under
12	section $2618(b)(2)(H)$, for such fiscal year
13	that is in excess of the amount appro-
14	priated to carry out such part in fiscal
15	year preceding the fiscal year involved; or
16	''(ii) \$5,000,000;
17	to provide funds to States for use in emerging
18	communities with at least 500, but less than
19	1000, cases of AIDS reported to and confirmed
20	by the Director of the Centers for Disease Con-
21	trol and Prevention for the five year period pre-
22	ceding the year for which the grant is being
23	awarded.
24	"(2) TRIGGER OF FUNDING.—This section shall
25	be effective only for fiscal years beginning in the

first fiscal year in which the amount appropriated under 2677 to carry out part B, excluding the amount appropriated under section 2618(b)(2)(H), exceeds by at least \$20,000,000 the amount appropriated under 2677 to carry out part B in fiscal year 2000, excluding the amount appropriated under section 2618(b)(2)(H).

8 "(3) MINIMUM AMOUNT IN FUTURE YEARS.— 9 Beginning with the first fiscal year in which 10 amounts provided for emerging communities under 11 paragraph (1)(A) equals \$5,000,000 and under 12 paragraph (1)(B) equals \$5,000,000, the Secretary 13 shall ensure that amounts made available under this 14 section for the types of emerging communities de-15 scribed in each such paragraph in subsequent fiscal 16 years is at least \$5,000,000.

17 "(4) DISTRIBUTION.—The amount of a grant
18 awarded to a State under this section shall be deter19 mined by the Secretary based on the formula de20 scribed in section 2618(b)(2), except that in apply21 ing such formula, the Secretary shall—

22 "(A) substitute '1.0' for '.80' in subpara23 graph (A)(ii)(I) of such section; and

	Δg
1	"(B) not consider the provisions of sub-
2	paragraphs $(A)(ii)(II)$ and (C) of such sec-
3	tion.".
4	SEC. 129. USE OF TREATMENT FUNDS.
5	(a) STATE DUTIES.—Section 2616(c) (42 U.S.C.
6	300ff–26(c)) is amended—
7	(1) in the matter preceding paragraph (1) , by
8	striking "shall—" and inserting "shall use funds
9	made available under this section to—";
10	(2) by redesignating paragraphs (1) through
11	(5) as subparagraphs (A) through (E), respectively
12	and realigning the margins of such subparagraphs
13	appropriately;
14	(3) in subparagraph (D) (as so redesignated),
15	by striking "and" at the end;
16	(4) in subparagraph (E) (as so redesignated),
17	by striking the period and inserting "; and"; and
18	(5) by adding at the end the following:
19	"(F) encourage, support, and enhance adher-
20	ence to and compliance with treatment regimens, in-
21	cluding related medical monitoring.";
22	(6) by striking "In carrying" and inserting the
23	following:
24	"(1) IN GENERAL.—In carrying"; and
25	(7) by adding at the end the following:

1 "(2) LIMITATIONS.—

2	"(A) IN GENERAL.—No State shall use
3	funds under paragraph (1)(F) unless the limita-
4	tions on access to HIV/AIDS the rapeutic regi-
5	mens as defined in subsection $(e)(2)$ are elimi-
6	nated.
_	

7 "(B) AMOUNT OF FUNDING.—No State 8 shall use in excess of 10 percent of the amount 9 set-aside for use under this section in any fiscal year to carry out activities under paragraph 10 11 (1)(F) unless the State demonstrates to the 12 Secretary that such additional services are es-13 sential and in no way diminish access to thera-14 peutics.".

15 (b) SUPPLEMENT GRANTS.—Section 2616 (42
16 U.S.C. 300ff–26) is amended by adding at the end the
17 following:

