

114TH CONGRESS
1ST SESSION

S. 2226

To amend the Public Health Service Act to reauthorize the residential treatment programs for pregnant and postpartum women and to establish a pilot program to provide grants to State substance abuse agencies to promote innovative service delivery models for such women.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 3, 2015

Ms. AYOTTE (for herself, Mr. WHITEHOUSE, Mrs. CAPITO, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Public Health Service Act to reauthorize the residential treatment programs for pregnant and postpartum women and to establish a pilot program to provide grants to State substance abuse agencies to promote innovative service delivery models for such women.

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 “Improving Treatment
5 for Pregnant and Postpartum Women Act of 2015”.

1 **SEC. 2. IMPROVING TREATMENT FOR PREGNANT AND**
 2 **POSTPARTUM WOMEN.**

3 (a) IN GENERAL.—Section 508 of the Public Health
 4 Service Act (42 U.S.C. 290bb–1) is amended—

5 (1) in subsection (a), by inserting “(referred to
 6 in this section as the ‘Director’)” after “Director of
 7 the Center for Substance Abuse Treatment”;

8 (2) in subsection (p), by inserting “(other than
 9 subsection (r))” after “this section”; and

10 (3) in subsection (r), by striking “such sums”
 11 and all that follows through “2003” and inserting
 12 “such sums as may be necessary for each of fiscal
 13 years 2016 through 2020”.

14 (b) PILOT PROGRAM GRANTS FOR STATE SUB-
 15 STANCE ABUSE AGENCIES.—Section 508 of the Public
 16 Health Service Act (42 U.S.C. 290bb–1) is amended—

17 (1) by redesignating subsection (r) as sub-
 18 section (s); and

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

21 “(r) PILOT PROGRAM FOR STATE SUBSTANCE
 22 ABUSE AGENCIES.—

23 “(1) IN GENERAL.—From amounts made avail-
 24 able under subsection (s), the Director shall carry
 25 out a pilot program under which the Director makes

1 competitive grants to State substance abuse agencies
2 to—

3 “(A) enhance flexibility in the use of funds
4 designed to support family-based services for
5 pregnant and postpartum women with a pri-
6 mary diagnosis of a substance use disorder, in-
7 cluding opioid use disorders;

8 “(B) help State substance abuse agencies
9 address identified gaps in services furnished to
10 such women along the continuum of care, in-
11 cluding services provided to women in non-resi-
12 dential based settings; and

13 “(C) promote a coordinated, effective, and
14 efficient State system managed by State sub-
15 stance abuse agencies by encouraging new ap-
16 proaches and models of service delivery that are
17 evidence-based.

18 “(2) REQUIREMENTS.—In carrying out the
19 pilot program under this subsection, the Director—

20 “(A) shall require State substance abuse
21 agencies to submit to the Director applications,
22 in such form and manner and containing such
23 information as specified by the Director, to be
24 eligible to receive a grant under the program;

1 “(B) shall identify, based on such sub-
2 mitted applications, State substance abuse
3 agencies that are eligible for such grants;

4 “(C) shall require services proposed to be
5 furnished through such a grant to support fam-
6 ily-based treatment and other services for preg-
7 nant and postpartum women with a primary di-
8 agnosis of a substance use disorder, including
9 opioid use disorders;

10 “(D) notwithstanding subsection (a)(1),
11 shall not require that services furnished
12 through such a grant be provided solely to
13 women that reside in facilities;

14 “(E) shall not require that grant recipients
15 under the program make available all services
16 described in subsection (d); and

17 “(F) may waive the requirements of sub-
18 section (f), depending on the circumstances of
19 the grantee.

20 “(3) REQUIRED SERVICES.—

21 “(A) IN GENERAL.—The Director shall
22 specify minimum services required to be made
23 available to eligible women through a grant
24 awarded under the pilot program under this
25 subsection. Such minimum services—

1 “(i) shall include the requirements de-
 2 scribed in subsection (c);

3 “(ii) may include any of the services
 4 described in subsection (d);

5 “(iii) may include other services, as
 6 appropriate; and

7 “(iv) shall be based on the rec-
 8 ommendations submitted under subpara-
 9 graph (B)

10 “(B) STAKEHOLDER INPUT.—The Director
 11 shall convene and solicit recommendations from
 12 stakeholders, including State substance abuse
 13 agencies, health care providers, persons in re-
 14 covery from substance abuse, and other appro-
 15 priate individuals, for the minimum services de-
 16 scribed in subparagraph (A).

17 “(4) DURATION.—The pilot program under this
 18 subsection shall not exceed 5 years.

19 “(5) EVALUATION AND REPORT TO CON-
 20 GRESS.—

21 “(A) IN GENERAL.—Out of amounts made
 22 available to the Center for Behavioral Health
 23 Statistics and Quality, the Director of the Cen-
 24 ter for Behavioral Health Statistics and Qual-
 25 ity, in cooperation with the recipients of grants

under this subsection, shall conduct an evaluation of the pilot program, beginning one year after the date on which a grant is first awarded under this subsection. The Director of the Center for Behavioral Health Statistics and Quality, in coordination with the Director of the Center for Substance Abuse Treatment, not later than 120 days after completion of such evaluation, shall submit to the relevant Committees of the Senate and the House of Representatives a report on such evaluation.

“(B) CONTENTS.—The report to Congress under subparagraph (A) shall include, at a minimum, outcomes information from the pilot program, including any resulting reductions in the use of alcohol and other drugs, engagement in treatment services, retention in the appropriate level and duration of services, increased access to the use of drugs approved by the Food and Drug Administration for the treatment of substance use disorders in combination with counseling, and other appropriate measures.

“(6) STATE SUBSTANCE ABUSE AGENCIES DEFINED.—For purposes of this subsection, the term ‘State substance abuse agency’ means, with respect

1 to a State, the agency in such State that manages
2 the Substance Abuse Prevention and Treatment
3 Block Grant under part B of title XIX.”.

4 (c) FUNDING.—Subsection (s) of section 508 of the
5 Public Health Service Act (42 U.S.C. 290bb–1), as
6 amended by subsection (a) and redesignated by subsection
7 (b)(1), is further amended by adding at the end the fol-
8 lowing new sentence: “Of the amounts made available for
9 a year pursuant to the previous sentence to carry out this
10 section, not more than 25 percent of such amounts shall
11 be made available for such year to carry out subsection
12 (r).”.

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