

115TH CONGRESS
2D SESSION

H. R. 5736

To amend the Public Health Service Act to establish a pilot program to help individuals in recovery from a substance use disorder transition from treatment to independent living and the workforce, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2018

Mr. BARR (for himself, Mr. KUSTOFF of Tennessee, Mr. GUTHRIE, Mr. MOONEY of West Virginia, Mr. MCKINLEY, Mr. FITZPATRICK, Mr. HARPER, Mr. ROTHFUS, Mr. BUDD, Ms. TENNEY, Mr. CURTIS, Mr. GIBBS, Mrs. BLACKBURN, Mr. ROE of Tennessee, and Mrs. WAGNER) introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committees on Energy and Commerce, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Public Health Service Act to establish a pilot program to help individuals in recovery from a substance use disorder transition from treatment to independent living and the workforce, 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 “Comprehensive Addic-
3 tion Recovery through Effective Employment and Reentry
4 Act” or the “CAREER Act”.

5 **SEC. 2. PILOT PROGRAM TO HELP INDIVIDUALS IN RECOV-
6 ERY FROM A SUBSTANCE USE DISORDER
7 TRANSITION TO INDEPENDENT LIVING AND
8 THE WORKFORCE.**

9 Part B of title III of the Public Health Service Act
10 (42 U.S.C. 243 et seq.) is amended by adding at the end
11 the following:

12 **“SEC. 320B. PILOT PROGRAM TO HELP INDIVIDUALS IN RE-
13 COVERY FROM A SUBSTANCE USE DISORDER
14 TRANSITION TO INDEPENDENT LIVING AND
15 THE WORKFORCE.**

16 “(a) IN GENERAL.—The Secretary shall establish a
17 pilot program to award 5-year grants under subsection
18 (b)(1) to States, and 1-year grants under subsection
19 (b)(2) to States or Indian tribes, for the purpose of mak-
20 ing subgrants to entities under subsection (c) to help indi-
21 viduals in recovery from a substance use disorder transi-
22 tion from treatment to independent living and the work-
23 force.

24 “(b) GRANTS.—

25 “(1) 5-YEAR GRANTS.—

1 “(A) IN GENERAL.—The Secretary shall
2 award 5-year grants under this paragraph to 5
3 States that submit an application under para-
4 graph (3). Such States shall be selected—

5 “(i) from among the 10 States with
6 the highest rate of death due to drug over-
7 dose per 100,000 people, based on data
8 from the Centers for Disease Control and
9 Prevention for calendar years 2013
10 through 2017; and

11 “(ii) based on the merits of the pro-
12 posal included in such application and the
13 preferences described in subparagraph (B).

14 “(B) PREFERENCES.—The Secretary, in
15 selecting States for a grant under this para-
16 graph, shall give priority to States from among
17 the States described in subparagraph (A) with
18 the combination of—

19 “(i) the highest average rates of un-
20 employment based on data provided by the
21 Bureau of Labor Statistics for calendar
22 years 2013 through 2017;

23 “(ii) the lowest average labor force
24 participation rates based on data provided

1 by the Bureau of Labor Statistics for cal-
2 endar years 2013 through 2017; and

3 “(iii) the highest prevalence of opioid
4 use disorder based on data provided by the
5 Substance Abuse and Mental Health Serv-
6 ices Administration for calendar years
7 2013 through 2017 as may be available.

8 “(C) GRANT FUNDS.—

9 “(i) IN GENERAL.—The funds from a
10 5-year grant awarded under this paragraph
11 shall be provided to each of the 5 selected
12 States on an annual basis for each of fiscal
13 years 2019 through 2023.

14 “(ii) CARRY OVER.—

15 “(I) IN GENERAL.—The funds
16 awarded under clause (i) for a fiscal
17 year shall remain available for the
18 State to make subgrants under sub-
19 section (c) for such fiscal year, except
20 a State may carry over (subject to
21 subclause (II)) not more than 10 per-
22 cent of such funds for the following
23 fiscal year for such purpose.

24 “(II) REQUEST.—A State may
25 make a request to the Secretary to

1 carry over more than 10 percent of
2 the funds awarded under clause (i) for
3 a fiscal year for the following fiscal
4 year for such purpose, and the Sec-
5 retary may grant such request as the
6 Secretary determines appropriate.

