H. R. ______

To amend the Public Health Service Act with respect to the collection and availability of health data with respect to Indian Tribes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. GIANFORTE introduced the following bill; which was referred to the Committee on ______________________

A BILL

To amend the Public Health Service Act with respect to the collection and availability of health data with respect to Indian Tribes, and for other purposes.

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

3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the “Tribal Health Data Improvement Act of 2020”.

8
SEC. 2. COLLECTION AND AVAILABILITY OF HEALTH DATA
WITH RESPECT TO INDIAN TRIBES.

(a) DATA COLLECTION.—Section 3101(a)(1) of the
Public Health Service Act (42 U.S.C. 300kk(a)(1)) is
amended—

(1) by striking “, by not later than 2 years
after the date of enactment of this title,”; and

(2) in subparagraph (B), by inserting “Tribal,”
after “State,.”.

(b) DATA REPORTING AND DISSEMINATION.—Sec-

tion 3101(c) of the Public Health Service Act (42 U.S.C.
300kk(c)) is amended—

(1) by amending subparagraph (F) of para-
graph (1) to read as follows:

“(F) the Indian Health Service, Indian
Tribes, and epidemiology centers;”; and

(2) in paragraph (3), by inserting “Indian
Tribes, epidemiology centers,” after “Federal agen-
cies,”.

(c) PROTECTION AND SHARING OF DATA.—Section
3101(e) of the Public Health Service Act (42 U.S.C.
300kk(e)) is amended by adding at the end the following
new paragraph:

“(3) TRIBAL PUBLIC HEALTH AUTHORITY.—
Beginning not later than 30 days after the date of
the enactment of the Tribal Health Data Improve-
ment Act of 2020, the Secretary shall make available all data collected pursuant to this title with respect to health care and public health surveillance programs and activities, including such programs and activities that are federally supported or conducted, to—

“(A) the Indian Health Service;
“(B) Indian Tribes; and
“(C) epidemiology centers.”.

(d) Technical Updates.—Section 3101 of the Public Health Service Act (42 U.S.C. 300kk) is amended—

(1) by striking subsections (g) and (h); and

(2) by redesignating subsection (i) as subsection (h).

(e) Definitions.—After executing the amendments made by subsection (d), section 3101 of the Public Health Service Act (42 U.S.C. 300kk) is amended by inserting after subsection (f) the following new subsection:

“(g) Definitions.—In this section:

“(1) The term ‘Indian Tribe’ has the meaning given to the term ‘Indian tribe’ in section 4 of the Indian Self-Determination and Education Assistance Act.
“(2) The term ‘epidemiology center’ means an epidemiology center established under section 214 of the Indian Health Care Improvement Act.”.

(f) TECHNICAL CORRECTION.—Section 3101(b) of the Public Health Service Act (42 U.S.C. 300kk(b)) is amended by striking “DATA ANALYSIS.—” and all that follows through “For each federally” and inserting “DATA ANALYSIS.—For each federally”.

SEC. 3. IMPROVING HEALTH STATISTICS REPORTING WITH RESPECT TO INDIAN TRIBES.

(a) TECHNICAL AID TO STATES AND LOCALITIES.—Section 306(d) of the Public Health Service Act (42 U.S.C. 242k(d)) is amended by inserting “, Indian Tribes, and epidemiology centers” after “jurisdictions”.

(b) COOPERATIVE HEALTH STATISTICS SYSTEM.—Section 306(e)(3) of the Public Health Service Act (42 U.S.C. 242k(e)(3)) is amended by inserting “, Indian Tribes, and epidemiology centers” after “health agencies”.

(c) FEDERAL-STATE COOPERATION.—Section 306(f) of the Public Health Service Act (42 U.S.C. 242k(f)) is amended—

(1) by inserting “the Indian Health Service,” before “the Departments of Commerce”;

(2) by inserting a comma after “the Departments of Commerce and Labor”; and
(3) by inserting “, Indian Tribes, and epidemiology centers” after “State and local health departments and agencies”.

(d) Registration Area Records.—Section 306(h)(1) of the Public Health Service Act (42 U.S.C. 242k(h)(1)) is amended by inserting “American Indians and Alaska Natives,” before “Hispanics”.

(e) National Committee on Vital and Health Statistics.—Section 306(k) of the Public Health Service Act (42 U.S.C. 242k(k)) is amended—

(1) in paragraph (3), by striking “, not later than 60 days after the date of the enactment of the Health Insurance Portability and Accountability Act of 1996,” each place it appears; and

(2) in paragraph (7), by striking “Not later than 1 year after the date of the enactment of the Health Insurance Portability and Accountability Act of 1996, and annually thereafter, the Committee shall” and inserting “The Committee shall, on an annual basis,”.

(f) Grants for Assembly and Analysis of Data on Ethnic and Racial Populations.—Section 306(m)(4) of the Public Health Service Act (42 U.S.C. 242k(m)(4)) is amended—

(1) in subparagraph (A)—
(A) by striking “Subject to subparagraph 
(B), the Secretary” and inserting “The Sec- 
retary’’; 
(B) by striking “groups and American In-
dians” and inserting “groups, American Indians 
and Alaska Natives’’; and 
(C) by striking “for developing special area 
population studies on’’; and 
(2) by amending subparagraph (B) to read as 
follows:
“(B) In carrying out subparagraph (A), with respect 
to American Indians and Alaska Natives, the Secretary 
shall—
“(i) consult with Indian Tribes, Tribal organi-
zations, the Tribal Technical Advisory Group of the 
Centers for Medicare & Medicaid Services main-
tained under section 5006(e) of the American Recov-
ery and Reinvestment Act of 2009, and the Tribal 
Advisory Committee established by the Centers for 
Disease Control and Prevention to develop guidelines 
for State and local health agencies to improve the 
quality and accuracy of data with respect to the 
birth and death records of American Indians and 
Alaska Natives;
“(ii) enter into cooperative agreements with Indian Tribes, Tribal organizations, Urban Indian organizations, and epidemiology centers to address misclassification and undersampling of American Indians and Alaska Natives with respect to—

“(I) birth and death records; and

“(II) health care and public health surveillance systems; and

“(iii) encourage States to enter into data sharing agreements with Indian Tribes and epidemiology centers to improve the quality and accuracy of health data.”.

(g) DEFINITIONS.—Section 306 of the Public Health Service Act (42 U.S.C. 242k) is amended—

(1) by redesignating subsection (n) as subsection (o); and

(2) by inserting after subsection (m) the following:

“(n) In this section:

“(1) The term ‘Indian Tribe’ has the meaning given to the term ‘Indian tribe’ in section 4 of the Indian Self-Determination and Education Assistance Act.
“(2) The term ‘epidemiology center’ means an epidemiology center established under section 214 of the Indian Health Care Improvement Act.

“(3) The term ‘Urban Indian organization’ has the meaning given to that term in section 4 of the Indian Health Care Improvement Act.”.

(h) Authorization of Appropriations.—Section 306(o) of the Public Health Service Act, as redesignated by subsection (g), is amended to read as follows:

“(o) To carry out this section, there is authorized to be appropriated $174,397,000 for each of fiscal years 2021 through 2025.”.