

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.**

**S. 2789**

To prevent substance abuse and reduce demand for illicit  
narcotics.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by \_\_\_\_\_

Viz:

1 Strike all after the enacting clause and insert the fol-  
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Substance Abuse Pre-  
5 vention Act of 2018”.

6 **SEC. 2. REAUTHORIZATION OF THE OFFICE OF NATIONAL**  
7 **DRUG CONTROL POLICY.**

8 (a) OFFICE OF NATIONAL DRUG CONTROL POLICY  
9 REAUTHORIZATION ACT OF 1998.—

10 (1) IN GENERAL.—The Office of National Drug  
11 Control Policy Reauthorization Act of 1998 (21  
12 U.S.C. 1701 et seq.), as in effect on September 29,

1       2003, and as amended by the laws described in  
2       paragraph (2), is revived and restored.

3               (2) LAWS DESCRIBED.—The laws described in  
4       this paragraph are:

5               (A) The Office of National Drug Control  
6       Policy Reauthorization Act of 2006 (Public  
7       Law 109–469; 125 Stat. 3502).

8               (B) The Presidential Appointment Effi-  
9       ciency and Streamlining Act of 2011 (Public  
10       Law 112–166; 126 Stat. 1283).

11       (b) REAUTHORIZATION.—Section 715(a) of the Of-  
12       fice of National Drug Control Policy Reauthorization Act  
13       of 1998 (21 U.S.C. 1712(a)) is amended by striking  
14       “2010” and inserting “2022”.

15       **SEC. 3. REAUTHORIZATION OF THE DRUG-FREE COMMU-**  
16       **NITIES PROGRAM.**

17       Section 1024 of the National Narcotics Leadership  
18       Act of 1988 (21 U.S.C. 1524(a)) is amended by striking  
19       subsections (a) and (b) and inserting the following:

20               “(a) IN GENERAL.—There are authorized to be ap-  
21       propriated to the Office of National Drug Control Policy  
22       to carry out this chapter \$99,000,000 for each of fiscal  
23       years 2018 through 2022.

24               “(b) ADMINISTRATIVE COSTS.—Not more than 8  
25       percent of the funds appropriated to carry out this chapter

1 may be used by the Office of National Drug Control Policy  
2 to pay administrative costs associated with the responsibil-  
3 ities of the Office under this chapter.”.

4 **SEC. 4. REAUTHORIZATION OF THE NATIONAL COMMUNITY**  
5 **ANTI-DRUG COALITION INSTITUTE.**

6 Section 4(c)(4) of Public Law 107–82 (21 U.S.C.  
7 1521 note) is amended by striking “2008 through 2012”  
8 and inserting “2018 through 2022”.

9 **SEC. 5. REAUTHORIZATION OF THE HIGH-INTENSITY DRUG**  
10 **TRAFFICKING AREA PROGRAM.**

11 Section 707(p) of the Office of National Drug Con-  
12 trol Policy Reauthorization Act of 1998 (21 U.S.C.  
13 1706(p)) is amended—

14 (1) in paragraph (4), by striking “and” at the  
15 end;

16 (2) in paragraph (5), by striking the period at  
17 the end and inserting “; and”; and

18 (3) by adding at the end the following:

19 “(6) \$280,000,000 for each of fiscal years 2018  
20 through 2022.”.

21 **SEC. 6. REAUTHORIZATION OF DRUG COURT PROGRAM.**

22 Section 1001(a)(25)(A) of title I of the Omnibus  
23 Crime Control and Safe Streets Act of 1968 (34 U.S.C.  
24 10261(a)(25)(A)) is amended by striking “Except as pro-  
25 vided” and all that follows and inserting the following:

1 “Except as provided in subparagraph (C), there are au-  
2 thorized to be appropriated to carry out part EE  
3 \$75,000,000 for each of fiscal years 2018 through 2022.”.

4 **SEC. 7. DRUG COURT TRAINING AND TECHNICAL ASSIST-**  
5 **ANCE.**

6 Section 705 of the Office of National Drug Control  
7 Policy Reauthorization Act of 1998 (21 U.S.C. 1704) is  
8 amended by adding at the end the following—

9 “(e) DRUG COURT TRAINING AND TECHNICAL AS-  
10 SISTANCE PROGRAM.—Using funds appropriated to carry  
11 out this title, the Director may make grants to nonprofit  
12 organizations for the purpose of providing training and  
13 technical assistance to drug courts.”.

