

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE  
TO THE COMMITTEE PRINT FOR SUBTITLE J  
OFFERED BY M\_\_ . \_\_\_\_\_**

Strike section 31002 and insert the following:

**1 SEC. 31002. FUNDING FOR SUBSTANCE USE DISORDER.**

2 (a) APPROPRIATION.—

3 (1) IN GENERAL.—In addition to amounts oth-  
4 erwise available, there is appropriated to the Sec-  
5 retary for fiscal years 2022 through 2027, to remain  
6 available until expended, \$10,000,000,000 to carry  
7 out this section.

8 (2) FEDERAL ADMINISTRATIVE EXPENSES.—Of  
9 the amounts made available for each fiscal year to  
10 award grants under subsection (c), the Secretary  
11 shall not use more than 20 percent for Federal ad-  
12 ministrative expenses, training, technical assistance,  
13 and evaluation.

14 (3) SET ASIDE.—Of the amounts made avail-  
15 able for each fiscal year to award grants under sub-  
16 section (c) for a fiscal year, the Secretary shall—

1 (A) award 5 percent to Indian Tribes,  
2 Tribal organizations, and Urban Indian organi-  
3 zations; and

4 (B) of the amount remaining after applica-  
5 tion of subparagraph (A), set aside up to 15  
6 percent for awards to States with the highest  
7 age-adjusted rate of drug overdose death based  
8 on the ordinal ranking of States according to  
9 the Director of the Centers for Disease Control  
10 and Prevention.

11 (b) PROGRAM.—The Secretary shall carry out the  
12 grant program described in subsection (c) for purposes of  
13 addressing opioid and stimulant use and misuse, within  
14 States, Indian Tribes, and populations served by Tribal  
15 organizations and Urban Indian organizations.

16 (c) GRANTS PROGRAM.—

17 (1) IN GENERAL.—The Secretary shall award  
18 grants to States, Indian Tribes, Tribal organiza-  
19 tions, and Urban Indian organizations for the pur-  
20 pose of addressing opioid and stimulant use and  
21 misuse, within such States, such Indian Tribes, and  
22 populations served by such Tribal organizations and  
23 Urban Indian organizations, in accordance with  
24 paragraph (2).

1           (2) MINIMUM ALLOCATIONS; PREFERENCE.—In  
2           determining grant amounts for each recipient of a  
3           grant under paragraph (1), the Secretary shall—

4                   (A) ensure that each State receives not less  
5                   than \$4,000,000; and

6                   (B) give preference to States, Indian  
7                   Tribes, Tribal organizations, and Urban Indian  
8                   organizations whose populations have an inci-  
9                   dence or prevalence of opioid use disorders or  
10                  stimulant use or misuse that is substantially  
11                  higher relative to the populations of other  
12                  States, other Indian Tribes, Tribal organiza-  
13                  tions, or Urban Indian organizations, as appli-  
14                  cable.

15           (3) FORMULA METHODOLOGY.—

16                   (A) IN GENERAL.—Before publishing a  
17                   funding opportunity announcement with respect  
18                   to grants under this section, the Secretary  
19                   shall—

20                           (i) develop a formula methodology to  
21                           be followed in allocating grant funds  
22                           awarded under this section among grant-  
23                           ees, which includes performance assess-  
24                           ments for continuation awards; and

1 (ii) not later than 30 days after devel-  
2 oping the formula methodology under  
3 clause (i), submit the formula methodology  
4 to—

5 (I) the Committee on Energy and  
6 Commerce and the Committee on Ap-  
7 propriations of the House of Rep-  
8 resentatives; and

9 (II) the Committee on Health,  
10 Education, Labor, and Pensions and  
11 the Committee on Appropriations of  
12 the Senate.

13 (B) REPORT.—Not later than two years  
14 after the date of the enactment of this Act, the  
15 Comptroller General of the United States shall  
16 submit to the Committee on Health, Education,  
17 Labor, and Pensions of the Senate and the  
18 Committee on Energy and Commerce of the  
19 House of Representatives a report that—

20 (i) assesses how grant funding is allo-  
21 cated to States under this section and how  
22 such allocations have changed over time;

23 (ii) assesses how any changes in fund-  
24 ing under this section have affected the ef-

1                   forts of States to address opioid or stimu-  
2                   lant use or misuse; and

3                   (iii) assesses the use of funding pro-  
4                   vided through the grant program under  
5                   this section and other similar grant pro-  
6                   grams administered by the Substance  
7                   Abuse and Mental Health Services Admin-  
8                   istration.

9                   (4) USE OF FUNDS.—Grants awarded under  
10                  this subsection shall be used for carrying out activi-  
11                  ties that supplement activities pertaining to opioid  
12                  and stimulant use and misuse, undertaken by the  
13                  State agency responsible for administering the sub-  
14                  stance abuse prevention and treatment block grant  
15                  under subpart II of part B of title XIX of the Public  
16                  Health Service Act (42 U.S.C. 300x–21 et seq.),  
17                  which may include public health-related activities  
18                  such as the following:

19                         (A) Implementing prevention activities,  
20                         and evaluating such activities to identify effec-  
21                         tive strategies to prevent substance use dis-  
22                         orders.

