

**AMENDMENT IN THE NATURE OF
A SUBSTITUTE TO H.R. 6493
OFFERED BY MS. LEGER FERNÁNDEZ OF NEW
MEXICO**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Campus Prevention
3 and Recovery Services for Students Act of 2022”.

4 SEC. 2. ALCOHOL AND SUBSTANCE MISUSE PREVENTION.

5 Section 120 of the Higher Education Act of 1965 (20
6 U.S.C. 1011i) is amended—

7 (1) in the section heading, by striking “**DRUG**
8 **AND ALCOHOL ABUSE**” and inserting “**ALCOHOL**
9 **AND SUBSTANCE MISUSE**”;

10 (2) in subsection (a)—

11 (A) in the matter preceding paragraph (1),
12 by striking “a program to prevent the use of il-
13 licit drugs and the abuse of alcohol by students
14 and employees that,” and inserting “an evi-
15 dence-based program to prevent alcohol and
16 substance misuse by students and employees
17 that,”;

1 (B) by amending paragraph (1)(D) to read
2 as follows:

3 “(D) a description of any alcohol or sub-
4 stance misuse counseling, treatment, rehabilita-
5 tion, recovery, re-entry, or recovery support
6 programs provided by the institution (including
7 in partnership with a community-based organi-
8 zation) that are available to employees or stu-
9 dents; and”;

10 (C) in paragraph (1)(E), by striking “that
11 the institution will impose” and inserting “of
12 the policies of the institution regarding”;

13 (3) in subsection (c)—

14 (A) in paragraph (1)—

15 (i) by striking “and” at the end of
16 subparagraph (A);

17 (ii) in subparagraph (B), by striking
18 the period and inserting “; and”;

19 (iii) by adding at the end the fol-
20 lowing:

21 “(C) compliance assistance to assist insti-
22 tutions in complying with the requirements of
23 this section.”;

24 (B) by redesignating paragraph (2) as
25 paragraph (4); and

1 (C) by inserting after paragraph (1) the
2 following:

3 “(2) INTERAGENCY AGREEMENT.—Not later
4 than 180 days after the date of enactment of this
5 paragraph, the Secretary shall enter into an inter-
6 agency agreement with the Secretary of Health and
7 Human Services to—

8 “(A) develop best practices that inform cri-
9 teria which satisfy the requirement under sub-
10 section (a) that an institution of higher edu-
11 cation has adopted and has implemented an evi-
12 dence-based program described in such sub-
13 section;

14 “(B) establish a process for disseminating
15 the best practices for adopting and imple-
16 menting such an evidence-based program; and

17 “(C) establish a process that promotes co-
18 ordination and collaboration between institu-
19 tions of higher education and the respective
20 State agencies that administer the Substance
21 Abuse Prevention and Treatment Block Grants
22 pursuant to subpart II of part B of title XIX
23 of the Public Health Service Act (42 U.S.C.
24 300x-21).

1 “(3) GUIDANCE.—Not later than 1 year after
2 the date of the enactment of this paragraph, the
3 Secretary shall, in coordination with the Secretary of
4 Health and Human Services, issue guidance with re-
5 spect to the criteria described in paragraph (2)(A).”;
6 and

7 (4) in subsection (e)—

8 (A) in the subsection heading, by striking
9 “**DRUG ABUSE**” in the heading and inserting
10 “**SUBSTANCE MISUSE**”;

11 (B) in paragraph (1)—

12 (i) by striking “other organizations”
13 and inserting “community-based organiza-
14 tions that partner with institutions of high-
15 er education”;

16 (ii) by striking “programs of preven-
17 tion, and education (including treatment-
18 referral) to reduce and eliminate the illegal
19 use of drugs and alcohol and the violence
20 associated with such use” and inserting
21 “evidence-based programs of alcohol and
22 substance misuse prevention and education
23 (including programs to improve access to
24 treatment, referral for treatment services,
25 or crisis intervention services) to eliminate

