

116TH CONGRESS
2D SESSION

S. 3376

To amend title XX of the Social Security Act 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.

IN THE SENATE OF THE UNITED STATES

MARCH 3, 2020

Mr. HEINRICH introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XX of the Social Security Act 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. PATHWAYS TO HEALTH CAREERS ACT.**

2 (a) EXTENSION THROUGH FISCAL YEAR 2020 OF
3 FUNDING FOR DEMONSTRATION PROJECTS TO ADDRESS
4 HEALTH PROFESSIONS WORKFORCE NEEDS.—

5 (1) IN GENERAL.—Section 2008(c)(1) of the
6 Social Security Act (42 U.S.C. 1397g(c)(1)) is
7 amended by striking “2019.” and inserting “2020,
8 and to provide technical assistance and cover admin-
9 istrative costs associated with implementing the suc-
10 cessor to this section \$15,000,000 for fiscal year
11 2020.”.

12 (2) AVAILABILITY OF OTHER FUNDS.—Upon
13 the date of the enactment of this section, amounts
14 expended pursuant to any other prior law making
15 amounts available for fiscal year 2020 for activities
16 authorized by section 2008 of the Social Security
17 Act, shall be charged to the appropriation made by
18 subsection (c)(1) of such section 2008 for fiscal year
19 2020 (not including the amount for technical assist-
20 ance and administrative costs).

21 (b) CAREER PATHWAYS THROUGH HEALTH PROFES-
22 SION OPPORTUNITY GRANTS.—Effective October 1, 2020,
23 section 2008 of the Social Security Act (42 U.S.C. 1397g)
24 is amended to read as follows:

1 **“SEC. 2008. CAREER PATHWAYS THROUGH HEALTH PRO-**
2 **FESSION OPPORTUNITY GRANTS.**

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

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

12 “(2) A description of the adult basic education
13 and literacy activities, work readiness activities,
14 training activities, and case management and career
15 coaching services that the applicant will use to assist
16 eligible individuals to gain work experience, connec-
17 tion to employers, and job placement, and a descrip-
18 tion of the plan for recruiting, hiring, and training
19 staff to provide the case management, mentoring,
20 and career coaching services, under the project di-
21 rectly or through local governmental, apprenticeship,
22 educational, or charitable institutions.

23 “(3) 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)(I)—

1 “(A) a demonstration that the State in
2 which the demonstration project is to be con-
3 ducted has in effect policies or laws that permit
4 certain allied health and behavioral health care
5 credentials to be awarded to people with certain
6 arrest or conviction records (which policies or
7 laws shall include appeals processes, waivers,
8 certificates, and other opportunities to dem-
9 onstrate rehabilitation to obtain credentials, li-
10 censure, and approval to work in the proposed
11 health careers), and a plan described in the ap-
12 plication that will use a career pathway to as-
13 sist participants with such a record in acquiring
14 credentials, licensing, and employment in the
15 specified careers;

16 “(B) a discussion of how the project or fu-
17 ture strategic hiring decisions will demonstrate
18 the experience and expertise of the project in
19 working with job seekers who have arrest or
20 conviction records or employers with experience
21 working with people with arrest or conviction
22 records;

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

1 “(D) a proof of concept or demonstration
 2 that the applicant has done sufficient research
 3 on workforce shortage or in-demand jobs for
 4 which people with certain types of arrest or
 5 conviction records can be hired;

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

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

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

14 “(A) a description of the partnerships,
 15 strategic staff hiring decisions, tailored program
 16 activities, or other programmatic elements of
 17 the project, such as training plans for doulas
 18 and other community health workers and train-
 19 ing plans for midwives and other allied health
 20 professions, that are designed to support a ca-
 21 reer pathway in pregnancy, birth, or post-
 22 partum services; and

23 “(B) a demonstration that the State in
 24 which the demonstration project is to be con-

1 ducted recognizes doulas or midwives, as the
2 case may be.

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

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

10 “(7) A description of the support services that
11 the applicant will provide under the project, includ-
12 ing a plan for how child care and transportation
13 support services will be guaranteed and, if the appli-
14 cant will provide a cash stipend or wage supplement,
15 how the stipend or supplement would be calculated
16 and distributed.

