

**AMENDMENT TO THE AMENDMENT IN THE NA-
TURE OF A SUBSTITUTE TO COMMITTEE
PRINT RELATING TO PUBLIC HEALTH
OFFERED BY M__ . _____**

Page 10, after line 9, add the following:

1 SEC. 3015. TRIBAL HEALTH DATA IMPROVEMENT.

**2 (a) COLLECTION AND AVAILABILITY OF HEALTH
3 DATA WITH RESPECT TO INDIAN TRIBES.—**

4 (1) DATA COLLECTION.—Section 3101(a)(1) of
**5 the Public Health Service Act (42 U.S.C.
6 300kk(a)(1)) is amended—**

**7 (A) by striking “, by not later than 2 years
8 after the date of enactment of this title,”; and**

**9 (B) in subparagraph (B), by inserting
10 “Tribal,” after “State.”**

11 (2) DATA REPORTING AND DISSEMINATION.—
**12 Section 3101(c) of the Public Health Service Act
13 (42 U.S.C. 300kk(c)) is amended—**

**14 (A) by amending subparagraph (F) of
15 paragraph (1) to read as follows:**

**16 “(F) the Indian Health Service, Indian
17 Tribes, Tribal organizations, and epidemiology**

1 centers authorized under the Indian Health
2 Care Improvement Act;” and

3 (B) in paragraph (3), by inserting “Indian
4 Tribes, Tribal organizations, and epidemiology
5 centers,” after “Federal agencies,”.

6 (3) PROTECTION AND SHARING OF DATA.—Sec-
7 tion 3101(e) of the Public Health Service Act (42
8 U.S.C. 300kk(e)) is amended by adding at the end
9 the following new paragraphs:

10 “(3) DATA SHARING STRATEGY.—With respect
11 to data access for Tribal epidemiology centers and
12 Tribes, the Secretary shall create a data sharing
13 strategy that takes into consideration recommenda-
14 tions by the Secretary’s Tribal Advisory Committee
15 for—

16 “(A) ensuring that Tribal epidemiology
17 centers and Indian Tribes have access to the
18 data sources necessary to accomplish their pub-
19 lic health responsibilities; and

20 “(B) protecting the privacy and security of
21 such data.

22 “(4) TRIBAL PUBLIC HEALTH AUTHORITY.—

23 “(A) AVAILABILITY.—Beginning not later
24 than 180 days after the date of the enactment
25 of the Commitment to Defeat the Virus and

1 Keep America Healthy Act, the Secretary shall
2 make available to the entities listed in subpara-
3 graph (B) all data that is collected pursuant to
4 this title with respect to health care and public
5 health surveillance programs and activities, in-
6 cluding such programs and activities that are
7 federally supported or conducted, so long as—

8 “(i) such entities request the data
9 pursuant to statute; and

10 “(ii) the data is requested for use—

11 “(I) consistent with Federal law
12 and obligations; and

13 “(II) to satisfy a particular pur-
14 pose or carry out a specific function
15 consistent with the purpose for which
16 the data was collected.

17 “(B) ENTITIES.—The entities listed in this
18 subparagraph are—

19 “(i) the Indian Health Service;

20 “(ii) Indian Tribes and Tribal organi-
21 zations; and

22 “(iii) epidemiology centers.”.

23 (4) TECHNICAL UPDATES.—Section 3101 of the
24 Public Health Service Act (42 U.S.C. 300kk) is
25 amended—

1 (A) by striking subsections (g) and (h);

2 and

3 (B) by redesignating subsection (i) as sub-

4 section (h).

5 (5) DEFINITIONS.—After executing the amend-

6 ments made by subsection (d), section 3101 of the

7 Public Health Service Act (42 U.S.C. 300kk) is

8 amended by inserting after subsection (f) the fol-

9 lowing new subsection:

10 “(g) DEFINITIONS.—In this section:

11 “(1) The term ‘epidemiology center’ means an

12 epidemiology center established under section 214 of

13 the Indian Health Care Improvement Act, including

14 such Tribal epidemiology centers serving Indian

15 Tribes regionally and any Tribal epidemiology center

16 serving Urban Indian organizations nationally.