7 “(III) AMOUNT FOR FOLLOWING
8 FISCAL YEAR.—Any amount carried
9 over under this clause shall not im-
10 pact the amount of the funds the Sec-
11 retary awards the State for such fol-
12 lowing fiscal year.

13 “(iii) RETURN OF FUNDS.—Any funds
14 awarded under clause (i) that are not ex-
15 pended during the fiscal year for which the
16 funds are awarded and that are not carried
17 over for the following fiscal year under
18 clause (ii) shall be returned to the Sec-
19 retary to carry out this section. Any funds
20 returned to the Secretary after fiscal year
21 2023 shall be returned to the general fund
22 of the Treasury.

23 “(2) 1-YEAR GRANTS.—

24 “(A) IN GENERAL.—The Secretary shall,
25 for each of fiscal years 2019 through 2023,

1 award 1-year grants to States or Indian tribes
2 under this paragraph that submit an applica-
3 tion in accordance with paragraph (3). Such
4 States or Indian tribes shall be selected for a
5 grant under this paragraph based on criteria
6 established by the Secretary.

7 “(B) GRANT FUNDS.—

8 “(i) IN GENERAL.—The funds award-
9 ed through a grant under subparagraph
10 (A) for a fiscal year shall remain available
11 for the State or Indian tribe to make sub-
12 grants under subsection (c) for such fiscal
13 year and may not be carried over for such
14 following fiscal year.

15 “(ii) RETURN OF FUNDS.—Any funds
16 awarded through a grant under subpara-
17 graph (A) that are not expended during
18 the fiscal year of the grant shall be re-
19 turned to the Secretary to carry out this
20 section. Any funds returned to the Sec-
21 retary after fiscal year 2023 shall be re-
22 turned to the general fund of the Treas-
23 ury.

24 “(3) APPLICATIONS.—

1 “(A) IN GENERAL.—Each State desiring a
2 grant under paragraph (1) and each State or
3 Indian tribe desiring a grant under paragraph
4 (2) shall submit an application to the Secretary
5 at such time and in such manner as the Sec-
6 retary may reasonably require for such grant.

7 “(B) CONTENTS.—

8 “(i) IN GENERAL.—An application
9 submitted under subparagraph (A) shall
10 contain such information as the Secretary
11 may reasonably require, including a pro-
12 posal for awarding subgrants under sub-
13 section (c) and a method for evaluating
14 such subgrants.

15 “(ii) 5-YEAR GRANTS.—An application
16 submitted under subparagraph (A) for a
17 grant awarded under subsection (b)(1)
18 shall include an assurance that not less
19 than 50 percent of the funds awarded
20 through the grant will be used towards
21 making subgrants under subsection (c) to
22 the entities applying for such subgrants
23 that serve the areas in the State with the
24 highest prevalence of substance use dis-

1 order, based on data determined appro-
2 priate by the Secretary.

3 “(c) SUBGRANTS.—

4 “(1) IN GENERAL.—Each State that receives a
5 grant under subsection (b)(1) and each State or In-
6 dian tribe that receives a grant under subsection
7 (b)(2) shall award subgrants on a competitive basis
8 to entities that meet the requirements under para-
9 graphs (2) and (3).

10 “(2) SUBGRANT REQUIREMENTS.—

11 “(A) APPLICATION.—An entity that de-
12 sires a subgrant under this subsection shall
13 submit an application to the State or Indian
14 tribe at such time and in such manner as the
15 State or Indian tribe may reasonably require.

16 “(B) CONTENTS.—An application sub-
17 mitted under subparagraph (A) by an entity
18 shall contain such information as the State or
19 Indian tribe may reasonably require, including
20 a demonstration that the entity has one or more
21 of the following abilities:

22 “(i) The ability to partner with local
23 stakeholders, which may include local em-
24 ployers, community stakeholders, and local
25 and State governments, to identify gaps in

1 the workforce due to the prevalence of sub-
2 stance use disorders.

3 “(ii) The ability to partner with local
4 stakeholders, which may include local em-
5 ployers, community stakeholders, and local
6 and State governments, to offer transi-
7 tional services, including employment and
8 career counseling or job placement, to help
9 individuals in recovery from a substance
10 use disorder transition into the workforce.

11 “(iii) The ability to partner with local
12 stakeholders, which may include local em-
13 ployers, community stakeholders, and local
14 and State governments, to assist employers
15 with informing their employees of the re-
16 sources, such as treatment options for a
17 substance use disorder, that are available
18 to them.