17 “(8) A certification by the applicant that the
18 project development included—

19 “(A) consultation with a local workforce
20 development board established under section
21 107 of the Workforce Innovation and Oppor-
22 tunity Act;

23 “(B) consideration of apprenticeship and
24 pre-apprenticeship models registered under the

1 Act of August 16, 1937 (also known as the
2 ‘National Apprenticeship Act’);

3 “(C) consideration of career pathway pro-
4 grams in the State in which the project is to be
5 conducted; and

6 “(D) a review of the State plan under sec-
7 tion 102 or 103 of the Workforce Innovation
8 and Opportunity Act.

9 “(9) A description of the availability and rel-
10 evance of recent labor market information and other
11 pertinent evidence of in-demand jobs or worker
12 shortages.

13 “(10) A certification that the applicant will di-
14 rectly provide or contract for the training services
15 described in the application.

16 “(11) A commitment by the applicant that, if
17 the grant is made to the applicant, the applicant
18 will—

19 “(A) during the planning period for the
20 project, provide the Secretary with any informa-
21 tion needed by the Secretary to establish ade-
22 quate data reporting and administrative struc-
23 ture for the project;

1 “(B) hire a person to direct the project not
2 later than the end of the planning period appli-
3 cable to the project;

4 “(C) accept all technical assistance offered
5 by the Secretary with respect to the grant;

6 “(D) participate in such in-person grantee
7 conferences as are regularly scheduled by the
8 Secretary;

9 “(E) provide all data required by the Sec-
10 retary under subsection (g); and

11 “(F) notify the local disabled veterans’
12 outreach program specialists under section
13 4103A of title 38, United States Code, and the
14 local veterans’ employment representatives
15 under section 4104 of such title, of the grant-
16 ee’s outreach plan for advertising training op-
17 portunities to potential participants in the
18 project.

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

22 “(1) applications submitted by applicants to
23 whom a grant was made under this section or any
24 predecessor to this section;

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

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

8 “(B) institutions of higher education, ap-
9 prenticeship programs, and local workforce de-
10 velopment boards established under section 107
11 of the Workforce Innovation and Opportunity
12 Act; and

13 “(C) health care employers, health care in-
14 dustry or sector partnerships, labor unions, and
15 labor-management partnerships;

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

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

21 “(A) the community in which the individ-
22 uals to be enrolled in the project reside is lo-
23 cated;

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

1 “(C) an employer partnership that has
 2 committed to hiring individuals who successfully
 3 complete all activities under the project is lo-
 4 cated;

5 “(5) applications that include a commitment to
 6 providing project participants with a cash stipend or
 7 wage supplement; and

8 “(6) applications which have an emergency cash
 9 fund to assist project participants financially in
 10 emergency situations.

11 “(c) GRANTS.—

12 “(1) COMPETITIVE GRANTS.—

13 “(A) GRANT AUTHORITY.—

14 “(i) IN GENERAL.—The Secretary, in
 15 consultation with the Secretary of Labor
 16 and the Secretary of Education, may make
 17 a grant in accordance with this paragraph
 18 to an eligible entity whose application for
 19 the grant is approved by the Secretary, to
 20 conduct a project designed to train low-in-
 21 come individuals for allied health profes-
 22 sions, health information technology, physi-
 23 cians assistants, nursing assistants, reg-
 24 istered nurse, advanced practice nurse, and

1 other professions considered part of a
2 health care career pathway model.

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

17 “(B) GUARANTEE OF GRANTS FOR INDIAN
18 POPULATIONS.—From the amount reserved
19 under subsection (i)(2)(B) for each fiscal year,
20 the Secretary shall award a grant under this
21 paragraph to at least 10 eligible entities that
22 are an Indian tribe, a tribal organization, or a
23 tribal college or university, to the extent there
24 are a sufficient number of applications sub-

1 mitted by the entities that meet the require-
2 ments applicable with respect to such a grant.

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

12 “(2) GRANTS FOR DEMONSTRATION
13 PROJECTS.—

14 “(A) GRANT AUTHORITY.—The Secretary,
15 in consultation with the Secretary of Labor and
16 the Secretary of Education (and, with respect
17 to demonstration projects of the type described
18 in subparagraph (B)(i)(I), the Attorney Gen-
19 eral) shall make a grant in accordance with this
20 subsection to an eligible entity whose applica-
21 tion for the grant is approved by the Secretary,
22 to conduct a demonstration project that meets
23 the requirements of subparagraph (B).

