

114 STAT. 1101 PUBLIC LAW 106-310—OCT. 17, 2000

Public Law 106-310

106th Congress

An Act

To amend the Public Health Service Act with respect to children's health.

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

SECTION 1. SHORT TITLE.

This Act may be cited as the "Children's Health Act of 2000".

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

Sec.1. Short title.

Sec.2. Table of contents.

DIVISION A—CHILDREN'S HEALTH

TITLE I—AUTISM

Sec.101. Expansion, intensification, and coordination of activities of National Institutes of Health with respect to research on autism.

Sec.102. Developmental disabilities surveillance and research programs.

Sec.103. Information and education.

Sec.104. Inter-agency Autism Coordinating Committee.

Sec.105. Report to Congress.

TITLE II—RESEARCH AND DEVELOPMENT REGARDING FRAGILE X

Sec.201. National Institute of Child Health and Human Development; research on fragile X.

TITLE III—JUVENILE ARTHRITIS AND RELATED CONDITIONS

Sec.301. National Institute of Arthritis and Musculoskeletal and Skin Diseases; research on juvenile arthritis and related conditions.

Sec.302. Information clearinghouse.

TITLE IV—REDUCING BURDEN OF DIABETES AMONG CHILDREN AND YOUTH

Sec.401. Programs of Centers for Disease Control and Prevention.

Sec.402. Programs of National Institutes of Health.

TITLE V—ASTHMA SERVICES FOR CHILDREN

Subtitle A—Asthma Services

Sec.501. Grants for children's asthma relief.

Sec.502. Technical and conforming amendments.

Subtitle B—Prevention Activities

Sec.511. Preventive health and health services block grant; systems for reducing asthma-related illnesses through integrated pest management.

Subtitle C—Coordination of Federal Activities

Sec.521. Coordination through National Institutes of Health.

Subtitle D—Compilation of Data

Sec.531. Compilation of data by Centers for Disease Control and Prevention.

42 USC 201 note.

Children's Health

Act of 2000.

Oct. 17, 2000

[H.R. 4365]

114 STAT. 1102 PUBLIC LAW 106-310—OCT. 17, 2000

TITLE VI—BIRTH DEFECTS PREVENTION ACTIVITIES

Subtitle A—Folic Acid Promotion

Sec.601. Program regarding effects of folic acid in prevention of birth defects.

Subtitle B—National Center on Birth Defects and Developmental Disabilities

Sec.611. National Center on Birth Defects and Developmental Disabilities.

TITLE VII—EARLY DETECTION, DIAGNOSIS, AND TREATMENT REGARDING

HEARING LOSS IN INFANTS

Sec.701. Purposes.

Sec.702. Programs of Health Resources and Services Administration, Centers for Disease Control and Prevention, and National Institutes of Health.

TITLE VIII—CHILDREN AND EPILEPSY

Sec.801. National public health campaign on epilepsy; seizure disorder demonstration projects in medically underserved areas.

