

116TH CONGRESS
1ST SESSION

H. R. 3398

To provide low-income individuals with opportunities to enter and follow a career pathway in the health professions, to extend and expand demonstration projects, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2019

Mr. DANNY K. DAVIS of Illinois introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To provide low-income individuals with opportunities to enter and follow a career pathway in the health professions, to extend and expand demonstration projects, 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 “Pathways to Health
5 Careers Act”.

1 **SEC. 2. EXTENSION THROUGH FISCAL YEAR 2020 OF FUND-**
2 **ING FOR DEMONSTRATION PROJECTS TO AD-**
3 **DRESS HEALTH PROFESSIONS WORKFORCE**
4 **NEEDS.**

5 Section 2008(c)(1) of the Social Security Act (42
6 U.S.C. 1397g(c)(1)) is amended by striking “2019.” and
7 inserting “2020, and to provide technical assistance and
8 cover administrative costs associated with implementing
9 the successor to this section \$15,000,000 for fiscal year
10 2020.”.

11 **SEC. 3. CAREER PATHWAYS THROUGH HEALTH PROFES-**
12 **SION OPPORTUNITY GRANTS.**

13 Effective October 1, 2020, section 2008 of the Social
14 Security Act (42 U.S.C. 1397g) is amended to read as
15 follows:

16 **“SEC. 2008. CAREER PATHWAYS THROUGH HEALTH PRO-**
17 **FESSION OPPORTUNITY GRANTS.**

18 “(a) APPLICATION REQUIREMENTS.—An eligible en-
19 tity desiring a grant under this section for a project shall
20 submit to the Secretary an application for the grant, that
21 includes the following:

22 “(1) A description of how the applicant will use
23 a career pathways approach to train eligible individ-
24 uals for health professions that pay well or will put
25 eligible individuals on a career path to an occupation
26 that pays well, under the project.

1 “(2) A description of the basic skills education
2 activities, work readiness activities, training activi-
3 ties, and case management and career coaching serv-
4 ices that the applicant will use to assist eligible indi-
5 viduals to gain work experience, connection to em-
6 ployers, and job placement, and a description of the
7 plan for recruiting, hiring, and training staff to pro-
8 vide the case management, mentoring, and career
9 coaching services, under the project directly or
10 through local governmental, apprenticeship, edu-
11 cational, or charitable institutions.

12 “(3) In the case of an application for a grant
13 under this section for a demonstration project de-
14 scribed in subsection (c)(2)(B)(i)(I)—

15 “(A) a demonstration that the State in
16 which the demonstration project is to be con-
17 ducted has in effect policies or laws that permit
18 certain allied health and behavioral health care
19 credentials to be awarded to people with certain
20 arrest or conviction records (which policies or
21 laws shall include appeals processes and other
22 opportunities to demonstrate rehabilitation to
23 obtain licensure and approval to work in the
24 proposed health careers), and a plan described
25 in the application which will use a career path-

1 way to train people with such a record to be
2 trained and employed in such a career;

3 “(B) a discussion of how the project or fu-
4 ture strategic hiring decisions will demonstrate
5 the experience and expertise of the project in
6 working with job seekers who have arrest or
7 conviction records or employers with experience
8 working with people with arrest or conviction
9 records;

10 “(C) an identification of promising innova-
11 tions or best practices that can be used to pro-
12 vide the training;

13 “(D) a proof of concept or demonstration
14 that the applicant has done sufficient research
15 on workforce shortage or in-demand jobs for
16 which people with certain types of arrest or
17 conviction records can be hired;

18 “(E) a plan for recruiting students who
19 are eligible individuals into the project; and

20 “(F) a plan for providing post-employment
21 support and ongoing training as part of a ca-
22 reer pathway under the project.

23 “(4) In the case of an application for a grant
24 under this section for a demonstration project de-
25 scribed in subsection (c)(2)(B)(i)(II)—

1 “(A) a description of the partnerships,
2 strategic staff hiring decisions, tailored program
3 activities, or other programmatic elements of
4 the project that are designed to support a
5 strong career pathway in pregnancy, birth, or
6 post-partum services; and

7 “(B) a demonstration that the State in
8 which the demonstration project is to be con-
9 ducted recognizes and permits doulas and mid-
10 wives to practice in the State.

11 “(5) A demonstration that the applicant has ex-
12 perience working with low-income populations, or a
13 description of the plan of the applicant to work with
14 a partner organization that has the experience.

15 “(6) A plan for providing post-employment sup-
16 port and ongoing training as part of a career path-
17 way under the project.

