

116TH CONGRESS  
1ST SESSION

# H. R. 3398

To provide low-income individuals with opportunities to enter and follow a career pathway in the health professions, to extend and expand demonstration projects, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2019

Mr. DANNY K. DAVIS of Illinois introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To provide low-income individuals with opportunities to enter and follow a career pathway in the health professions, to extend and expand demonstration projects, 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 “Pathways to Health  
5 Careers Act”.

1 **SEC. 2. EXTENSION THROUGH FISCAL YEAR 2020 OF FUND-**  
2 **ING FOR DEMONSTRATION PROJECTS TO AD-**  
3 **DRESS HEALTH PROFESSIONS WORKFORCE**  
4 **NEEDS.**

5 Section 2008(c)(1) of the Social Security Act (42  
6 U.S.C. 1397g(c)(1)) is amended by striking “2019.” and  
7 inserting “2020, and to provide technical assistance and  
8 cover administrative costs associated with implementing  
9 the successor to this section \$15,000,000 for fiscal year  
10 2020.”.

11 **SEC. 3. CAREER PATHWAYS THROUGH HEALTH PROFES-**  
12 **SION OPPORTUNITY GRANTS.**

13 Effective October 1, 2020, section 2008 of the Social  
14 Security Act (42 U.S.C. 1397g) is amended to read as  
15 follows:

16 **“SEC. 2008. CAREER PATHWAYS THROUGH HEALTH PRO-**  
17 **FESSION OPPORTUNITY GRANTS.**

18 “(a) APPLICATION REQUIREMENTS.—An eligible en-  
19 tity desiring a grant under this section for a project shall  
20 submit to the Secretary an application for the grant, that  
21 includes the following:

22 “(1) A description of how the applicant will use  
23 a career pathways approach to train eligible individ-  
24 uals for health professions that pay well or will put  
25 eligible individuals on a career path to an occupation  
26 that pays well, under the project.

“(2) A description of the basic skills education activities, work readiness activities, training activities, and case management and career coaching services that the applicant will use to assist eligible individuals to gain work experience, connection to employers, and job placement, and a description of the plan for recruiting, hiring, and training staff to provide the case management, mentoring, and career coaching services, under the project directly or through local governmental, apprenticeship, educational, or charitable institutions.

“(3) In the case of an application for a grant under this section for a demonstration project described in subsection (c)(2)(B)(i)(I)—

“(A) a demonstration that the State in which the demonstration project is to be conducted has in effect policies or laws that permit certain allied health and behavioral health care credentials to be awarded to people with certain arrest or conviction records (which policies or laws shall include appeals processes and other opportunities to demonstrate rehabilitation to obtain licensure and approval to work in the proposed health careers), and a plan described in the application which will use a career path-

1 way to train people with such a record to be  
2 trained and employed in such a career;

3 “(B) a discussion of how the project or fu-  
4 ture strategic hiring decisions will demonstrate  
5 the experience and expertise of the project in  
6 working with job seekers who have arrest or  
7 conviction records or employers with experience  
8 working with people with arrest or conviction  
9 records;

10 “(C) an identification of promising innova-  
11 tions or best practices that can be used to pro-  
12 vide the training;

13 “(D) a proof of concept or demonstration  
14 that the applicant has done sufficient research  
15 on workforce shortage or in-demand jobs for  
16 which people with certain types of arrest or  
17 conviction records can be hired;

18 “(E) a plan for recruiting students who  
19 are eligible individuals into the project; and

20 “(F) a plan for providing post-employment  
21 support and ongoing training as part of a ca-  
22 reer pathway under the project.

23 “(4) In the case of an application for a grant  
24 under this section for a demonstration project de-  
25 scribed in subsection (c)(2)(B)(i)(II)—

1           “(A) a description of the partnerships,  
2           strategic staff hiring decisions, tailored program  
3           activities, or other programmatic elements of  
4           the project that are designed to support a  
5           strong career pathway in pregnancy, birth, or  
6           post-partum services; and

7           “(B) a demonstration that the State in  
8           which the demonstration project is to be con-  
9           ducted recognizes and permits doulas and mid-  
10          wives to practice in the State.