19 “(3) USE OF FUNDS.—An entity receiving a
20 subgrant under this subsection shall use the
21 subgrant funds for more than one of the following:

22 “(A) To hire specialists with an expertise
23 in treating substance use disorders, including
24 through residential treatment, to assist with the
25 treatment provided through a subgrant under

1 this subsection, which may include the use of
2 medication-assisted treatment.

3 “(B) To provide wrap-around services to
4 encourage substance use disorder prevention,
5 treatment, recovery, and rehabilitation, with a
6 focus on ensuring long-term recovery and symp-
7 tom remission.

8 “(C) To help individuals transition from
9 inpatient treatment for a substance use dis-
10 order to the workforce by providing—

11 “(i) career services described in para-
12 graph (2), and training services described
13 in paragraph (3), of section 134(c) of the
14 Workforce Innovation and Opportunity Act
15 (29 U.S.C. 3174(c)); and

16 “(ii) related services described in sec-
17 tion 134(a)(4)(D) of such Act (42 U.S.C.
18 3174(a)(4)(D)).

19 “(D) To implement innovative technologies
20 to make substance use disorder treatment more
21 affordable and accessible, which may include
22 the use of telemedicine, and may assist individ-
23 uals in finding and maintaining employment
24 throughout recovery.

1 “(E) To provide ongoing outpatient sub-
2 stance use disorder treatment programs, includ-
3 ing peer support meetings, for individuals who
4 have recovered or are in recovery from a sub-
5 stance use disorder while they transition from
6 receiving treatment for such disorder to enter-
7 ing the workforce and maintaining employment.

8 “(F) To assist patients, including through
9 hiring case managers, care coordinators, or
10 trained peer recovery coaches, in recovery from
11 a substance use disorder, including through
12 programs to provide services to develop daily
13 living skills, provide counseling, and provide
14 housing assistance, and through other appro-
15 priate Federal Government assistance pro-
16 grams.

17 “(G) With respect to an entity that pro-
18 vides the full continuum of substance use dis-
19 order treatment services, which may include de-
20 toxification, residential rehabilitation, recovery
21 housing, evidence-based treatments (which may
22 include the use of medication-assisted treat-
23 ment), counseling, and recovery supports, to ex-
24 pand such services to include services that may
25 include—

1 “(i) short-term prevocational training
2 services, such as the development of learn-
3 ing skills, communication skills, inter-
4 viewing skills, punctuality, personal main-
5 tenance skills, and professional conduct;

6 “(ii) vocational training, which shall
7 emphasize the skills or knowledge nec-
8 essary for a particular job function or
9 trade; and

10 “(iii) care coordination throughout the
11 short- and long-term substance use dis-
12 order recovery process.

13 “(H) Any other service determined by the
14 Secretary as necessary for achieving the goal of
15 transitioning individuals from treatment for
16 substance use disorders to independent living
17 and the workforce or to encouraging substance
18 use disorder prevention in the workforce.

19 “(d) CONSULTATION.—The Secretary may, in car-
20 rying out the pilot program under this section, consult
21 with the Assistant Secretary for Substance Use and Men-
22 tal Health, the Administrator of the Health Resources and
23 Services Administration, the Secretary of Labor, the Sec-
24 retary of Housing and Urban Development, and the Sec-
25 retary of Education.

1 “(e) REPORTING REQUIREMENTS.—

2 “(1) REPORTS TO THE SECRETARY.—

3 “(A) 5-YEAR GRANTS.—Not later than De-
4 cember 31, 2021, each State that has received
5 a grant under subsection (b)(1) shall report to
6 the Secretary on its progress and effectiveness
7 in meeting the objectives of the pilot program
8 under this section, including the progress and
9 effectiveness of the entities receiving subgrants
10 under subsection (c) as demonstrated through
11 reports of such progress and effectiveness sub-
12 mitted to the State by such entities.

13 “(B) 1-YEAR GRANTS.—Not later than De-
14 cember 31 of the fiscal year following the fiscal
15 year for which a grant is awarded under sub-
16 section (b)(2), the State or Indian tribe receiv-
17 ing such grant shall report to the Secretary on
18 its progress and effectiveness in meeting the ob-
19 jectives of the pilot program under this section,
20 including the progress and effectiveness of the
21 entities receiving subgrants under subsection
22 (c) which may be demonstrated through reports
23 of such progress and effectiveness submitted to
24 the State or Indian tribe by such entities.