18 "(e) SUPPLEMENTAL GRANTS FOR THE PROVISION
19 OF TREATMENTS.—

20 "(1) IN GENERAL.—From amounts made avail21 able under paragraph (5), the Secretary shall award
22 supplemental grants to States determined to be eligi23 ble under paragraph (2) to enable such States to in24 crease access to therapeutics to treat HIV disease as
25 provided by the State under subsection (c)(1)(B) for

individuals at or below 200 percent of the Federal 1 2 poverty line. 3 "(2) CRITERIA.—The Secretary shall develop 4 criteria for the awarding of grants under paragraph 5 (1) to States that demonstrate a severe need. In de-6 termining the criteria for demonstrating State sever-7 ity of need, the Secretary shall consider eligibility 8 standards and formulary composition. 9 "(3) STATE REQUIREMENT.—The Secretary may not make a grant to a State under this sub-10 11 section unless the State agrees that— 12 "(A) the State will make available (directly 13 or through donations from public or private en-14 tities) non-Federal contributions toward the ac-15 tivities to be carried out under the grant in an 16 amount equal to \$1 for each \$4 of Federal 17 funds provided in the grant; and 18 "(B) the State will not impose eligibility 19 requirements for services or scope of benefits 20 limitations under subsection (a) that are more 21 restrictive than such requirements in effect as 22 of January 1, 2000. "(4) USE AND COORDINATION.—Amounts made 23

available under a grant under this subsection shallonly be used by the State to provide HIV/AIDS-re-

lated medications. The State shall coordinate the use
 of such amounts with the amounts otherwise pro vided under this section in order to maximize drug
 coverage.

5 "(5) FUNDING.—

6 "(A) RESERVATION OF AMOUNT.—The 7 Secretary shall reserve 3 percent of any amount 8 referred to in section 2618(b)(2)(H) that is ap-9 propriated for a fiscal year, to carry out this 10 subsection.

11 "(B) MINIMUM AMOUNT.—In providing 12 grants under this subsection, the Secretary 13 shall ensure that the amount of a grant to a 14 State under this part is not less than the 15 amount the State received under this part in 16 the previous fiscal year, as a result of grants 17 provided under this subsection.".

18 (c) SUPPLEMENT AND NOT SUPPLANT.—Section 2616 (42 U.S.C. 300 ff - 26(c)), as amended by subsection 19 20 (b), is further amended by adding at the end the following: 21 "(f) SUPPLEMENT NOT SUPPLANT.—Notwith-22 standing any other provision of law, amounts made avail-23 able under this section shall be used to supplement and 24 not supplant other funding available to provide treatments of the type that may be provided under this section.". 25

1 SEC. 130. INCREASE IN MINIMUM ALLOTMENT.

2 (a) IN GENERAL.—Section 2618(b)(1)(A)(i) (42
3 U.S.C. 300ff-28(b)(1)(A)(i)) is amended—

4 (1) in subclause (I), by striking "\$100,000"
5 and inserting "\$200,000"; and

6 (2) in subclause (II), by striking "\$250,000"
7 and inserting "\$500,000".

8 (b) TERRITORIES.—Section 2618(b)(1)(B) (42
9 U.S.C. 300ff–28(b)(1)(B)) is amended by inserting "the
10 greater of \$50,000 or" after "shall be".

11 (c) TECHNICAL AMENDMENT.—Section 2618(b)(3)(B) (42 U.S.C. 300ff–28(b)(3)(B)) is amended 12 by striking "and the Republic of the Marshall Islands" 13 and inserting ", the Republic of the Marshall Islands, the 14 Federated States of Micronesia, and the Republic of 15 16 Palau, and only for purposes of paragraph (1) the Commonwealth of Puerto Rico". 17

18 SEC. 131. SET-ASIDE FOR INFANTS, CHILDREN, AND

19 women.

20 Section 2611(b) (42 U.S.C. 300ff-21(b)) is
21 amended—

(1) by inserting "for each population under thissubsection" after "State shall use"; and

24 (2) by striking "ratio of the" and inserting25 "ratio of each".

1	Subtitle C—Amendments to Part C
2	(Early Intervention Services)
3	SEC. 141. AMENDMENT OF HEADING; REPEAL OF FORMULA
4	GRANT PROGRAM.
5	(a) Amendment of Heading.—The heading of part
6	C of title XXVI is amended to read as follows:
7	"Part C—Early Intervention and Primary Care
8	SERVICES".
9	(b) REPEAL.—Part C of title XXVI (42 U.S.C.
10	300ff-41 et seq.) is amended—
11	(1) by repealing subpart I; and
12	(2) by redesignating subparts II and III as sub-
13	parts I and II.
14	(c) Conforming Amendments.—
15	(1) INFORMATION REGARDING RECEIPT OF
16	SERVICES.—Section 2661(a) (42 U.S.C. 300ff-
17	61(a)) is amended by striking "unless—" and all
18	that follows through $((2)$ in the case of' and insert-
19	ing "unless, in the case of".
20	(2) Additional agreements.—Section 2664
21	(42 U.S.C. 300ff–64) is amended—
22	(A) in subsection $(e)(5)$, by striking
23	''2642(b) or'';
24	(B) in subsection $(f)(2)$, by striking
25	"2642(b) or"; and