11          “(5) A demonstration that the applicant has ex-  
12          perience working with low-income populations, or a  
13          description of the plan of the applicant to work with  
14          a partner organization that has the experience.

15          “(6) A plan for providing post-employment sup-  
16          port and ongoing training as part of a career path-  
17          way under the project.

18          “(7) A description of the support services that  
19          the applicant will provide under the project, includ-  
20          ing a plan for how child care and transportation  
21          support services will be guaranteed and, if the appli-  
22          cant will provide a cash stipend, how the stipend  
23          would be calculated and distributed.

24          “(8) A certification by the applicant that the  
25          project development included—

1           “(A) consultation with a local workforce  
2           development board established under section  
3           107 of the Workforce Innovation and Oppor-  
4           tunity Act;

5           “(B) consideration of apprenticeship mod-  
6           els registered under the Act of August 16, 1937  
7           (also known as the ‘National Apprenticeship  
8           Act’);

9           “(C) consideration of career pathway pro-  
10          grams in the State in which the project is to be  
11          conducted; and

12          “(D) a review of the State plan under sec-  
13          tion 102 or 103 of the Workforce Innovation  
14          and Opportunity Act.

15          “(9) A description of the availability and rel-  
16          evance of recent labor market information and other  
17          pertinent evidence of in-demand jobs or worker  
18          shortages.

19          “(10) A certification that the applicant will di-  
20          rectly provide or contract for the training services  
21          described in the application.

22          “(11) A commitment by the applicant that, if  
23          the grant is made to the applicant, the applicant  
24          will—

1           “(A) during the planning period for the  
2           project, provide the Secretary with any informa-  
3           tion needed by the Secretary to establish ade-  
4           quate data reporting and administrative struc-  
5           ture for the project;

6           “(B) hire a person to direct the project not  
7           later than the end of the planning period appli-  
8           cable to the project;

9           “(C) accept all technical assistance offered  
10          by the Secretary with respect to the grant; and

11          “(D) participate in such in-person grantee  
12          conferences as are regularly scheduled by the  
13          Secretary.

14          “(b) PREFERENCES IN CONSIDERING APPLICA-  
15          TIONS.—In considering applications for a grant under this  
16          section, the Secretary shall give preference to—

17               “(1) applications submitted by applicants to  
18               whom a grant was made for fiscal year 2020 under  
19               the immediate predecessor to this section, and who  
20               are in full compliance with the conditions of the  
21               grant;

22               “(2) applications submitted by applicants who  
23               have completed a demonstration project funded  
24               under the immediate predecessor to this section or  
25               under subsection (c)(2) of this section, if an evalua-

tion of the project, which was funded by the Secretary, found the project to have positive outcomes in the categories of—

“(A) graduation and credential attainment;

“(B) job placement and retention; and

“(C) evidence of addressing the worker shortage or in-demand jobs described in the original application for funding for the completed demonstration project;

“(3) applications submitted by applicants who have business and community partners in each of the following categories:

“(A) State and local government agencies and social service providers, including a State or local entity that administers a State program funded under part A of this title;

“(B) institutions of higher education, apprenticeship programs, and local workforce development boards established under section 107 of the Workforce Innovation and Opportunity Act; and

“(C) health care employers, labor unions, and labor-management partnerships;

1           “(4) applications that include opportunities for  
2           mentoring or peer support, and make career coach-  
3           ing available, as part of the case management plan;

4           “(5) applications which describe a project that  
5           will serve a rural area in which—

6                   “(A) the community in which the individ-  
7                   uals to be enrolled in the project reside is lo-  
8                   cated;

9                   “(B) the project will be conducted; or

10                   “(C) an employer partnership that has  
11                   committed to hiring individuals who successfully  
12                   complete all activities under the project is lo-  
13                   cated;

14           “(6) applications that include a commitment to  
15           providing project participants with a cash stipend of  
16           at least 50 percent of the Federal poverty level ap-  
17           plicable to a family of the same size as the family  
18           of the participant; and

19           “(7) applications which have an emergency cash  
20           fund to assist project participants financially in  
21           emergency situations.