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

1 “(i) TYPE OF PROJECT.—The dem-
2 onstration project shall be of 1 of the fol-
3 lowing types:

4 “(I) INDIVIDUALS WITH ARREST
5 OR CONVICTION RECORDS DEM-
6 ONSTRATION.—The demonstration
7 project shall be of a type designed to
8 provide education and training for eli-
9 gible individuals with arrest or convic-
10 tion records to enter and follow a ca-
11 reer pathway in the health professions
12 through occupations that pay well and
13 are expected to experience a labor
14 shortage or be in high demand.

15 “(II) PREGNANCY AND CHILD-
16 BIRTH CAREER PATHWAY DEM-
17 ONSTRATION.—The demonstration
18 project shall be of a type designed to
19 provide education and training for eli-
20 gible individuals to enter and follow a
21 career pathway in the field of preg-
22 nancy, childbirth, or post-partum, in a
23 State that recognizes doulas or mid-
24 wives and that provides payment for
25 services provided by doulas or mid-

1 wives, as the case may be, under pri-
 2 vate or public health insurance plans.

3 “(ii) DURATION.—The demonstration
 4 project shall be conducted for not less than
 5 5 years.

6 “(C) MINIMUM ALLOCATION OF FUNDS
 7 FOR EACH TYPE OF DEMONSTRATION
 8 PROJECT.—

9 “(i) INDIVIDUALS WITH ARREST OR
 10 CONVICTION RECORDS DEMONSTRA-
 11 TIONS.—Not less than 25 percent of the
 12 amounts made available for grants under
 13 this paragraph shall be used to make
 14 grants for demonstration projects of the
 15 type described in subparagraph (B)(i)(I).

16 “(ii) PREGNANCY AND CHILDBIRTH
 17 CAREER PATHWAY DEMONSTRATIONS.—
 18 Not less than 25 percent of the amounts
 19 made available for grants under this para-
 20 graph shall be used to make grants for
 21 demonstration projects of the type de-
 22 scribed in subparagraph (B)(i)(II).

23 “(3) GRANT CYCLE.—The grant cycle under
 24 this section shall be not less than 5 years, with a
 25 planning period of not more than the first 12

1 months of the grant cycle. During the planning pe-
2 riod, the amount of the grant shall be in such lesser
3 amount as the Secretary determines appropriate.

4 “(d) USE OF GRANT.—

5 “(1) IN GENERAL.—An entity to which a grant
6 is made under this section shall use the grant in ac-
7 cordance with the approved application for the
8 grant.

9 “(2) SUPPORT TO BE PROVIDED.—

10 “(A) REQUIRED SUPPORT.—A project for
11 which a grant is made under this section shall
12 include the following:

13 “(i) An assessment for adult basic
14 skill competency, and provision of adult
15 basic skills education if necessary for
16 lower-skilled eligible individuals to enroll in
17 the project and go on to enter and com-
18 plete post-secondary training, through
19 means including the following:

20 “(I) Establishing a network of
21 partners that offer pre-training activi-
22 ties for project participants who need
23 to improve basic academic skills or
24 English language proficiency before

1 entering a health occupational train-
2 ing career pathway program.

3 “(II) Offering resources to enable
4 project participants to continue ad-
5 vancing adult basic skill proficiency
6 while enrolled in a career pathway
7 program.

8 “(III) Embedding adult basic
9 skill maintenance as part of ongoing
10 post-graduation career coaching and
11 mentoring.

12 “(ii) A guarantee that child care is an
13 available and affordable support service for
14 project participants through means such as
15 the following:

16 “(I) Referral to, and assistance
17 with, enrollment in a subsidized child
18 care program.

19 “(II) Direct payment to a child
20 care provider if a slot in a subsidized
21 child care program is not available or
22 reasonably accessible.

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

1 “(iii) Case management plans that in-
 2 clude career coaching (with the option to
 3 offer appropriate peer support and men-
 4 toring opportunities to help develop soft
 5 skills and social capital), which may be of-
 6 fered on an ongoing basis before, during,
 7 and after initial training as part of a ca-
 8 reer pathway model.

