

Texas Southern University

## Digital Scholarship @ Texas Southern University

---

Mickey Leland Archive Documents

Mickey Leland Archives

---

Summer 8-7-1987

### H.R. 3187. Drug Abuse

Follow this and additional works at: [https://digitalscholarship.tsu.edu/mla\\_documents](https://digitalscholarship.tsu.edu/mla_documents)

---

#### Recommended Citation

"H.R. 3187. Drug Abuse" (1987). *Mickey Leland Archive Documents*. 22.  
[https://digitalscholarship.tsu.edu/mla\\_documents/22](https://digitalscholarship.tsu.edu/mla_documents/22)

This Document is brought to you for free and open access by the Mickey Leland Archives at Digital Scholarship @ Texas Southern University. It has been accepted for inclusion in Mickey Leland Archive Documents by an authorized administrator of Digital Scholarship @ Texas Southern University. For more information, please contact [haiying.li@tsu.edu](mailto:haiying.li@tsu.edu).

100TH CONGRESS  
1ST SESSION

# H. R. 3187

To amend the Public Health Service Act to revise and extend the authority of the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, including revising and extending the program of block grants for the provision of services with respect to mental health and substance abuse.

---

## IN THE HOUSE OF REPRESENTATIVES

AUGUST 7, 1987

Mr. WAXMAN (for himself, Mr. LELAND, Mr. MILLER of California, and Mr. NAGLE) introduced the following bill; which was referred to the Committee on Energy and Commerce

---

## A BILL

To amend the Public Health Service Act to revise and extend the authority of the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, including revising and extending the program of block grants for the provision of services with respect to mental health and substance abuse.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Comprehensive Alcohol  
5 Abuse, Drug Abuse, and Mental Health Amendments Act of  
6 1987".

## 1 SEC. 2. PURPOSES.

2 (a) MENTAL HEALTH.—The purposes of this Act with  
3 respect to mental health are—

4 (1) to encourage the development and provision by  
5 the States of community mental health services;

6 (2) to encourage the development of a comprehen-  
7 sive community mental health system within each  
8 State;

9 (3) to encourage the implementation of new and  
10 innovative community mental health services;

11 (4) to encourage the provision of community  
12 mental health services in the least restrictive appropri-  
13 ate environment and to involve the families of individ-  
14 uals undergoing treatment in the development and pro-  
15 vision of such services;

16 (5) to foster interagency coordination and integra-  
17 tion among a broad range of human service providers,  
18 support groups, and advocates for the purpose of en-  
19 suring that mental health, rehabilitation, health, voca-  
20 tional, educational, and residential services are avail-  
21 able to individuals who need them;

1 services by expanding data collection activities and  
2 supporting research on the comparative cost and effi-  
3 cacy of mental health services.

4 (b) SUBSTANCE ABUSE.—The purposes of this Act with  
5 respect to substance abuse are—

6 (1) to continue the Federal Government's partner-  
7 ship with the States in the development, maintenance,  
8 and improvement of community-based alcohol and drug  
9 abuse programs;

10 (2) to provide financial and technical assistance to  
11 the States and communities in their efforts to develop  
12 and maintain a core of prevention services for the pur-  
13 pose of reducing the incidence of substance abuse and  
14 the demand for alcohol and drug abuse treatment;

15 (3) to assist and encourage States in the initiation  
16 and expansion of prevention and treatment services to  
17 underserved populations; and

18 (4) to increase understanding about the extent of  
19 alcohol abuse and other forms of drug abuse by ex-  
20 panding data collection activities and supporting re-  
21 search on the comparative cost and efficacy of sub-

1 SEC. 3. REVISION AND EXTENSION OF CERTAIN COMMUNITY  
2 MENTAL HEALTH AND SUBSTANCE ABUSE  
3 PROGRAMS.

4 Title XIX of the Public Health Service Act (42 U.S.C.  
5 1901 et seq.) is amended by striking parts B and C and in-  
6 serting after part A the following new parts:

7 "PART B—COMMUNITY MENTAL HEALTH SERVICES

8 "SEC. 1921. ESTABLISHMENT OF PROGRAM OF GRANTS TO  
9 STATES.

10 "(a) REQUIREMENT OF ALLOTMENTS FOR STATES.—

11 The Secretary, acting through the Administrator of the Alco-  
12 hol, Drug Abuse, and Mental Health Administration, shall  
13 for each fiscal year allot to each State an amount determined  
14 in accordance with section 1925. The Secretary shall make  
15 payments each fiscal year to each State from the allotment  
16 for the State if the Secretary approves for each such fiscal  
17 year an application submitted by the State pursuant to sec-  
18 tion 1922.

19 "(b) PURPOSE OF ALLOTMENTS.—The Secretary may  
20 not make payments under subsection (a) to a State for a fiscal  
21 year unless the State agrees that amounts paid under such

1 "SEC. 1922. REQUIREMENT OF SUBMISSION OF APPLICATION  
2 CONTAINING CERTAIN AGREEMENTS.

3 "(a) IN GENERAL.—The Secretary may not make pay-  
4 ments under section 1921(a) to a State for a fiscal year  
5 unless the State has submitted to the Secretary an applica-  
6 tion for the allotment containing agreements in accordance  
7 with—

8 "(1) section 1921(b), relating to the purpose of  
9 allotments;

10 "(2) section 1923, relating to requirements with  
11 respect to carrying out the purpose of grants;

12 "(3) section 1924, relating to the establishment of  
13 a State mental health services planning council;

14 "(4) section 1952, relating to restrictions on the  
15 use of payments;

16 "(5) section 1953, relating to additional required  
17 agreements; and

18 "(6) section 1954, relating to reports by the  
19 States.

20 "(b) CERTIFICATIONS.—Agreements required under  
21 subsection (a) to be submitted to the Secretary shall be made

1 application submitted pursuant to subsection (a) contains the  
2 description of intended expenditures required in section 1951.

3       “(d) ADDITIONAL REQUIRED INFORMATION.—An ap-  
4 plication required in subsection (a) shall, with respect to  
5 agreements required to be contained in the application, pro-  
6 vide assurances of compliance satisfactory to the Secretary  
7 and shall otherwise be in such form, be made in such manner,  
8 and contain such information in addition to information re-  
9 quired in subsections (a) and (c) as the Secretary determines  
10 to be necessary to carry out this part.

11 “SEC. 1923. REQUIREMENTS WITH RESPECT TO CARRYING OUT  
12                   PURPOSE OF GRANTS.

13       “(a) CERTAIN PRIORITIES WITH RESPECT TO DEVEL-  
14 OPMENT AND PROVISION OF SERVICES.—The Secretary  
15 may not make payments under section 1921(a) to a State for  
16 a fiscal year unless the State agrees that the State, in carry-  
17 ing out the purpose described in subsection 1921(b)—

18               “(1) will give priority to the development and pro-  
19 vision of community mental health services not avail-  
20 able on October 1, 1987;

21               “(2) will, with respect to each service provided

1               “(3) will expend not less than 10 percent of such  
2 payments for services and programs for severely dis-  
3 turbed children and adolescents.