22           “(c) GRANTS.—

23                   “(1) COMPETITIVE GRANTS.—

24                   “(A) GRANT AUTHORITY.—

1           “(i) IN GENERAL.—The Secretary, in  
2           consultation with the Secretary of Labor  
3           and the Secretary of Education, may make  
4           a grant in accordance with this paragraph  
5           to an eligible entity whose application for  
6           the grant is approved by the Secretary, to  
7           conduct a project designed to train low-in-  
8           come individuals for allied health profes-  
9           sions using a career pathways model.

10           “(ii) GUARANTEE OF GRANTEEES IN  
11           EACH STATE AND THE DISTRICT OF CO-  
12           LUMBIA.—For each grant cycle, the Sec-  
13           retary shall award a grant under this para-  
14           graph to at least 2 eligible entities in each  
15           State that is not a territory, to the extent  
16           there are a sufficient number of applica-  
17           tions submitted by the entities that meet  
18           the requirements applicable with respect to  
19           such a grant. If, for a grant cycle, there  
20           are fewer than 2 such eligible entities in a  
21           State, the Secretary shall include that in-  
22           formation in the report required by sub-  
23           section (g)(2) that covers the fiscal year.

24           “(B) GUARANTEE OF GRANTS FOR INDIAN  
25           POPULATIONS.—From the amount reserved

1 under subsection (i)(2)(B) for each fiscal year,  
2 the Secretary shall award a grant under this  
3 paragraph to at least 10 eligible entities that  
4 are an Indian tribe, a tribal organization, or a  
5 tribal college or university, to the extent there  
6 are a sufficient number of applications sub-  
7 mitted by the entities that meet the require-  
8 ments applicable with respect to such a grant.

9 “(C) GUARANTEE OF GRANTEE IN THE  
10 TERRITORIES.—From the amount reserved  
11 under subsection (i)(2)(C) for each fiscal year,  
12 the Secretary shall award a grant under this  
13 paragraph to at least 2 eligible entities that are  
14 located in a territory, to the extent there are a  
15 sufficient number of applications submitted by  
16 the entities that meet the requirements applica-  
17 ble with respect to such a grant.

18 “(2) GRANTS FOR DEMONSTRATION  
19 PROJECTS.—

20 “(A) GRANT AUTHORITY.—The Secretary,  
21 in consultation with the Secretary of Labor and  
22 the Secretary of Education (and, with respect  
23 to demonstration projects of the type described  
24 in subparagraph (B)(i)(I), the Attorney Gen-  
25 eral) shall make a grant in accordance with this

subsection to an eligible entity whose application for the grant is approved by the Secretary, to conduct a demonstration project that meets the requirements of subparagraph (B).

“(B) REQUIREMENTS.—The requirements of this subparagraph are the following:

“(i) TYPE OF PROJECT.—The demonstration project shall be of 1 of the following types:

“(I) INDIVIDUALS WITH ARREST OR CONVICTION RECORDS DEMONSTRATION.—The demonstration project shall be of a type designed to provide education and training for eligible individuals with arrest or conviction records to enter and follow a career pathway in the health professions through occupations that pay well and are expected to experience a labor shortage or be in high demand.

“(II) PREGNANCY AND CHILD-BIRTH CAREER PATHWAY DEMONSTRATION.—The demonstration project shall be of a type designed to provide education and training for eli-

1 gible individuals to enter and follow a  
2 career pathway in the field of preg-  
3 nancy, childbirth, or post-partum, in a  
4 State that recognizes doulas or mid-  
5 wives as health care providers and  
6 that provides payment for services  
7 provided by doulas or midwives, as the  
8 case may be, under the State plan ap-  
9 proved under title XIX.

10 “(ii) DURATION.—The demonstration  
11 project shall be conducted for not less than  
12 3 years.