14 **SEC. 8. DRUG OVERDOSE RESPONSE STRATEGY.**

15 Section 707 of the Office of National Drug Control  
16 Policy Reauthorization Act of 1998 (21 U.S.C. 1706) is  
17 amended by adding at the end the following:

18 “(r) DRUG OVERDOSE RESPONSE STRATEGY IMPLE-  
19 MENTATION.—The Director may use funds appropriated  
20 to carry out this section to implement a drug overdose re-  
21 sponse strategy in high intensity drug trafficking areas on  
22 a nationwide basis by—

23 “(1) coordinating multi-disciplinary efforts to  
24 prevent, reduce, and respond to drug overdoses, in-

1 cluding the uniform reporting of fatal and non-fatal  
2 overdoses to public health and safety officials;

3 “(2) increasing data sharing among public safe-  
4 ty and public health officials concerning drug-related  
5 abuse trends, including new psychoactive substances,  
6 and related crime; and

7 “(3) enabling collaborative deployment of pre-  
8 vention, intervention, and enforcement resources to  
9 address substance use addiction and narcotics traf-  
10 ficking.”.

11 **SEC. 9. PROTECTING LAW ENFORCEMENT OFFICERS FROM**  
12 **ACCIDENTAL EXPOSURE.**

13 Section 707 of the Office of National Drug Control  
14 Policy Reauthorization Act of 1998 (21 U.S.C. 1706) is  
15 amended by adding at the end the following:

16 “(s) SUPPLEMENTAL GRANTS.—The Director is au-  
17 thorized to use not more than \$10,000,000 of the amounts  
18 otherwise appropriated to carry out this section to provide  
19 supplemental competitive grants to high intensity drug  
20 trafficking areas that have experienced high seizures of  
21 fentanyl and new psychoactive substances for the purposes  
22 of—

23 “(1) purchasing portable equipment to test for  
24 fentanyl and other substances;

1           “(2) training law enforcement officers and  
2           other first responders on best practices for handling  
3           fentanyl and other substances; and

4           “(3) purchasing protective equipment, including  
5           overdose reversal drugs.”.

6 **SEC. 10. COPS ANTI-METH PROGRAM.**

7           Section 1701 of title I of the Omnibus Crime Control  
8           and Safe Streets Act of 1968 (34 U.S.C. 10381) is amend-  
9           ed—

10           (1) by redesignating subsection (k) as sub-  
11           section (l); and

12           (2) by inserting after subsection (j) the fol-  
13           lowing:

14           “(k) COPS ANTI-METH PROGRAM.—The Attorney  
15           General shall use amounts otherwise appropriated to carry  
16           out this section to make competitive grants, in amounts  
17           of not less than \$1,000,000 for a fiscal year, to State law  
18           enforcement agencies with high seizures of precursor  
19           chemicals, finished methamphetamine, laboratories, and  
20           laboratory dump seizures for the purpose of locating or  
21           investigating illicit activities, such as precursor diversion,  
22           laboratories, or methamphetamine traffickers.”.

1 **SEC. 11. COPS ANTI-HEROIN TASK FORCE PROGRAM.**

2 Section 1701 of title I of the Omnibus Crime Control  
3 and Safe Streets Act of 1968 (34 U.S.C. 10381) is amend-  
4 ed—

5 (1) by redesignating subsection (l), as so redес-  
6 igned by section 10, as subsection (m); and

7 (2) by inserting after subsection (k), as added  
8 by section 10, the following:

9 “(l) COPS ANTI-HEROIN TASK FORCE PROGRAM.—  
10 The Attorney General shall use amounts otherwise appro-  
11 priated to carry out this section, or other amounts as ap-  
12 propriated, to make competitive grants to State law en-  
13 forcement agencies in States with high per capita rates  
14 of primary treatment admissions, for the purpose of locat-  
15 ing or investigating illicit activities, through Statewide col-  
16 laboration, relating to the distribution of heroin, fentanyl,  
17 or carfentanil or relating to the unlawful distribution of  
18 prescription opioids.”.