TITLE IX—SAFE MOTHERHOOD; INFANT HEALTH PROMOTION

Subtitle A—Safe Motherhood Prevention Research

Sec.901.Prevention research and other activities.
Subtitle B—Pregnant Women and Infants Health Promotion
Sec.911.Programs regarding prenatal and postnatal health.
TITLE X—PEDIATRIC RESEARCH INITIATIVE
Sec.1001.Establishment of pediatric research initiative.
Sec.1002.Investment in tomorrow's pediatric researchers.
Sec.1003.Review of regulations.
Sec.1004.Long-term child development study.
TITLE XI—CHILDHOOD MALIGNANCIES
Sec.1101.Programs of Centers for Disease Control and Prevention and National Institutes of Health.
TITLE XII—ADOPTION AWARENESS
Subtitle A—Infant Adoption Awareness
Sec.1201.Grants regarding infant adoption awareness.
Subtitle B—Special Needs Adoption Awareness
Sec.1211.Special needs adoption programs; public awareness campaign and other activities.
TITLE XIII—TRAUMATIC BRAIN INJURY
Sec.1301.Programs of Centers for Disease Control and Prevention.
Sec.1302.Study and monitor incidence and prevalence.
Sec.1303.Programs of National Institutes of Health.
Sec.1304.Programs of Health Resources and Services Administration.
Sec.1305.State grants for protection and advocacy services.
Sec.1306.Authorization of appropriations for certain programs.
TITLE XIV—CHILD CARE SAFETY AND HEALTH GRANTS
Sec.1401.Definitions.
Sec.1402.Authorization of appropriations.
Sec.1403.Programs.
Sec.1404.Amounts reserved; allotments.
Sec.1405.State applications.
Sec.1406.Use of funds.
Sec.1407.Reports.
TITLE XV—HEALTHY START INITIATIVE
Sec.1501.Continuation of healthy start program.
TITLE XVI—ORAL HEALTH PROMOTION AND DISEASE PREVENTION
Sec.1601.Identification of interventions that reduce the burden and transmission of oral, dental, and craniofacial diseases in high risk populations; development of approaches for pediatric oral and craniofacial assessment.

114 STAT. 1103 PUBLIC LAW 106-310—OCT. 17, 2000

Sec.1602.Oral health promotion and disease prevention.
Sec.1603.Coordinated program to improve pediatric oral health.
TITLE XVII—VACCINE-RELATED PROGRAMS
Subtitle A—Vaccine Compensation Program
Sec.1701.Content of petitions.
Subtitle B—Childhood Immunizations
Sec.1711.Childhood immunizations.
TITLE XVIII—HEPATITIS C
Sec.1801.Surveillance and education regarding hepatitis C.
TITLE XIX—NIH INITIATIVE ON AUTOIMMUNE DISEASES
Sec.1901.Autoimmune diseases; initiative through Director of National Institutes of Health.
TITLE XX—GRADUATE MEDICAL EDUCATION PROGRAMS IN CHILDREN'S HOSPITALS
Sec.2001.Provisions to revise and extend program.
TITLE XXI—SPECIAL NEEDS OF CHILDREN REGARDING ORGAN TRANSPLANTATION
Sec.2101.Organ Procurement and Transplantation Network; amendments regarding needs of children.
TITLE XXII—MUSCULAR DYSTROPHY RESEARCH
Sec.2201.Muscular dystrophy research.
TITLE XXIII—CHILDREN AND TOURETTE SYNDROME AWARENESS
Sec.2301.Grants regarding Tourette Syndrome.
TITLE XXIV—CHILDHOOD OBESITY PREVENTION
Sec.2401.Programs operated through the Centers for Disease Control and Prevention.
TITLE XXV—EARLY DETECTION AND TREATMENT REGARDING CHILDHOOD LEAD POISONING

Sec.2501.Centers for Disease Control and Prevention efforts to combat childhood lead poisoning.

Sec.2502.Grants for lead poisoning related activities.

Sec.2503.Training and reports by the Health Resources and Services Administration.

Sec.2504.Screenings, referrals, and education regarding lead poisoning.

TITLE XXVI—SCREENING FOR HERITABLE DISORDERS

Sec.2601.Program to improve the ability of States to provide newborn and child screening for heritable disorders.

TITLE XXVII—PEDIATRIC RESEARCH PROTECTIONS

Sec.2701.Requirement for additional protections for children involved in research.

TITLE XXVIII—MISCELLANEOUS PROVISIONS

Sec.2801.Report regarding research on rare diseases in children.

Sec.2802.Study on metabolic disorders.

TITLE XXIX—EFFECTIVE DATE

Sec.2901.Effective date.

DIVISION B—YOUTH DRUG AND MENTAL HEALTH SERVICES

Sec.3001.Short title.

TITLE XXXI—PROVISIONS RELATING TO SERVICES FOR CHILDREN AND ADOLESCENTS

Sec.3101.Children and violence.