1 illegal substance use, decrease substance
2 misuse, and improve public health and
3 safety”; and

4 (iii) by striking “alcohol and drug
5 abuse” and inserting “substance use dis-
6 order”;

7 (C) by redesignating paragraphs (2)
8 through (5) as paragraphs (3) through (6), re-
9 spectively; and

10 (D) by inserting after paragraph (1) the
11 following:

12 “(2) ADDITIONAL USES.—In addition to the ac-
13 tivities described in paragraph (1), a grant or con-
14 tract awarded under paragraph (1) may be used to
15 carry out one or more of the following evidence-
16 based programs or activities:

17 “(A) Providing programs for recovery sup-
18 port services, and peer-to-peer support services
19 and counseling for students with a substance
20 use disorder.

21 “(B) Promoting integration and collabora-
22 tion in campus-based health services between
23 primary care, substance use disorder services,
24 and mental health services.

1 “(C) Promoting integrated care services
2 for students related to screening, diagnosis, pre-
3 vention, and treatment of mental, behavioral,
4 and substance use disorders.

5 “(D) Providing re-entry assistance for stu-
6 dents on academic probation due to their sub-
7 stance use disorder.

8 “(E) Preventing fatal and nonfatal
9 overdoses, including restoring existing mental
10 health and substance use disorder services after
11 a natural disaster or public health emergency
12 declared by the Secretary of Health and
13 Human Services under section 319 of the Pub-
14 lic Health Service Act (42 U.S.C. 247d).

15 “(F) Providing education to students, fac-
16 ulty, or other personnel on—

17 “(i) recognizing the signs and symp-
18 toms of substance use disorder, and how to
19 engage and support a person in a crisis sit-
20 uation;

21 “(ii) resources available in the com-
22 munity, within the institution of higher
23 education, and other relevant resources for
24 individuals with a substance use disorder;
25 and

1 “(iii) safely de-escalating crisis situa-
2 tions involving individuals with a substance
3 use disorder.”; and

4 (E) by amending paragraph (6), as reded-
5 igned by subparagraph (C), to read as fol-
6 lows:

7 “(6) AUTHORIZATION OF APPROPRIATIONS.—
8 There are authorized to be appropriated to carry out
9 this section \$15,000,000 for fiscal year 2023 and
10 each of the 5 succeeding fiscal years.”.

11 **SEC. 3. PROGRAM PARTICIPATION AGREEMENTS.**

12 Section 487(a)(10) of the Higher Education Act of
13 1965 (20 U.S.C. 1094(a)(10)) is amended—

14 (1) by striking “(10)” and inserting “(10)(A)”;

15 (2) by striking “a drug abuse prevention pro-
16 gram” and inserting “an alcohol and substance mis-
17 use prevention program in accordance with section
18 120”; and

19 (3) by adding at the end the following:

20 “(B) The institution shall be considered in com-
21 pliance with the requirements of subparagraph (A)
22 unless there is a showing that the institution know-
23 ing and willfully did not implement a prevention pro-
24 gram described in such subparagraph.”.

1 **SEC. 4. REPORT.**

2 The Secretary of Education shall report to the Com-
3 mittee on Education and Labor of the House of Rep-
4 resentatives and the Committee on Health, Education,
5 Labor, and Pensions of the Senate on the efforts of the
6 Secretary carried out under the amendments made by this
7 Act, and best practices from institutions receiving a grant
8 under section 120(e) of the Higher Education Act of 1965
9 (20 U.S.C. 1011i(e)), as amended by section 2 of this
10 Act—

11 (1) not later than one year after the date of en-
12 actment of this Act; and

13 (2) three years after the date of enactment of
14 this Act.

15 **SEC. 5. APPLICABILITY.**

16 The amendments made by sections 2(2) and 3 shall
17 apply to institutions of higher education beginning on the
18 date that is 2 years after the date of the enactment of
19 this Act.

