

108TH CONGRESS
1ST SESSION

H. R. 342

AN ACT

To authorize grants through the Centers for Disease Control and Prevention for mosquito control programs to prevent mosquito-borne diseases, and for other purposes.

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To authorize grants through the Centers for Disease Control and Prevention for mosquito control programs to prevent mosquito-borne diseases, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Mosquito Abatement
3 for Safety and Health Act”.

4 **SEC. 2. GRANTS REGARDING PREVENTION OF MOSQUITO-**
5 **BORNE DISEASES.**

6 Part B of title III of the Public Health Service Act
7 (42 U.S.C. 243 et seq.), as amended by section 4 of Public
8 Law 107–84 and section 312 of Public Law 107–188, is
9 amended—

10 (1) by transferring section 317R from the cur-
11 rent placement of the section and inserting the sec-
12 tion after section 317Q; and

13 (2) by inserting after section 317R (as so trans-
14 ferred) the following section:

15 **“SEC. 317S. MOSQUITO-BORNE DISEASES; COORDINATION**
16 **GRANTS TO STATES; ASSESSMENT AND CON-**
17 **TROL GRANTS TO POLITICAL SUBDIVISIONS.**

18 “(a) COORDINATION GRANTS TO STATES; ASSESS-
19 MENT GRANTS TO POLITICAL SUBDIVISIONS.—

20 “(1) IN GENERAL.—With respect to mosquito
21 control programs to prevent and control mosquito-
22 borne diseases (referred to in this section as ‘control
23 programs’), the Secretary, acting through the Direc-
24 tor of the Centers for Disease Control and Preven-
25 tion, may make grants to States for the purpose
26 of—

1 “(A) coordinating control programs in the
2 State involved; and

3 “(B) assisting such State in making grants
4 to political subdivisions of the State to conduct
5 assessments to determine the immediate needs
6 in such subdivisions for control programs, and
7 to develop, on the basis of such assessments,
8 plans for carrying out control programs in the
9 subdivisions.

10 “(2) PREFERENCE IN MAKING GRANTS.—In
11 making grants under paragraph (1), the Secretary
12 shall give preference to States that have one or more
13 political subdivisions with an incidence or prevalence
14 of mosquito-borne disease, or a population of in-
15 fected mosquitoes, that is substantial relative to po-
16 litical subdivisions in other States.

17 “(3) CERTAIN REQUIREMENTS.—A grant may
18 be made under paragraph (1) only if—

19 “(A) the State involved has developed, or
20 agrees to develop, a plan for coordinating con-
21 trol programs in the State, and the plan takes
22 into account any assessments or plans described
23 in subsection (b)(3) that have been conducted
24 or developed, respectively, by political subdivi-
25 sions in the State;

1 “(B) in developing such plan, the State
2 consulted or will consult (as the case may be
3 under subparagraph (A)) with political subdivi-
4 sions in the State that are carrying out or plan-
5 ning to carry out control programs;

6 “(C) the State agrees to monitor control
7 programs in the State in order to ensure that
8 the programs are carried out in accordance with
9 such plan, with priority given to coordination of
10 control programs in political subdivisions de-
11 scribed in paragraph (2) that are contiguous;

12 “(D) the State agrees that the State will
13 make grants to political subdivisions as de-
14 scribed in paragraph (1)(B), and that such a
15 grant will not exceed \$10,000; and

16 “(E) the State agrees that the grant will
17 be used to supplement, and not supplant, State
18 and local funds available for the purpose de-
19 scribed in paragraph (1).

20 “(4) REPORTS TO SECRETARY.—A grant may
21 be made under paragraph (1) only if the State in-
22 volved agrees that, promptly after the end of the fis-
23 cal year for which the grant is made, the State will
24 submit to the Secretary a report that—

1 “(A) describes the activities of the State
2 under the grant; and

3 “(B) contains an evaluation of whether the
4 control programs of political subdivisions in the
5 State were effectively coordinated with each
6 other, which evaluation takes into account any
7 reports that the State received under subsection
8 (b)(5) from such subdivisions.

9 “(5) AMOUNT OF GRANT; NUMBER OF
10 GRANTS.—A State may not receive more than one
11 grant under paragraph (1).

12 “(b) PREVENTION AND CONTROL GRANTS TO POLIT-
13 ICAL SUBDIVISIONS.—

14 “(1) IN GENERAL.—The Secretary, acting
15 through the Director of the Centers for Disease
16 Control and Prevention, may make grants to polit-
17 ical subdivisions of States for the operation of con-
18 trol programs.

19 “(2) PREFERENCE IN MAKING GRANTS.—In
20 making grants under paragraph (1), the Secretary
21 shall give preference to political subdivisions that—

22 “(A) have an incidence or prevalence of
23 mosquito-borne disease, or a population of in-
24 fected mosquitoes, that is substantial relative to
25 other political subdivisions;

1 “(B) demonstrate to the Secretary that the
2 political subdivisions will, if appropriate to the
3 mosquito circumstances involved, effectively co-
4 ordinate the activities of the control programs
5 with contiguous political subdivisions;

6 “(C) demonstrate to the Secretary (directly
7 or through State officials) that the State in
8 which the political subdivision is located has
9 identified or will identify geographic areas in
10 the State that have a significant need for con-
11 trol programs and will effectively coordinate
12 such programs in such areas; and

13 “(D) are located in a State that has re-
14 ceived a grant under subsection (a).

