

114TH CONGRESS  
2D SESSION

# H. R. 5216

To provide funding for opioid and heroin abuse prevention and treatment,  
and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 12, 2016

Mr. BEN RAY LUJÁN of New Mexico (for himself, Mr. CUMMINGS, Ms. ROYBAL-ALLARD, Mr. KENNEDY, Mr. KILMER, Ms. KUSTER, Mr. HASTINGS, Mrs. NAPOLITANO, Mr. TONKO, Ms. MATSUI, Mr. NEAL, Mr. GRAYSON, Ms. NORTON, Mr. KEATING, Ms. MICHELLE LUJAN GRISHAM of New Mexico, Mr. BLUMENAUER, Mr. LEVIN, Mr. CLAY, Mr. LARSEN of Washington, Ms. EDWARDS, Ms. KAPTUR, Ms. JACKSON LEE, Mrs. CAPPS, Mr. LYNCH, Mr. NORCROSS, Mrs. LAWRENCE, Mr. MEEKS, Mr. SEAN PATRICK MALONEY of New York, Ms. SPEIER, Mr. QUIGLEY, Mr. GUTIÉRREZ, Mr. WELCH, Mr. RUPPERSBERGER, Mr. CONNOLLY, Mr. MCGOVERN, Mr. LOEBSACK, Mr. SARBANES, Ms. BROWN of Florida, Mrs. DINGELL, Mr. KIND, Mr. ISRAEL, Mr. PASCRELL, Mr. GALLEGRO, Mr. CAPUANO, Mr. COURTNEY, Mr. BEYER, Mr. THOMPSON of Mississippi, Mr. JEFFRIES, Mr. YARMUTH, Mr. CÁRDENAS, Mr. SIRES, Mr. KILDEE, Ms. ESHOO, Mr. GENE GREEN of Texas, Mr. VARGAS, Ms. BASS, Ms. CLARKE of New York, Mr. VAN HOLLEN, Ms. CLARK of Massachusetts, Mr. COHEN, Ms. TSONGAS, Ms. FUDGE, Mr. AGUILAR, Mr. TED LIEU of California, Mr. RICHMOND, Mr. SWALWELL of California, Mr. LEWIS, Mr. HECK of Washington, Ms. MCCOLLUM, Ms. DUCKWORTH, Mr. JOHNSON of Georgia, Mr. RYAN of Ohio, Mr. DELANEY, Ms. ESTY, Mr. CONYERS, Mr. DEFazio, Mr. AL GREEN of Texas, Mr. LARSON of Connecticut, Mr. BUTTERFIELD, Mr. DANNY K. DAVIS of Illinois, Ms. PLASKETT, Ms. LEE, Ms. LORETTA SANCHEZ of California, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. RUIZ, Ms. TITUS, Ms. BROWNLEY of California, Mr. MOULTON, Ms. DELAURO, Mr. HONDA, and Mr. PETERSON) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

# A BILL

To provide funding for opioid and heroin abuse prevention and treatment, and for other purposes.

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 “Opioid and Heroin  
5 Abuse Crisis Investment Act of 2016”.

6 **SEC. 2. FUNDING FOR OPIOID AND HEROIN ABUSE PRE-**  
7 **VENTION AND TREATMENT.**

8       (a) **FUNDING.**—There are authorized to be appro-  
9 priated, and are appropriated, out of monies in the Treas-  
10 ury not otherwise obligated, \$1,164,600,000 for the period  
11 of fiscal years 2017 and 2018, to improve opioid pre-  
12 scribing practices and expand access to substance use  
13 treatment and to reduce opioid use disorders and overdose,  
14 to be made available in accordance with this Act and the  
15 amendments made by this Act.

16       (b) **STATE TARGETED RESPONSE COOPERATIVE**  
17 **AGREEMENTS.**—Subpart 1 of part B of title V of the Pub-  
18 lic Health Service Act (42 U.S.C. 290bb et seq.) is amend-  
19 ed by inserting after section 509 the following:

1 **“SEC. 510. STATE TARGETED RESPONSE COOPERATIVE**  
2 **AGREEMENTS.**

3 “(a) IN GENERAL.—The Secretary shall enter into  
4 additional targeted response cooperative agreements with  
5 States under this title to expand opioid treatment capacity  
6 and make services more affordable to those who cannot  
7 afford such services.