9 “(iv) A plan to provide project partici-
 10 pants with transportation through means
 11 such as the following:

12 “(I) Referral to, and assistance
 13 with enrollment in, a subsidized trans-
 14 portation program.

15 “(II) If a subsidized transpor-
 16 tation program is not reasonably
 17 available, direct payments to subsidize
 18 transportation costs.

19 For purposes of this clause, the term
 20 ‘transportation’ includes public transit, or
 21 gasoline for a personal vehicle if public
 22 transit is not reasonably accessible or
 23 available.

24 “(v) In the case of a demonstration
 25 project of the type described in subsection

1 (c)(2)(B)(i)(I), access to legal assistance
2 for project participants for the purpose of
3 addressing arrest or conviction records and
4 associated workforce barriers.

5 “(B) ALLOWED SUPPORT.—The goods and
6 services provided under a project for which a
7 grant is made under this section may include
8 the following:

9 “(i) A cash stipend that is at least
10 monthly.

11 “(ii) A reserve fund for financial as-
12 sistance to project participants in emer-
13 gency situations.

14 “(iii) Tuition, and training materials
15 such as books, software, uniforms, shoes,
16 and hair nets.

17 “(iv) In-kind resource donations such
18 as interview clothing and conference at-
19 tendance fees.

20 “(v) Assistance with accessing and
21 completing high school equivalency or adult
22 basic education courses as necessary to
23 achieve success in the project and make
24 progress toward career goals.

1 “(vi) Assistance with programs and
 2 activities, including legal assistance,
 3 deemed necessary to address arrest or con-
 4 viction records as an employment barrier.

5 “(vii) Other support services as
 6 deemed necessary for family well-being,
 7 success in the project, and progress toward
 8 career goals.

9 “(C) TREATMENT OF SUPPORT FOR PUR-
 10 POSES OF MEANS-TESTED PROGRAMS.—Any
 11 goods or services provided to an eligible indi-
 12 vidual participating in a project for which a
 13 grant is made under this section shall not be
 14 considered income, and shall not be taken into
 15 account for purposes of determining the eligi-
 16 bility of the individual for, or amount of bene-
 17 fits to be provided to the individual, under any
 18 means-tested program.

19 “(3) TRAINING.—The number of hours of train-
 20 ing provided to an eligible individual under a project
 21 for which a grant is made under this section, for a
 22 recognized postsecondary credential, including an in-
 23 dustry-recognized credential, which is awarded in
 24 recognition of attainment of measurable technical or
 25 occupational skills necessary to gain employment or

1 advance within an occupation (including a certificate
2 awarded by a local workforce development board es-
3 tablished under section 107 of the Workforce Inno-
4 vation and Opportunity Act), shall be—

5 “(A) not less than the number of hours of
6 training required for certification in that level
7 of skill by the State in which the project is con-
8 ducted; or

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

12 “(4) INCOME LIMITATION.—An entity to which
13 a grant is made under this section shall not use the
14 grant to provide support to a person who is not an
15 eligible individual.

16 “(5) INCLUSION OF TANF RECIPIENTS.—In the
17 case of a project for which a grant is made under
18 this section that is conducted in a State that has a
19 program funded under part A of title IV, at least 10
20 percent of the eligible individuals to whom support
21 is provided under the project shall meet the income
22 eligibility requirements under that State program,
23 without regard to whether the individuals receive
24 benefits or services directly under that State pro-
25 gram.

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

8 “(e) TECHNICAL ASSISTANCE.—

9 “(1) IN GENERAL.—The Secretary shall provide
10 technical assistance—

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

13 “(B) that is tailored to meet the needs of
14 grantees at each stage of the administration of
15 projects for which grants are made under this
16 section;

17 “(C) that is tailored to meet the specific
18 needs of Indian tribes, tribal organizations, and
19 tribal colleges and universities;

20 “(D) that is tailored to meet the specific
21 needs of the territories;

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

1 “(F) to facilitate the exchange of informa-
 2 tion among eligible entities regarding best prac-
 3 tices and promising practices used in the
 4 projects.