Sec.3102.Emergency response.

114 STAT. 1104 PUBLIC LAW 106-310—OCT. 17, 2000

Sec.3103.High risk youth reauthorization.

Sec.3104.Substance abuse treatment services for children and adolescents.

Sec.3105.Comprehensive community services for children with serious emotional disturbance.

Sec.3106.Services for children of substance abusers.

Sec.3107.Services for youth offenders.

Sec.3108.Grants for strengthening families through community partnerships.

Sec.3109.Programs to reduce underage drinking.

Sec.3110.Services for individuals with fetal alcohol syndrome.

Sec.3111.Suicide prevention.

Sec.3112.General provisions.

TITLE XXXII—PROVISIONS RELATING TO MENTAL HEALTH

Sec.3201.Priority mental health needs of regional and national significance.

Sec.3202.Grants for the benefit of homeless individuals.

Sec.3203.Projects for assistance in transition from homelessness.

Sec.3204.Community mental health services performance partnership block grant.

Sec.3205.Determination of allotment.

Sec.3206.Protection and Advocacy for Mentally Ill Individuals Act of 1986.

Sec.3207.Requirement relating to the rights of residents of certain facilities.

Sec.3208.Requirement relating to the rights of residents of certain non-medical, community-based facilities for children and youth.

Sec.3209.Emergency mental health centers.

Sec.3210.Grants for jail diversion programs.

Sec.3211.Improving outcomes for children and adolescents through services integration between child welfare and mental health services.

Sec.3212.Grants for the integrated treatment of serious mental illness and co-occurring substance abuse.

Sec.3213.Training grants.

TITLE XXXIII—PROVISIONS RELATING TO SUBSTANCE ABUSE

Sec.3301.Priority substance abuse treatment needs of regional and national significance.

Sec.3302.Priority substance abuse prevention needs of regional and national significance.

Sec.3303.Substance abuse prevention and treatment performance partnership block grant.

Sec.3304.Determination of allotments.

Sec.3305.Nondiscrimination and institutional safeguards for religious providers.

Sec.3306.Alcohol and drug prevention or treatment services for Indians and Native Alaskans.

Sec.3307.Establishment of commission.

TITLE XXXIV—PROVISIONS RELATING TO FLEXIBILITY AND ACCOUNTABILITY

Sec.3401.General authorities and peer review.

Sec.3402.Advisory councils.

Sec.3403.General provisions for the performance partnership block grants.
Sec.3404.Data infrastructure projects.
Sec.3405.Repeal of obsolete addict referral provisions.
Sec.3406.Individuals with co-occurring disorders.
Sec.3407.Services for individuals with co-occurring disorders.
TITLE XXXV—WAIVER AUTHORITY FOR PHYSICIANS WHO DISPENSE OR
PRESCRIBE CERTAIN NARCOTIC DRUGS FOR MAINTENANCE
TREATMENT OR DETOXIFICATION TREATMENT
Sec.3501.Short title.
Sec.3502.Amendment to Controlled Substances Act.
TITLE XXXVI—METHAMPHETAMINE AND OTHER CONTROLLED
SUBSTANCES
Sec.3601.Short title.
Subtitle A—Methamphetamine Production, Trafficking, and Abuse
PART I—CRIMINAL PENALTIES
Sec.3611.Enhanced punishment of amphetamine laboratory operators.
Sec.3612.Enhanced punishment of amphetamine or methamphetamine laboratory
operators.