8 “(b) AWARDING OF FUNDING.—The Secretary shall  
9 allocate funding to States under this section based on—

10 “(1) the severity of the opioid epidemic in the  
11 State; and

12 “(2) the strength of the strategy of the State  
13 to respond to such epidemic.

14 “(c) USE OF FUNDS.—Amounts received by a State  
15 under this section shall be used to expand treatment ca-  
16 pacity and make services more affordable to those who  
17 cannot afford such services and to help individuals seek  
18 treatment, successfully complete treatment, and sustain  
19 recovery.

20 “(d) FUNDING.—From amounts appropriated under  
21 section 2(a) of the Opioid and Heroin Abuse Crisis Invest-  
22 ment Act, \$465,000,000 is available to carry out this sec-  
23 tion for each of fiscal years 2017 and 2018.”.

24 (c) TREATMENT FOR PRESCRIPTION DRUG ABUSE  
25 AND HEROIN USE.—Section 331(b) of the Public Health

1 Service Act (42 U.S.C. 254d(b)) is amended by adding  
2 at the end the following:

3 “(3)(A) The Secretary shall use amounts made avail-  
4 able under subparagraph (B) to support enhanced loan re-  
5 payment awards to increase the number of clinicians in  
6 the Corps with medication-assisted treatment training to  
7 treat individuals with opioid use disorders through loan  
8 repayments to clinicians.

9 “(B) From amounts appropriated under section 2(a)  
10 of the Opioid and Heroin Abuse Crisis Investment Act,  
11 \$25,000,000 is available to carry out this paragraph for  
12 each of fiscal years 2017 and 2018.”.

13 (d) EVALUATION OF MEDICATION-ASSISTED TREAT-  
14 MENT.—Subpart 1 of part B of title V of the Public  
15 Health Service Act (42 U.S.C. 290bb et seq.) is amended  
16 by inserting after section 510, as added by subsection (b),  
17 the following:

18 **“SEC. 511. EVALUATION OF MEDICATION-ASSISTED TREAT-**  
19 **MENT.**

20 “(a) IN GENERAL.—In order to assess the treatment  
21 outcomes of patients with opioid addiction receiving medi-  
22 cation-assisted treatment, the Secretary shall evaluate the  
23 short-, medium-, and long-term outcomes of such sub-  
24 stance abuse treatment programs in order to increase ef-

1   fectiveness in reducing opioid use disorders, overdose, and  
2   death.

3       “(b) FUNDING.—From amounts appropriated under  
4   section 2(a) of the Opioid and Heroin Abuse Crisis Invest-  
5   ment Act, \$15,000,000 is available to carry out this sec-  
6   tion for each of fiscal years 2017 and 2018.”.

7       (e) MEDICATION-ASSISTED TREATMENT FOR PRE-  
8   SCRIPTION DRUG AND OPIOID ADDICTION.—Section 509  
9   of the Public Health Service Act (42 U.S.C. 290bb–2) is  
10  amended—

11           (1) by redesignating subsection (f) as sub-  
12           section (g); and

13           (2) by inserting after subsection (e), the fol-  
14           lowing:

15       “(f) MEDICATION-ASSISTED TREATMENT FOR PRE-  
16  SCRIPTION DRUG AND OPIOID ADDICTION.—

17           “(1) IN GENERAL.—In carrying out this sec-  
18           tion, the Secretary shall use amounts made available  
19           under paragraph (3) to award grants to States to  
20           expand or enhance medication-assisted treatment  
21           utilizing medications approved by the Food and  
22           Drug Administration in combination with psycho-  
23           social services, recovery support services, and coordi-  
24           nation with HIV or hepatitis C direct services.

1           “(2) FUNDING.—From amounts appropriated  
2           under section 2(a) of the Opioid and Heroin Abuse  
3           Crisis Investment Act, \$50,100,000 is available to  
4           carry out this subsection for fiscal year 2017.”.