4       “(b) REQUIREMENT OF DEVELOPMENT OF STATE  
5 COMPREHENSIVE COMMUNITY MENTAL HEALTH  
6 SYSTEM.—The Secretary may not make payments under  
7 section 1921(a) to a State for a fiscal year unless the State  
8 agrees that the State, in carrying out the purpose described  
9 in section 1921(b), will facilitate the coordination among in-  
10 stitutions offering mental health services in the State in order  
11 to establish a State community mental health system that—

12               “(1) provides for the development of a continuum  
13 of community mental health services within identified  
14 geographic areas;

15               “(2) ensures that mental health services offered by  
16 the system are accessible to all individuals in the State  
17 who need the services;

18               “(3) provides mental health services according to  
19 the particular needs of the individual for whom services  
20 are sought, including developing plans of care and pro-  
21 viding services in the context most appropriate to the

1 emotional support to the individual with respect to  
2 achieving the optimal level of independence;

3 “(5) ensures that mental health services are pro-  
4 vided in the least restrictive appropriate environment;  
5 and

6 “(6) ensures that the mental health services pro-  
7 vided by the system meet applicable professional stand-  
8 ards for such services.

9 **“SEC. 1924. REQUIREMENT OF ESTABLISHMENT OF MENTAL**  
10 **HEALTH SERVICES PLANNING COUNCIL.**

11 “(a) **IN GENERAL.**—The Secretary may not make pay-  
12 ments under section 1921(a) to a State for a fiscal year  
13 unless the State agrees that the State will establish and  
14 maintain a State mental health planning council in accord-  
15 ance with subsections (b) and (c).

16 “(b) **DUTIES.**—The duties of the Council will be—

17 “(1) to serve as an advocate for chronically men-  
18 tally ill individuals, severely emotionally disturbed chil-  
19 dren and youth, and other individuals with mental ill-  
20 nesses or emotional problems; and

21 “(2) to monitor, review, and evaluate, not less

1 “(1) The Council will, subject to paragraph (2), be  
2 composed of residents of the State, including represent-  
3 atives of—

4 “(A) the principal State agencies with re-  
5 spect to—

6 “(i) mental health, education, vocational  
7 rehabilitation, criminal justice, housing, and  
8 social services; and

9 “(ii) the development of the plan sub-  
10 mitted pursuant to title XIX of the Social  
11 Security Act;

12 “(B) public and private entities concerned  
13 with the need, planning, operation, funding, and  
14 use of mental health services and related support  
15 services; and

16 “(C)(i) chronically mentally ill individuals  
17 who are receiving (or have received) mental  
18 health services; and

19 “(ii) the families of such individuals.

20 “(2) Not less than 50 percent of the members of  
21 the Council will be individuals who are not State em-

## 1 "SEC. 1925. DETERMINATION OF AMOUNT OF ALLOTMENTS.

2 "(a) STATES.—

3 "(1) Subject to subsection (b), the Secretary shall  
4 determine the amount of the allotment required in sec-  
5 tion 1921(a) for a State for a fiscal year in accordance  
6 with the following formula:

$$A \left( \frac{X}{U} \right)$$

7 "(2) For purposes of the formula described in  
8 paragraph (1), the term 'A' means an amount equal to  
9 the difference between—

10 "(A) the amount appropriated pursuant to  
11 section 1927(a) for allotments under section  
12 1921(a) for the fiscal year involved; and

13 "(B) 1.5 percent of such amount.

14 "(3)(A) For purposes of the formula described in  
15 paragraph (1), the term 'X' means the product of—

16 "(i) the term 'P' as determined under sub-  
17 paragraph (B); and

18 "(ii) the greater of—

19 "(I) 0.3; and

$$1-.6 \left( \frac{S}{N} \right)$$

1 "(B) For purposes of subparagraph (A)(i), the  
2 term 'P' means the sum of—

3 "(i) an amount equal to the product of—

4 "(I) 0.4; and

5 "(II) the number of individuals in the  
6 State who are between 18 and 24 years of  
7 age, as indicated by the most recent data  
8 collected by the Bureau of the Census; and

9 "(ii) an amount equal to the product of—

10 "(I) 0.6; and

11 "(II) the number of individuals in the  
12 State who are between 25 and 44 years of  
13 age, as indicated by the most recent data  
14 collected by the Bureau of the Census.

15 "(C) For purposes of the formula described in sub-  
16 paragraph (A)(ii)(II), the term 'S' means the quotient  
17 of—

18 "(i) an amount equal to the most recent 3-  
19 year average of the total taxable resources of the

1 “(D) For purposes of the formula described in  
2 subparagraph (A)(ii)(II), the term ‘N’ means the quo-  
3 tient of—

4 “(i) an amount equal to the sum of the re-  
5 spective amounts determined for each State under  
6 subparagraph (C)(i); divided by

7 “(ii) an amount equal to the sum of the re-  
8 spective terms ‘P’ determined for each State  
9 under subparagraph (B).

10 “(4) For purposes of the formula described in  
11 paragraph (1), the term ‘U’ means the sum of the re-  
12 spective terms ‘X’ determined for each State under  
13 paragraph (3)(A).

14 “(b) TERRITORIES.—

15 “(1) Subject to subsection (e), the Secretary  
16 shall—

17 “(A) reserve for the territories of the United  
18 States 1.5 percent of the amounts appropriated  
19 pursuant to section 1927(a) for allotments under  
20 section 1921(a) for the fiscal year involved; and

21 “(B) determine the amount of the allotment

1 “(2)(A) The formula established pursuant to para-  
2 graph (1)(B) shall, subject to subparagraph (B), allot  
3 the amount reserved under paragraph (1) among each  
4 of the territories of the United States on the basis of  
5 the population of the territory involved, as indicated by  
6 the most recently available data, relative to the aggre-  
7 gate population of such territories.

8 “(B) An allotment for such a territory may not be  
9 less than \$50,000.

10 “(c) INDIAN TRIBES.—

11 “(1) Upon the request of the governing body of an  
12 eligible Indian tribe or tribal organization within a  
13 State, the Secretary shall—

14 “(A) reserve from the amount that otherwise  
15 would be allotted for the fiscal year to the State  
16 under subsection (a) an amount determined in ac-  
17 cordance with paragraph (2); and

18 “(B) grant the amount reserved under sub-  
19 paragraph (A) to the Indian tribe or tribal organi-  
20 zation serving the individuals for whom such a de-  
21 termination has been made.



1           “(i) the amount that otherwise would be allotted  
2 to the State under subsection (a) for the fiscal year;  
3 and

4           “(ii) the percentage described in subparagraph (B).

5           “(B) The percentage referred to in subparagraph (A)(ii)  
6 is a percentage equal to the quotient of—

7           “(i) an amount equal to the amount the Indian  
8 tribe or tribal organization received under former sec-  
9 tion 1913 for fiscal year 1987; divided by

10           “(ii) the total aggregate amount received under  
11 such section in fiscal year 1987 by the State, Indian  
12 tribes in the State, and tribal organizations in the  
13 State.

14           “(3) The Secretary may not make a grant under  
15 paragraph (1)(B) to an Indian tribe or tribal organiza-  
16 tion unless the Indian tribe or tribal organization sub-  
17 mits to the Secretary a plan for expending such a  
18 grant that meets such criteria as the Secretary may  
19 establish.

20           “(d) TRANSITION RULES FOR STATES.—

21           “(1)(A) For fiscal year 1988, the amount of the

1           “(ii) an amount equal to 80 percent of the  
2 amount of the allotment for mental health services  
3 under former section 1913 for the State for fiscal  
4 year 1987.