13 “(C) MINIMUM ALLOCATION OF FUNDS  
14 FOR EACH TYPE OF DEMONSTRATION  
15 PROJECT.—

16 “(i) INDIVIDUALS WITH ARREST OR  
17 CONVICTION RECORDS DEMONSTRA-  
18 TIONS.—Not less than 25 percent of the  
19 amounts made available for grants under  
20 this paragraph shall be used to make  
21 grants for demonstration projects of the  
22 type described in subparagraph (B)(i)(I).

23 “(ii) PREGNANCY AND CHILDBIRTH  
24 CAREER PATHWAY DEMONSTRATIONS.—  
25 Not less than 25 percent of the amounts

1           made available for grants under this para-  
2           graph shall be used to make grants for  
3           demonstration projects of the type de-  
4           scribed in subparagraph (B)(i)(II).

5           “(3) GRANT PERIODS.—A grant award under  
6           this section for a project shall be in the form of—

7                   “(A) in the case of any such grant, equal  
8                   annual grants for 3 years, not more than the  
9                   first 120 days of which shall be the planning  
10                  period for the project; or

11                   “(B) in the case of a grant under para-  
12                   graph (2), equal annual grants for 4 years, ex-  
13                   cept that the amount of the grant for the 1st  
14                   year shall be in such lesser amount as the Sec-  
15                   retary determines appropriate, and the 1st year  
16                   shall be the planning period for the project.

17           “(d) USE OF GRANT.—

18                   “(1) IN GENERAL.—An entity to which a grant  
19                   is made under this section shall use the grant in ac-  
20                   cordance with the approved application for the  
21                   grant.

22           “(2) SUPPORT TO BE PROVIDED.—

23                   “(A) REQUIRED SUPPORT.—A project for  
24                   which a grant is made under this section shall  
25                   include the following:

1 “(i) An assessment for adult basic  
2 skill competency, and provision of adult  
3 basic skills education if necessary for  
4 lower-skilled eligible individuals to enroll in  
5 the project and go on to enter and com-  
6 plete post-secondary training, through  
7 means including the following:

8 “(I) Establishing a network of  
9 partners that offer pre-training activi-  
10 ties for project participants who need  
11 to improve basic academic skills or  
12 English language proficiency before  
13 entering a health occupational train-  
14 ing career pathway program.

15 “(II) Offering resources to enable  
16 project participants to continue ad-  
17 vancing adult basic skill proficiency  
18 while enrolled in a career pathway  
19 program.

20 “(III) Embedding adult basic  
21 skill maintenance as part of ongoing  
22 post-graduation career coaching and  
23 mentoring.

24 “(ii) A guarantee that child care is an  
25 available and affordable support service for

1 project participants through means such as  
2 the following:

3 “(I) Referral to, and assistance  
4 with, enrollment in a subsidized child  
5 care program.

6 “(II) Direct payment to a child  
7 care provider if a slot in a subsidized  
8 child care program is not available or  
9 reasonably accessible.

10 “(III) Payment of co-payments  
11 or associated fees for child care.

12 “(iii) Case management plans that in-  
13 clude career coaching (with the option to  
14 offer appropriate peer support and men-  
15 toring opportunities to help develop soft  
16 skills and social capital), which may be of-  
17 fered on an ongoing basis before, during,  
18 and after initial training as part of a ca-  
19 reer pathway model.

20 “(iv) A plan to provide project partici-  
21 pants with transportation through means  
22 such as the following:

23 “(I) Referral to, and assistance  
24 with enrollment in, a subsidized trans-  
25 portation program.

1                   “(II) If a subsidized transpor-  
2                   tation program is not reasonably  
3                   available, direct payments to subsidize  
4                   transportation costs.

5                   For purposes of this clause, the term  
6                   ‘transportation’ includes public transit, or  
7                   gasoline for a personal vehicle if public  
8                   transit is not reasonably accessible or  
9                   available.

10                  “(v) In the case of a demonstration  
11                  project of the type described in subsection  
12                  (c)(2)(B)(i)(I), access to legal assistance  
13                  for project participants for the purpose of  
14                  addressing arrest or conviction records and  
15                  associated workforce barriers.