114 STAT. 1105 PUBLIC LAW 106-310—OCT. 17, 2000

Sec.3613.Mandatory restitution for violations of Controlled Substances Act and Controlled
Substances Import and Export Act relating to amphetamine and
methamphetamine.
Sec.3614.Methamphetamine paraphernalia.
PART II—ENHANCED LAW ENFORCEMENT
Sec.3621.Environmental hazards associated with illegal manufacture of
amphetamine and methamphetamine.
Sec.3622.Reduction in retail sales transaction threshold for non-safe harbor
products containing pseudoephedrine or phenylpropanolamine.
Sec.3623.Training for Drug Enforcement Administration and State and local law
enforcement personnel relating to clandestine laboratories.
Sec.3624.Combating methamphetamine and amphetamine in high intensity drug
trafficking areas.
Sec.3625.Combating amphetamine and methamphetamine manufacturing and trafficking.
PART III—ABUSE PREVENTION AND TREATMENT
Sec.3631.Expansion of methamphetamine research.
Sec.3632.Methamphetamine and amphetamine treatment initiative by Center for
Substance Abuse Treatment.
Sec.3633.Study of methamphetamine treatment.
PART IV—REPORTS
Sec.3641.Reports on consumption of methamphetamine and other illicit drugs in
rural areas, metropolitan areas, and consolidated metropolitan areas.
Sec.3642.Report on diversion of ordinary, over-the-counter pseudoephedrine and
phenylpropanolamine products.
Subtitle B—Controlled Substances Generally
Sec.3651.Enhanced punishment for trafficking in list I chemicals.
Sec.3652.Mail order requirements.
Sec.3653.Theft and transportation of anhydrous ammonia for purposes of illicit production
of controlled substances.
Subtitle C—Ecstasy Anti-Proliferation Act of 2000
Sec.3661.Short title.
Sec.3662.Findings.
Sec.3663.Enhanced punishment of Ecstasy traffickers.
Sec.3664.Emergency authority to United States Sentencing Commission.
Sec.3665.Expansion of Ecstasy and club drugs abuse prevention efforts.
Subtitle D—Miscellaneous
Sec.3671.Antidrug messages on Federal Government Internet websites.
Sec.3672.Reimbursement by Drug Enforcement Administration of expenses
incurred to remediate methamphetamine laboratories.
Sec.3673.Severability.

DIVISION A—CHILDREN’S HEALTH

TITLE I—AUTISM

SEC. 101. EXPANSION, INTENSIFICATION, AND COORDINATION OF ACTIVITIES OF NATIONAL INSTITUTES OF HEALTH WITH RESPECT TO RESEARCH ON AUTISM.

Part B of title IV of the Public Health Service Act (42 U.S.C. 284 et seq.) is amended by adding at the end the following section:

“EXPANSION, INTENSIFICATION, AND COORDINATION OF ACTIVITIES OF NATIONAL INSTITUTES OF HEALTH WITH RESPECT TO RESEARCH ON AUTISM

“SEC. 409C. (a) IN GENERAL.—

“(1) EXPANSION OF ACTIVITIES.—The Director of NIH (in this section referred to as the ‘Director’) shall expand, intensify, 42 USC 284g.

114 STAT. 1106 PUBLIC LAW 106-310—OCT. 17, 2000
and coordinate the activities of the National Institutes of Health with respect to research on autism.

“(2) ADMINISTRATION OF PROGRAM; COLLABORATION AMONG AGENCIES.—The Director shall carry out this section acting through the Director of the National Institute of Mental Health and in collaboration with any other agencies that the Director determines appropriate.

“(b) CENTERS OF EXCELLENCE.—

“(1) IN GENERAL.—The Director shall under subsection (a)(1) make awards of grants and contracts to public or nonprofit private entities to pay all or part of the cost of planning, establishing, improving, and providing basic operating support for centers of excellence regarding research on autism.

“(2) RESEARCH.—Each center under paragraph (1) shall conduct basic and clinical research into autism. Such research should include investigations into the cause, diagnosis, early detection, prevention, control, and treatment of autism. The centers, as a group, shall conduct research including the fields of developmental neurobiology, genetics, and psychopharmacology.

“(3) SERVICES FOR PATIENTS.—

“(A) IN GENERAL.—A center under paragraph (1) may expend amounts provided under such paragraph to carry out a program to make individuals aware of opportunities to participate as subjects in research conducted by the centers.