5           “(2)(A) For fiscal year 1989, the amount of the  
6 allotment required in section 1921(a) for a State shall  
7 be the greater of—

8           “(i) an amount determined in accordance  
9 with subsection (a); and

10           “(ii) an amount equal to 80 percent of the  
11 amount of the allotment under section 1921(a) for  
12 the State for fiscal year 1988.

13           “(e) TRANSITION RULES FOR TERRITORIES.—

14           “(1)(A) For fiscal year year 1988, the amount of  
15 the allotment required in section 1921(a) for a territory  
16 shall be the greater of—

17           “(i) an amount determined in accordance  
18 with subsection (b); and

19           “(ii) an amount equal to 80 percent of the  
20 amount of the allotment for mental health services  
21 under former section 1913 for the territory for

1           “(i) an amount determined in accordance  
2 with subsection (c); and

3           “(ii) an amount equal to 80 percent of the  
4 amount of the allotment under section 1921(a) for  
5 the territory for fiscal year 1988.

6           “(f) DISPOSITION OF CERTAIN FUNDS APPROPRIATED  
7 FOR ALLOTMENTS.—

8           “(1) Amounts described in paragraph (2) shall be  
9 allotted by the Secretary to States receiving allotments  
10 under section 1921(a) for the fiscal year (other than  
11 any State described in paragraph (2)(C)). Such amounts  
12 shall be allotted according to a formula, established by  
13 the Secretary, that is equivalent to the formula de-  
14 scribed in subsection (a), (b), or (c) under which the al-  
15 lotment of the State for the fiscal year involved was  
16 determined.

17           “(2) The amounts referred to in paragraph (1) are  
18 any amounts made available in appropriations Acts for  
19 allotments under this part that are not allotted under  
20 section 1921(a) as a result of—

21           “(A) the failure of any State to submit an

1           nation of the Secretary, such application in com-  
2 pliance with such section; or

3           “(C) any State informing the Secretary that  
4 the State does not intend to expend the full  
5 amount of the allotment made to the State.

6           “SEC. 1926. EVALUATION OF PROGRAMS.

7           “(a) IN GENERAL.—

8           “(1) The Secretary, acting through the Director of  
9 the National Institute of Mental Health, shall develop  
10 and evaluate community mental health programs and  
11 services, including evaluations of—

12           “(A) the most effective methods of providing  
13 community-based prevention, treatment, and reha-  
14 bilitation services for the mentally ill; and

15           “(B) the comparative efficacy and cost-effec-  
16 tiveness of different methods of treatment utilized  
17 in such programs with respect to diagnoses of  
18 mental illness for which such programs provided  
19 treatment.

20           “(2) Evaluations required in paragraph (1) may be  
21 carried out through grants, contracts, or cooperative

1 uations required in subsection (a)(1). Such research centers  
2 shall establish and maintain liaisons with community mental  
3 health systems that provide services to the mentally ill.

4 “(c) MODEL PLAN WITH RESPECT TO CHRONICALLY  
5 MENTALLY ILL INDIVIDUALS.—The Secretary, acting  
6 through the Director of the National Institute of Mental  
7 Health, shall develop and make available, from time to time,  
8 a model plan for a community-based system of care for chron-  
9 ically mentally ill individuals. Such plan shall be developed in  
10 consultation with State mental health directors, providers of  
11 mental health services, chronically mentally ill individuals,  
12 advocates for such individuals, and other interested parties.

13 “SEC. 1927. FUNDING.

14 “(a) AUTHORIZATIONS OF APPROPRIATIONS.—For the  
15 purposes of carrying out this part, part E, and section 509D,  
16 there are authorized to be appropriated \$350,000,000 for  
17 fiscal year 1988 and such sums as may be necessary for each  
18 of the fiscal years 1989 and 1990.

19 “(b) LIMITATIONS ON EXPENDITURES FOR CERTAIN  
20 NATIONAL PROGRAMS.—For the purposes of carrying out  
21 sections 1926, 1958(a), and 509D, the Secretary shall obli-

1 “(c) AVAILABILITY TO STATES.—Any amounts paid to  
2 a State under section 1921(a) remaining unobligated at the  
3 end of the fiscal year for which the amounts were paid shall  
4 remain available during the succeeding fiscal year to the  
5 State for carrying out the purpose described in section  
6 1921(b).

7 “SEC. 1928. DEFINITIONS.

8 “For purposes of this part:

9 “(1) The term ‘Council’ means the State mental  
10 health services planning council required in section  
11 1924(a).

12 “(2) The term ‘former section 1913’ means sec-  
13 tion 1913 of this Act as in effect on the day before the  
14 date of the enactment of the Comprehensive Alcohol  
15 Abuse, Drug Abuse, and Mental Health Amendments  
16 Act of 1987.

17 “(3)(A) The term ‘State’ means, except as provid-  
18 ed in subparagraph (B), each of the several States, the  
19 District of Columbia, and the territories of the United  
20 States.

21 “(B) For purposes of subsections (a) and (d) of

1 Virgin Islands, Guam, American Samoa, the Common-  
 2 wealth of the Northern Mariana Islands, the Trust  
 3 Territory of the Pacific Islands, and any other territory  
 4 or possession of the United States.

5 "PART C—STATE COMPREHENSIVE MENTAL HEALTH  
 6 SERVICES PLANS

7 "SEC. 1931. DEVELOPMENT GRANTS.

8 "(a) IN GENERAL.—The Secretary shall make grants to  
 9 the States for the development of State comprehensive  
 10 mental health services plans that comply with section 1932.  
 11 In order to receive a grant under this section, a State shall  
 12 submit an application to the Secretary. Such application shall  
 13 be in such form, and shall contain such information, as the  
 14 Secretary may by regulation prescribe.

15 "(b) AMOUNT OF GRANT.—

16 "(1) Except as provided in paragraph (2), the  
 17 amount of a grant to a State under this section for a  
 18 fiscal year shall be the amount that bears the same  
 19 ratio to the amount appropriated to carry out this sec-  
 20 tion for such fiscal year as the population of the State  
 21 bears to the total of the population of all States that

1 "(c) AUTHORIZATIONS OF APPROPRIATIONS.—For the  
 2 purposes of carrying out this section, there are authorized to  
 3 be appropriated \$10,000,000 for each of the fiscal years  
 4 1988 and 1989.

5 "SEC. 1932. REQUIREMENT OF SUBMISSION OF PLAN.

6 "(a) IN GENERAL.—For fiscal year 1988 and each sub-  
 7 sequent fiscal year, each State shall submit to the Secretary  
 8 a State comprehensive mental health services plan (hereafter  
 9 in this section referred to as the 'State plan').

10 "(b) REQUIRED PROVISIONS.—A State plan shall, for  
 11 the fiscal year for which the plan is submitted and each of the  
 12 2 succeeding fiscal years, meet the following requirements:

13 "(1) The State plan shall provide for the estab-  
 14 lishment and implementation of an organized communi-  
 15 ty-based system of care for seriously mentally ill  
 16 individuals.

17 "(2) The State plan shall contain quantitative tar-  
 18 gets to be achieved in the implementation of such  
 19 system, including numbers of seriously mentally ill indi-  
 20 viduals residing in the areas to be served under such  
 21 system.

ices, including access to treatment, prevention, and rehabilitation services.

