

## Committee Print

[SHOWING THE TEXT OF H.R. 959, AS FORWARDED BY THE SUBCOMMITTEE  
ON HEALTH ON JUNE 27, 2018]

115TH CONGRESS  
1ST SESSION

# H. R. 959

To amend title VIII of the Public Health Service Act to extend advanced education nursing grants to support clinical nurse specialist programs, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2017

Mr. JOYCE of Ohio (for himself, Ms. GABBARD, Ms. MATSUI, Mr. RODNEY DAVIS of Illinois, Ms. BONAMICI, Mr. MEEHAN, and Ms. CASTOR of Florida) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title VIII of the Public Health Service Act to extend advanced education nursing grants to support clinical nurse specialist programs, 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,*

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Title VIII Nursing Workforce Reauthorization Act of  
4 2018”.

5 (b) TABLE OF CONTENTS.—The table of contents of  
6 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. General provisions.
- Sec. 3. Nurse practitioners, nurse midwives, nurse anesthetists, and other advanced education nurses.
- Sec. 4. Increasing nursing workforce diversity.
- Sec. 5. Strengthening capacity for basic nurse education and practice.
- Sec. 6. Student loans.
- Sec. 7. National Advisory Council on Nurse Education and Practice.
- Sec. 8. Other provisions.

7 **SEC. 2. GENERAL PROVISIONS.**

8 (a) APPLICATION.—Section 802 of the Public Health  
9 Service Act (42 U.S.C. 296a) is amended by striking  
10 “shall address relevant national nursing needs that the  
11 project will meet” and inserting “shall address relevant  
12 national nursing needs that the project will address and  
13 how the project aligns with the national nursing service  
14 goals referred to in section 806(a)”.

15 (b) USE OF FUNDS.—Section 803 of the Public  
16 Health Service Act (42 U.S.C. 296b) is amended by add-  
17 ing at the end the following:

18 “(c) SUPPLEMENT NOT SUPPLANT.—Funds awarded  
19 as a grant under this title for a project or activity shall  
20 be used to supplement, not supplant, the non-Federal

1 funds that would otherwise be made available for such  
2 project or activity.”.

3 (c) MATCHING REQUIREMENT.—Section 804 of the  
4 Public Health Service Act (42 U.S.C. 296c) is amended  
5 by striking “may require that an entity that applies for  
6 a grant or contract under this title” and inserting “shall  
7 consider whether to require that an entity that applies for  
8 a grant or contract under this title provide non-Federal  
9 matching funds and may require that such entity”.

10 (d) GENERALLY APPLICABLE PROVISIONS.—Section  
11 806 of the Public Health Service Act (42 U.S.C. 296e)  
12 is amended—

13 (1) in subsection (b), by amending paragraph  
14 (2) to read as follows:

15 “(2) EVALUATIONS.—The Secretary shall es-  
16 tablish procedures to ensure the annual evaluation of  
17 programs and projects operated by recipients of  
18 grants under this title. Such procedures shall ensure  
19 that continued funding for such programs and  
20 projects will be conditioned upon the submission  
21 of—

22 “(A) data demonstrating that satisfactory  
23 progress has been made by the program or  
24 project in meeting the performance outcome

1 standards (as described in section 802) of such  
2 program or project; and

3 “(B) a detailed description of activities  
4 conducted by such program or project to meet  
5 such performance outcome standards.”;

6 (2) in subsection (e)(2), by inserting “, and  
7 have relevant expertise and experience” after “who  
8 are not officers or employees of the Federal Govern-  
9 ment”;

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

11 “(i) ANNUAL REPORT ON NURSING WORKFORCE  
12 PROGRAMS.—Annually, the Secretary shall submit to the  
13 Committee on Health, Education, Labor, and Pensions of  
14 the Senate, and the Committee on Energy and Commerce  
15 of the House of Representatives, a report containing an  
16 assessment of the programs and activities of the Depart-  
17 ment of Health and Human Services related to enhancing  
18 the nursing workforce, including the extent to which pro-  
19 grams and activities under this title meet identified goals  
20 and performance measures developed for the respective  
21 programs and activities.”.