19 **SEC. 12. COMPREHENSIVE ADDICTION AND RECOVERY ACT**  
20 **EDUCATION AND AWARENESS.**

21 Part D of title V of the Public Health Service Act  
22 (42 U.S.C. 290dd et seq.) is amended by adding at the  
23 end the following:

1 **“SEC. 550. SERVICES FOR FAMILIES AND PATIENTS IN CRI-**  
2 **SIS.**

3 “(a) IN GENERAL.—The Secretary may make grants  
4 to entities that focus on addiction and substance use dis-  
5 orders and specialize in family and patient services, advo-  
6 cacy for patients and families, and educational informa-  
7 tion.

8 “(b) ALLOWABLE USES.—A grant awarded under  
9 this section may be used for 1 or more of the following  
10 activities:

11 “(1) To expand phone line or call center serv-  
12 ices with professional, clinical staff that provide, for  
13 families and individuals impacted by a substance use  
14 disorder, support, access to treatment resources,  
15 brief assessments, medication and overdose preven-  
16 tion education, compassionate listening services, re-  
17 covery support or peer specialists, bereavement and  
18 grief support, and case management.

19 “(2) Continued development of health informa-  
20 tion technology systems that leverage new and up-  
21 coming technology and techniques for prevention,  
22 intervention, and filling resource gaps in commu-  
23 nities that are underserved.

24 “(3) To enhance and operate treatment and re-  
25 covery resources, easy-to-read scientific and evi-  
26 dence-based education on addiction and substance



1 use disorders, and other informational tools for fam-  
2 ilies and individuals impacted by a substance use  
3 disorder and community stakeholders, such as law  
4 enforcement agencies.

5 “(4) To provide training and technical assist-  
6 ance to State and local governments, law enforce-  
7 ment agencies, health care systems, research institu-  
8 tions, and other stakeholders.

9 “(5) To expand upon and implement edu-  
10 cational information using evidence-based informa-  
11 tion on substance use disorders.

12 “(6) To expand the training of community  
13 stakeholders, law enforcement officers, and families  
14 across a broad-range of addiction, health, and re-  
15 lated topics on substance use disorders, local issues  
16 and community-specific issues related to the drug  
17 epidemic.

18 “(7) Program evaluation.

19 “(c) AUTHORIZATION OF APPROPRIATIONS.—For  
20 each of fiscal years 2018 through 2022, the Secretary is  
21 authorized to award not more than \$10,000,000 of  
22 amounts otherwise appropriated to the Secretary for com-  
23 prehensive opioid abuse reduction activities for purposes  
24 of carrying out this section.”.

1 **SEC. 13. PROTECTING CHILDREN WITH ADDICTED PAR-**  
2 **ENTS.**

3 Part D of title V of the Public Health Service Act  
4 (42 U.S.C. 290dd et seq.), as amended by section 12, is  
5 further amended by adding at the end the following:

6 **“SEC. 551. PROTECTING CHILDREN WITH ADDICTED PAR-**  
7 **ENTS.**

8 “(a) **BEST PRACTICES.**—The Secretary, acting  
9 through the Assistant Secretary and in cooperation with  
10 the Commissioner of the Administration on Children,  
11 Youth and Families, shall collect and disseminate best  
12 practices for States regarding interventions and strategies  
13 to keep families affected by a substance use disorder to-  
14 gether, when it can be done safely. Such best practices  
15 shall—

16 “(1) utilize comprehensive family-centered ap-  
17 proaches;

18 “(2) ensure that families have access to drug  
19 screening, substance use disorder treatment, medica-  
20 tion-assisted treatment approved by the Food and  
21 Drug Administration, and parental support; and

22 “(3) build upon lessons learned from programs  
23 such as the maternal, infant, and early childhood  
24 home visiting program under section 511 of the So-  
25 cial Security Act.

