IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 1968

Mr. Staggers introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce

A BILL

To amend the Public Health Service Act so as to extend and improve the provisions relating to regional medical programs, to extend the authorization of grants for health of migratory agricultural workers, to provide for specialized facilities for alcoholics and narcotic addicts, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I—REGIONAL MEDICAL PROGRAMS

EXTENSION OF REGIONAL MEDICAL PROGRAMS

Sec. 101. Section 901 (a) of the Public Health Service Act (42 U.S.C. 299a) is amended by striking out "and"
before "$200,000,000" and by inserting after "June 30,
1968," the following: "$65,000,000 for the fiscal year end-
ing June 30, 1969, and such sums as may be necessary for
the next four fiscal years,“. 

EVALUATION OF REGIONAL MEDICAL PROGRAMS

SEC. 102. Section 901 (a) of the Public Health Service
Act is further amended by inserting at the end thereof the
following new sentence: “For any fiscal year ending after
June 30, 1969, such portion of the appropriations pursuant
to this section as the Secretary may determine, but not ex-
ceeding 1 per centum thereof, shall be available to the Secre-
tary for evaluation (directly or by grants or contracts) of the
program authorized by this title.”

INCLUSION OF TERRITORIES

SEC. 103. Section 902 (a) (1) of the Public Health
Service Act (42 U.S.C. 299b) is amended by inserting
after “States” the following: “(which for purposes of this
title includes the District of Columbia, the Commonwealth
of Puerto Rico, the Virgin Islands, Guam, American Samoa,
and the Trust Territory of the Pacific Islands)”. 

COMBINATIONS OF REGIONAL MEDICAL PROGRAM AGENCIES

SEC. 104. Section 903 (a) and section 904 (a) of the
Public Health Service Act (42 U.S.C. 299c, 299d) are each
amended by inserting after “other public or nonprofit private
agencies and institutions” the following: “, and combina-
tions thereof,”. 

...
ADVISORY COUNCIL MEMBERS

SEC. 105. (a) Section 905 (a) of the Public Health Service Act (42 U.S.C. 299e) is amended by striking out "twelve" and inserting in lieu thereof "sixteen".

(b) Section 905 (b) of such Act is amended by striking out "and four at the end of the third year" and inserting in lieu thereof "four at the end of the third year, and four at the end of the fourth year".

MULTIPROGRAM SERVICES

SEC. 106. Title IX of the Public Health Service Act is further amended by adding at the end thereof the following new section:

"PROJECT GRANTS FOR MULTIPROGRAM SERVICES"

"Sec. 910. Funds appropriated under this title shall also be available for grants to any public or nonprofit private agency or institution for services needed by or which will be of substantial use to, any two or more regional medical programs."

CLARIFYING OR TECHNICAL AMENDMENTS

SEC. 107. (a) Section 901 (c) of the Public Health Service Act is amended by inserting before the period at the end thereof "or, where appropriate, a practicing dentist".

(b) Section 901 of such Act is further amended by adding at the end thereof the following new subsection:
"(d) Grants under this title to any agency or institution for a regional medical program may be used by it to assist in meeting the cost of participation in such program by any Federal hospital."

TITLE II—MIGRATORY WORKERS

EXTENSION OF SPECIAL GRANTS FOR HEALTH OF MIGRATORY WORKERS

SEC. 201. Section 310 of the Public Health Service Act (42 U.S.C. 242h) is amended by striking out "and, $9,000,000 for the fiscal year ending June 30, 1968" and inserting in lieu thereof "$9,000,000 each for the fiscal year ending June 30, 1968, and the next fiscal year, and such sums as may be necessary for the fiscal year ending June 30, 1970".

TITLE III—ALCOHOLIC AND NARCOTIC ADDICT REHABILITATION

SEC. 300. This title may be cited as the "Alcoholic and Narcotic Addict Rehabilitation Amendments of 1968".

PART A—ALCOHOLIC REHABILITATION

SEC. 301. The Community Mental Health Centers Act (42 U.S.C. 2681, et. seq.) is amended by adding after part B the following new part:
“PART C—ALCOHOLISM

“CONSTRUCTION GRANTS

“Sec. 241. (a) Grants from appropriations under section 261 for construction of any facilities may be made only to a public or nonprofit private agency or organization and only upon an application (1) which meets the requirements for approval under clauses (1) through (5) and clause (A) of section 205 (a), (2) which is for construction of a facility for the prevention and treatment of alcoholism, and (3) which contains—

“(A) a showing of the need, in the area to be served by the applicant, for special facilities for the inpatient or outpatient treatment, or both, of alcoholism;

“(B) satisfactory assurance that the services for prevention and control of alcoholism to be provided through the facility to be constructed, alone or in conjunction with other facilities owned or operated by the applicant or affiliated or associated or having an arrangement with the applicant, will include, or be part of a program providing, principally for persons residing in or near the particular community or communities in
which such facility is situated, at least those essential elements of comprehensive mental health services and services for the prevention and treatment of alcoholism, including postinstitutional aftercare and rehabilitation, that are prescribed by the Secretary;