15 “(3) REQUIREMENT OF ASSESSMENT AND
16 PLAN.—A grant may be made under paragraph (1)
17 only if the political subdivision involved—

18 “(A) has conducted an assessment to de-
19 termine the immediate needs in such subdivi-
20 sion for a control program, including an ento-
21 mological survey of potential mosquito breeding
22 areas; and

23 “(B) has, on the basis of such assessment,
24 developed a plan for carrying out such a pro-
25 gram.

1 “(4) REQUIREMENT OF MATCHING FUNDS.—

2 “(A) IN GENERAL.—With respect to the
3 costs of a control program to be carried out
4 under paragraph (1) by a political subdivision,
5 a grant under such paragraph may be made
6 only if the subdivision agrees to make available
7 (directly or through donations from public or
8 private entities) non-Federal contributions to-
9 ward such costs in an amount that is not less
10 than $\frac{1}{3}$ of such costs (\$1 for each \$2 of Fed-
11 eral funds provided in the grant).

12 “(B) DETERMINATION OF AMOUNT CON-
13 TRIBUTED.—Non-Federal contributions re-
14 quired in subparagraph (A) may be in cash or
15 in kind, fairly evaluated, including plant, equip-
16 ment, or services. Amounts provided by the
17 Federal Government, or services assisted or
18 subsidized to any significant extent by the Fed-
19 eral Government, may not be included in deter-
20 mining the amount of such non-Federal con-
21 tributions.

22 “(C) WAIVER.—The Secretary may waive
23 the requirement established in subparagraph
24 (A) if the Secretary determines that extraor-

1 dinary economic conditions in the political sub-
2 division involved justify the waiver.

3 “(5) REPORTS TO SECRETARY.—A grant may
4 be made under paragraph (1) only if the political
5 subdivision involved agrees that, promptly after the
6 end of the fiscal year for which the grant is made,
7 the subdivision will submit to the Secretary, and to
8 the State within which the subdivision is located, a
9 report that describes the control program and con-
10 tains an evaluation of whether the program was ef-
11 fective.

12 “(6) AMOUNT OF GRANT; NUMBER OF
13 GRANTS.—A grant under paragraph (1) for a fiscal
14 year may not exceed \$100,000. A political subdivi-
15 sion may not receive more than one grant under
16 such paragraph.

17 “(c) APPLICATIONS FOR GRANTS.—A grant may be
18 made under subsection (a) or (b) only if an application
19 for the grant is submitted to the Secretary and the appli-
20 cation is in such form, is made in such manner, and con-
21 tains such agreements, assurances, and information as the
22 Secretary determines to be necessary to carry out this sec-
23 tion.

24 “(d) TECHNICAL ASSISTANCE.—Amounts appro-
25 priated under subsection (f) may be used by the Secretary

1 to provide training and technical assistance with respect
2 to the planning, development, and operation of assess-
3 ments and plans under subsection (a) and control pro-
4 grams under subsection (b). The Secretary may provide
5 such technical assistance directly or through awards of
6 grants or contracts to public and private entities.

7 “(e) DEFINITIONS.—For purposes of this section:

8 “(1) The term ‘control program’ has the mean-
9 ing indicated for such term in subsection (a).

10 “(2) The term ‘political subdivision’ means the
11 local political jurisdiction immediately below the level
12 of State government, including counties, parishes,
13 and boroughs. If State law recognizes an entity of
14 general government that functions in lieu of, and is
15 not within, a county, parish, or borough, the Sec-
16 retary may recognize an area under the jurisdiction
17 of such other entities of general government as a po-
18 litical subdivision for purposes of this Act.

19 “(f) AUTHORIZATION OF APPROPRIATIONS.—For the
20 purpose of carrying out this section, there are authorized
21 to be appropriated \$100,000,000 for fiscal year 2003, and
22 such sums as may be necessary for each of the fiscal years
23 2004 through 2007. In the case of control programs car-
24 ried out in response to a mosquito-borne disease that con-
25 stitutes a public health emergency, the authorization of

1 appropriations under the preceding sentence is in addition
2 to applicable authorizations of appropriations under the
3 Public Health Security and Bioterrorism Preparedness
4 and Response Act of 2002.”.

5 **SEC. 3. RESEARCH PROGRAM OF NATIONAL INSTITUTE OF**
6 **ENVIRONMENTAL HEALTH SCIENCES.**

7 Subpart 12 of part C of title IV of the Public Health
8 Service Act (42 U.S.C. 285 et seq.) is amended by adding
9 at the end the following section:

10 “METHODS OF CONTROLLING CERTAIN INSECT AND
11 VERMIN POPULATIONS

12 “SEC. 463B. The Director of the Institute shall con-
13 duct or support research to identify or develop methods
14 of controlling insect and vermin populations that transmit
15 to humans diseases that have significant adverse health
16 consequences.”.

Passed the House of Representatives March 12,
2003.

Attest:

Clerk.