23                         (B) Establishing or improving prescription  
24                         drug monitoring programs.

1 (C) Training for health care practitioners,  
2 such as best practices for prescribing opioids,  
3 pain management, recognizing potential cases  
4 of substance use disorders, referral of patients  
5 to treatment programs, preventing diversion of  
6 controlled substances, and overdose prevention.

7 (D) Supporting access to health care serv-  
8 ices, including—

9 (i) services provided by federally cer-  
10 tified opioid treatment programs;

11 (ii) outpatient and residential sub-  
12 stance use disorder treatment services that  
13 utilize medication-assisted treatment, as  
14 appropriate; or

15 (iii) other appropriate health care pro-  
16 viders to treat substance use disorders.

17 (E) Recovery support services, including—

18 (i) community-based services that in-  
19 clude peer supports;

20 (ii) mutual aid recovery programs that  
21 support medication-assisted treatment; or

22 (iii) services to address housing needs  
23 and family issues.

24 (F) Other public health-related activities,  
25 as the State, Indian Tribe, Tribal organization,

1 or Urban Indian organization determines appro-  
2 priate, related to addressing substance use dis-  
3 orders within the State, Indian Tribe, Tribal or-  
4 ganization, or Urban Indian organization, in-  
5 cluding directing resources in accordance with  
6 local needs related to substance use disorders.

7 (d) ACCOUNTABILITY AND OVERSIGHT.—A State re-  
8 ceiving a grant under subsection (c) shall include in re-  
9 porting related to substance use disorders submitted to the  
10 Secretary pursuant to section 1942 of the Public Health  
11 Service Act (42 U.S.C. 300x–52), a description of—

12 (1) the purposes for which the grant funds re-  
13 ceived by the State under such subsection for the  
14 preceding fiscal year were expended and a descrip-  
15 tion of the activities of the State under the grant;

16 (2) the ultimate recipients of amounts provided  
17 to the State; and

18 (3) the number of individuals served through  
19 the grant.

20 (e) LIMITATIONS.—Any funds made available pursu-  
21 ant to subsection (a)—

22 (1) notwithstanding any transfer authority in  
23 any appropriations Act, shall not be used for any  
24 purpose other than the grant program in subsection  
25 (c); and

1           (2) shall be subject to the same requirements as  
2           substance use disorders prevention and treatment  
3           programs under titles V and XIX of the Public  
4           Health Service Act (42 U.S.C. 290aa et seq., 300w  
5           et seq.).

6           (f) INDIAN TRIBES, TRIBAL ORGANIZATIONS, AND  
7 URBAN INDIAN ORGANIZATIONS.—The Secretary, in con-  
8 sultation with Indian Tribes, Tribal organizations, and  
9 Urban Indian organizations, shall identify and establish  
10 appropriate mechanisms for Indian Tribes, Tribal organi-  
11 zations, and Urban Indian organizations to demonstrate  
12 or report the information as required under subsections  
13 (c), (d), and (e).

14           (g) REPORT TO CONGRESS.—Not later than Sep-  
15 tember 30, 2024, and biennially thereafter, the Secretary  
16 shall submit to the Committee on Health, Education,  
17 Labor, and Pensions of the Senate and the Committee on  
18 Energy and Commerce of the House of Representatives,  
19 and the Committees on Appropriations of the House of  
20 Representatives and the Senate, a report that includes a  
21 summary of the information provided to the Secretary in  
22 reports made pursuant to subsections (d) and (f), includ-  
23 ing—

24           (1) the purposes for which grant funds are  
25           awarded under this section;



1 (2) the activities of the grant recipients; and

2 (3) for each State, Indian Tribe, Tribal organi-  
3 zation, and Urban Indian organization that receives  
4 a grant under this section, the funding level pro-  
5 vided to such recipient.

6 (h) TECHNICAL ASSISTANCE.—The Secretary, in-  
7 cluding through the Tribal Training and Technical Assist-  
8 ance Center of the Substance Abuse and Mental Health  
9 Services Administration, shall provide States, Indian  
10 Tribes, Tribal organizations, and Urban Indian organiza-  
11 tions, as applicable, with technical assistance concerning  
12 grant application and submission procedures under this  
13 section, award management activities, and enhancing out-  
14 reach and direct support to rural and underserved commu-  
15 nities and providers in addressing substance use disorders.

16 (i) DEFINITIONS.—In this section:

17 (1) INDIAN TRIBE.—The term “Indian Tribe”  
18 has the meaning given the term “Indian tribe” in  
19 section 4 of the Indian Self-Determination and Edu-  
20 cation Assistance Act (25 U.S.C. 5304).

21 (2) TRIBAL ORGANIZATION.—The term “Tribal  
22 organization” has the meaning given the term “trib-  
23 al organization” in such section 4.

1           (3) STATE.—The term “State” has the mean-  
2           ing given such term in section 1954(b) of the Public  
3           Health Service Act (42 U.S.C. 300x-64(b)).

4           (4) URBAN INDIAN ORGANIZATION.—The term  
5           “Urban Indian organization” has the meaning given  
6           such term in section 4 of the Indian Health Care  
7           Improvement Act.