16                  “(B) ALLOWED SUPPORT.—The goods and  
17                  services provided under a project for which a  
18                  grant is made under this section may include  
19                  the following:

20                         “(i) A cash stipend that is at least  
21                         monthly.

22                         “(ii) A reserve fund for financial as-  
23                         sistance to project participants in emer-  
24                         gency situations.

1           “(iii) Tuition, and training materials  
2           such as books, software, uniforms, shoes,  
3           and hair nets.

4           “(iv) In-kind resource donations such  
5           as interview clothing and conference at-  
6           tendance fees.

7           “(v) Assistance with accessing and  
8           completing high school equivalency or adult  
9           basic education courses as necessary to  
10          achieve success in the project and make  
11          progress toward career goals.

12          “(vi) Assistance with programs and  
13          activities, including legal assistance,  
14          deemed necessary to address arrest or con-  
15          viction records as an employment barrier.

16          “(vii) Other support services as  
17          deemed necessary for family well-being,  
18          success in the project, and progress toward  
19          career goals.

20          “(C) TREATMENT OF SUPPORT FOR PUR-  
21          POSES OF MEANS-TESTED PROGRAMS.—Any  
22          goods or services provided to an eligible indi-  
23          vidual participating in a project for which a  
24          grant is made under this section shall not be  
25          considered income, and shall not be taken into

1 account for purposes of determining the eligi-  
2 bility of the individual for, or amount of bene-  
3 fits to be provided to the individual, under any  
4 means-tested program.

5 “(3) TRAINING.—The number of hours of train-  
6 ing provided to an eligible individual under a project  
7 for which a grant is made under this section, for a  
8 credential recognized by an employer or industry,  
9 which is awarded in recognition of attainment of  
10 measurable technical or occupational skills necessary  
11 to gain employment or advance within an occupation  
12 (including a certificate awarded by a local workforce  
13 development board established under section 107 of  
14 the Workforce Innovation and Opportunity Act),  
15 shall be—

16 “(A) not less than the number of hours of  
17 training required for certification in that level  
18 of skill by the State in which the project is con-  
19 ducted; or

20 “(B) if there is no such requirement, such  
21 number of hours of training as the Secretary  
22 finds is necessary to achieve that skill level.

23 “(4) INCOME LIMITATION.—An entity to which  
24 a grant is made under this section shall not use the

1 grant to provide support to a person who is not an  
2 eligible individual.

3 “(5) INCLUSION OF TANF RECIPIENTS.—In the  
4 case of a project for which a grant is made under  
5 this section that is conducted in a State that has a  
6 program funded under part A of title IV, at least 10  
7 percent of the eligible individuals to whom support  
8 is provided under the project shall be a recipient of  
9 assistance under that program.

10 “(6) PROHIBITION.—An entity to which a grant  
11 is made under this section shall not use the grant  
12 for purposes of entertainment, except that case man-  
13 agement and career coaching services may include  
14 celebrations of specific career-based milestones such  
15 as completing a semester, graduation, or job place-  
16 ment.

17 “(e) TECHNICAL ASSISTANCE.—

18 “(1) IN GENERAL.—The Secretary shall provide  
19 technical assistance—

20 “(A) to assist eligible entities in applying  
21 for grants under this section;

22 “(B) that is tailored to meet the needs of  
23 grantees at each stage of the administration of  
24 projects for which grants are made under this  
25 section;

1           “(C) that is tailored to meet the specific  
2           needs of Indian tribes, tribal organizations, and  
3           tribal colleges and universities;

4           “(D) that is tailored to meet the specific  
5           needs of the territories;

6           “(E) that is tailored to meet the specific  
7           needs of eligible entities in carrying out dem-  
8           onstration projects for which a grant is made  
9           under this section; and

10          “(F) to facilitate the exchange of informa-  
11          tion among eligible entities regarding best prac-  
12          tices and promising practices used in the  
13          projects.

