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(Original Signature of Member)

116TH CONGRESS
2D SESSION

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 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 “Tribal Health Data
5 Improvement Act of 2020”.

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

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

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

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

10 (b) DATA REPORTING AND DISSEMINATION.—Sec-
11 tion 3101(c) of the Public Health Service Act (42 U.S.C.
12 300kk(c)) is amended—

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

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

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

20 (c) PROTECTION AND SHARING OF DATA.—Section
21 3101(e) of the Public Health Service Act (42 U.S.C.
22 300kk(e)) is amended by adding at the end the following
23 new paragraph:

24 “(3) TRIBAL PUBLIC HEALTH AUTHORITY.—
25 Beginning not later than 30 days after the date of
26 the enactment of the Tribal Health Data Improve-

1 ment Act of 2020, the Secretary shall make avail-
2 able all data collected pursuant to this title with re-
3 spect to health care and public health surveillance
4 programs and activities, including such programs
5 and activities that are federally supported or con-
6 ducted, to—

7 “(A) the Indian Health Service;

8 “(B) Indian Tribes; and

9 “(C) epidemiology centers.”.

10 (d) TECHNICAL UPDATES.—Section 3101 of the
11 Public Health Service Act (42 U.S.C. 300kk) is amend-
12 ed—

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

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

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

20 “(g) DEFINITIONS.—In this section:

21 “(1) The term ‘Indian Tribe’ has the meaning
22 given to the term ‘Indian tribe’ in section 4 of the
23 Indian Self-Determination and Education Assistance
24 Act.

1 “(2) The term ‘epidemiology center’ means an
2 epidemiology center established under section 214 of
3 the Indian Health Care Improvement Act.”.

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

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

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

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

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

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

24 (2) by inserting a comma after “the Depart-
25 ments of Commerce and Labor”; and

1 (3) by inserting “, Indian Tribes, and epidemi-
2 ology centers” after “State and local health depart-
3 ments and agencies”.

4 (d) REGISTRATION AREA RECORDS.—Section
5 306(h)(1) of the Public Health Service Act (42 U.S.C.
6 242k(h)(1)) is amended by inserting “American Indians
7 and Alaska Natives,” before “Hispanics”.

8 (e) NATIONAL COMMITTEE ON VITAL AND HEALTH
9 STATISTICS.—Section 306(k) of the Public Health Service
10 Act (42 U.S.C. 242k(k)) is amended—

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

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

21 (f) GRANTS FOR ASSEMBLY AND ANALYSIS OF DATA
22 ON ETHNIC AND RACIAL POPULATIONS.—Section
23 306(m)(4) of the Public Health Service Act (42 U.S.C.
24 242k(m)(4)) is amended—

25 (1) in subparagraph (A)—

1 (A) by striking “Subject to subparagraph
2 (B), the Secretary” and inserting “The Sec-
3 retary”;

4 (B) by striking “groups and American In-
5 dians” and inserting “groups, American Indians
6 and Alaska Natives”; and

7 (C) by striking “for developing special area
8 population studies on”; and

9 (2) by amending subparagraph (B) to read as
10 follows:

11 “(B) In carrying out subparagraph (A), with respect
12 to American Indians and Alaska Natives, the Secretary
13 shall—

14 “(i) consult with Indian Tribes, Tribal organi-
15 zations, the Tribal Technical Advisory Group of the
16 Centers for Medicare & Medicaid Services main-
17 tained under section 5006(e) of the American Recov-
18 ery and Reinvestment Act of 2009, and the Tribal
19 Advisory Committee established by the Centers for
20 Disease Control and Prevention to develop guidelines
21 for State and local health agencies to improve the
22 quality and accuracy of data with respect to the
23 birth and death records of American Indians and
24 Alaska Natives;

1 “(ii) enter into cooperative agreements with In-
2 dian Tribes, Tribal organizations, Urban Indian or-
3 ganizations, and epidemiology centers to address
4 misclassification and undersampling of American In-
5 dians and Alaska Natives with respect to—

6 “(I) birth and death records; and

7 “(II) health care and public health surveil-
8 lance systems; and

9 “(iii) encourage States to enter into data shar-
10 ing agreements with Indian Tribes and epidemiology
11 centers to improve the quality and accuracy of
12 health data.”.

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

15 (1) by redesignating subsection (n) as sub-
16 section (o); and

17 (2) by inserting after subsection (m) the fol-
18 lowing:

19 “(n) In this section:

20 “(1) The term ‘Indian Tribe’ has the meaning
21 given to the term ‘Indian tribe’ in section 4 of the
22 Indian Self-Determination and Education Assistance
23 Act.

1 “(2) The term ‘epidemiology center’ means an
2 epidemiology center established under section 214 of
3 the Indian Health Care Improvement Act.

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

7 (h) AUTHORIZATION OF APPROPRIATIONS.—Section
8 306(o) of the Public Health Service Act, as redesignated
9 by subsection (g), is amended to read as follows:

10 “(o) To carry out this section, there is authorized to
11 be appropriated \$174,397,000 for each of fiscal years
12 2021 through 2025.”.