17 “(2) The term ‘Indian Tribe’ has the meaning

18 given to the term ‘Indian tribe’ in section 4 of the

19 Indian Self-Determination and Education Assistance

20 Act.

21 “(3) The term ‘Tribal organization’ has the

22 meaning given to the term ‘tribal organization’ in

23 section 4 of the of the Indian Self-Determination

24 and Education Assistance Act.

1 “(4) The term ‘Urban Indian organization’ has
2 the meaning given to that term in section 4 of the
3 Indian Health Care Improvement Act.”.

4 (6) TECHNICAL CORRECTION.—Section 3101(b)
5 of the Public Health Service Act (42 U.S.C.
6 300kk(b)) is amended by striking “DATA ANAL-
7 YSIS.—” and all that follows through “For each fed-
8 erally” and inserting “DATA ANALYSIS.—For each
9 federally”.

10 (b) IMPROVING HEALTH STATISTICS REPORTING
11 WITH RESPECT TO INDIAN TRIBES.—

12 (1) TECHNICAL AID TO STATES AND LOCAL-
13 ITIES.—Section 306(d) of the Public Health Service
14 Act (42 U.S.C. 242k(d)) is amended by inserting “,
15 Indian Tribes, Tribal organizations, and epidemi-
16 ology centers” after “jurisdictions”.

17 (2) COOPERATIVE HEALTH STATISTICS SYS-
18 TEM.—Section 306(e)(3) of the Public Health Serv-
19 ice Act (42 U.S.C. 242k(e)(3)) is amended by insert-
20 ing “, Indian Tribes, Tribal organizations, and epi-
21 demiology centers” after “health agencies”.

22 (3) FEDERAL-STATE-TRIBAL COOPERATION.—
23 Section 306(f) of the Public Health Service Act (42
24 U.S.C. 242k(f)) is amended—

1 (A) by inserting “the Indian Health Serv-
2 ice,” before “the Departments of Commerce”;

3 (B) by inserting a comma after “the De-
4 partments of Commerce and Labor”;

5 (C) by inserting “, Indian Tribes, Tribal
6 organizations, and epidemiology centers” after
7 “State and local health departments and agen-
8 cies”; and

9 (D) by striking “he shall” and inserting
10 “the Secretary shall”.

11 (4) REGISTRATION AREA RECORDS.—Section
12 306(h)(1) of the Public Health Service Act (42
13 U.S.C. 242k(h)(1)) is amended—

14 (A) by striking “in his discretion” and in-
15 serting “in the discretion of the Secretary”; and

16 (B) by striking “Hispanics, Asian Ameri-
17 cans, and Pacific Islanders” and inserting
18 “American Indians and Alaska Natives, His-
19 panics, Asian Americans, and Native Hawaiian
20 and other Pacific Islanders”.

21 (5) NATIONAL COMMITTEE ON VITAL AND
22 HEALTH STATISTICS.—Section 306(k) of the Public
23 Health Service Act (42 U.S.C. 242k(k)) is amend-
24 ed—

1 (A) in paragraph (3), by striking “, not
2 later than 60 days after the date of the enact-
3 ment of the Health Insurance Portability and
4 Accountability Act of 1996,” each place it ap-
5 pears; and

6 (B) in paragraph (7), by striking “Not
7 later than 1 year after the date of the enact-
8 ment of the Health Insurance Portability and
9 Accountability Act of 1996, and annually there-
10 after, the Committee shall” and inserting “The
11 Committee shall, on an biennial basis,”.

12 (6) GRANTS FOR ASSEMBLY AND ANALYSIS OF
13 DATA ON ETHNIC AND RACIAL POPULATIONS.—Sec-
14 tion 306(m)(4) of the Public Health Service Act (42
15 U.S.C. 242k(m)(4)) is amended—

16 (A) in subparagraph (A)—

17 (i) by striking “Subject to subpara-
18 graph (B), the” and inserting “The”; and

19 (ii) by striking “and major Hispanic
20 subpopulation groups and American Indi-
21 ans” and inserting “, major Hispanic sub-
22 groups, and American Indians and Alaska
23 Natives”; and

24 (B) by amending subparagraph (B) to read
25 as follows:

1 “(B) In carrying out subparagraph (A), with respect
2 to American Indians and Alaska Natives, the Secretary
3 shall—