14          “(2) CONTINUATION OF PEER TECHNICAL AS-  
15          SISTANCE CONFERENCES.—The Secretary shall con-  
16          tinue to hold peer technical assistance conferences  
17          for entities to which a grant is made under this sec-  
18          tion or was made under the immediate predecessor  
19          of this section.

20          “(f) EVALUATION OF DEMONSTRATION PROJECTS.—

21                 “(1) IN GENERAL.—The Secretary shall, by  
22                 grant, contract, or interagency agreement, conduct  
23                 rigorous and well-designed evaluations of the dem-  
24                 onstration projects for which a grant is made under  
25                 this section.

1           “(2) REQUIREMENT APPLICABLE TO INDIVID-  
2           UALS WITH ARREST OR CONVICTION RECORDS DEM-  
3           ONSTRATION.—In the case of a project of the type  
4           described in subsection (c)(2)(B)(i)(I), the evalua-  
5           tion shall include identification of successful activi-  
6           ties for creating opportunities for developing and  
7           sustaining, particularly with respect to low-income  
8           individuals with arrest or conviction records, a  
9           health professions workforce that has accessible  
10          entry points, that meets high standards for edu-  
11          cation, training, certification, and professional devel-  
12          opment, and that provides increased wages and af-  
13          fordable benefits, including health care coverage,  
14          that are responsive to the needs of the workforce.

15          “(3) REQUIREMENT APPLICABLE TO PREG-  
16          NANCY AND CHILDBIRTH CAREER PATHWAY DEM-  
17          ONSTRATION.—In the case of a project of the type  
18          described in subsection (c)(2)(B)(i)(II), the evalua-  
19          tion shall include identification of successful activi-  
20          ties for creating opportunities for developing and  
21          sustaining, particularly with respect to low-income  
22          individuals and other entry-level workers, a career  
23          pathway that has accessible entry points, that meets  
24          high standards for education, training, certification,  
25          and professional development, and that provides in-

1        creased wages and affordable benefits, including  
2        health care coverage, that are responsive to the  
3        needs of the birth, pregnancy, and post-partum  
4        workforce.

5            “(4) RULE OF INTERPRETATION.—Evaluations  
6        conducted pursuant to this subsection may include a  
7        randomized controlled trial, but this subsection shall  
8        not be interpreted to require an evaluation to include  
9        such a trial.

10       “(g) REPORTS.—

11           “(1) TO THE SECRETARY.—An eligible entity  
12        awarded a grant to conduct a project under this sec-  
13        tion shall submit interim reports to the Secretary on  
14        the activities carried out under the project, and, on  
15        the conclusion of the project, a final report on the  
16        activities. Each such report shall include data on  
17        participant outcomes related to earnings, employ-  
18        ment in health professions, graduation rate, gradua-  
19        tion timeliness, credential attainment, participant  
20        demographics, and other data specified by the Sec-  
21        retary.

22           “(2) TO THE CONGRESS.—During each Con-  
23        gress, the Secretary shall submit to the Committee  
24        on Ways and Means of the House of Representatives

1       and the Committee on Finance of the Senate a re-  
2       port—

3               “(A) on the demographics of the partici-  
4       pants in the projects for which a grant is made  
5       under this section;

6               “(B) on the rate of which project partici-  
7       pants completed all activities under the  
8       projects;

9               “(C) on the employment credentials ac-  
10      quired by project participants;

11              “(D) on the employment of project partici-  
12      pants on completion of activities under the  
13      projects, and the earnings of project partici-  
14      pants at entry into employment;

15              “(E) on best practices and promising prac-  
16      tices used in the projects;

17              “(F) on the nature of any technical assist-  
18      ance provided to grantees under this section;

19              “(G) on, with respect to the period since  
20      the period covered in the most recent prior re-  
21      port submitted under this paragraph—

22                   “(i) the number of applications sub-  
23                  mitted under this section, with a separate  
24                  statement of the number of applications re-  
25                  ferred to in subsection (b)(5);

1 “(ii) the number of applications that  
2 were approved, with a separate statement  
3 of the number of such applications referred  
4 to in subsection (b)(5); and

5 “(iii) a description of how grants were  
6 made in any case described in the last sen-  
7 tence of subsection (c)(1)(A)(ii); and

8 “(H) that includes an assessment of the ef-  
9 fectiveness of the projects with respect to ad-  
10 dressing health professions workforce shortages  
11 or in-demand jobs.