1 **SEC. 3. NURSE PRACTITIONERS, NURSE MIDWIVES, NURSE**  
2 **ANESTHETISTS, AND OTHER ADVANCED EDU-**  
3 **CATION NURSES.**

4 Section 811 of the Public Health Service Act (42  
5 U.S.C. 296j) is amended—

6 (1) in subsection (b)—

7 (A) by striking “R.N./Master’s” and in-  
8 serting “R.N./graduate”; and

9 (B) by inserting “clinical nurse leaders,”  
10 before “or public health nurses”;

11 (2) by redesignating subsections (f) and (g) as  
12 subsections (g) and (h), respectively;

13 (3) by inserting after subsection (e) the fol-  
14 lowing new subsection:

15 “(f) **AUTHORIZED CLINICAL NURSE SPECIALIST**  
16 **PROGRAMS.**—Clinical nurse specialist programs eligible  
17 for support under this section are education programs  
18 that—

19 “(1) provide registered nurses with full-time  
20 clinical nurse specialist education; and

21 “(2) have as their objective the education of  
22 clinical nurse specialists who will upon completion of  
23 such a program be qualified to effectively provide  
24 care through the wellness and illness continuum to  
25 inpatients and outpatients experiencing acute and  
26 chronic illness.”; and

1 (4) by adding at the end the following:

2 “(i) AUTHORIZATION OF APPROPRIATIONS.—There  
3 are authorized to be appropriated to carry out this section  
4 \$74,581,000 for each of fiscal years 2019 through 2023.”.

5 **SEC. 4. INCREASING NURSING WORKFORCE DIVERSITY.**

6 Section 821 of the Public Health Service Act (42  
7 U.S.C. 296m) is amended by adding at the end the fol-  
8 lowing:

9 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
10 are authorized to be appropriated to carry out this section  
11 \$17,343,000 for each of fiscal years 2019 through 2023.”.

12 **SEC. 5. STRENGTHENING CAPACITY FOR BASIC NURSE**  
13 **EDUCATION AND PRACTICE.**

14 (a) NURSE EDUCATION, PRACTICE, QUALITY, AND  
15 RETENTION GRANTS.—Section 831 of the Public Health  
16 Service Act (42 U.S.C. 296p) is amended—

17 (1) in the section heading, by striking “**AND**  
18 **QUALITY**” and inserting “**QUALITY, AND RETEN-**  
19 **TION**”;

20 (2) in subsection (b), by amending paragraph  
21 (2) to read as follows:

22 “(2) providing care for underserved populations  
23 and high-risk groups, which may include the elderly,  
24 individuals with HIV/AIDS, individuals with mental  
25 health or substance use disorders, individuals who

1 are homeless, and victims and survivors of domestic  
2 violence;”;

3 (3) in subsection (c), by amending paragraph  
4 (1) to read as follows:

5 “(1) GRANTS FOR CAREER LADDER PRO-  
6 GRAMS.—The Secretary may award grants to and  
7 enter into contracts with eligible entities for pro-  
8 grams—

9 “(A) to promote career advancement for—

10 “(i) nursing personnel in a variety of  
11 training settings, cross training or spe-  
12 cialty training among diverse population  
13 groups, and the advancement of individ-  
14 uals, including to become professional reg-  
15 istered nurses, advanced practice reg-  
16 istered nurses, and nurses with graduate  
17 nursing education; and

18 “(ii) individuals, including licensed  
19 practical nurses, licensed vocational nurses,  
20 certified nurse assistants, and diploma de-  
21 gree or associate degree nurses, to become  
22 baccalaureate-prepared registered nurses  
23 or nurses with graduate nursing education;

24 “(B) to assist individuals in obtaining edu-  
25 cation and training required to enter the nurs-

1 ing profession and advance within such profes-  
2 sion, such as by providing career counseling and  
3 mentoring; and

4 “(C) to develop and implement internships,  
5 accredited fellowships, and accredited residency  
6 programs in collaboration with one or more ac-  
7 credited schools of nursing to encourage men-  
8 toring and development of specialties.”;

9 (4) by striking subsection (e) (relating to pref-  
10 erence);

11 (5) by redesignating subsections (f) through (h)  
12 as subsections (e) and (g), respectively;

13 (6) in subsection (e), as so redesignated, by  
14 striking “The Secretary shall submit to the Congress  
15 before the end of each fiscal year a” and inserting  
16 “As part of the report on nursing workforce pro-  
17 grams described in section 806(i), the Secretary  
18 shall”;

19 (7) by amending subsection (f), as redesignated  
20 by paragraph (5), to read as follows:

21 “(f) DEFINITIONS.—For purposes of this section:

22 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
23 tity’ includes an accredited school of nursing, a  
24 health care facility, a partnership of such a school



1 and facility, a federally qualified health center, or a  
2 nurse-managed health clinic.