5           (f) DISSEMINATION OF GUIDELINES FOR PRE-  
6           VENTING PRESCRIPTION DRUG OVERDOSE.—Section 317  
7           of the Public Health Service Act (42 U.S.C. 247b) is  
8           amended by adding at the end the following:

9           “(n) DISSEMINATION OF GUIDELINES FOR PRE-  
10          VENTING PRESCRIPTION DRUG OVERDOSE.—

11           “(1) IN GENERAL.—The Director of the Cen-  
12           ters for Disease Control and Prevention shall dis-  
13           seminate guidelines to improve opioid prescribing  
14           practices to reduce opioid use disorders and over-  
15           dose.

16           “(2) USE OF FUNDS.—In carrying out this sub-  
17           section, the Director of the Centers for Disease Con-  
18           trol and Prevention shall use amounts made avail-  
19           able under paragraph (3) to—

20           “(A) pilot test, evaluate, and adapt com-  
21           prehensive tools and dissemination strategies to  
22           convey opioid prescribing guidelines of the Cen-  
23           ters for Disease Control and Prevention in suc-  
24           cinct, usable formats accessible to health care  
25           providers;

1           “(B) develop, evaluate, and publicly dis-  
2           seminate clinical decision support tools derived  
3           from the opioid prescribing guidelines of the  
4           Centers for Disease Control and Prevention;

5           “(C) establish training modules in partner-  
6           ship with professional societies and health sys-  
7           tems, including online modules available for  
8           continuing medical education credits and main-  
9           tenance of certification; and

10          “(D) coordinate with Office of the Na-  
11          tional Coordinator for Health Information  
12          Technology to ensure that guidelines developed  
13          under this subsection are effectively dissemi-  
14          nated and translated into clinical support tools  
15          for integration into clinical workflow.

16          “(3) FUNDING.—From amounts appropriated  
17          under section 2(a) of the Opioid and Heroin Abuse  
18          Crisis Investment Act, \$10,000,000 is available to  
19          carry out this subsection for fiscal year 2017.”.

20          (g) RURAL OPIOID OVERDOSE REVERSAL GRANT  
21          PROGRAM.—Section 330A of the Public Health Service  
22          Act (42 U.S.C. 254c) is amended—

23                 (1) by redesignating subsection (j) as sub-  
24                 section (k); and

1           (2) by inserting after subsection (i), the fol-  
2           lowing:

3           “(j) RURAL OPIOID OVERDOSE REVERSAL GRANT  
4 PROGRAM.—

5           “(1) IN GENERAL.—The Director may award  
6           grants to eligible entities to implement activities for  
7           the prevention, intervention, and treatment of opioid  
8           misuse and overdose.

9           “(2) ELIGIBILITY.—To be eligible to receive a  
10          grant under this subsection, an entity—

11                  “(A) shall be a rural public or rural non-  
12                  profit private entity; and

13                  “(B) shall represent a network composed  
14                  of participants—

15                          “(i) that include 3 or more health  
16                          care providers; and

17                          “(ii) that may be nonprofit or for-  
18                          profit entities.

19           “(3) USE OF FUNDS.—Amounts awarded under  
20          a grant under this subsection shall be used—

21                  “(A) to provide opioid misuse education  
22                  and prevention services;

23                  “(B) to provide training to licensed health  
24                  care professionals and first responders in the  
25                  recognition of the signs of opioid overdose and

1 learn the appropriate way to administer  
2 naloxone;

3 “(C) to provide appropriate transportation  
4 services to a hospital or clinic for continued  
5 care after administration;

6 “(D) to refer those individuals with a drug  
7 dependency to an appropriate substance use  
8 disorder treatment centers where care coordina-  
9 tion is provided by a team of providers; and

10 “(E) to purchase naloxone and opioid over-  
11 dose reversal devices.

12 “(4) FUNDING.—From amounts appropriated  
13 under section 2(a) of the Opioid and Heroin Abuse  
14 Crisis Investment Act, \$10,000,000 is available to  
15 carry out this subsection for fiscal year 2017.”.