“(4) The State plan shall describe rehabilitation services, employment services, housing services, medical and dental care, and other support services to be provided to seriously mentally ill individuals in order to enable such individuals to function outside of inpatient institutions to the maximum extent of their capabilities.

“(5) The State plan shall provide for activities to reduce the rate of hospitalization of seriously mentally ill individuals.

“(6) Except as provided in paragraph (7), the State plan shall require the provision of case management services to each seriously mentally ill individual in the State who receives substantial amounts of public funds or services. For purposes of this paragraph, the term “seriously mentally ill individual” means a seriously mentally ill individual as defined under State law and regulations.

“(7) The State plan may provide for the implementation of the requirements of paragraph (6) in a

case management services required to be provided under such paragraph; and

“(B) provides for the substantial completion of the phasing in of the provision of such services by the end of fiscal year 1992.

“(8) The State plan shall provide for the establishment and implementation of a program of outreach to, and services for, seriously mentally ill individuals who are homeless.

“(c) REQUIRED CONSULTATIONS.—In developing each State plan required under this section, the State shall consult with representatives of employees of State institutions and public and private nursing homes who care for seriously mentally ill individuals.

“(d) TECHNICAL ASSISTANCE.—The Secretary shall provide technical assistance to the States in the development and implementation of State plans that comply with this section. Such technical assistance shall include the development and publication by the Secretary of model elements for State plans and model data systems for the collection of data concerning the implementation of State plans.

1 the allotment required in section 1921(a) for the State  
2 for fiscal year 1990 by an amount described in para-  
3 graph (3).

4 “(B) If the Secretary determines that a State has  
5 not, by the end of fiscal year 1990, developed and sub-  
6 stantially implemented the State plan, the Secretary  
7 shall reduce the amount of the allotment required in  
8 section 1921(a) for the State for fiscal year 1991 by an  
9 amount described in paragraph (3).

10 “(C) If the Secretary determines that a State has  
11 not, by the end of fiscal year 1991, developed and  
12 completely implemented the State plan, the Secretary  
13 shall reduce the amount of the allotment required in  
14 section 1921(a) for the State for fiscal year 1992 and  
15 each subsequent fiscal year by an amount described in  
16 paragraph (3).

17 “(2) With respect to fiscal year 1992 and subse-  
18 quent fiscal years, the Secretary may not, under para-  
19 graph (1)(C), make the reduction described in para-  
20 graph (3) for a fiscal year if the Secretary determines  
21 that the State has, in the immediately preceding fiscal

1 ant to section 1921(a) for fiscal year 1988 that the  
2 State expended for administrative expenses.

3 “(f) LIMITATION.—Notwithstanding any other provision  
4 of this section, the Secretary shall not require a State, in  
5 carrying out the State plan, to expend an amount for mental  
6 health services for any fiscal year that exceeds the total  
7 amount that would have been expended for such services by  
8 the State for such fiscal year if such plan had not been imple-  
9 mented.

10 “PART D—ALCOHOL AND DRUG ABUSE PREVENTION,  
11 TREATMENT, AND REHABILITATION SERVICES

12 “SEC. 1941. ESTABLISHMENT OF PROGRAM OF GRANTS TO  
13 STATES.

14 “(a) REQUIREMENT OF ALLOTMENTS FOR STATES.—

15 The Secretary, acting through the Administrator of the Alco-  
16 hol, Drug Abuse, and Mental Health Administration, shall  
17 for each fiscal year allot to each State an amount determined  
18 in accordance with section 1944. The Secretary shall make  
19 payments each fiscal year to each State from the allotment  
20 for the State if the Secretary approves for each fiscal year an  
21 application submitted by the State pursuant to section 1942

1 lishing and carrying out programs of prevention, treatment,  
2 and rehabilitation with respect to substance abuse and activi-  
3 ties relating to such programs, including—

4 “(1) planning, establishing, maintaining, coordi-  
5 nating, and evaluating projects for the development of  
6 more effective prevention, treatment, and rehabilitation  
7 programs and activities to deal with the abuse of alco-  
8 hol and other drugs;

9 “(2) activities to expand the capacity of treatment  
10 and rehabilitation programs and facilities to provide  
11 services to individuals suffering from substance abuse;  
12 and

13 “(3) activities to provide access to vocational  
14 training, job counseling, and education equivalency pro-  
15 grams for individuals at risk of, or undergoing treat-  
16 ment for, the abuse of alcohol or other drugs.

17 **“SEC. 1942. REQUIREMENT OF SUBMISSION OF APPLICATION**  
18 **CONTAINING CERTAIN AGREEMENTS.**

19 “(a) **IN GENERAL.**—The Secretary may not make pay-  
20 ments under section 1941(a) to a State for a fiscal year  
21 unless the State has submitted to the Secretary an applica-

1 “(2) section 1943, relating to the requirements  
2 with respect to carrying out the purpose of grants;

3 “(3) section 1952, relating to restrictions on the  
4 use of payments;

5 “(4) section 1953, relating to additional required  
6 agreements; and

7 “(5) section 1954, relating to reports by the  
8 States.

9 “(b) **CERTIFICATIONS.**—Agreements required under  
10 subsection (a) to be submitted to the Secretary shall be made  
11 through certification from the chief executive officer of the  
12 State involved.

13 “(c) **SUBMISSION OF DESCRIPTION OF INTENDED USE**  
14 **OF BLOCK GRANT.**—The Secretary may not make payments  
15 under section 1941(a) to a State for a fiscal year unless the  
16 application submitted pursuant to subsection (a) contains the  
17 description of intended expenditures required in section 1951.

18 “(d) **ADDITIONAL REQUIRED INFORMATION.**—An ap-  
19 plication required in subsection (a) shall, with respect to  
20 agreements required to be contained in such an application,  
21 provide assurances of compliance satisfactory to the Secre-

1 "SEC. 1943. REQUIREMENTS WITH RESPECT TO CARRYING OUT  
2 PURPOSE OF GRANTS.

3 "The Secretary may not make payments under section  
4 1941(a) to a State for a fiscal year unless the State agrees  
5 that—

6 "(1) not less than 35 percent of amounts received  
7 under such section for a fiscal year will be expended  
8 for the purposes of programs and activities relating to  
9 alcoholism and alcohol abuse;

10 "(2) not less than 35 percent of amounts received  
11 under such section for a fiscal year will be expended  
12 for the purposes of programs and activities relating to  
13 drug abuse;

14 "(3) not less than 20 percent of amounts received  
15 under such section for a fiscal year will be expended  
16 for the purposes of programs and activities relating to  
17 preventing the abuse of alcohol and drugs, including  
18 early intervention programs and activities carried out  
19 to discourage such abuse; and

20 "(4) not less than 6 percent, or \$100,000, which-  
21 ever is greater, of the amounts received under such

1 "(1) Subject to subsection (b), the Secretary shall  
2 determine the amount of the allotment required in sec-  
3 tion 1941(a) for a State for a fiscal year in accordance  
4 with the following formula:

$$A \left( \frac{X}{U} \right)$$

5 "(2) For purposes of the formula described in  
6 paragraph (1), the term 'A' means an amount equal to  
7 the difference between—

8 "(A) the amount appropriated pursuant to  
9 section 1946(a) for allotments under section  
10 1941(a) for the fiscal year involved; and

11 "(B) 1.5 percent of such amount.