1 “(2) REPORT TO CONGRESS.—Not later than
2 December 31, 2024, the Secretary shall submit a re-
3 port to Congress, including any applicable author-
4 izing committee of the Senate or House of Rep-
5 resentatives, evaluating the grants awarded under
6 this section.

7 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
8 is authorized to be appropriated \$200,000,000, for each
9 of fiscal years 2019 through 2023, to carry out this sec-
10 tion. Out of such amount appropriated for each such fiscal
11 year—

12 “(1) 75 percent shall be used to make grants
13 under subsection (b)(1); and

14 “(2) 25 percent shall be used to make grants
15 under subsection (b)(2).”.

16 **SEC. 3. TRANSITIONAL HOUSING SERVICES.**

17 (a) IN GENERAL.—Section 105(a) of the Housing
18 and Community Development Act of 1974 (42 U.S.C.
19 5305(a)) is amended—

20 (1) in paragraph (25)(D), by striking “and” at
21 the end;

22 (2) in paragraph (26), by striking the period at
23 the end and inserting “; and”; and

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

1 “(27) providing temporary housing services to
2 individuals who are transitioning out of substance
3 abuse treatment programs for—

4 “(A) a period of not more than 24 months
5 or until the individual secures permanent hous-
6 ing, whichever is earlier; or

7 “(B) such longer period as the Secretary
8 determines necessary.”.

9 (b) ADDITIONAL CDBG AUTHORIZATION OF APPRO-
10 PRIATIONS.—

11 (1) DEFINITION OF COVERED ENTITY.—In this
12 subsection, the term “covered entity” means—

13 (A) a State (as defined in section 102(a)
14 of the Housing and Community Development
15 Act of 1974 (42 U.S.C. 5302(a)) that is among
16 the 10 States with the highest rate of death due
17 to drug overdose per 100,000 people, based on
18 data from the Centers for Disease Control and
19 Prevention for calendar years 2013 through
20 2017; and

21 (B) any entitlement community located in
22 a State described in subparagraph (A).

23 (2) AUTHORIZATION OF APPROPRIATIONS.—In
24 addition to any amounts appropriated for the com-
25 munity development block grant program under title

1 I of the Housing and Community Development Act
2 of 1974 (42 U.S.C. 5301 et seq.), there are author-
3 ized to be appropriated \$25,000,000 for each of fis-
4 cal years 2019 through 2023, to be allocated by the
5 Secretary of Housing and Urban Development on a
6 competitive basis to covered entities to carry out the
7 activity described in paragraph (27) of section
8 105(a) of such Act (42 U.S.C. 5305(a)), as added
9 by subsection (a).

10 (3) PREFERENCES.—In allocating amounts au-
11 thORIZED to be appropriated under paragraph (2), the
12 Secretary of Housing and Urban Development shall
13 give priority to—

14 (A) States from among the States de-
15 scribed in paragraph (1)(A) with a combination
16 of—

17 (i) the highest average rates of unem-
18 ployment based on data provided by the
19 Bureau of Labor Statistics for calendar
20 years 2013 through 2017;

21 (ii) the lowest average labor force par-
22 ticipation rates based on data provided by
23 the Bureau of Labor Statistics for cal-
24 endar years 2013 through 2017; and

1 (iii) the highest prevalence of opioid
2 use disorder based on data provided by the
3 Substance Abuse and Mental Health Serv-
4 ices Administration for calendar years
5 2013 through 2017 as may be available;
6 and

7 (B) entitlement communities located in a
8 State described in clause (i), (ii), or (iii) of sub-
9 paragraph (A).

10 **SEC. 4. SUBSTANCE USE DISORDER TRANSITION ACTIVI-**
11 **TIES.**

12 (a) RESERVATIONS FOR STATE ACTIVITIES.—Section
13 133(a)(1) of the Workforce Innovation and Opportunity
14 Act (29 U.S.C. 3173(a)(1)) is amended—

15 (1) by striking “The Governor” and inserting
16 the following:

17 “(A) IN GENERAL.—The Governor”; and

18 (2) by adding at the end the following:

19 “(B) SUBSTANCE USE DISORDER TRANSI-
20 TION ACTIVITIES.—

21 “(i) ADULT AND DISLOCATED
22 FUNDS.—Of the funds reserved as required
23 under section 128(a)(1) and subparagraph
24 (A), the Governor of a State with an appli-
25 cation approved under section 134(a)(4)

1 may reserve a sum of not more than 5 per-
2 cent of each of the amounts allotted to the
3 State under paragraphs (1)(B) and (2)(B)
4 of section 132(b) for a fiscal year for sub-
5 stance use disorder transition activities de-
6 scribed in section 134(a)(4). Notwith-
7 standing sections 128(a)(2), 129(b), and
8 134(a), the Governor may not use an
9 amount allotted under section
10 127(b)(1)(C) for those activities.

