

116TH CONGRESS
1ST SESSION

S. 1199

AN ACT

To amend the Public Health Service Act to revise and extend
the poison center network program.

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 “Poison Center Network
3 Enhancement Act of 2019”.

4 **SEC. 2. NATIONAL TOLL-FREE NUMBER.**

5 Section 1271 of the Public Health Service Act (42
6 U.S.C. 300d–71) is amended—

7 (1) in the section heading, by inserting before
8 the period the following: “**AND OTHER COMMU-**
9 **NICATION CAPABILITIES**”; and

10 (2) by striking subsection (a) and inserting the
11 following:

12 “(a) IN GENERAL.—The Secretary—

13 “(1) shall provide coordination and assistance
14 to poison control centers for the establishment and
15 maintenance of a nationwide toll-free phone number,
16 to be used to access such centers; and

17 “(2) may provide coordination and assistance to
18 poison control centers and consult with professional
19 organizations for the establishment, implementation,
20 and maintenance of other communication tech-
21 nologies to be used to access such centers.”;

22 (3) by redesignating subsection (b) as sub-
23 section (c);

24 (4) by inserting after subsection (a) the fol-
25 lowing:

1 “(b) ROUTING CONTACTS WITH POISON CONTROL
 2 CENTERS.—Not later than 18 months after the date of
 3 enactment of the Poison Center Network Enhancement
 4 Act of 2019, the Secretary shall coordinate with the Chair-
 5 man of the Federal Communications Commission, to the
 6 extent technically and economically feasible, to ensure that
 7 communications with the national toll-free number are
 8 routed to the appropriate poison control center based on
 9 the physical location of the contact rather than the area
 10 code of the contact device.”; and

11 (5) in subsection (c), as so redesignated—

12 (A) by striking “2015 through 2019” and
 13 inserting “2020 through 2024”; and

14 (B) by striking “maintenance of the na-
 15 tionwide toll free phone number under sub-
 16 section (a)” and inserting “establishment, im-
 17 plementation, and maintenance activities car-
 18 ried out under subsections (a) and (b)”.

19 **SEC. 3. NATIONWIDE MEDIA CAMPAIGN.**

20 Section 1272 of the Public Health Service Act (42
 21 U.S.C. 300d–72) is amended—

22 (1) in the section heading, by striking “**NA-**
 23 **TIONWIDE MEDIA CAMPAIGN TO PROMOTE**”
 24 and inserting “**PROMOTING**”;

25 (2) in subsection (a)—

1 (A) by inserting “and support outreach to”
2 after “educate”;

3 (B) by striking “poison prevention” and
4 inserting “poisoning and toxic exposure preven-
5 tion”; and

6 (C) by striking “established under” and in-
7 serting “and other available communication
8 technologies established, implemented, or main-
9 tained under”;

10 (3) in subsection (b)—

11 (A) in the matter preceding paragraph (1),
12 by striking “nationwide poison prevention” and
13 inserting “nationwide poisoning and toxic expo-
14 sure prevention”; and

15 (B) in paragraph (1), by striking “poison
16 prevention and poison control center” and in-
17 serting “poisoning and toxic exposure preven-
18 tion awareness materials, applicable public
19 health emergency preparedness and response in-
20 formation, and poison control center” after
21 “distribution of”; and

22 (4) by striking subsection (c);

23 (5) by redesignating subsection (d) as sub-
24 section (c); and

1 (6) in subsection (c) (as so redesignated), by
2 striking “2015 through 2019” and inserting “2020
3 through 2024”.

4 **SEC. 4. MAINTENANCE OF PROGRAM.**

5 Section 1273 of the Public Health Service Act (42
6 U.S.C. 300d–73) is amended—

7 (1) in subsection (a), by inserting “and toxic
8 exposures” after “poisonings”; and

9 (2) in subsection (b)—

10 (A) in paragraph (1)—

11 (i) by striking “for poison” and in-
12 serting “for poisoning and toxic exposure”;
13 and

14 (ii) by striking “and preparedness”
15 and inserting “preparedness and re-
16 sponse”;

17 (B) in paragraph (3)—

18 (i) by striking “United States and”
19 and inserting “United States,”; and

20 (ii) by inserting before the semicolon
21 the following: “, and other government
22 agencies as determined to be appropriate
23 and nonduplicative by the Secretary”; and

24 (C) in paragraph (8), by striking “calls”
25 and inserting “contacts”;

(3) in subsection (d) , by striking paragraph (3) and inserting the following:

“(3) LIMITATION.—

“(A) IN GENERAL.—The sum of the number of years for a waiver under paragraph (1) and a renewal under paragraph (2) may not exceed 5 years.

“(B) PUBLIC HEALTH EMERGENCY.—Notwithstanding any previous waivers, in the case of a poison control center whose accreditation is affected by a public health emergency declared pursuant to section 319, the Secretary may, as the circumstances of the emergency reasonably require, provide a waiver under paragraph (1) or a renewal under paragraph (2), not to exceed 2 years. The Secretary may require quarterly reports and other information related to such a waiver or renewal under this paragraph.”;

(4) by striking subsection (f) and inserting the following:

“(f) MAINTENANCE OF EFFORT.—With respect to activities for which a grant is awarded under this section, the Secretary may require that poison control centers agree to maintain the expenditures of the center for such activities at a level that is not less than the level of expend-

1 itures maintained by the center for the fiscal year pre-
2 ceding the fiscal year for which the grant is received.”;

3 (5) In subsection (g), by striking “2015
4 through 2019” and inserting “2020 through 2024”;
5 and

6 (6) by adding at the end the following:

7 “(h) BIENNIAL REPORT TO CONGRESS.—Not later
8 than 2 years after the date of enactment of the Poison
9 Center Network Enhancement Act of 2019, and every 2
10 years thereafter, the Secretary shall submit to the Com-
11 mittee on Health, Education, Labor, and Pensions of the
12 Senate and Committee on Energy and Commerce of the
13 House of Representatives a report concerning the oper-
14 ations of, and trends identified by, the Poison Control
15 Network. Such report shall include—

16 “(1) descriptions of the activities carried out
17 pursuant to sections 1271, 1272, and 1273, and the
18 alignment of such activities with the purposes pro-
19 vided under subsection (a);

20 “(2) a description of trends in volume of con-
21 tacts to poison control centers;

22 “(3) a description of trends in poisonings and
23 toxic exposures reported to poison control centers, as
24 applicable and appropriate;

1 “(4) an assessment of the impact of the public
2 awareness campaign, including any geographic vari-
3 ations;

4 “(5) a description of barriers, if any, preventing
5 poison control centers from achieving the purposes
6 and programs under this section and sections 1271
7 and 1272;

8 “(6) a description of the standards for accredi-
9 tation described in subsection (c), including any
10 variations in those standards, and any efforts to cre-
11 ate and maintain consistent standards across organi-
12 zations that accredit poison control centers; and

13 “(7) the number of and reason for any waivers
14 provided under subsection (d).”.

Passed the Senate July 22, 2019.

Attest:

Secretary.

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