12 "(3)(A) For purposes of the formula described in  
13 paragraph (1), the term 'X' means the product of—

14 "(i) the term 'P' as determined under sub-  
15 paragraph (B); and

16 "(ii) the greater of—

17 "(I) 0.4; and

18 "(II) an amount equal to an amount de-  
19 termined in accordance with the following



$$1-.5 \left( \frac{S}{N} \right)$$

1 “(B) For purposes of subparagraph (A)(i), the  
2 term ‘P’ means the sum of—

3 “(i) an amount equal to the product of—

4 “(I) 0.3; and

5 “(II) the number of individuals in the  
6 State who are between 18 and 24 years of  
7 age, as indicated by the most recent data  
8 collected by the Bureau of the Census;

9 “(ii) an amount equal to the product of—

10 “(I) 0.2; and

11 “(II) the number of individuals in the  
12 State who are between 25 and 44 years of  
13 age, as indicated by the most recent data  
14 collected by the Bureau of the Census; and

15 “(iii) an amount equal to the product of—

16 “(I) 0.5; and

17 “(II) the number of individuals in the  
18 State who are between 25 and 64 years of  
19 age, as indicated by the most recent data

1 “(i) an amount equal to the most recent 3-  
2 year average of the total taxable resources of the  
3 State, as determined by the Secretary of the  
4 Treasury; divided by

5 “(ii) an amount equal to the term ‘P’ as de-  
6 termined under subparagraph (B).

7 “(D) For purposes of the formula described in  
8 subparagraph (A)(ii)(II), the term ‘N’ means the quo-  
9 tient of—

10 “(i) an amount equal to the sum of the re-  
11 spective amounts determined for each State under  
12 subparagraph (C)(i); divided by

13 “(ii) an amount equal to the sum of the re-  
14 spective terms ‘P’ determined for each State  
15 under subparagraph (B).

16 “(4) For purposes of the formula described in  
17 paragraph (1), the term ‘U’ means the sum of the re-  
18 spective terms ‘X’ determined for each State under  
19 paragraph (3)(A).

20 “(b) TERRITORIES.—

21 “(1) Subject to subsection (e), the Secretary

1 ments under section 1941(a) for the territories of  
2 the United States; and

3 “(B) determine the amount of the allotment  
4 required in section 1941(a) for such territories for  
5 a fiscal year in accordance with a formula estab-  
6 lished by the Secretary in accordance with para-  
7 graph (2).

8 “(2)(A) The formula established pursuant to para-  
9 graph (1)(B) shall, subject to subparagraph (B), allot  
10 the amount reserved under paragraph (1) among each  
11 of the territories of the United States on the basis of  
12 the population of the territory involved, as indicated by  
13 the most recently available data, relative to the aggre-  
14 gate population of such territories.

15 “(B) An allotment for such a territory may not be  
16 less than \$50,000.

17 “(c) INDIAN TRIBES.—

18 “(1) Upon the request of the governing body of an  
19 eligible Indian tribe or tribal organization within a  
20 State, the Secretary shall—

21 “(A) reserve from the amount that otherwise

1 “(B) grant the amount reserved under sub-  
2 paragraph (A) to the Indian tribe or tribal organi-  
3 zation serving the individuals for whom such a de-  
4 termination has been made.

5 “(2)(A) The amount reserved under paragraph  
6 (1)(A) shall be an amount equal to the product of—

7 “(i) the amount that otherwise would be allotted  
8 to the State under subsection (a) for the fiscal year;  
9 and

10 “(ii) the percentage described in subparagraph (B).

11 “(B) The percentage referred to in subparagraph (A)(ii)  
12 is a percentage equal to the quotient of—

13 “(i) an amount equal to the amount the Indian  
14 tribe or tribal organization received under former sec-  
15 tion 1921(b) for fiscal year 1987; divided by

16 “(ii) the total aggregate amount received under  
17 such section in fiscal year 1987 by the State, Indian  
18 tribes in the State, and tribal organizations in the  
19 State.

20 “(3) The Secretary may not make a grant under  
21 paragraph (1)(B) to an Indian tribe or tribal organiza-

1 “(d) TRANSITION RULES FOR STATES.—

2 “(1)(A) For fiscal year 1988, the amount of the  
3 allotment required in section 1941(a) for a State shall  
4 be the greater of—

5 “(i) an amount determined in accordance  
6 with subsection (a); and

7 “(ii) an amount equal to 80 percent of the  
8 amount of the allotment for substance abuse serv-  
9 ices under former section 1913 for the State for  
10 fiscal year 1987.

11 “(2)(A) For fiscal year 1989, the amount of the  
12 allotment required in section 1941(a) for a State shall  
13 be the greater of—

14 “(i) an amount determined in accordance  
15 with subsection (a); and

16 “(ii) an amount equal to 80 percent of the  
17 amount of the allotment under section 1941(a) for  
18 the State for fiscal year 1988.

19 “(e) TRANSITION RULES FOR TERRITORIES.—

20 “(1)(A) For fiscal year 1988, the amount of the  
21 allotment required in section 1941(a) for a territory

1 “(ii) an amount equal to 80 percent of the  
2 amount of the allotment for substance abuse serv-  
3 ices under former section 1913 for the territory  
4 for fiscal year 1987.

5 “(2)(A) For fiscal year 1989, the amount of the  
6 allotment required in section 1941(a) for a territory  
7 shall be the greater of—

8 “(i) an amount determined in accordance  
9 with subsection (b); and

10 “(ii) an amount equal to 80 percent of the  
11 amount of the allotment under section 1941(a) for  
12 the territory for fiscal year 1988.

13 “(f) DISPOSITION OF CERTAIN FUNDS APPROPRIATED  
14 FOR ALLOTMENTS.—

15 “(1) Amounts described in paragraph (2) shall be  
16 allotted by the Secretary to States receiving allotments  
17 under section 1941(a) for the fiscal year (other than  
18 any State described in paragraph (2)(C)). Such amounts  
19 shall be allotted according to a formula established by  
20 the Secretary. Such formula shall be equivalent to the  
21 formula described in subsection (a), (b), or (c) under

1 allotments under this part that are not allotted under  
2 section 1941(a) as a result of—

3 “(A) the failure of any State to submit an  
4 application under section 1942;

5 “(B) the failure of any State to prepare,  
6 within a reasonable period of time in the determi-  
7 nation of the Secretary, such application in com-  
8 pliance with such section; or

9 “(C) any State informing the Secretary that  
10 the State does not intend to expend the full  
11 amount of the allotment made to the State.

12 **“SEC. 1945. EVALUATION OF PROGRAMS.**

13 “The Secretary, acting through the the Director of the  
14 National Institute on Alcohol Abuse and Alcoholism and the  
15 Director of the National Institute on Drug Abuse, shall de-  
16 velop and evaluate alcohol and drug abuse treatment pro-  
17 grams to determine the most effective forms of treatment.  
18 Such programs may be developed through grants, contracts,  
19 and cooperative agreements provided to public and nonprofit  
20 private entities. In carrying out this section, the Secretary  
21 shall assess the comparative effectiveness and costs of vari-

1 509A, 509D, 512, and 516, there are authorized to be ap-  
2 propriated \$500,000,000 for fiscal year 1988 and such sums  
3 as may be necessary for each of the fiscal years 1989 and  
4 1990.