12 “(h) DEFINITIONS.—In this section:

13 “(1) CAREER PATHWAY.—The term ‘career  
14 pathway’ has the meaning given that term in section  
15 3(7) of the Workforce Innovation and Opportunity  
16 Act.

17 “(2) DOULA.—The term ‘doula’ means an indi-  
18 vidual who—

19 “(A) is certified by an organization that  
20 has been established for not less than 5 years  
21 and that requires the completion of continuing  
22 education to maintain the certification, to pro-  
23 vide non-medical advice, information, emotional  
24 support, and physical comfort to an individual

1 during the individual’s pregnancy, childbirth,  
2 and post-partum period; and

3 “(B) maintains the certification by com-  
4 pleting the required continuing education.

5 “(3) ELIGIBLE ENTITY.—The term ‘eligible en-  
6 tity’ means any of the following entities that dem-  
7 onstrates in an application submitted under this sec-  
8 tion that the entity has the capacity to fully develop  
9 and administer the project described in the applica-  
10 tion:

11 “(A) A local workforce development board  
12 established under section 107 of the Workforce  
13 Innovation and Opportunity Act.

14 “(B) A State or territory, a political sub-  
15 division of a State or territory, or an agency of  
16 a State, territory, or such a political subdivi-  
17 sion, including a State or local entity that ad-  
18 ministers a State program funded under part A  
19 of this title.

20 “(C) An Indian tribe, a tribal organization,  
21 or a tribal college or university.

22 “(D) An institution of higher education (as  
23 defined in the Higher Education Act of 1965).

24 “(E) A hospital (as defined in section  
25 1861(e)).

1           “(F) A skilled nursing facility (as defined  
2           in section 1819(h)(1)(A)).

3           “(G) A Federally qualified health center  
4           (as defined in section 1861(aa)(4)).

5           “(H) A nonprofit organization described in  
6           section 501(c)(3) of the Internal Revenue Code  
7           of 1986, a labor organization, or an entity with  
8           shared labor-management oversight, that has a  
9           demonstrated history of providing health profes-  
10          sion training to eligible individuals.

11          “(I) In the case of a demonstration project  
12          of the type provided for in subsection  
13          (c)(2)(B)(i)(II) of this section, an entity recog-  
14          nized by a State, Indian tribe, or tribal organi-  
15          zation as qualified to train doulas or midwives,  
16          if midwives or doulas, as the case may be, are  
17          permitted to practice in the State involved.

18          “(J) An opioid treatment program (as de-  
19          fined in section 1861(iii)(2)).

20          “(4) ELIGIBLE INDIVIDUAL.—The term ‘eligible  
21          individual’ means an individual whose household in-  
22          come does not exceed 138 percent of the Federal  
23          poverty level.

24          “(5) FEDERAL POVERTY LEVEL.—The term  
25          ‘Federal poverty level’ means the poverty line (as de-

1        fined in section 673(2) of the Omnibus Budget Rec-  
2        onciliation Act of 1981, including any revision re-  
3        quired by such section applicable to a family of the  
4        size involved).

5            “(6) INDIAN TRIBE; TRIBAL ORGANIZATION.—  
6        The terms ‘Indian tribe’ and ‘tribal organization’  
7        have the meaning given the terms in section 4 of the  
8        Indian Self-Determination and Education Assistance  
9        Act (25 U.S.C. 450b).

10          “(7) INSTITUTION OF HIGHER EDUCATION.—  
11       The term ‘institution of higher education’ has the  
12       meaning given the term in section 101 of the Higher  
13       Education Act of 1965.

14          “(8) MIDWIFE.—

15            “(A) IN GENERAL.—The term ‘midwife’  
16       means a certified midwife, certified professional  
17       midwife, licensed midwife, and tribally-recog-  
18       nized midwife.

