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(Original Signature of Member)

116TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To improve State, local, and tribal public health security.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Ms. HAALAND introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To improve State, local, and tribal public health security.

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 “CDC Tribal Public  
5 Health Security and Preparedness Act”.

6 **SEC. 2. IMPROVING STATE, LOCAL, AND TRIBAL PUBLIC**  
7 **HEALTH SECURITY.**

8 Section 319C–1 of the Public Health Service Act (42  
9 U.S.C. 247d–3a) is amended—

1 (1) in the section heading, by striking “**AND**  
2 **LOCAL**” and inserting “**, LOCAL, AND TRIBAL**”;

3 (2) in subsection (b)—

4 (A) in paragraph (1)—

5 (i) in subparagraph (B), by striking  
6 “or” at the end;

7 (ii) in subparagraph (C), by striking  
8 “and” at the end and inserting “or”; and

9 (iii) by adding at the end the fol-  
10 lowing:

11 “(D) be an Indian tribe, tribal organiza-  
12 tion, or a consortium of Indian tribes or tribal  
13 organizations; and”; and

14 (B) in paragraph (2)—

15 (i) in the matter preceding subpara-  
16 graph (A), by inserting “, as applicable”  
17 after “including”;

18 (ii) in subparagraph (A)(viii)—

19 (I) by inserting “and tribal”  
20 after “with State”;

21 (II) by striking “(as defined in  
22 section 8101 of the Elementary and  
23 Secondary Education Act of 1965)”  
24 and inserting “and tribal educational  
25 agencies (as defined in sections 8101

1 and 6132, respectively, of the Elemen-  
2 tary and Secondary Education Act of  
3 1965”); and

4 (III) by inserting “and tribal”  
5 after “and State”;

6 (iii) in subparagraph (G), by striking  
7 “and tribal” and inserting “tribal, and  
8 urban Indian organization”; and

9 (iv) in subparagraph (H), by inserting  
10 “, Indian tribes, and urban Indian organi-  
11 zations” after “public health”;

12 (3) in subsection (e), by inserting “Indian  
13 tribes, tribal organizations, urban Indian organiza-  
14 tions,” after “local emergency plans,”;

15 (4) in subsection (h)—

16 (A) in paragraph (1)(A)—

17 (i) by striking “through 2023” and  
18 inserting “and 2020”; and

19 (ii) by inserting before the period “;  
20 and \$690,000,000 for each of fiscal years  
21 2021 through 2023 for awards pursuant to  
22 paragraph (3) (subject to the authority of  
23 the Secretary to make awards pursuant to  
24 paragraphs (4) and (5)) and paragraph  
25 (8), of which not less than \$5,000,000

1 shall be reserved each fiscal year for  
2 awards under paragraph (8)’’;

3 (B) in the heading of paragraph (3), by in-  
4 serting ‘‘FOR STATES’’ after ‘‘AMOUNT’’; and

5 (C) by adding at the end the following:

6 ‘‘(8) TRIBAL ELIGIBLE ENTITIES.—

7 ‘‘(A) DETERMINATION OF FUNDING  
8 AMOUNT.—

9 ‘‘(i) IN GENERAL.—The Secretary  
10 shall award at least 10 cooperative agree-  
11 ments under this section, in amounts not  
12 less than the minimum amount determined  
13 under clause (ii), to eligible entities de-  
14 scribed in subsection (b)(1)(D) that sub-  
15 mits to the Secretary an application that  
16 meets the criteria of the Secretary for the  
17 receipt of such an award and that meets  
18 other reasonable implementation conditions  
19 established by the Secretary, in consulta-  
20 tion with Indian tribes, for such awards. If  
21 the Secretary receives more than 10 appli-  
22 cations under this section from eligible en-  
23 tities described in subsection (b)(1)(D)  
24 that meet the criteria and conditions de-  
25 scribed in the previous sentence, the Sec-

1           retary, in consultation with Indian tribes,  
2           may make additional awards under this  
3           section to such entities.