4 “(i) consult with Indian Tribes, Tribal organi-
5 zations, the Tribal Technical Advisory Group of the
6 Centers for Medicare & Medicaid Services main-
7 tained under section 5006(e) of the American Recov-
8 ery and Reinvestment Act of 2009, and the Tribal
9 Advisory Committee established by the Centers for
10 Disease Control and Prevention, in coordination with
11 epidemiology centers, to develop guidelines for State
12 and local health agencies to improve the quality and
13 accuracy of data with respect to the birth and death
14 records of American Indians and Alaska Natives;

15 “(ii) confer with Urban Indian organizations to
16 develop guidelines for State and local health agencies
17 to improve the quality and accuracy of data with re-
18 spect to the birth and death records of American In-
19 dians and Alaska Natives;

20 “(iii) enter into cooperative agreements with In-
21 dian Tribes, Tribal organizations, Urban Indian or-
22 ganizations, and epidemiology centers to address
23 misclassification and undersampling of American In-
24 dians and Alaska Natives with respect to—

25 “(I) birth and death records; and

1 “(II) health care and public health surveil-
2 lance systems, including, but not limited to,
3 data with respect to chronic and infectious dis-
4 eases, unintentional injuries, environmental
5 health, child and adolescent health, maternal
6 health and mortality, foodborne and waterborne
7 illness, reproductive health, and any other
8 notifiable disease or condition;

9 “(iv) encourage States to enter into data shar-
10 ing agreements with Indian Tribes, Tribal organiza-
11 tions, and epidemiology centers to improve the qual-
12 ity and accuracy of public health data; and

13 “(v) not later than 180 days after the date of
14 enactment of the Commitment to Defeat the Virus
15 and Keep America Healthy Act, and biennially
16 thereafter, issue a report on the following:

17 “(I) Which States have data sharing agree-
18 ments with Indian Tribes, Tribal organizations,
19 Urban Indian organizations, and Tribal epide-
20 miology centers to improve the quality and ac-
21 curacy of health data.

22 “(II) What the Centers for Disease Control
23 and Prevention is doing to encourage States to
24 enter into data sharing agreements with Indian
25 Tribes, Tribal organizations, Urban Indian or-

1 ganizations, and Tribal epidemiology centers to
2 improve the quality and accuracy of health
3 data.

4 “(III) Best practices and guidance for
5 States, Indian Tribes, Tribal organizations,
6 Urban Indian organizations, and Tribal epide-
7 miology centers that wish to enter into data
8 sharing agreements.

9 “(IV) Best practices and guidance for
10 local, State, Tribal, and Federal uniform stand-
11 ards for the collection of data on race and eth-
12 nicity.”.

13 (7) DEFINITIONS.—Section 306 of the Public
14 Health Service Act (42 U.S.C. 242k) is amended—

15 (A) by redesignating subsection (n) as sub-
16 section (o); and

17 (B) by inserting after subsection (m) the
18 following:

19 “(n) In this section:

20 “(1) The term ‘epidemiology center’ means an
21 epidemiology center established under section 214 of
22 the Indian Health Care Improvement Act, including
23 such Tribal epidemiology centers serving Indian
24 Tribes regionally and any Tribal epidemiology center
25 serving Urban Indian organizations nationally.

1 “(2) The term ‘Indian Tribe’ has the meaning
2 given to the term ‘Indian tribe’ in section 4 of the
3 Indian Self-Determination and Education Assistance
4 Act.

5 “(3) The term ‘Tribal organization’ has the
6 meaning given to the term ‘tribal organization’ in
7 section 4 of the Indian Self-Determination and Edu-
8 cation Assistance Act.

9 “(4) The term ‘Urban Indian organization’ has
10 the meaning given to that term in section 4 of the
11 Indian Health Care Improvement Act.”.

12 (8) AUTHORIZATION OF APPROPRIATIONS.—
13 Section 306(o) of the Public Health Service Act, as
14 redesignated by subsection (g), is amended to read
15 as follows:

16 “(o)(1) To carry out this section, there is authorized
17 to be appropriated \$185,000,000 for each of the fiscal
18 years 2021 through 2025.

19 “(2) Of the amount authorized to be appropriated to
20 carry out this section for a fiscal year, the Secretary shall
21 not use more than 10 percent for the combined costs of—

22 “(A) administration of this section; and

23 “(B) carrying out subsection (m)(2).”.