"(C) satisfactory assurance that the application has been approved and recommended by the single State agency designated by the State as being the agency primarily responsible for care and treatment of alcoholics in the State, and, in case this agency is different from the agency designated pursuant to section 204 (a) (1), a showing that the application has also been approved and recommended by the agency designated pursuant to section 204 (a) (1);

"(D) a showing that the project is entitled to priority over other projects for treatment of alcoholism, if any, within the State in accordance with regulations of the Secretary as to general manner of determining priority, and is in accordance with such criteria, including the willingness and ability to provide satisfactory alternatives to custodial care, as the Secretary may determine to be appropriate for purposes of this section; and

"(E) a showing that adequate provision has been made for furnishing needed services for persons unable to pay therefor in accordance with regulations of the
Secretary under section 203 (4) and for compliance with State standards for operation and maintenance.

(b) The amount of any such grant with respect to any project shall be such percentage of the cost thereof, but not in excess of 66⅔ per centum, as the Secretary may determine.

"STAFFING, OPERATION, AND MAINTENANCE GRANTS

"SRC. 242. (a) Grants from appropriations under section 261 may be made to any public or nonprofit private agencies and organizations to assist them in projects for the operation, staffing, and maintenance of new facilities for prevention and treatment of alcoholism or of new services in facilities for prevention and treatment thereof.

(b) Grants under this section may be made only upon an application which meets the requirements for approval under part B. In making such grants, the Secretary shall take into account the relative needs of the several States for alcoholism programs and the relative financial need of the applicants and the relative population of area to be served by the applicants. In the case of any project the application for which is approved under this section, the maximum percentage of the cost of the project with respect to which a grant is made hereunder shall be 90 per centum thereof for the first year following the first day of the first month for
which a grant is made, 80 per centum thereof for the second
year thereafter; 70 per centum for the third year thereafter;
60 per centum for the fourth year thereafter; and 50 per
centum for each of the next six years thereafter.

"SPECIALIZED FACILITIES"

"Sec. 243. (a) Grants from appropriations under sec-
tion 261 may also be made for projects for construction,
operation, staffing, and maintenance of specialized residential
and other facilities, such as halfway houses, day-care cen-
ters, and hostels, for treatment of homeless alcoholics
requiring care in such facilities.

"(b) Such grants may be made only with respect to
facilities which (1) are affiliated with a community mental
health center providing at least those essential elements
of comprehensive community mental health services which
are prescribed by the Secretary, or (2) are not so affiliated
but with respect to which satisfactory provision (as deter-
mined by the Secretary) has been made for appropriate
utilization of existing community resources needed for an
adequate program of prevention and treatment of alcoholism.

"PROJECTS ELIGIBLE UNDER REGULAR PROGRAM"

"Sec. 244. Nothing in this part shall be construed to
preclude approval under parts A and B of a grant for a proj-
ect for a facility or initial staffing thereof for the treatment
of alcoholics but in determining the amount of any such
grant under such part there shall be excluded from the cost
of the project an amount equal to the sum of (1) the amount
of any other Federal grant which the applicant has obtained,
or is assured of obtaining, with respect to the project which
is to be financed in part by a grant or grants under this part.
and (2) the amount of any non-Federal funds required to be
expended as a condition of such other Federal grant.

"PAYMENTS"

"Sec. 245. Payments of grants under this part may be
made in advance or by way of reimbursement, and on such
terms and conditions and in such installments, as the Secre-
tary may determine.

"SHORT TITLE"

"Sec. 246. This part may be cited as the 'Alcoholic
Rehabilitation Act of 1968'."

PART B—NARCOTIC ADDICTION

Sec. 302. The Community Mental Health Centers Act
(42 U.S.C. 2681, et seq.) is further amended by inserting
after part C (added by section 101 of this Act) the follow-
ing new part:
"PART D—NARCOTIC ADDICT REHABILITATION"

"PROGRAM OF TREATMENT"

"Sec. 251. (a) Sums appropriated pursuant to section 261 shall be available for grants to any public or nonprofit private agencies and organizations to assist them in projects for constructing, operating, staffing, and maintaining treatment centers and facilities (including posthospitalization treatment centers and facilities) for narcotic addicts within the States.

(b) The grant program authorized by subsection (a) shall, insofar as it deals with the kind of activities authorized by parts A and B of this title, be carried out consistently with the grant programs under such parts A and B except to the extent, in the judgment of the Secretary, special consideration make differences appropriate.

"TRAINING AND EVALUATION"

"Sec. 252. The Secretary is authorized, during the period beginning July 1, 1968, and ending with the close of June 30, 1970, to make grants to any public or nonprofit private agencies and organizations to cover part or all of the cost of (A) developing specialized training programs or materials relating to the provision of public health services for the prevention and treatment of narcotic addiction, or developing in-service training or short-term or refresher courses with respect to the provision of such services; (B)
training personnel to operate, supervise, and administer such 
services; and (C) conducting surveys and field trials to 
evaluate the adequacy of the programs for the prevention and 
treatment of narcotic addiction within the several States with 
a view to determining ways and means of improving, ex-
tending, and expanding such programs.