18 “(7) A description of the support services that
19 the applicant will provide under the project, includ-
20 ing a plan for how child care and transportation
21 support services will be guaranteed and, if the appli-
22 cant will provide a cash stipend, how the stipend
23 would be calculated and distributed.

24 “(8) A certification by the applicant that the
25 project development included—

1 “(A) consultation with a local workforce
2 development board established under section
3 107 of the Workforce Innovation and Oppor-
4 tunity Act;

5 “(B) consideration of apprenticeship mod-
6 els registered under the Act of August 16, 1937
7 (also known as the ‘National Apprenticeship
8 Act’);

9 “(C) consideration of career pathway pro-
10 grams in the State in which the project is to be
11 conducted; and

12 “(D) a review of the State plan under sec-
13 tion 102 or 103 of the Workforce Innovation
14 and Opportunity Act.

15 “(9) A description of the availability and rel-
16 evance of recent labor market information and other
17 pertinent evidence of in-demand jobs or worker
18 shortages.

19 “(10) A certification that the applicant will di-
20 rectly provide or contract for the training services
21 described in the application.

22 “(11) A commitment by the applicant that, if
23 the grant is made to the applicant, the applicant
24 will—

1 “(A) during the planning period for the
2 project, provide the Secretary with any informa-
3 tion needed by the Secretary to establish ade-
4 quate data reporting and administrative struc-
5 ture for the project;

6 “(B) hire a person to direct the project not
7 later than the end of the planning period appli-
8 cable to the project;

9 “(C) accept all technical assistance offered
10 by the Secretary with respect to the grant; and

11 “(D) participate in such in-person grantee
12 conferences as are regularly scheduled by the
13 Secretary.

14 “(b) PREFERENCES IN CONSIDERING APPLICA-
15 TIONS.—In considering applications for a grant under this
16 section, the Secretary shall give preference to—

17 “(1) applications submitted by applicants to
18 whom a grant was made for fiscal year 2020 under
19 the immediate predecessor to this section, and who
20 are in full compliance with the conditions of the
21 grant;

22 “(2) applications submitted by applicants who
23 have completed a demonstration project funded
24 under the immediate predecessor to this section or
25 under subsection (c)(2) of this section, if an evalua-

1 tion of the project, which was funded by the Sec-
2 retary, found the project to have positive outcomes
3 in the categories of—

4 “(A) graduation and credential attainment;

5 “(B) job placement and retention; and

6 “(C) evidence of addressing the worker
7 shortage or in-demand jobs described in the
8 original application for funding for the com-
9 pleted demonstration project;

10 “(3) applications submitted by applicants who
11 have business and community partners in each of
12 the following categories:

13 “(A) State and local government agencies
14 and social service providers, including a State
15 or local entity that administers a State program
16 funded under part A of this title;

17 “(B) institutions of higher education, ap-
18 prenticeship programs, and local workforce de-
19 velopment boards established under section 107
20 of the Workforce Innovation and Opportunity
21 Act; and

22 “(C) health care employers, labor unions,
23 and labor-management partnerships;

1 “(4) applications that include opportunities for
2 mentoring or peer support, and make career coach-
3 ing available, as part of the case management plan;

4 “(5) applications which describe a project that
5 will serve a rural area in which—

6 “(A) the community in which the individ-
7 uals to be enrolled in the project reside is lo-
8 cated;

9 “(B) the project will be conducted; or

10 “(C) an employer partnership that has
11 committed to hiring individuals who successfully
12 complete all activities under the project is lo-
13 cated;

14 “(6) applications that include a commitment to
15 providing project participants with a cash stipend of
16 at least 50 percent of the Federal poverty level ap-
17 plicable to a family of the same size as the family
18 of the participant; and

19 “(7) applications which have an emergency cash
20 fund to assist project participants financially in
21 emergency situations.

22 “(c) GRANTS.—

23 “(1) COMPETITIVE GRANTS.—

24 “(A) GRANT AUTHORITY.—

1 “(i) IN GENERAL.—The Secretary, in
2 consultation with the Secretary of Labor
3 and the Secretary of Education, may make
4 a grant in accordance with this paragraph
5 to an eligible entity whose application for
6 the grant is approved by the Secretary, to
7 conduct a project designed to train low-in-
8 come individuals for allied health profes-
9 sions using a career pathways model.