5 “(2) CONTINUATION OF PEER TECHNICAL AS-
 6 SISTANCE CONFERENCES.—The Secretary shall con-
 7 tinue to hold peer technical assistance conferences
 8 for entities to which a grant is made under this sec-
 9 tion or was made under the immediate predecessor
 10 of this section.

11 “(f) EVALUATION OF DEMONSTRATION PROJECTS.—

12 “(1) IN GENERAL.—The Secretary shall, by
 13 grant, contract, or interagency agreement, conduct
 14 rigorous and well-designed evaluations of the dem-
 15 onstration projects for which a grant is made under
 16 this section.

17 “(2) REQUIREMENT APPLICABLE TO INDIVID-
 18 UALS WITH ARREST OR CONVICTION RECORDS DEM-
 19 ONSTRATION.—In the case of a project of the type
 20 described in subsection (c)(2)(B)(i)(I), the evalua-
 21 tion shall include identification of successful activi-
 22 ties for creating opportunities for developing and
 23 sustaining, particularly with respect to low-income
 24 individuals with arrest or conviction records, a
 25 health professions workforce that has accessible

1 entry points, that meets high standards for edu-
 2 cation, training, certification, and professional devel-
 3 opment, and that provides increased wages and af-
 4 fordable benefits, including health care coverage,
 5 that are responsive to the needs of the workforce.

6 “(3) REQUIREMENT APPLICABLE TO PREG-
 7 NANCY AND CHILDBIRTH CAREER PATHWAY DEM-
 8 ONSTRATION.—In the case of a project of the type
 9 described in subsection (c)(2)(B)(i)(II), the evalua-
 10 tion shall include identification of successful activi-
 11 ties for creating opportunities for developing and
 12 sustaining, particularly with respect to low-income
 13 individuals and other entry-level workers, a career
 14 pathway that has accessible entry points, that meets
 15 high standards for education, training, certification,
 16 and professional development, and that provides in-
 17 creased wages and affordable benefits, including
 18 health care coverage, that are responsive to the
 19 needs of the birth, pregnancy, and post-partum
 20 workforce.

21 “(4) RULE OF INTERPRETATION.—Evaluations
 22 conducted pursuant to this subsection may include a
 23 randomized controlled trial, but this subsection shall
 24 not be interpreted to require an evaluation to include
 25 such a trial.

1 “(g) REPORTS.—

2 “(1) TO THE SECRETARY.—An eligible entity
3 awarded a grant to conduct a project under this sec-
4 tion shall submit interim reports to the Secretary on
5 the activities carried out under the project, and, on
6 the conclusion of the project, a final report on the
7 activities. Each such report shall include data on
8 participant outcomes related to earnings, employ-
9 ment in health professions, graduation rate, gradua-
10 tion timeliness, credential attainment, participant
11 demographics, and other data specified by the Sec-
12 retary.

13 “(2) TO THE CONGRESS.—During each Con-
14 gress, the Secretary shall submit to the Committee
15 on Ways and Means of the House of Representatives
16 and the Committee on Finance of the Senate a re-
17 port—

18 “(A) on the demographics of the partici-
19 pants in the projects for which a grant is made
20 under this section;

21 “(B) on the rate of which project partici-
22 pants completed all activities under the
23 projects;

24 “(C) on the employment credentials ac-
25 quired by project participants;

1 “(D) on the employment of project partici-
2 pants on completion of activities under the
3 projects, and the earnings of project partici-
4 pants at entry into employment;

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

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

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

12 “(i) the number of applications sub-
13 mitted under this section, with a separate
14 statement of the number of applications re-
15 ferred to in subsection (b)(5);

16 “(ii) the number of applications that
17 were approved, with a separate statement
18 of the number of such applications referred
19 to in subsection (b)(5); and

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

23 “(H) that includes an assessment of the ef-
24 fectiveness of the projects with respect to ad-

1 dressing health professions workforce shortages
2 or in-demand jobs.

3 “(h) DEFINITIONS.—In this section:

4 “(1) ALLIED HEALTH PROFESSION.—The term
5 ‘allied health profession’ has the meaning given in
6 section 799B(5) of the Public Health Service Act.

7 “(2) CAREER PATHWAY.—The term ‘career
8 pathway’ has the meaning given that term in section
9 3(7) of the Workforce Innovation and Opportunity
10 Act.