4           “(ii) MINIMUM AMOUNT.—In deter-  
5           mining the minimum amount of an award  
6           pursuant to clause (i), the Secretary, in  
7           consultation with Indian tribes, shall first  
8           determine an amount the Secretary con-  
9           siders appropriate for the eligible entity.

10          “(B) AVAILABLE UNTIL EXPENDED.—  
11          Amounts provided to a tribal eligible entity  
12          under a cooperative agreement under this sec-  
13          tion for a fiscal year and remaining unobligated  
14          at the end of such year shall remain available  
15          to such entity during the entirety of the per-  
16          formance period, for the purposes for which  
17          said funds were provided.

18          “(C) NO MATCHING REQUIREMENT.—Sub-  
19          paragraphs (B), (C), and (D) of paragraph (1)  
20          shall not apply with respect to cooperative  
21          agreements awarded under this section to eligi-  
22          ble entities described in subsection (b)(1)(D).”;  
23          and  
24          (5) by adding at the end the following:

1           “(1) SPECIAL RULES RELATED TO TRIBAL ELIGIBLE  
2 ENTITIES.—

3           “(1) MODIFICATIONS.—After consultation with  
4 Indian tribes, the Secretary may make necessary  
5 and appropriate modifications to the program under  
6 this section to facilitate the use of the cooperative  
7 agreement program by eligible entities described in  
8 subsection (b)(1)(D).

9           “(2) WAIVERS.—

10           “(A) IN GENERAL.—Except as provided in  
11 subparagraph (B), the Secretary may waive or  
12 specify alternative requirements for any provi-  
13 sion of this section (including regulations) that  
14 the Secretary administers in connection with  
15 this section if the Secretary finds that the waiv-  
16 er or alternative requirement is necessary for  
17 the effective delivery and administration of this  
18 program with respect to eligible entities de-  
19 scribed in subsection (b)(1)(D).

20           “(B) EXCEPTION.—The Secretary may not  
21 waive or specify alternative requirements under  
22 subparagraph (A) relating to labor standards or  
23 the environment.

24           “(3) CONSULTATION.—The Secretary shall con-  
25 sult with Indian tribes and tribal organizations on

1 the design of this program with respect to such  
2 tribes and organizations to ensure the effectiveness  
3 of the program in enhancing the security of Indian  
4 tribes with respect to public health emergencies.

5 “(4) REPORTING.—

6 “(A) IN GENERAL.—Not later than 2 years  
7 after the date of enactment of this subsection,  
8 and as [as an addendum to the biennial evalua-  
9 tions required under subsection (k)], the Sec-  
10 retary, in coordination with the Director of the  
11 Indian Health Service, shall—

12 “(i) conduct a review of the implemen-  
13 tation of this section with respect to eligi-  
14 ble entities described in subsection  
15 (b)(1)(D), including any factors that may  
16 have limited its success; and

17 “(ii) submit a report describing the  
18 results of the review described in clause (i)  
19 to—

20 “(I) the Committee on Indian Af-  
21 fairs, the Committee on Health, Edu-  
22 cation, Labor, and Pensions, and the  
23 Committee on Appropriations of the  
24 Senate; and

1                   “(II) the Subcommittee on Indig-  
2                   enous People of the Committee on  
3                   Natural Resources, the Committee on  
4                   Energy and Commerce, and the Com-  
5                   mittee on Appropriations of the House  
6                   of Representatives.

7                   “(B) ANALYSIS OF TRIBAL PUBLIC  
8                   HEALTH EMERGENCY INFRASTRUCTURE LIM-  
9                   TATION.—The Secretary shall include in the  
10                  initial report submitted under subparagraph (A)  
11                  a description of any public health emergency in-  
12                  frastructure limitation encountered by eligible  
13                  entities described in subsection (b)(1)(D).”.