(C) by striking subsection (h).
SEC. 142. PLANNING AND DEVELOPMENT GRANTS.
(a) Allowing Planning and Development
GRANT TO EXPAND ABILITY TO PROVIDE PRIMARY CARE
SERVICES.—Section $2654(c)$ (42 U.S.C. $300ff-54(c)$) is
amended—
(1) in paragraph (1) , to read as follows:
"(1) IN GENERAL.—The Secretary may provide
planning and development grants to public and non-
profit private entities for the purpose of—
"(A) enabling such entities to provide HIV
early intervention services; or
"(B) assisting such entities to expand the
capacity, preparedness, and expertise to deliver
primary care services to individuals with HIV
disease in underserved low-income communities
on the condition that the funds are not used to
purchase or improve land or to purchase, con-
struct, or permanently improve (other than
minor remodeling) any building or other facil-
ity."; and
(2) in paragraphs (2) and (3) by striking
"paragraph (1)" each place that such appears and
inserting "paragraph (1)(A)".

1	(b) AMOUNT; DURATION.—Section 2654(c) (42
2	U.S.C. 300ff–54(c)), as amended by subsection (a), is fur-
3	ther amended—
4	(1) by redesignating paragraph (4) as para-
5	graph (5); and
6	(2) by inserting after paragraph (3) the fol-
7	lowing:
8	"(4) Amount and duration of grants.—
9	"(A) EARLY INTERVENTION SERVICES.—A
10	grant under paragraph (1)(A) may be made in
11	an amount not to exceed \$50,000.
12	"(B) CAPACITY DEVELOPMENT.—
13	"(i) AMOUNT.—A grant under para-
14	graph (1)(B) may be made in an amount
15	not to exceed \$150,000.
16	"(ii) DURATION.—The total duration
17	of a grant under paragraph (1)(B), includ-
18	ing any renewal, may not exceed 3 years.".
19	(c) Increase in limitation.—Section $2654(c)(5)$
20	(42 U.S.C. $300ff-54(c)(5)$), as so redesignated by sub-
21	section (b), is amended by striking "1 percent" and insert-
22	ing "5 percent".

1 SEC. 143. AUTHORIZATION OF APPROPRIATIONS FOR CAT-2 EGORICAL GRANTS. 3 Section 2655 (42 U.S.C. 300ff–55) is amended by 4 striking "1996" and all that follows through "2000" and 5 inserting "2001 through 2005". SEC. 144. ADMINISTRATIVE EXPENSES CEILING; QUALITY 6 7 MANAGEMENT PROGRAM. 8 (42)U.S.C. Section 2664(g)300 ff - 64(g)is amended-9 10 (1) in paragraph (3), to read as follows: 11 "(3) the applicant will not expend more than 10 12 percent of the grant for costs of administrative ac-13 tivities with respect to the grant;"; 14 (2) in paragraph (4), by striking the period and inserting "; and"; and 15 16 (3) by adding at the end the following: 17 "(5) the applicant will provide for the establish-18 ment of a quality management program to assess 19 the extent to which medical services funded under 20 this title that are provided to patients are consistent 21 with the most recent Public Health Service guide-22 lines for the treatment of HIV disease and related 23 opportunistic infections and that improvements in 24 the access to and quality of medical services are addressed.". 25

38

1 SEC. 145. PREFERENCE FOR CERTAIN AREAS.

2 Section 2651 (42 U.S.C. 300ff-51) is amended by
3 adding at the end the following:

4 "(d) PREFERENCE IN AWARDING GRANTS.—In 5 awarding new grants under this section, the Secretary 6 shall give preference to applicants that will use amounts 7 received under the grant to serve areas that are deter-8 mined to be rural and underserved for the purposes of pro-9 viding health care to individuals infected with HIV or di-10 agnosed with AIDS.".

11 SEC. 146. TECHNICAL AMENDMENT.

12 Section 2652(a) (42 U.S.C. 300ff-52(a)) is 13 amended—

14 (1) striking paragraphs (1) and (2) and insert-15 ing the following:

16 "(1) health centers under section 330;"; and
17 (2) by redesignating paragraphs (3) through

18 (6) as paragraphs (2) through (5), respectively.