3 “(2) NURSE-MANAGED HEALTH CLINIC.—The  
4 term ‘nurse-managed health clinic’ means a nurse-  
5 practice arrangement, managed by advanced practice  
6 nurses, that provides primary care or wellness serv-  
7 ices to underserved or vulnerable populations that is  
8 associated with a school, college, university or de-  
9 partment of nursing, federally qualified health cen-  
10 ter, or independent nonprofit health or social serv-  
11 ices agency.”; and

12 (8) in subsection (g), as redesignated by para-  
13 graph (5), by striking “such sums as may be nec-  
14 essary for each of fiscal years 2010 through 2014”  
15 and inserting “\$41,913,000 for each of fiscal years  
16 2019 through 2023”.

17 (b) NURSE RETENTION GRANTS.—Section 831A of  
18 the Public Health Service Act (42 U.S.C. 296p–1) is re-  
19 pealed.

20 **SEC. 6. STUDENT LOANS.**

21 (a) LOAN REPAYMENT AND SCHOLARSHIP PRO-  
22 GRAMS.—Section 846 of the Public Health Service Act (42  
23 U.S.C. 297n) is amended—

1           (1) in subsection (b)(1), by striking “he began  
2           such practice” and inserting “the individual began  
3           such practice”;

4           (2) in subsection (d)(1), by striking “(for fiscal  
5           years 2003 and 2004) and may (for fiscal years  
6           thereafter)”;

7           (3) in subsection (h), in the matter preceding  
8           paragraph (1), by striking “Not later than” through  
9           “regarding” and inserting “The annual report on  
10          nursing workforce programs, as required by section  
11          806(i), shall include information regarding the pro-  
12          grams carried out under this section, including”;  
13          and

14          (4) in subsection (i)(1), by striking “such sums  
15          as may be necessary for each of fiscal years 2003  
16          through 2007” and inserting “\$87,135,000 for each  
17          of fiscal years 2019 through 2023”.

18          (b) NURSE FACULTY LOAN PROGRAM.—Section  
19          846A of the Public Health Service Act (42 U.S.C. 297n-  
20          1) is amended by striking “such sums as may be necessary  
21          for each of fiscal years 2010 through 2014” and inserting  
22          “\$28,500,000 for each of fiscal years 2019 through  
23          2023”.

1 **SEC. 7. NATIONAL ADVISORY COUNCIL ON NURSE EDU-**  
2 **CATION AND PRACTICE.**

3 Section 851 of the Public Health Service Act (42  
4 U.S.C. 297t) is amended—

5 (1) in subsection (b)(1)(A)(iv), by striking “and  
6 nurse anesthetists” and inserting “nurse anes-  
7 thetists, and clinical nurse specialists”;

8 (2) in subsection (d), by amending paragraph  
9 (3) to read as follows:

10 “(3) not later than 2 years after the date of en-  
11 actment of the Title VIII Nursing Workforce Reau-  
12 thorization Act of 2018, and every 2 years there-  
13 after, prepare and submit to the Secretary, the Com-  
14 mittee on Health, Education, Labor, and Pensions  
15 of the Senate, and the Committee on Energy and  
16 Commerce of the House of Representatives, a report  
17 describing the activities of the Council, including  
18 findings and recommendations made by the Council  
19 concerning the activities under this title.”; and

20 (3) in subsection (g), by striking “under this  
21 title” and inserting “for carrying out parts B, C,  
22 and D of this title”.

23 **SEC. 8. OTHER PROVISIONS.**

24 (a) **PUBLIC SERVICE ANNOUNCEMENTS.**—Part G of  
25 title VIII of the Public Health Service Act (42 U.S.C.  
26 297w et seq.) is repealed.

- 1 (b) FUNDING.—Part I of title VIII of the Public
- 2 Health Service Act (42 U.S.C. 298d) is repealed.