

Attachment A Applicable Laws and Regulations:

NHIS Legislative Mandate (41 USC 242k)

National Center for Health Statistics

Sec. 306 [242k]

- (a) There is established in the Department of Health and Services the National Center for Health Statistics (hereinafter in this section referred to as the “Center” which shall be under the direction of a Director who shall be appointed by the Secretary. The Secretary, acting through the Center, shall conduct and support statistical and epidemiological activities for the purpose of improving the effectiveness, efficiency, and quality of health services in the United States.
- (b) In carrying out subsection (a), the Secretary, acting through the Center---
 - (1) shall collect statistics on---
 - (A) the extent and nature of illness and disability of the population of the United States (or of any groupings of the people included in the population), including life expectancy, the incidence of various acute and chronic illnesses, and infant and maternal morbidity and mortality,
 - (B) the impact of illness and disability of the population on the economy on the economy of the United States and on other aspects of the well-being of its population (or of such groupings),
 - (C) environmental , social, and other health hazards,
 - (D) determinants of health
 - (E) health resources, including physicians, dentists, nurses, and other health professionals by specialty and type of practice and the supply of services by hospitals, extended care facilities, home health agencies, and other health institutions,
 - (F) utilization of health care, including utilization of (i) ambulatory health services by specialties, and (ii) services of hospitals, extended care facilities, home health agencies, and other institutions,
 - (G) health care costs and financing, including the trends in health care prices and cost, the sources of payments for health care services, and
 - (H) family formation, growth, and dissolution;
 - (2) shall undertake and support (by grant or contract) research, demonstrations, and evaluations respecting new or improved methods for obtaining new or improved methods for obtaining current data on the matters referred to in paragraph (1);
 - (3) may undertake and support (by grant or contract) epidemiological research, demonstrations, and evaluations on the matters referred to in paragraph (1); and
 - (4) may collect, furnish, tabulate, and analyze statistics, and prepare studies, on matters referred to in paragraph (1) upon request of public and nonprofit private entities under arrangements under which the entities will pay the cost of the service provided.

Amounts appropriated to the Secretary from payments made under arrangements made under paragraph (4) shall be available to the Secretary for obligation until expended.

Establishment of CMHS

Title 42, Chapter 6a, Subchapter III-A, part B, subpart 3

§ 290bb-31. Center for Mental Health Services

(a) Establishment

(b)

There is established in the Administration a Center for Mental Health Services (hereafter in this section referred to as the "Center"). The Center shall be headed by a Director (hereafter in this section referred to as the "Director") appointed by the Secretary from among individuals with extensive experience or academic qualifications in the provision of mental health services or in the evaluation of mental health service systems.

(b) Duties

The Director of the Center shall—

- (1)** design national goals and establish national priorities for—
 - (A)** the prevention of mental illness; and
 - (B)** the promotion of mental health;
- (2)** encourage and assist local entities and State agencies to achieve the goals and priorities described in paragraph (1);
- (3)** collaborate with the Department of Education and the Department of Justice to develop programs to assist local communities in addressing violence among children and adolescents;
- (4)** develop and coordinate Federal prevention policies and programs and to assure increased focus on the prevention of mental illness and the promotion of mental health;
- (5)** develop improved methods of treating individuals with mental health problems and improved methods of assisting the families of such individuals;
- (6)** administer the mental health services block grant program authorized in section 300x of this title;
- (7)** promote policies and programs at Federal, State, and local levels and in the private sector that foster independence and protect the legal rights of persons with mental illness, including carrying out the provisions of the Protection and Advocacy of Mentally Ill Individuals Act [42 U.S.C. 10801 et seq.];
- (8)** carry out the programs under part C of this subchapter; and
- (9)** carry out responsibilities for the Human Resource Development programs;
- (10)** conduct services-related assessments, including evaluations of the organization and financing of care, self-help and consumer-run programs, mental health economics, mental health service systems, rural mental health, and improve the capacity of State to conduct evaluations of publicly funded mental health programs;
- (11)** establish a clearinghouse for mental health information to assure the widespread dissemination of such information to States, political subdivisions, educational agencies and institutions, treatment and prevention service providers, and the general public, including information concerning the practical application of research supported by the National Institute of Mental Health that is applicable to improving the delivery of services;
- (12)** provide technical assistance to public and private entities that are providers of mental health services;

- (13)** monitor and enforce obligations incurred by community mental health centers pursuant to the Community Mental Health Centers Act (as in effect prior to the repeal of such Act on August 13, 1981, by section 902(e)(2)(B) of Public Law 97-35 (95 Stat. 560));
- (14)** conduct surveys with respect to mental health, such as the National Reporting Program; and
- (15)** assist States in improving their mental health data collection.

(c) Grants and contracts

In carrying out the duties established in subsection (b) of this section, the Director may make grants to and enter into contracts and cooperative agreements with public and nonprofit private entities.

CMHS Mandate to collect mental health prevalence data

Title 42, Chapter 6a, Subchapter III-A, part A

§ 290aa-4. Data collection

(a) Requirement of annual collection of data on mental illness and substance abuse

The Secretary, acting through the Administrator, shall collect data each year on—

- (1)** the national incidence and prevalence of the various forms of mental illness and substance abuse; and
- (2)** the incidence and prevalence of such various forms in major metropolitan areas selected by the Administrator.

(b) Requisite areas of data collection on mental health

With respect to the activities of the Administrator under subsection (a) of this section relating to mental health, the Administrator shall ensure that such activities include, at a minimum, the collection of data on—

- (1)** the number and variety of public and nonprofit private treatment programs;
- (2)** the number and demographic characteristics of individuals receiving treatment through such programs;
- (3)** the type of care received by such individuals; and
- (4)** such other data as may be appropriate.

(c) Requisite areas of data collection on substance abuse

(1) With respect to the activities of the Administrator under subsection (a) of this section relating to substance abuse, the Administrator shall ensure that such activities include, at a minimum, the collection of data on—

- (A)** the number of individuals admitted to the emergency rooms of hospitals as a result of the abuse of alcohol or other drugs;
- (B)** the number of deaths occurring as a result of substance abuse, as indicated in reports by coroners;
- (C)** the number and variety of public and private nonprofit treatment programs, including the number and type of patient slots available;
- (D)** the number of individuals seeking treatment through such programs, the number and demographic characteristics of individuals receiving such treatment, the percentage of individuals who complete such programs, and, with respect to individuals receiving such treatment, the length of time between an individual's request for treatment and the commencement of treatment;
- (E)** the number of such individuals who return for treatment after the completion of a prior treatment in such programs and the method of treatment utilized during the prior treatment;
- (F)** the number of individuals receiving public assistance for such treatment programs;
- (G)** the costs of the different types of treatment modalities for drug and alcohol abuse and the aggregate relative costs of each such treatment modality provided within a State in each fiscal year;
- (H)** to the extent of available information, the number of individuals receiving treatment for alcohol or drug abuse who have private insurance coverage for the costs of such treatment;

- (I) the extent of alcohol and drug abuse among high school students and among the general population; and
- (J) the number of alcohol and drug abuse counselors and other substance abuse treatment personnel employed in public and private treatment facilities.

(2) Annual surveys shall be carried out in the collection of data under this subsection. Summaries and analyses of the data collected shall be made available to the public.

(d) Development of uniform criteria for data collection

After consultation with the States and with appropriate national organizations, the Administrator shall develop uniform criteria for the collection of data, using the best available technology, pursuant to this section.