5 “(b) **LIMITATIONS ON EXPENDITURES FOR CERTAIN**  
6 **NATIONAL PROGRAMS.—**

7 “(1) For the purposes of carrying out sections  
8 508, 509A, 512, and 516, the Secretary shall obligate  
9 10 percent of the amounts appropriated pursuant to  
10 subsection (a) for a fiscal year.

11 “(2) For the purposes of carrying out sections  
12 509D, 1945, and 1958(a), the Secretary shall obligate  
13 not less than 5 percent, and not more than 10 percent,  
14 of the amounts appropriated pursuant to subsection (a)  
15 for a fiscal year.

16 “(c) **AVAILABILITY TO STATES.—**Any amounts paid to  
17 a State under section 1941(a) remaining unobligated at the  
18 end of the fiscal year for which the amounts were paid shall  
19 remain available during the succeeding fiscal year to the  
20 State for the purpose described in section 1941(b).

21 **SEC. 1947. DEFINITIONS.**

1           “(2)(A) The term ‘State’ means, except as provid-  
2           ed in subparagraph (B), each of the several States, the  
3           District of Columbia, and the territories of the United  
4           States.

5           “(B) For purposes of subsections (a) and (d) of  
6           section 1944, the term ‘State’ means each of the sev-  
7           eral States and the District of Columbia.

8           “(3) The term ‘territories of the United States’  
9           means each of the Commonwealth of Puerto Rico, the  
10          Virgin Islands, Guam, American Samoa, the Common-  
11          wealth of the Northern Mariana Islands, the Trust  
12          Territory of the Pacific Islands, and any other territory  
13          or possession of the United States.

14           “PART E—GENERAL PROVISIONS

15          “SEC. 1951. REQUIREMENT OF SUBMISSION OF DESCRIPTION  
16                  OF INTENDED USES OF BLOCK GRANT.

17          “(a) IN GENERAL.—The Secretary may not make pay-  
18          ments under part B or D to a State for a fiscal year unless—

19                  “(1) the State submits to the Secretary a descrip-  
20                  tion of the purposes for which the State intends to  
21                  expend such payments for the fiscal year;

1           coordinated with any similar programs and activities of  
2           public and private entities; and

3                  “(3) the State agrees that such description will be  
4                  revised throughout the year as may be necessary to re-  
5                  flect substantial changes in the programs and activities  
6                  assisted by the State pursuant to the program involved.

7                  “(b) PROGRAM SPECIFIC REQUIREMENTS.—

8                          “(1) The Secretary may not make payments under  
9                          part B to a State for a fiscal year unless the descrip-  
10                         tion required in subsection (a)—

11                                  “(A) describes intended expenditures for the  
12                                 provision of services described in section  
13                                 1923(a)(1); and

14                                  “(B) identifies the populations and the geo-  
15                                 graphic areas in the State with a need for mental  
16                                 health services, including a description of the  
17                                 number of chronically mentally ill individuals and  
18                                 severely emotionally disturbed children and youth  
19                                 in the State.

20                          “(2) The Secretary may not make payments under  
21                          part D to a State for a fiscal year unless the descrip-

1       “(c) OPPORTUNITY FOR PUBLIC COMMENT.—The Sec-  
 2 retary may not make payments under part B or D to a State  
 3 for a fiscal year unless the State agrees that, in developing  
 4 and carrying out the description required in subsection (a),  
 5 the State will provide public notice with respect to the de-  
 6 scription (including any revisions) and facilitate comments  
 7 from interested persons.

8       “SEC. 1952. RESTRICTIONS ON USE OF PAYMENTS.

9       “(a) IN GENERAL.—

10       “(1) The Secretary may not, except as provided  
 11 in paragraph (2), make payments under part B or D to  
 12 a State for a fiscal year unless the State agrees that  
 13 the payments will not be expended—

14       “(A) to provide inpatient services, except  
 15 with respect to short-term residential treatment  
 16 for substance abuse provided in settings other  
 17 than hospitals;

18       “(B) to make cash payments to intended re-  
 19 cipients of services under the program involved;

20       “(C) to purchase or improve real property  
 21 (other than minor remodeling of existing improve-

1       “(D) to satisfy any requirement for the ex-  
 2 penditure of non-Federal funds as a condition for  
 3 the receipt of Federal funds; or

4       “(E) to provide financial assistance to any  
 5 entity other than a public or nonprofit private  
 6 entity.

7       “(2) If the Secretary finds that the purpose of the  
 8 program involved cannot otherwise be carried out, the  
 9 Secretary may, with respect to an otherwise qualified  
 10 State, waive the restriction established in paragraph  
 11 (1)(C).

12       “(b) LIMITATION WITH RESPECT TO ADMINISTRA-  
 13 TIVE EXPENSES.—The Secretary may not make payments  
 14 under part B or D to a State for a fiscal year unless the State  
 15 agrees that the State will not expend more than 10 percent  
 16 of the payments for administrative expenses.

17       “(c) PROGRAM SPECIFIC REQUIREMENT.—For fiscal  
 18 year 1990 and subsequent fiscal years, the Secretary may not  
 19 make payments under part B to a State unless the State  
 20 agrees that the State will not expend more than 45 percent  
 21 of such payments for a fiscal year to provide for community

## 1 "SEC. 1953. ADDITIONAL REQUIRED AGREEMENTS.

2 "(a) IN GENERAL.—The Secretary may not, except as  
3 provided in subsection (c), make payments under part B or D  
4 to a State for a fiscal year unless the State agrees that—

5 "(1) the legislature of the State will conduct  
6 public hearings on the proposed use and distribution of  
7 the payments to be received for the fiscal year;

8 "(2) the State will, to the maximum extent practi-  
9 cable, ensure that services provided to an individual  
10 pursuant to the program involved will be provided  
11 without regard to the ability of the individual to pay  
12 for such services and without regard to the current or  
13 past health condition of the individual;

14 "(3) the State will establish reasonable criteria to  
15 evaluate the effectiveness of the performance of entities  
16 that receive funds from the State pursuant to the pro-  
17 gram involved;

18 "(4) the State will permit and cooperate with  
19 Federal investigations undertaken in accordance with  
20 section 1955;

21 "(5) the State will maintain non-Federal expendi-

1 "(6) the State will provide to the Secretary any  
2 data required by the Secretary pursuant to section  
3 509D.

## 4 "(b) PROGRAM SPECIFIC REQUIREMENTS.—

5 "(1) The Secretary may not make payments under  
6 part B to a State for a fiscal year unless the State  
7 agrees that the State will, to the maximum extent  
8 practicable, develop and implement arrangements to  
9 locate jobs for employees affected adversely by actions  
10 taken by the State mental health authority with re-  
11 spect to emphasizing outpatient health services.

12 "(2) The Secretary may not make payments under  
13 part D to a State for a fiscal year unless the State  
14 agrees to ensure that any entity in the State receiving  
15 funds with respect to carrying out the purpose de-  
16 scribed in section 1941(b) will comply with sections  
17 523 and 527.