11 “(3) DOULA.—The term ‘doula’ means an indi-
12 vidual who—

13 “(A) is certified by an organization that
14 has been established for not less than 5 years
15 and that requires the completion of continuing
16 education to maintain the certification, to pro-
17 vide non-medical advice, information, emotional
18 support, and physical comfort to an individual
19 during the individual’s pregnancy, childbirth,
20 and post-partum period; and

21 “(B) maintains the certification by com-
22 pleting the required continuing education.

23 “(4) ELIGIBLE ENTITY.—The term ‘eligible en-
24 tity’ means any of the following entities that dem-
25 onstrates in an application submitted under this sec-

1 tion that the entity has the capacity to fully develop
2 and administer the project described in the applica-
3 tion:

4 “(A) A local workforce development board
5 established under section 107 of the Workforce
6 Innovation and Opportunity Act.

7 “(B) A State or territory, a political sub-
8 division of a State or territory, or an agency of
9 a State, territory, or such a political subdivi-
10 sion, including a State or local entity that ad-
11 ministers a State program funded under part A
12 of this title.

13 “(C) An Indian tribe, a tribal organization,
14 or a tribal college or university.

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

17 “(E) A hospital (as defined in section
18 1861(e)).

19 “(F) A high-quality skilled nursing facility.

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

22 “(H) A nonprofit organization described in
23 section 501(c)(3) of the Internal Revenue Code
24 of 1986, a labor organization, or an entity with
25 shared labor-management oversight, that has a

1 demonstrated history of providing health profes-
2 sion training to eligible individuals.

3 “(I) In the case of a demonstration project
4 of the type provided for in subsection
5 (c)(2)(B)(i)(II) of this section, an entity recog-
6 nized by a State, Indian tribe, or tribal organi-
7 zation as qualified to train doulas or midwives,
8 if midwives or doulas, as the case may be, are
9 permitted to practice in the State involved.

10 “(J) An opioid treatment program (as de-
11 fined in section 1861(jjj)(2)), and other high
12 quality comprehensive addiction care providers.

13 “(5) ELIGIBLE INDIVIDUAL.—The term ‘eligible
14 individual’ means an individual whose family income
15 does not exceed 200 percent of the Federal poverty
16 level.

17 “(6) FEDERAL POVERTY LEVEL.—The term
18 ‘Federal poverty level’ means the poverty line (as de-
19 fined in section 673(2) of the Omnibus Budget Rec-
20 onciliation Act of 1981, including any revision re-
21 quired by such section applicable to a family of the
22 size involved).

23 “(7) INDIAN TRIBE; TRIBAL ORGANIZATION.—
24 The terms ‘Indian tribe’ and ‘tribal organization’
25 have the meaning given the terms in section 4 of the

1 Indian Self-Determination and Education Assistance
2 Act (25 U.S.C. 450b).

3 “(8) INSTITUTION OF HIGHER EDUCATION.—
4 The term ‘institution of higher education’ has the
5 meaning given the term in section 101 or
6 102(a)(1)(B) of the Higher Education Act of 1965.

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

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

15 “(i) FUNDING.—

16 “(1) IN GENERAL.—Out of any funds in the
17 Treasury of the United States not otherwise appro-
18 priated, there are appropriated to the Secretary to
19 carry out this section \$425,000,000 for each of fis-
20 cal years 2021 through 2025.

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) 4 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) 6 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) 4 percent shall be available for study-
15 ing the effects of the demonstration and non-
16 demonstration projects for which a grant is
17 made under this section, and for associated
18 staffing, for the purpose of supporting the rig-
19 orous evaluation of the demonstration projects,
20 and supporting the continued study of the
21 short-, medium-, and long-term effects of all
22 such projects, including the effectiveness of new
23 or added elements of the non-demonstration
24 projects.

1 “(j) NONAPPLICABILITY OF PRECEDING SECTIONS
2 OF THIS SUBTITLE.—

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

7 “(2) EXCEPTION FOR CERTAIN LIMITATIONS ON
8 USE OF GRANTS.—Section 2005(a) (other than para-
9 graphs (2), (3), (5), (6), and (8)) shall apply to a
10 grant awarded under this section to the same extent
11 and in the same manner as such section applies to
12 payments to States under this subtitle.”.

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