10 “(ii) GUARANTEE OF GRANTEES IN
11 EACH STATE AND THE DISTRICT OF CO-
12 LUMBIA.—For each grant cycle, the Sec-
13 retary shall award a grant under this para-
14 graph to at least 2 eligible entities in each
15 State that is not a territory, to the extent
16 there are a sufficient number of applica-
17 tions submitted by the entities that meet
18 the requirements applicable with respect to
19 such a grant. If, for a grant cycle, there
20 are fewer than 2 such eligible entities in a
21 State, the Secretary shall include that in-
22 formation in the report required by sub-
23 section (g)(2) that covers the fiscal year.

24 “(B) GUARANTEE OF GRANTS FOR INDIAN
25 POPULATIONS.—From the amount reserved

1 under subsection (i)(2)(B) for each fiscal year,
2 the Secretary shall award a grant under this
3 paragraph to at least 10 eligible entities that
4 are an Indian tribe, a tribal organization, or a
5 tribal college or university, to the extent there
6 are a sufficient number of applications sub-
7 mitted by the entities that meet the require-
8 ments applicable with respect to such a grant.

9 “(C) GUARANTEE OF GRANTEEES IN THE
10 TERRITORIES.—From the amount reserved
11 under subsection (i)(2)(C) for each fiscal year,
12 the Secretary shall award a grant under this
13 paragraph to at least 2 eligible entities that are
14 located in a territory, to the extent there are a
15 sufficient number of applications submitted by
16 the entities that meet the requirements applica-
17 ble with respect to such a grant.

18 “(2) GRANTS FOR DEMONSTRATION
19 PROJECTS.—

20 “(A) GRANT AUTHORITY.—The Secretary,
21 in consultation with the Secretary of Labor and
22 the Secretary of Education (and, with respect
23 to demonstration projects of the type described
24 in subparagraph (B)(i)(I), the Attorney Gen-
25 eral) shall make a grant in accordance with this

1 subsection to an eligible entity whose applica-
2 tion for the grant is approved by the Secretary,
3 to conduct a demonstration project that meets
4 the requirements of subparagraph (B).

5 “(B) REQUIREMENTS.—The requirements
6 of this subparagraph are the following:

7 “(i) TYPE OF PROJECT.—The dem-
8 onstration project shall be of 1 of the fol-
9 lowing types:

10 “(I) INDIVIDUALS WITH ARREST
11 OR CONVICTION RECORDS DEM-
12 ONSTRATION.—The demonstration
13 project shall be of a type designed to
14 provide education and training for eli-
15 gible individuals with arrest or convic-
16 tion records to enter and follow a ca-
17 reer pathway in the health professions
18 through occupations that pay well and
19 are expected to experience a labor
20 shortage or be in high demand.

21 “(II) PREGNANCY AND CHILD-
22 BIRTH CAREER PATHWAY DEM-
23 ONSTRATION.—The demonstration
24 project shall be of a type designed to
25 provide education and training for eli-

1 gible individuals to enter and follow a
2 career pathway in the field of preg-
3 nancy, childbirth, or post-partum, in a
4 State that recognizes doulas or mid-
5 wives as health care providers and
6 that provides payment for services
7 provided by doulas or midwives, as the
8 case may be, under the State plan ap-
9 proved under title XIX.

10 “(ii) DURATION.—The demonstration
11 project shall be conducted for not less than
12 3 years.

13 “(C) MINIMUM ALLOCATION OF FUNDS
14 FOR EACH TYPE OF DEMONSTRATION
15 PROJECT.—

16 “(i) INDIVIDUALS WITH ARREST OR
17 CONVICTION RECORDS DEMONSTRA-
18 TIONS.—Not less than 25 percent of the
19 amounts made available for grants under
20 this paragraph shall be used to make
21 grants for demonstration projects of the
22 type described in subparagraph (B)(i)(I).

23 “(ii) PREGNANCY AND CHILDBIRTH
24 CAREER PATHWAY DEMONSTRATIONS.—
25 Not less than 25 percent of the amounts

1 made available for grants under this para-
2 graph shall be used to make grants for
3 demonstration projects of the type de-
4 scribed in subparagraph (B)(i)(II).

5 “(3) GRANT PERIODS.—A grant award under
6 this section for a project shall be in the form of—

7 “(A) in the case of any such grant, equal
8 annual grants for 3 years, not more than the
9 first 120 days of which shall be the planning
10 period for the project; or

11 “(B) in the case of a grant under para-
12 graph (2), equal annual grants for 4 years, ex-
13 cept that the amount of the grant for the 1st
14 year shall be in such lesser amount as the Sec-
15 retary determines appropriate, and the 1st year
16 shall be the planning period for the project.