“(B) REFERRALS AND COSTS.—A program under subparagraph (A) may, in accordance with such criteria as the Director may establish, provide to the subjects described in such subparagraph, referrals for health and other services, and such patient care costs as are required for research.

“(C) AVAILABILITY AND ACCESS.—The extent to which a center can demonstrate availability and access to clinical services shall be considered by the Director in decisions about awarding grants to applicants which meet the scientific criteria for funding under this section.

“(4) COORDINATION OF CENTERS; REPORTS.—The Director shall, as appropriate, provide for the coordination of information

among centers under paragraph (1) and ensure regular communication between such centers, and may require the periodic preparation of reports on the activities of the centers and the submission of the reports to the Director.

“(5) ORGANIZATION OF CENTERS.—Each center under paragraph (1) shall use the facilities of a single institution, or be formed from a consortium of cooperating institutions, meeting such requirements as may be prescribed by the Director.

“(6) NUMBER OF CENTERS; DURATION OF SUPPORT.—

“(A) IN GENERAL.—The Director shall provide for the establishment of not less than five centers under paragraph (1).

“(B) DURATION.—Support for a center established under paragraph (1) may be provided under this section for a period of not to exceed 5 years. Such period may be extended for one or more additional periods not exceeding 5 years if the operations of such center have Grants.
Contracts.

114 STAT. 1107 PUBLIC LAW 106-310—OCT. 17, 2000
been reviewed by an appropriate technical and scientific peer review group established by the Director and if such group has recommended to the Director that such period should be extended.

“(c) FACILITATION OF RESEARCH.—The Director shall under subsection (a)(1) provide for a program under which samples of tissues and genetic materials that are of use in research on autism are donated, collected, preserved, and made available for such research. The program shall be carried out in accordance with accepted scientific and medical standards for the donation, collection, and preservation of such samples.

“(d) PUBLIC INPUT.—The Director shall under subsection (a)(1) provide for means through which the public can obtain information on the existing and planned programs and activities of the National Institutes of Health with respect to autism and through which the Director can receive comments from the public regarding such programs and activities.

“(e) FUNDING.—There are authorized to be appropriated such sums as may be necessary to carry out this section. Amounts appropriated under this subsection are in addition to any other amounts appropriated for such purpose.”.

SEC. 102. DEVELOPMENTAL DISABILITIES SURVEILLANCE AND RESEARCH PROGRAMS.

(a) NATIONAL AUTISM AND PERVASIVE DEVELOPMENTAL DISABILITIES SURVEILLANCE PROGRAM.—

(1) IN GENERAL.—The Secretary of Health and Human Services (in this section referred to as the “Secretary”), acting through the Director of the Centers for Disease Control and Prevention, may make awards of grants and cooperative agreements for the collection, analysis, and reporting of data on autism and pervasive developmental disabilities. In making such awards, the Secretary may provide direct technical assistance in lieu of cash.

(2) ELIGIBILITY.—To be eligible to receive an award under

paragraph (1) an entity shall be a public or nonprofit private entity (including health departments of States and political subdivisions of States, and including universities and other educational entities).

(b) CENTERS OF EXCELLENCE IN AUTISM AND PERVASIVE DEVELOPMENTAL DISABILITIES EPIDEMIOLOGY.—

(1) IN GENERAL.—The Secretary, acting through the Director of the Centers for Disease Control and Prevention, shall establish not less than three regional centers of excellence in autism and pervasive developmental disabilities epidemiology for the purpose of collecting and analyzing information on the number, incidence, correlates, and causes of autism and related developmental disabilities.

(2) RECIPIENTS OF AWARDS FOR ESTABLISHMENT OF CENTERS.

—Centers under paragraph (1) shall be established and operated through the awarding of grants or cooperative agreements to public or nonprofit private entities that conduct research, including health departments of States and political subdivisions of States, and including universities and other educational entities.