16 (h) PRESCRIPTION DRUG OVERDOSE INITIATIVE.—  
17 Section 3001(c) of the Public Health Service Act (42  
18 U.S.C. 300jj–11(c)) is amended by adding at the end the  
19 following:

20 “(9) PRESCRIPTION DRUG OVERDOSE INITIA-  
21 TIVE.—

22 “(A) IN GENERAL.—The Secretary, acting  
23 through the National Coordinator, shall use  
24 amounts made available under subparagraph  
25 (B) to expand efforts to harmonize technical

1 standards to support prescription drug moni-  
2 toring programs and health information tech-  
3 nology interoperability.

4 “(B) FUNDING.—From amounts appro-  
5 priated under section 2(a) of the Opioid and  
6 Heroin Abuse Crisis Investment Act,  
7 \$5,000,000 is available to carry out this para-  
8 graph for fiscal year 2017.”.

9 (i) BUREAU OF PRISONS TREATMENT PROGRAMS.—  
10 Section 4042 of title 18, United States Code, is amended  
11 by adding at the end the following:

12 “(e) TREATMENT PROGRAMS.—

13 “(1) IN GENERAL.—The Director of the Bureau  
14 of Prisons shall use amounts made available under  
15 paragraph (2) to support drug treatment programs  
16 within the Bureau of Prisons, including expanding  
17 the medication-assisted treatment pilot.

18 “(2) FUNDING.—From amounts appropriated  
19 under section 2(a) of the Opioid and Heroin Abuse  
20 Crisis Investment Act, \$3,000,000 is available to  
21 carry out this subsection for fiscal year 2017.”.

22 (j) SECOND CHANCE ACT OF 2007.—Section 201 of  
23 the Second Chance Act of 2007 (42 U.S.C. 17521) is  
24 amended—

1           (1) by redesignating subsection (f) as sub-  
2           section (g); and

3           (2) by inserting after subsection (e), the fol-  
4           lowing:

5           “(f) COMMUNITY REINTEGRATION.—

6           “(1) IN GENERAL.—The Attorney General shall  
7           use amounts made available under paragraph (2) to  
8           carry out activities to reduce recidivism and increase  
9           public safety by helping justice-involved individuals  
10          successfully reintegrate into the community, includ-  
11          ing by carrying out activities including providing  
12          treatment for co-occurring disorders and providing  
13          family-based substance abuse treatment.

14          “(2) FUNDING.—From amounts appropriated  
15          under section 2(a) of the Opioid and Heroin Abuse  
16          Crisis Investment Act, \$50,000,000 is available to  
17          carry out this subsection for fiscal year 2017.”.

18          (k) RESIDENTIAL SUBSTANCE ABUSE TREAT-  
19          MENT.—Section 503 of the Controlled Substances Act (21  
20          U.S.C. 873) is amended by adding at the end the fol-  
21          lowing:

22          “(e)(1) In carrying out this section, the Attorney  
23          General may use amounts made available under paragraph  
24          (2) to provide support for State, local, and tribal govern-

1 ments in the development of residential and aftercare serv-  
2 ices for substance-involved inmates.

3 “(2) From amounts appropriated under section 2(a)  
4 of the Opioid and Heroin Abuse Crisis Investment Act,  
5 \$14,000,000 is available to carry out this section for fiscal  
6 year 2017.”.

7 (l) HEROIN ENFORCEMENT GROUPS.—Part E of the  
8 Controlled Substances Act (21 U.S.C. 871 et seq.) is  
9 amended by adding at the end the following:

10 **“SEC. 521. HEROIN ENFORCEMENT GROUPS.**

11 “(a) IN GENERAL.—The Attorney General shall use  
12 amounts made available under subsection (b) to establish  
13 new heroin enforcement groups within the Drug Enforce-  
14 ment Administration to target, disrupt, and dismantle her-  
15 oin trafficking organizations.

16 “(b) FUNDING.—From amounts appropriated under  
17 section 2(a) of the Opioid and Heroin Abuse Crisis Invest-  
18 ment Act, \$12,500,000 is available to carry out this sec-  
19 tion for fiscal year 2017.”.

20 (m) EMERGENCY DESIGNATION.—The amounts  
21 made available by this Act are designated as an emergency  
22 requirement pursuant to section 4(g) of the Statutory  
23 Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

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