115TH CONGRESS  
2D Session  

H. R. 5140

To make improvements to the Account For the State Response to the Opioid Abuse Crisis to improve tribal health.

IN THE HOUSE OF REPRESENTATIVES  

MARCH 1, 2018  

Mr. MULLIN (for himself and Mr. GIANFORTE) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To make improvements to the Account For the State Response to the Opioid Abuse Crisis to improve tribal health.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.  

This Act may be cited as the “Tribal Addiction and Recovery Act of 2018” or the “TARA Act”.

SEC. 2. ACCOUNT FOR THE STATE RESPONSE TO THE OPIOID ABUSE CRISIS.  

Section 1003 of the 21st Century Cures Act (42 U.S.C. 290ee–3 note) is amended—
(1) in the section heading, by inserting “AND TRIBAL” after “STATE”;

(2) in subsection (a), by inserting after “within the States” the following: “, Indian tribes, and tribal organizations”;

(3) in subsection (b)—

(A) in paragraph (1), by inserting “and Tribal” after “State”;

(B) in paragraph (2)(A)(ii), by striking “$500,000,000” and inserting “$525,000,000”; and

(C) in paragraph (3)(B), by inserting “and Tribal” after “State”;

(4) in subsection (c)—

(A) in paragraph (1)—

(i) in the paragraph heading, by striking “STATE RESPONSE TO THE OPIOID” and inserting “STATE AND TRIBAL RESPONSE TO THE OPIOID”; and

(ii) in the first sentence—

(I) by inserting after “grants to States” the following: “, Indian tribes, and tribal organizations”;

(II) by inserting after “such States” the following: “, Indian tribes,
and tribal organizations, respectively”; and

(II) by striking “in accordance with subparagraph (B)” and inserting “in accordance with this subsection”; and

(iii) in the second sentence—

(I) by inserting after “to States” the following: “, Indian tribes, and tribal organizations”; and

(II) by inserting after “other States” the following: “, Indian tribes, and tribal organizations, respectively”;

(B) in paragraph (2)—

(i) in the matter preceding subparagraph (A)—

(I) by inserting after “to a State” the following: “, Indian tribe, or tribal organization”; and

(II) by inserting after “by the State agency” the following: “or tribal entity”;

(ii) in subparagraph (A), by inserting “and tribal” after “State”; and

(iii) in subparagraph (E)—
(I) by inserting “, Indian tribe, or tribal organization, as the case may be,” after “as the State”; and

(II) by inserting after “within the State” the following: “, Indian tribe, or tribal organization, respectively”; and

(C) by adding at the end the following:

“(3) OTHER PERMISSIBLE USES.—Grants awarded to a State, Indian tribe, or tribal organization under this subsection may be used to carry out activities to prevent and treat prescription drug abuse and the use of other addictive substances (such as alcohol, heroin, and methamphetamine), including by providing mental health services.”;

(5) in subsection (d)—

(A) in the matter preceding paragraph (1), by inserting “, Indian tribe, or tribal organization” after “A State”; and

(B) by inserting “, Indian tribe, or tribal organization” after “the State” each place that such term appears;

(6) by redesignating subsection (f) as subsection (g); and
(7) by inserting after subsection (e) the following new subsection:

“(f) DEFINITIONS.—In this section, the terms ‘Indian tribe’ and ‘tribal organization’ have the meaning given those terms in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304).”.