

114TH CONGRESS
1ST SESSION

H. R. 3691

To amend the Public Health Service Act to reauthorize the residential treatment programs for pregnant and postpartum women and to establish a pilot program to provide grants to State substance abuse agencies to promote innovative service delivery models for such women.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 6, 2015

Mr. BEN RAY LUJÁN of New Mexico (for himself, Mr. TONKO, Ms. CLARKE of New York, Ms. MATSUI, and Mr. CÁRDENAS) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to reauthorize the residential treatment programs for pregnant and postpartum women and to establish a pilot program to provide grants to State substance abuse agencies to promote innovative service delivery models for such women.

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 “Improving Treatment
5 for Pregnant and Postpartum Women Act of 2015”.

1 **SEC. 2. REAUTHORIZATION OF RESIDENTIAL TREATMENT**
2 **PROGRAMS FOR PREGNANT AND**
3 **POSTPARTUM WOMEN.**

4 Section 508 of the Public Health Service Act (42
5 U.S.C. 290bb-1) is amended—

6 (1) in subsection (p), by inserting “(other than
7 subsection (r))” after “section”; and

8 (2) in subsection (r), by striking “such sums”
9 and all that follows through “2003” and inserting
10 “\$40,000,000 for each of fiscal years 2016 through
11 2020”.

12 **SEC. 3. PILOT PROGRAM GRANTS FOR STATE SUBSTANCE**
13 **ABUSE AGENCIES.**

14 (a) **IN GENERAL.**—Section 508 of the Public Health
15 Service Act (42 U.S.C. 290bb-1) is amended—

16 (1) by redesignating subsection (r), as amended
17 by section 2, as subsection (s); and

18 (2) by inserting after subsection (q) the fol-
19 lowing new subsection:

20 “(r) **PILOT PROGRAM FOR STATE SUBSTANCE**
21 **ABUSE AGENCIES.**—

22 “(1) **IN GENERAL.**—From amounts made avail-
23 able under subsection (s), the Director of the Center
24 for Substance Abuse Treatment shall carry out a
25 pilot program under which competitive grants are

1 made by the Director to State substance abuse agen-
2 cies to—

3 “(A) enhance flexibility in the use of funds
4 designed to support family-based services for
5 pregnant and postpartum women with a pri-
6 mary diagnosis of a substance use disorder, in-
7 cluding opioid use disorders;

8 “(B) help State substance abuse agencies
9 address identified gaps in services furnished to
10 such women along the continuum of care, in-
11 cluding services provided to women in non-resi-
12 dential based settings; and

13 “(C) promote a coordinated, effective, and
14 efficient State system managed by State sub-
15 stance abuse agencies by encouraging new ap-
16 proaches and models of service delivery.

17 “(2) REQUIREMENTS.—In carrying out the
18 pilot program under this subsection, the Director
19 shall—

20 “(A) require State substance abuse agen-
21 cies to submit to the Director applications, in
22 such form and manner and containing such in-
23 formation as specified by the Director, to be eli-
24 gible to receive a grant under the program;

1 “(B) identify, based on such submitted ap-
2 plications, State substance abuse agencies that
3 are eligible for such grants;

4 “(C) require services proposed to be fur-
5 nished through such a grant to support family
6 based treatment and other services for pregnant
7 and postpartum women with a primary diag-
8 nosis of a substance use disorder, including
9 opioid use disorders;

10 “(D) not require that services furnished
11 through such a grant be provided solely to
12 women that reside in facilities;

13 “(E) not require that grant recipients
14 under the program make available through use
15 of the grant all services described in subsection
16 (d); and

17 “(F) consider not applying requirements
18 described in paragraphs (1) and (2) of sub-
19 section (f) to applicants, depending on the cir-
20 cumstances of the applicant.

21 “(3) REQUIRED SERVICES.—

22 “(A) IN GENERAL.—The Director shall
23 specify a minimum set of services required to be
24 made available to eligible women through a

1 grant awarded under the pilot program under
2 this subsection. Such minimum set—

3 “(i) shall include requirements de-
4 scribed in subsection (c) and be based on
5 the recommendations submitted under sub-
6 paragraph (B); and

7 “(ii) may be selected from among the
8 services described in subsection (d) and in-
9 clude other services as appropriate.

10 “(B) STAKEHOLDER INPUT.—The Director
11 shall convene and solicit recommendations from
12 stakeholders, including State substance abuse
13 agencies, health care providers, persons in re-
14 covery from substance abuse, and other appro-
15 priate individuals, for the minimum set of serv-
16 ices described in subparagraph (A).

17 “(4) DURATION.—The pilot program under this
18 subsection shall not exceed 5 years.

19 “(5) EVALUATION AND REPORT TO CON-
20 GRESS.—The Director of the Center for Behavioral
21 Health Statistics and Quality shall fund an evalua-
22 tion of the pilot program at the conclusion of the
23 first grant cycle funded by the pilot program. The
24 Director of the Center for Behavioral Health Statis-
25 tics and Quality, in coordination with the Director of

1 the Center for Substance Abuse Treatment shall
2 submit to the relevant Committees of jurisdiction of
3 the House of Representatives and the Senate a re-
4 port on such evaluation. The report shall include at
5 a minimum outcomes information from the pilot pro-
6 gram, including any resulting reductions in the use
7 of alcohol and other drugs; engagement in treatment
8 services; retention in the appropriate level and dura-
9 tion of services; increased access to the use of medi-
10 cations approved by the Food and Drug Administra-
11 tion for the treatment of substance use disorders in
12 combination with counseling; and other appropriate
13 measures.

14 “(6) STATE SUBSTANCE ABUSE AGENCIES DE-
15 FINED.—For purposes of this subsection, the term
16 ‘State substance abuse agency’ means, with respect
17 to a State, the agency in such State that manages
18 the Substance Abuse Prevention and Treatment
19 Block Grant under part B of title XIX.”.

20 (b) FUNDING.—Subsection (s) of section 508 of the
21 Public Health Service Act (42 U.S.C. 290bb–1), as
22 amended by section 2 and redesignated by subsection (a),
23 is further amended by adding at the end the following new
24 sentence: “Of the amounts made available for a year pur-
25 suant to the previous sentence to carry out this section,

- 1 not more than 25 percent of such amounts shall be made
- 2 available for such year to carry out subsection (r), other
- 3 than paragraph (5) of such subsection.”.