11 “(ii) VOCATIONAL REHABILITATION
12 FUNDS.—The Governor of a State with
13 such an approved application may reserve
14 funds as described in section 110(e) of the
15 Rehabilitation Act of 1973 (29 U.S.C.
16 730(e)) for substance use disorder transi-
17 tion activities described in section
18 134(a)(4).”.

19 (b) STATEWIDE EMPLOYMENT AND TRAINING AC-
20 TIVITIES.—

21 (1) IN GENERAL.—Section 134(a)(1) of the
22 Workforce Innovation and Opportunity Act (29
23 U.S.C. 3174(a)(1)) is amended—

24 (A) in subparagraph (A), by striking
25 “and” at the end;

1 (B) in subparagraph (B), in the matter
2 following clause (ii), by striking the period and
3 inserting “; and”; and

4 (C) by adding at the end the following:

5 “(C) as described in section 133(a)(1)(B),
6 may be used for substance use disorder transi-
7 tion activities as described in paragraph (4), re-
8 gardless of whether the funds were allotted to
9 the State under paragraph (1) or (2) of section
10 132(b).”.

11 (2) SUBSTANCE USE DISORDER TRANSITION AC-
12 TIVITIES.—Section 134(a) of the Workforce Innova-
13 tion and Opportunity Act (29 U.S.C. 3174(a)) is
14 amended by adding at the end the following:

15 “(4) SUBSTANCE USE DISORDER TRANSITION
16 ACTIVITIES.—

17 “(A) DEFINITIONS.—In this paragraph:

18 “(i) APPROPRIATE SECRETARY.—The
19 term ‘appropriate Secretary’ means—

20 “(I) except as provided in sub-
21 clause (II), the Secretary of Labor; or

22 “(II) if the application involves
23 funds reserved under section 110(e) of
24 the Rehabilitation Act of 1973 (29
25 U.S.C. 730(e)), the Secretary of

1 Labor and the Secretary of Edu-
2 cation.

3 “(ii) SUBSTANCE USE DISORDER.—
4 The term ‘substance use disorder’ means
5 such a disorder within the meaning of the
6 term in title V of the Public Health Service
7 Act (42 U.S.C. 290aa et seq.).

8 “(iii) SUBSTANCE USE DISORDER
9 TRANSITION ACTIVITIES.—The term ‘sub-
10 stance use disorder transition activities’
11 means activities authorized under subpara-
12 graph (D) or (E).

13 “(B) ELIGIBLE STATES.—To be eligible to
14 use the funds reserved under clause (i) or (ii)
15 of section 133(a)(1)(B) for substance use dis-
16 order transition activities described in this
17 paragraph, a State shall—

18 “(i) submit to the appropriate Sec-
19 retary an application seeking flexibility to
20 use the reserved funds for such activities,
21 and submit the application at such time, in
22 such manner, and containing such infor-
23 mation as the appropriate Secretary may
24 require, including an assurance that the
25 State will award subgrants to entities on

1 the basis of the ability of the entities to
2 provide the substance use disorder transi-
3 tion activities involved, including any pro-
4 grams that the entities propose to provide
5 that lead to recognized postsecondary cre-
6 dentials; and

7 “(ii) obtain approval of the applica-
8 tion.

9 “(C) SUBGRANTS.—An eligible State may
10 use the funds reserved under clause (i) or (ii)
11 of section 133(a)(1)(B) to make subgrants to
12 one-stop operators and nonprofit organizations,
13 to provide services under subparagraph (D) and
14 (at the election of the State) subparagraph (E).