18 "(c) CERTAIN WAIVER.—The Secretary may, upon the  
19 request of a State, waive the requirement established in sub-  
20 section (a)(5) if the Secretary determines that extraordinary  
21 economic conditions in the State justify the waiver

1 Secretary an annual report in such form and containing such  
2 information as the Secretary determines (after consultation  
3 with the States and the Comptroller General of the United  
4 States) to be necessary for—

5       “(1) securing a record and a description of the  
6 purposes for which payments received by the State  
7 pursuant to part B or D were expended and of the re-  
8 cipients of such payments;

9       “(2) determining whether the payments were ex-  
10 pended in accordance with the needs within the State  
11 required to be identified pursuant to section 1951(b);

12       “(3) determining whether the payments were ex-  
13 pended in accordance with the purpose of the program  
14 involved; and

15       “(4) determining the percentage of payments re-  
16 ceived pursuant to part B or D that were expended by  
17 the State for administrative expenses during the pre-  
18 ceding fiscal year.

19       “(b) AVAILABILITY TO PUBLIC OF REPORTS.—The  
20 Secretary may not make payments under part B or D to a  
21 State unless the State agrees that the State will make copies

1 time to time, evaluate the expenditures by States of pay-  
2 ments under part B or D in order to assure that expenditures  
3 are consistent with the provisions of the program involved.

4 “SEC. 1955. FAILURE TO COMPLY WITH AGREEMENTS.

5       “(a) REPAYMENT OF PAYMENTS.—

6       “(1) The Secretary may, in accordance with sub-  
7 section (b), require a State to repay any payments re-  
8 ceived by the State pursuant to part B or D that the  
9 Secretary determines were not expended by the State  
10 in accordance with the agreements required to be made  
11 by the State as a condition of the receipt of payments  
12 under the program involved.

13       “(2) If a State fails to make a repayment required  
14 in paragraph (1), the Secretary may offset the amount  
15 of the repayment against the amount of any payment  
16 due to be paid to the State under the program  
17 involved.

18       “(b) OPPORTUNITY FOR A HEARING.—Before requiring  
19 repayment of payments under subsection (a)(1) the Secretary  
20 shall provide to the State an opportunity for a hearing.

21 “SEC. 1956. PROHIBITION AGAINST CERTAIN FALSE STATE.



1 material fact in connection with the furnishing of items  
2 or services for which payments may be made by a  
3 State from amounts paid to the State under part B or  
4 D.

5 “(2) A person with knowledge of the occurrence of  
6 any event affecting the right of the person to receive  
7 any payments from amounts paid to the State under  
8 part B or D may not conceal or fail to disclose any  
9 such event with the intent of fraudulently securing such  
10 amount.

11 “(b) CRIMINAL PENALTY FOR VIOLATION OF PROHI-  
12 BITION.—Any person who knowingly violates the prohibition  
13 established in subsection (a) may for each violation be fined in  
14 accordance with title 18, United States Code, or imprisoned  
15 for not more than 5 years, or both.

16 “SEC. 1957. NONDISCRIMINATION.

17 “(a) IN GENERAL.—

18 “(1) For the purpose of applying the prohibitions  
19 against discrimination on the basis of age under the  
20 Age Discrimination Act of 1975, on the basis of handi-  
21 cap under section 504 of the Rehabilitation Act of

1 whole or in part with funds made available under the  
2 program involved shall be considered to be programs  
3 and activities receiving Federal financial assistance.

4 “(2) No person shall on the ground of sex or reli-  
5 gion be excluded from participation in, be denied the  
6 benefits of, or be subjected to discrimination under, any  
7 program or activity funded in whole or in part with  
8 funds made available under the program involved.

9 “(b) ENFORCEMENT.—

10 “(1) Whenever the Secretary finds that a State,  
11 or an entity that has received a payment pursuant to  
12 the program involved, has failed to comply with a pro-  
13 vision of law referred to in subsection (a)(1), with sub-  
14 section (a)(2), or with an applicable regulation (includ-  
15 ing one prescribed to carry out subsection (a)(2)), the  
16 Secretary shall notify the chief executive officer of the  
17 State and shall request the chief executive officer to  
18 secure compliance. If within a reasonable period of  
19 time, not to exceed 60 days, the chief executive officer  
20 fails or refuses to secure compliance, the Secretary  
21 may—

1           “(B) exercise the powers and functions pro-  
 2           vided by the Age Discrimination Act of 1975,  
 3           section 504 of the Rehabilitation Act of 1973,  
 4           title IX of the Education Amendments of 1972,  
 5           or title VI of the Civil Rights Act of 1964, as  
 6           may be applicable; or

7           “(C) take such other actions as may be  
 8           authorized by law.

9           “(2) When a matter is referred to the Attorney  
 10          General pursuant to subsection (b)(1), or whenever the  
 11          Attorney General has reason to believe that State or  
 12          an entity is engaged in a pattern or practice in viola-  
 13          tion of a provision of law referred to in subsection  
 14          (a)(1) or in violation of subsection (a)(2), the Attorney  
 15          General may bring a civil action in any appropriate  
 16          district court of the United States for such relief as  
 17          may be appropriate, including injunctive relief.

18   “SEC. 1958. TECHNICAL ASSISTANCE AND PROVISION BY SEC-  
 19                    RETARY OF SUPPLIES AND SERVICES IN LIEU  
 20                    OF GRANT FUNDS.

21   “(a) TECHNICAL ASSISTANCE.—The Secretary shall

1   any program or service carried out pursuant to the program  
 2   involved. The Secretary may provide such technical assist-  
 3   ance directly, through contract, or through grants.

4           “(b) PROVISION BY SECRETARY OF SUPPLIES AND  
 5   SERVICES IN LIEU OF GRANT FUNDS.—

6           “(1) Upon the request of a State receiving an al-  
 7   lotment under part B or D, the Secretary may, subject  
 8   to paragraph (2), provide supplies, equipment, and  
 9   services for the purpose of aiding the State in provid-  
 10   ing the services described in the program involved and,  
 11   for such purpose, may detail to the grantee any officer  
 12   or employee of the Department of Health and Human  
 13   Services.

14           “(2)(A) With respect to a request described in  
 15   paragraph (1), the Secretary shall reduce the amount  
 16   of payments to the State under the program involved  
 17   by an amount equal to the fair market value of any  
 18   supplies, equipment, or services to be provided by the  
 19   Secretary.

20           “(B) Amounts withheld by the Secretary under  
 21   subparagraph (A) shall be available to the Secretary

## 1 "SEC. 1959. REPORT BY SECRETARY.

2 "Not later than October 1, 1989, the Secretary shall  
3 report to the Congress on the activities of the States carried  
4 out pursuant to part B and D. Such report may include any  
5 recommendations of the Secretary for appropriate administra-  
6 tive and legislative initiatives.

## 7 "SEC. 1960. DEFINITION.

8 "For purposes of this part, the term 'program involved'  
9 means the program of allotments established in part B, or the  
10 program of allotments established in part D, or both, as indi-  
11 cated by whether the State is receiving or is applying to re-  
12 ceive payments under part B, or part D, or both."

13 SEC. 4. ESTABLISHMENT OF GRANT PROGRAMS FOR RE-  
14 SEARCH WITH RESPECT TO MENTAL HEALTH  
15 SERVICES.

16 Title V of the Public Health Service Act (42 U.S.C.  
17 290aa et seq.) is amended—

18 (1) by amending section 504(f) to read as follow:

19 "(f)(1) The Secretary, acting through the Director,  
20 shall—

21 "(A) develop and publish information with respect

1 "(2) Information described in paragraph (1) shall espe-  
2 cially relate to suicide among individuals under 24 years of  
3 age.";

4 (2) by striking subsections (g) through (i) of sec-  
5 tion 504; and

6 (3) by adding at the end of part B the following  
7 new subpart:

8 "Subpart 3—Mental Health Research

9 "ESTABLISHMENT OF GRANT PROGRAM FOR RESEARCH

10 "SEC. 518. The Secretary, acting through the Director,  
11 may make grants to, and enter into cooperative agreements  
12 with, public and nonprofit private entities for research on  
13 mental illness.