19 Subtitle D—Amendments to Part D 20 (General Provisions)

21 SEC. 151. RESEARCH INVOLVING WOMEN, INFANTS, CHIL22 DREN, AND YOUTH.

23 (a) ELIMINATION OF REQUIREMENT TO ENROLL
24 SIGNIFICANT NUMBERS OF WOMEN AND CHILDREN.—
25 Section 2671(b) (42 U.S.C. 300ff-71(b)) is amended—

1	(1) in paragraph (1) , by striking subparagraphs
2	(C) and (D); and
3	(2) by striking paragraphs (3) and (4) .
4	(b) INFORMATION AND EDUCATION.—Section
5	2671(d) (42 U.S.C. $300 \text{ff}-71(\text{d})$) is amended by adding
6	at the end the following:
7	"(4) The applicant will provide individuals with
8	information and education on opportunities to par-
9	ticipate in HIV/AIDS-related clinical research.".
10	(c) Quality Management; Administrative Ex-
11	PENSES CEILING.—Section 2671(f) (42 U.S.C. 300ff-
12	71(f)) is amended—
13	(1) by striking the subsection heading and des-
14	ignation and inserting the following:
15	"(f) Administration.—
16	"(1) APPLICATION.—"; and
17	(2) by adding at the end the following:
18	"(2) QUALITY MANAGEMENT PROGRAM.—A
19	grantee under this section shall implement a quality
20	management program.".
21	(d) Coordination.—Section 2671(g) (42 U.S.C.
22	300ff–71(g)) is amended by adding at the end the fol-
23	lowing: "The Secretary acting through the Director of
24	NIH, shall examine the distribution and availability of on-
25	going and appropriate HIV/AIDS-related research

projects to existing sites under this section for purposes 1 2 of enhancing and expanding voluntary access to HIV-re-3 lated research, especially within communities that are not 4 reasonably served by such projects. Not later than 12 5 months after the date of enactment of the Ryan White CARE Act Amendments of 2000, the Secretary shall pre-6 7 pare and submit to the appropriate committees of Con-8 gress a report that describes the findings made by the Di-9 rector and the manner in which the conclusions based on 10 those findings can be addressed.".

(e) AUTHORIZATION OF APPROPRIATIONS.—Section
2671(j) (42 U.S.C. 300ff–71(j)) is amended by striking
"fiscal years 1996 through 2000" and inserting "fiscal
years 2001 through 2005".

15 SEC. 152. LIMITATION ON ADMINISTRATIVE EXPENSES.

16 Section 2671 (42 U.S.C. 300ff–71) is amended—

17 (1) by redesignating subsections (i) and (j), as18 subsections (j) and (k), respectively; and

19 (2) by inserting after subsection (h), the fol-20 lowing:

21 "(i) Limitation on Administrative Expenses.—

"(1) DETERMINATION BY SECRETARY.—Not
later than 12 months after the date of enactment of
the Ryan White Care Act Amendments of 2000, the
Secretary, in consultation with grantees under this

part, shall conduct a review of the administrative, program support, and direct service-related activities that are carried out under this part to ensure that eligible individuals have access to quality, HIV-related health and support services and research opportunities under this part, and to support the provision of such services.

8 "(2) REQUIREMENTS.—

9 "(A) IN GENERAL.—Not later than 180 10 days after the expiration of the 12-month pe-11 riod referred to in paragraph (1) the Secretary, 12 in consultation with grantees under this part, 13 shall determine the relationship between the 14 costs of the activities referred to in paragraph 15 (1) and the access of eligible individuals to the 16 services and research opportunities described in 17 such paragraph.

18 "(B) LIMITATION.—After a final deter19 mination under subparagraph (A), the Sec20 retary may not make a grant under this part
21 unless the grantee complies with such require22 ments as may be included in such determina23 tion.".

42

1 SEC. 153. EVALUATIONS AND REPORTS.

2 Section 2674(c) (42 U.S.C. 399ff-74(c)) is amended
3 by striking "1991 through 1995" and inserting "2001
4 through 2005".