1           “(b) GRANT PROGRAM.—The Secretary shall award  
2 grants to States, units of local government, and tribal gov-  
3 ernments to—

4           “(1) develop programs and models designed to  
5 keep pregnant and post-partum women who have a  
6 substance use disorder together with their newborns,  
7 including programs and models that provide for  
8 screenings of pregnant and post-partum women for  
9 substance use disorders, treatment interventions,  
10 supportive housing, nonpharmacological interven-  
11 tions for children born with neonatal abstinence syn-  
12 drome, medication assisted treatment, and other re-  
13 covery supports; and

14           “(2) support the attendance of children who  
15 have a family member living with a substance use  
16 disorder at therapeutic camps or other therapeutic  
17 programs aimed at addiction prevention education  
18 and delaying the onset of first use, providing trusted  
19 mentors and education on coping strategies that  
20 these children can use in their daily lives, and family  
21 support initiatives aimed at keeping these families  
22 together.”.

1 **SEC. 14. REIMBURSEMENT OF SUBSTANCE USE DISORDER**  
2 **TREATMENT PROFESSIONALS.**

3 (a) GAO REPORT.—Not later than January 1, 2020,  
4 the Comptroller General of the United States shall submit  
5 to Congress a report examining how substance use dis-  
6 order services are reimbursed.

7 (b) GRANTS TO STATES TO SUPPLEMENT MEDICAID  
8 REIMBURSEMENT TO CREDENTIALLED SUBSTANCE USE  
9 DISORDER PROFESSIONALS.—The Secretary of Health  
10 and Human Services is authorized to make grants to  
11 States for the purpose of supplementing the reimburse-  
12 ment paid to credentialed substance use disorder profes-  
13 sionals (as defined by the Secretary) under the Medicaid  
14 program under title XIX of the Social Security Act (42  
15 U.S.C. 1396 et seq.).

16 **SEC. 15. SOBRIETY TREATMENT AND RECOVERY TEAMS**  
17 **(START).**

18 Title V of the Public Health Service Act (42 U.S.C.  
19 290dd et seq.), as amended by section 13, is further  
20 amended by adding at the end the following:

21 **“SEC. 552. SOBRIETY TREATMENT AND RECOVERY TEAMS.**

22 “(a) IN GENERAL.—The Secretary may make grants  
23 to States, units of local government, or tribal governments  
24 to establish or expand Sobriety Treatment And Recovery  
25 Team (referred to in this section as ‘START’) programs  
26 to determine the effectiveness of pairing social workers

1 and mentors with families that are struggling with a sub-  
2 stance use disorder and child abuse or neglect in order  
3 to help provide peer support, intensive treatment, and  
4 child welfare services.

5 “(b) ALLOWABLE USES.—A grant awarded under  
6 this section may be used for one or more of the following  
7 activities:

8 “(1) Training eligible staff, including social  
9 workers, social services coordinators, child welfare  
10 specialists, substance use disorder treatment profes-  
11 sionals, and mentors.

12 “(2) Expanding access to substance use dis-  
13 order treatment services and drug testing.

14 “(3) Enhancing data sharing with law enforce-  
15 ment agencies and child welfare agencies.

16 “(4) Program evaluation.

17 “(c) PROGRAM REQUIREMENTS.—A family may be  
18 eligible to participate in a START program that receives  
19 funding under this section only if—

20 “(1) there is a substantiated record or finding  
21 of child abuse or neglect within the family; and

22 “(2) substance use disorder was the primary  
23 reason for the record or finding described in para-  
24 graph (1).

1       “(d) AUTHORIZATION OF APPROPRIATIONS.—For  
2 each of fiscal years 2018 through 2022, the Secretary is  
3 authorized to award not more than \$10,000,000 of  
4 amounts otherwise appropriated to the Secretary for com-  
5 prehensive opioid abuse reduction activities for purposes  
6 of carrying out this section.”.

7 **SEC. 16. PROVIDER EDUCATION.**

8       Not later than 60 days after the date of enactment  
9 of this Act, the Attorney General, in consultation with the  
10 Secretary of Health and Human Services, shall complete  
11 the plan related to medical registration coordination re-  
12 quired by Senate Report 114–239, which accompanied the  
13 Veterans Care Financial Protection Act of 2017 (Public  
14 Law 115–131; 132 Stat. 334).