14 "ESTABLISHMENT OF GRANT PROGRAM FOR  
15 DEMONSTRATION PROJECTS

16 "SEC. 519. (a) CHRONICALLY MENTALLY ILL INDIVID-  
17 UALS AND SERIOUSLY MENTALLY DISTURBED CHIL-  
18 DREN.—The Secretary, acting through the Director, may  
19 make grants to States, political subdivisions of States, and  
20 nonprofit private agencies for mental health services demon-  
21 stration projects (including self-help services) for the plan-

1 “(b) INDIVIDUALS AT RISK OF MENTAL ILLNESS.—

2 “(1) The Secretary, acting through the Director,  
3 may make grants to States, political subdivisions of  
4 States, and private nonprofit agencies for prevention  
5 services demonstration projects for the provision of pre-  
6 vention services for individuals who, in the determina-  
7 tion of the Secretary, are at risk of developing mental  
8 illness.

9 “(2) Demonstration projects under paragraph (1)  
10 may include—

11 “(A) prevention services for populations at  
12 risk of developing mental illness, particularly dis-  
13 placed workers, young children, and adolescents;

14 “(B) the development and dissemination of  
15 education materials;

16 “(C) the sponsoring of local, regional, or na-  
17 tional workshops or conferences;

18 “(D) the conducting of training programs  
19 with respect to the provision of mental health  
20 services to individuals described in paragraph (1);  
21 and

1 “(c) LIMITATION ON DURATION OF GRANT.—The Sec-  
2 retary may make a grant under subsection (a) or (b) for not  
3 more than three consecutive one-year periods.

4 “(d) LIMITATION ON ADMINISTRATIVE EXPENSES.—  
5 The Secretary may not make a grant under subsection (a) or  
6 (b) to an applicant unless the applicant agrees that not more  
7 than 10 percent of such a grant will be expended for adminis-  
8 trative expenses.

9 “(e) AUTHORIZATIONS OF APPROPRIATIONS.—For the  
10 purposes of carrying out this section, there are authorized to  
11 be appropriated \$32,000,000 for each of the fiscal years  
12 1988 and 1989.”.

13 **SEC. 5. REQUIREMENT OF ANNUAL COLLECTION BY SECRE-**  
14 **TARY OF CERTAIN DATA WITH RESPECT TO**  
15 **MENTAL ILLNESS AND SUBSTANCE ABUSE.**

16 Title V of the Public Health Service Act (42 U.S.C.  
17 290aa et seq.) is amended by inserting after section 509C the  
18 following new section:

19 “DATA COLLECTION

20 “SEC. 509D. (a) The Secretary, acting through the Ad-  
21 ministrator, shall through representative sampling collect

1 trator, acting through the Director of the National Institute  
2 of Mental Health, shall ensure that such activities include the  
3 collection of data on—

4 “(1) the number and variety of public and non-  
5 profit private treatment programs;

6 “(2) the number of individuals receiving treatment  
7 through such programs and the diagnoses of such indi-  
8 viduals; and

9 “(3) demographic characteristics of the population  
10 of such individuals.

11 “(c) With respect to the activities of the Administrator  
12 under subsection (a) relating to substance abuse, the Admin-  
13 istrator, acting through the Director of the National Institute  
14 on Alcoholism and Alcohol Abuse and the Director of the  
15 National Institute on Drug Abuse, shall ensure that such ac-  
16 tivities include the collection of data on—

17 “(1) the number of individuals admitted to the  
18 emergency rooms of hospitals as a result of substance  
19 abuse;

20 “(2) the number of deaths occurring as a result of  
21 substance abuse, as indicated in reports by coroners;

1 “(4) the number and demographic characteristics  
2 of individuals receiving treatment through such pro-  
3 grams; and

4 “(5) the number of such individuals who return for  
5 treatment after the completion of a prior treatment in  
6 such programs and the method of treatment utilized  
7 during the prior treatment.

8 **SEC. 6. AUTHORIZATIONS OF APPROPRIATIONS FOR RE-**  
9 **SEARCH WITH RESPECT TO ALCOHOL ABUSE**  
10 **AND ALCOHOLISM.**

11 Section 513(a) of the Public Health Service Act (as re-  
12 designated in section 613(c)(1) of Public Law 100-77) is  
13 amended by striking “1987.” and inserting the following:  
14 “1987, \$89,000,000 for fiscal year 1988, and such sums as  
15 may be necessary for each of the fiscal years 1989 and  
16 1990.”.

17 **SEC. 7. AUTHORIZATIONS OF APPROPRIATIONS FOR RE-**  
18 **SEARCH WITH RESPECT TO DRUG ABUSE.**

19 Section 517 of the Public Health Service Act (42  
20 U.S.C. 290cc-2) is amended by striking “1987.” and insert-  
21 ing “1987, \$183,000,000 for fiscal year 1988, and such

1 SEC. 8. MISCELLANEOUS AMENDMENTS WITH RESPECT TO  
2 SUBSTANCE ABUSE.

3 (a) TITLE V OF PUBLIC HEALTH SERVICE ACT.—

4 (1) The title of title V of the Public Health Serv-  
5 ices Act (42 U.S.C. 290aa et seq.) is amended so as to  
6 read: “TITLE V—ALCOHOL, DRUG ABUSE,  
7 AND MENTAL HEALTH PROGRAMS”.

8 (2) Section 501 of the Public Health Service Act  
9 (42 U.S.C. 290aa) is amended—

10 (A) by adding at the end of subsection (b) the  
11 following new paragraph:

12 “(4) The Office of Substance Abuse Prevention.”;

13 (B) in the first sentence of subsection (e)(2)—

14 (i) by striking “The” and inserting the  
15 following: “Not less than once each three  
16 years, the”; and

17 (ii) by striking “annually”;

18 (C) by striking “fraud” each place it appears  
19 in subsection (f) and inserting “misconduct”; and

20 (D) by adding at the end the following new  
21 subsections:

1 “(1) for which fellowship support is not provided  
2 under section 487; and

3 “(2) that is not residency training of physicians or  
4 other health professionals.”.

5 (b) ANTI-DRUG ABUSE ACT OF 1986.—Section  
6 6005(b) of the Anti-Drug Abuse Act of 1986 (Public Law  
7 99-570) is amended by striking “one year” and all that fol-  
8 lows through “Act” and inserting “18 months after the exe-  
9 cution of the contract referred to in subsection (a),”.

10 SEC. 9. TECHNICAL AND CONFORMING AMENDMENTS.

11 Title V of the Public Health Service Act (42 U.S.C.  
12 290aa et seq.) is amended—

13 (1) in section 541(a)(4) (as redesignated in section  
14 611(2) of Public Law 100-77), by striking “522” and  
15 inserting “543”;

16 (2) in section 545(d) (as redesignated in section  
17 611(2) of Public Law 100-77), by striking “526” and  
18 inserting “547”; and

19 (3) in section 546(b)(4) (as redesignated in section  
20 611(2) of Public Law 100-77), by striking “521” and  
21 inserting “542”.