"PROJECTS ELIGIBLE UNDER REGULAR PROGRAM

"SEC. 253. Nothing in this part shall be construed to
preclude approval under parts A and B of a grant for a
project for a facility or initial staffing thereof for the treat-
ment of narcotic addicts, but in determining the amount of
any such grant under such part there shall be excluded from
the cost of the project an amount equal to the sum of (1)
the amount of any other Federal grant which the applicant
has obtained, or is assured of obtaining, with respect to the
project which is to be financed in part by a grant or grants
under this part, and (2) the amount of any non-Federal
funds required to be expended as a condition of such other
Federal grant.

"PAYMENTS

"SEC. 254. Payments under this part may be made in
advance or by way of reimbursement, and on such terms
and conditions and in such installments, as the Secretary
may determine."
PART C—GENERAL

AUTHORIZATION OF APPROPRIATIONS FOR REHABILITATION

OF ALCOHOLICS AND NARCOTIC ADDICTS

SEC. 303. The Community Mental Health Centers Act (42 U.S.C. 2681, et seq.) is further amended by inserting after part D (added by section 201 of this Act) the following new part:

"PART E—GENERAL PROVISIONS

"AUTHORIZATION OF APPROPRIATIONS FOR REHABILITATION

OF ALCOHOLICS AND NARCOTIC ADDICTS

"SEC. 261. (a) There are authorized to be appropriated for the fiscal year ending June 30, 1969, and the next fiscal year such sums as may be necessary for project grants for construction, operation, staffing, and maintenance of facilities for the prevention and treatment of alcoholism (including specialized residential and other facilities) under part C or the prevention and treatment of narcotic addiction under part D. Sums so appropriated for any fiscal year shall remain available for obligation until the close of the next fiscal year.

"(b) There are also authorized to be appropriated for the fiscal year ending June 30, 1971, and each of the next seven fiscal years such sums as may be necessary to continue to make grants with respect to any project under part C or D for operation, staffing, or maintenance of any facilities if such a grant was made thereunder with respect to such project
from appropriations under this section for the fiscal year ending June 30, 1970, or any prior year, except that grants under such part may not be made with respect to any project after such grants have been made with respect to it from such appropriations for eight fiscal years.

"PROGRAM EVALUATION"

"Sec. 262. Such portion of any appropriation under this title for any fiscal year ending after June 30, 1968, as the Secretary may determine, but not exceeding 1 per centum thereof, shall be available to the Secretary for evaluation (directly or by grants or contracts) of the programs authorized by this title."

"OPERATION AND MAINTENANCE GRANTS UNDER COMMUNITY MENTAL HEALTH CENTERS PROGRAM"

"Sec. 304. Part B of the Community Mental Health Centers Act is amended by adding after section 224 (42 U.S.C. 2688d) the following new section:

"FACILITIES RELATING TO REHABILITATION OF ALCOHOLICS OR NARCOTIC ADDICTS"

"Sec. 225. In the case of any community mental health center which includes (to such extent as may be determined in accordance with regulations) facilities for the prevention and treatment of alcoholism or narcotic addiction, the purposes for which the portion of the grant under this part which relates to such facilities may be made, the percentage of the
cost to be met by such portion of the grant, and the duration
of such portion of the grant shall, subject to limitations in
such regulations, be determined as though the grant is being
made for operation, staffing, and maintenance of facilities
under part C, in the case of facilities for prevention and treat-
ment of alcoholism, or part D, in the case of facilities for the
prevention and treatment of narcotic addiction.”

USE OF ALLOTMENTS FOR COST OF ADMINISTRATION

SEC. 305. Section 403 of the Mental Retardation Facili-
ties and Community Mental Health Centers Construction
Act of 1963 (42 U.S.C. 2693) is amended by adding at the
end thereof the following new subsection:

“(c) (1) At the request of any State, a portion of any
allotment or allotments of such State under part A of title
II shall be available to pay one-half (or such smaller share
as the State may request) of the expenditures found neces-
sary by the Secretary for the proper and efficient administra-
tion during such year of the State plan approved under such
part; except that not more than 2 per centum of the total
of the allotments of such State for a year, or $50,000,
whichever is less, shall be available for such purpose for
such year. Payments of amounts due under this paragraph
may be made in advance or by way of reimbursement, and
in such installments, as the Secretary may determine.

“(2) Any amount paid under paragraph (1) to any
1 State for any fiscal year shall be paid on condition that 
2 there shall be expended from State sources for such year 
3 for administration of the State plan approved under such 
4 part A not less than the total amount expended for such 
5 purposes from such sources during the fiscal year ending 
6 June 30, 1968."