(3) CERTAIN REQUIREMENTS.—An award for a center under paragraph (1) may be made only if the entity involved submits

42 USC 247b-4b.

Appropriation authorization.

114 STAT. 1108 PUBLIC LAW 106-310—OCT. 17, 2000
to the Secretary an application containing such agreements and information as the Secretary may require, including an agreement that the center involved will operate in accordance with the following:

(A) The center will collect, analyze, and report autism and pervasive developmental disabilities data according to guidelines prescribed by the Director, after consultation with relevant State and local public health officials, private sector developmental disability researchers, and advocates for those with developmental disabilities.

(B) The center will assist with the development and coordination of State autism and pervasive developmental disabilities surveillance efforts within a region.

(C) The center will identify eligible cases and controls through its surveillance systems and conduct research into factors which may cause autism and related developmental disabilities.

(D) The center will develop or extend an area of special research expertise (including genetics, environmental exposure to contaminants, immunology, and other relevant research specialty areas).

(c) CLEARINGHOUSE.—The Secretary, acting through the Director of the Centers for Disease Control and Prevention, shall carry out the following:

(1) The Secretary shall establish a clearinghouse within the Centers for Disease Control and Prevention for the collection and storage of data generated from the monitoring programs established by this title. Through the clearinghouse,

such Centers shall serve as the coordinating agency for autism and pervasive developmental disabilities surveillance activities. The functions of such a clearinghouse shall include facilitating the coordination of research and policy development relating to the epidemiology of autism and other pervasive developmental disabilities.

(2) The Secretary shall coordinate the Federal response to requests for assistance from State health department officials regarding potential or alleged autism or developmental disability clusters.

(d) DEFINITION.—In this title, the term “State” means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, and the Trust Territory of the Pacific Islands.

(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

SEC. 103. INFORMATION AND EDUCATION.

(a) IN GENERAL.—The Secretary shall establish and implement a program to provide information and education on autism to health professionals and the general public, including information and education on advances in the diagnosis and treatment of autism and training and continuing education through programs for scientists, physicians, and other health professionals who provide care for patients with autism.

42 USC 247b-4c.

114 STAT. 1109 PUBLIC LAW 106-310—OCT. 17, 2000

(b) STIPENDS.—The Secretary may use amounts made available under this section to provide stipends for health professionals who are enrolled in training programs under this section.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

SEC. 104. INTER-AGENCY AUTISM COORDINATING COMMITTEE.

(a) ESTABLISHMENT.—The Secretary shall establish a committee to be known as the “Autism Coordinating Committee” (in this section referred to as the “Committee”) to coordinate all efforts within the Department of Health and Human Services concerning autism, including activities carried out through the National Institutes of Health and the Centers for Disease Control and Prevention under this title (and the amendment made by this title).

(b) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall be composed of the Directors of such national research institutes, of the Centers for Disease Control and Prevention, and of such other agencies and such other officials as the Secretary determines appropriate.

(2) ADDITIONAL MEMBERS.—If determined appropriate by the Secretary, the Secretary may appoint to the Committee—

(A) parents or legal guardians of individuals with autism or other pervasive developmental disorders; and
(B) representatives of other governmental agencies that serve children with autism such as the Department of

Education.

(c) ADMINISTRATIVE SUPPORT; TERMS OF SERVICE; OTHER PROVISIONS.

—The following shall apply with respect to the Committee:

(1) The Committee shall receive necessary and appropriate administrative support from the Department of Health and Human Services.

(2) Members of the Committee appointed under subsection (b)(2)(A) shall serve for a term of 3 years, and may serve for an unlimited number of terms if reappointed.

(3) The Committee shall meet not less than two times each year.

SEC. 105. REPORT TO CONGRESS.

Not later than January 1, 2001, and each January 1 thereafter, the Secretary shall prepare and submit to the appropriate committees of Congress, a report concerning the implementation of this title and the amendments made by this title.

Deadline.

42 USC 247b-4e.

42 USC 247b-4d.