15 “(D) CAREER SERVICES.—An entity that
16 receives a subgrant under subparagraph (C)
17 shall use the subgrant funds to assist individ-
18 uals in recovery from a substance use disorder
19 in transitioning to the workforce, by providing
20 career services (such as the services described
21 in section 134(c)(2)) and related services, which
22 may include one or more of—

23 “(i) providing ongoing career coun-
24 seling, both before and after job placement,
25 with a focus on individual employment

1 preferences while weighing the skill needs
2 of industries in the local area;

3 “(ii) promoting systemic job develop-
4 ment, by facilitating voluntary programs
5 and relationships between participants and
6 local employers to create potential employ-
7 ment opportunities;

8 “(iii) providing benefits counseling—

9 “(I) to ensure participants re-
10 ceive accurate information regarding
11 how employment will affect access to
12 various Federal programs, such as the
13 Medicaid program established under
14 title XIX of the Social Security Act
15 (42 U.S.C. 1396 et seq.) and the sup-
16 plemental security income program es-
17 tablished under title XVI of that Act
18 (42 U.S.C. 1381 et seq.); and

19 “(II) to advise participants on
20 ways to transition away from the pro-
21 grams described in subclause (I)
22 through maintaining employment;

23 “(iv) creating voluntary programs
24 with employers to establish a work and
25 treatment arrangement, such as an Em-

1 ployee Assistance Program, for employees
2 in recovery from a substance use disorder;

3 “(v) providing educational materials
4 or training to employers to enable the em-
5 ployers to inform their employees of the re-
6 sources, such as treatment options for a
7 substance use disorder, that are available
8 to them; and

9 “(vi) any other career services that
10 are determined to be necessary by the ap-
11 propriate Secretary and that would assist
12 individuals in recovery from a substance
13 use disorder in transitioning to the work-
14 force.

15 “(E) TRAINING SERVICES.—An entity that
16 receives a subgrant under subparagraph (C)
17 shall (at the election of the State) use the
18 subgrant funds to assist individuals in recovery
19 from a substance use disorder in transitioning
20 to the workforce, by providing training serv-
21 ices.”.

22 (c) ADMINISTRATION.—Section 181 of the Workforce
23 Innovation and Opportunity Act (29 U.S.C. 3241) is
24 amended—

1 (1) by redesignating subsection (g) as sub-
2 section (h); and

3 (2) by inserting after subsection (f) the fol-
4 lowing:

5 “(g) RELATIONSHIP TO OTHER LAWS.—

6 “(1) DISABILITY NONDISCRIMINATION LAW.—

7 Subject to paragraph (2), an employer that employs,
8 or considers for employment, any individual who re-
9 ceives services under this section or under section
10 320B of the Public Health Service Act shall have an
11 absolute defense to any claim (including a charge) of
12 unlawful discrimination on the basis of disability
13 under a covered law, that alleges that the employer
14 discriminated against that individual (which may in-
15 clude refusing to hire or terminating the employ-
16 ment of the individual) based on alcohol addiction or
17 past substance use disorder for which the individual
18 receives such services.

19 “(2) RULE OF CONSTRUCTION.—Nothing in
20 paragraph (1) shall be construed to eliminate the
21 duty of the employer, to an employee who is an indi-
22 vidual who receives such services, to provide a rea-
23 sonable accommodation for an alcohol disorder, or a
24 past substance use disorder, that is a disability
25 under a covered law.

1 “(3) DEFINITIONS.—In this subsection:

2 “(A) COVERED LAW.—The term ‘covered
3 law’ means title I of the Americans with Dis-
4 abilities Act of 1990 (42 U.S.C. 12111 et seq.),
5 title V of the Rehabilitation Act of 1973 (29
6 U.S.C. 791 et seq.), or a State law (including
7 local law), that prohibits discrimination on the
8 basis of disability in employment.

9 “(B) SUBSTANCE USE DISORDER.—The
10 term ‘substance use disorder’ means such a dis-
11 order within the meaning of the term in title V
12 of the Public Health Service Act (42 U.S.C.
13 290aa et seq.).”.

14 (d) OTHER CORE PROGRAMS.—Section 110 of the
15 Rehabilitation Act of 1973 (29 U.S.C. 730) is amended
16 by adding at the end the following:

17 “(e)(1) In the case of a transition State, from any
18 State allotment under subsection (a) for a fiscal year, the
19 State may reserve not more than 5 percent of the allotted
20 funds for substance use disorder transition activities de-
21 scribed in section 134(a)(4) of the Workforce Innovation
22 and Opportunity Act (29 U.S.C. 3174(a)(4)).

23 “(2) In this section, the term ‘transition State’ means
24 a State with an application approved under section

1 134(a)(4) of the Workforce Innovation and Opportunity
2 Act.”.

○