5 SEC. 154. AUTHORIZATION OF APPROPRIATIONS FOR 6 GRANTS UNDER PARTS A AND B.

7 Section 2677 (42 U.S.C. 300ff-77) is amended to8 read as follows:

9 "SEC. 2677. AUTHORIZATION OF APPROPRIATIONS.

10 "There are authorized to be appropriated—

"(1) such sums as may be necessary to carry
out part A for each of the fiscal years 2001 through
2005; and

"(2) such sums as may be necessary to carry
out part B for each of the fiscal years 2001 through
2005.".

17 Subtitle E—Amendments to Part F

18 (**Demonstration and Training**)

19 SEC. 161. AUTHORIZATION OF APPROPRIATIONS.

20 (a) SCHOOLS; CENTERS.—Section 2692(c)(1) (42
21 U.S.C. 300ff-111(c)(1)) is amended by striking "fiscal
22 years 1996 through 2000" and inserting "fiscal years
23 2001 through 2005".

24 (b) DENTAL SCHOOLS.—Section 2692(c)(2) (42
25 U.S.C. 300ff-111(c)(2)) is amended by striking "fiscal

years 1996 through 2000" and inserting "fiscal years
 2001 through 2005".

3 (c) DENTAL SCHOOLS AND PROGRAMS.—Section
4 2692(b) of the Public Health Service Act (42 U.S.C.
5 300ff-111(b)) is amended—

6 (1)in (1),by paragraph striking "777(b)(4)(B)" and inserting "777(b)(4)(B) (as 7 8 such section existed on the day before the date of 9 enactment of the Health Professions Education 10 Partnerships Act of 1998 (Public Law 105-392)) 11 and dental hygiene programs that are accredited by 12 the Commission on Dental Accreditation"; and

(2) in paragraph (2), by striking
"777(b)(4)(B)" and inserting "777(b)(4)(B) (as
such section existed on the day before the date of
enactment of the Health Professions Education
Partnerships Act of 1998 (Public Law 105-392))".

TITLE II—MISCELLANEOUS

PROVISIONS

19

20

18

SEC. 201. INSTITUTE OF MEDICINE STUDY.

(a) IN GENERAL.—Not later than 120 days after the
date of enactment of this Act, the Secretary of Health and
Human Services shall enter into a contract with the Institute of Medicine for the conduct of a study concerning
the appropriate epidemiological measures and their rela-

	11
1	tionship to the financing and delivery of primary care and
2	health-related support services for low-income, uninsured,
3	and under-insured individuals with HIV disease.
4	(b) Requirements.—
5	(1) COMPLETION.—The study under subsection
6	(a) shall be completed not later than 21 months
7	after the date on which the contract referred to in
8	such subsection is entered into.
9	(2) Issues to be considered.—The study
10	conducted under subsection (a) shall consider—
11	(A) the availability and utility of health
12	outcomes measures and data for HIV primary
13	care and support services and the extent to
14	which those measures and data could be used to
15	measure the quality of such funded services;
16	(B) the effectiveness and efficiency of serv-
17	ice delivery (including the quality of services,
18	health outcomes, and resource use) within the
19	context of a changing health care and thera-
20	peutic environment as well as the changing epi-
21	demiology of the epidemic;
22	(C) existing and needed epidemiological
23	data and other analytic tools for resource plan-
24	ning and allocation decisions, specifically for es-

1	timating severity of need of a community and
2	the relationship to the allocations process; and
3	(D) other factors determined to be relevant
4	to assessing an individual's or community's
5	ability to gain and sustain access to quality
6	HIV services.
7	(c) REPORT.—Not later than 90 days after the date
8	on which the study is completed under subsection (a), the
9	Secretary of Health and Human Services shall prepare
10	and submit to the appropriate committees of Congress a
11	report describing the manner in which the conclusions and
12	recommendations of the Institute of Medicine can be ad-
13	dressed and implemented.
	Passed the Senate June 6, 2000

Passed the Senate June 6, 2000.

Attest:

Secretary.

^{106TH CONGRESS} 2D SESSION **S. 2311**

AN ACT

To revise and extend the Ryan White CARE Act programs under title XXVI of the Public Health Service Act, to improve access to health care and the quality of care under such programs, and to provide for the development of increased capacity to provide health care and related support services to individuals and families with HIV disease, and for other purposes.

- S 2311 ES—2 S 2311 ES—3 S 2311 ES—4
- S 2311 ES----5