19            “(B) CERTIFIED MIDWIFE.—The term  
20       ‘certified midwife’ means an individual who is  
21       certified by the American Midwifery Certifi-  
22       cation Board to practice midwifery.

23            “(C) CERTIFIED PROFESSIONAL MID-  
24       WIFE.—The term ‘certified professional mid-  
25       wife’ means an individual who—

1 “(i) is certified by the North Amer-  
2 ican Registry of Midwives to practice mid-  
3 wifery for normal, low-risk pregnancies and  
4 childbirths; and

5 “(ii) has completed—

6 “(I) a midwifery education pro-  
7 gram accredited by the Midwifery  
8 Education and Accreditation Council  
9 or any other entity recognized by the  
10 Department of Education; or

11 “(II) the requirements to obtain  
12 a Midwifery Bridge Certificate from  
13 the North American Registry of Mid-  
14 wives, and maintains the certification  
15 by completing any required continuing  
16 education for the certification.

17 “(D) LICENSED MIDWIFE.—The term ‘li-  
18 censed midwife’ means, with respect to a State,  
19 an individual who is licensed under State law to  
20 practice midwifery.

21 “(E) TRIBALLY-RECOGNIZED MIDWIFE.—  
22 The term ‘tribally-recognized midwife’ means  
23 an individual who is recognized by an Indian  
24 tribe (as defined in section 4 of the Indian

1 Health Care Improvement Act) to practice mid-  
2 wifery for the tribe.

3 “(9) TERRITORY.—The term ‘territory’ means  
4 the Commonwealth of Puerto Rico, the United  
5 States Virgin Islands, Guam, the Northern Mariana  
6 Islands, and American Samoa.

7 “(10) TRIBAL COLLEGE OR UNIVERSITY.—The  
8 term ‘tribal college or university’ has the meaning  
9 given the term in section 316(b) of the Higher Edu-  
10 cation Act of 1965.

11 “(i) FUNDING.—

12 “(1) IN GENERAL.—Out of any funds in the  
13 Treasury of the United States not otherwise appro-  
14 priated, there are appropriated to the Secretary to  
15 carry out this section—

16 “(A) \$350,000,000 for fiscal year 2021;

17 “(B) \$400,000,000 for fiscal year 2022;

18 “(C) \$450,000,000 for fiscal year 2023;

19 and

20 “(D) \$500,000,000 for fiscal year 2024.

21 “(2) ALLOCATION OF FUNDS.—Of the amount  
22 appropriated for a fiscal year under paragraph (1)  
23 of this subsection—

24 “(A) 75 percent shall be available for  
25 grants under subsection (c)(1)(A);

1 “(B) 2 percent shall be reserved for grants  
2 under subsection (c)(1)(B);

3 “(C) 5 percent shall be reserved for grants  
4 under subsection (c)(1)(C);

5 “(D) 6 percent shall be available for dem-  
6 onstration project grants under subsection  
7 (c)(2);

8 “(E) 9 percent, plus all amounts referred  
9 to in subparagraphs (A) through (D) of this  
10 paragraph that remain unused after all grant  
11 awards are made for the fiscal year, shall be  
12 available for the provision of technical assist-  
13 ance and associated staffing; and

14 “(F) 3 percent shall be available for eval-  
15 uations and associated staffing.

16 “(j) NONAPPLICABILITY OF PRECEDING SECTIONS  
17 OF THIS SUBTITLE.—

18 “(1) IN GENERAL.—Except as provided in para-  
19 graph (2), the preceding sections of this subtitle  
20 shall not apply to a grant awarded under this sec-  
21 tion.

22 “(2) EXCEPTION FOR CERTAIN LIMITATIONS ON  
23 USE OF GRANTS.—Section 2005(a) (other than para-  
24 graphs (2), (5), (6), and (8)) shall apply to a grant  
25 awarded under this section to the same extent and

- 1 in the same manner as such section applies to pay-
- 2 ments to States under this subtitle.”.