17 “(d) USE OF GRANT.—

18 “(1) IN GENERAL.—An entity to which a grant
19 is made under this section shall use the grant in ac-
20 cordance with the approved application for the
21 grant.

22 “(2) SUPPORT TO BE PROVIDED.—

23 “(A) REQUIRED SUPPORT.—A project for
24 which a grant is made under this section shall
25 include the following:

1 “(i) An assessment for adult basic
2 skill competency, and provision of adult
3 basic skills education if necessary for
4 lower-skilled eligible individuals to enroll in
5 the project and go on to enter and com-
6 plete post-secondary training, through
7 means including the following:

8 “(I) Establishing a network of
9 partners that offer pre-training activi-
10 ties for project participants who need
11 to improve basic academic skills or
12 English language proficiency before
13 entering a health occupational train-
14 ing career pathway program.

15 “(II) Offering resources to enable
16 project participants to continue ad-
17 vancing adult basic skill proficiency
18 while enrolled in a career pathway
19 program.

20 “(III) Embedding adult basic
21 skill maintenance as part of ongoing
22 post-graduation career coaching and
23 mentoring.

24 “(ii) A guarantee that child care is an
25 available and affordable support service for

1 project participants through means such as
2 the following:

3 “(I) Referral to, and assistance
4 with, enrollment in a subsidized child
5 care program.

6 “(II) Direct payment to a child
7 care provider if a slot in a subsidized
8 child care program is not available or
9 reasonably accessible.

10 “(III) Payment of co-payments
11 or associated fees for child care.

12 “(iii) Case management plans that in-
13 clude career coaching (with the option to
14 offer appropriate peer support and men-
15 toring opportunities to help develop soft
16 skills and social capital), which may be of-
17 fered on an ongoing basis before, during,
18 and after initial training as part of a ca-
19 reer pathway model.

20 “(iv) A plan to provide project partici-
21 pants with transportation through means
22 such as the following:

23 “(I) Referral to, and assistance
24 with enrollment in, a subsidized trans-
25 portation program.

1 “(II) If a subsidized transpor-
2 tation program is not reasonably
3 available, direct payments to subsidize
4 transportation costs.

5 For purposes of this clause, the term
6 ‘transportation’ includes public transit, or
7 gasoline for a personal vehicle if public
8 transit is not reasonably accessible or
9 available.

10 “(v) In the case of a demonstration
11 project of the type described in subsection
12 (c)(2)(B)(i)(I), access to legal assistance
13 for project participants for the purpose of
14 addressing arrest or conviction records and
15 associated workforce barriers.

16 “(B) ALLOWED SUPPORT.—The goods and
17 services provided under a project for which a
18 grant is made under this section may include
19 the following:

20 “(i) A cash stipend that is at least
21 monthly.

22 “(ii) A reserve fund for financial as-
23 sistance to project participants in emer-
24 gency situations.

1 “(iii) Tuition, and training materials
2 such as books, software, uniforms, shoes,
3 and hair nets.

4 “(iv) In-kind resource donations such
5 as interview clothing and conference at-
6 tendance fees.

7 “(v) Assistance with accessing and
8 completing high school equivalency or adult
9 basic education courses as necessary to
10 achieve success in the project and make
11 progress toward career goals.

12 “(vi) Assistance with programs and
13 activities, including legal assistance,
14 deemed necessary to address arrest or con-
15 viction records as an employment barrier.

16 “(vii) Other support services as
17 deemed necessary for family well-being,
18 success in the project, and progress toward
19 career goals.

20 “(C) TREATMENT OF SUPPORT FOR PUR-
21 POSES OF MEANS-TESTED PROGRAMS.—Any
22 goods or services provided to an eligible indi-
23 vidual participating in a project for which a
24 grant is made under this section shall not be
25 considered income, and shall not be taken into

1 account for purposes of determining the eligi-
2 bility of the individual for, or amount of bene-
3 fits to be provided to the individual, under any
4 means-tested program.

5 “(3) TRAINING.—The number of hours of train-
6 ing provided to an eligible individual under a project
7 for which a grant is made under this section, for a
8 credential recognized by an employer or industry,
9 which is awarded in recognition of attainment of
10 measurable technical or occupational skills necessary
11 to gain employment or advance within an occupation
12 (including a certificate awarded by a local workforce
13 development board established under section 107 of
14 the Workforce Innovation and Opportunity Act),
15 shall be—

16 “(A) not less than the number of hours of
17 training required for certification in that level
18 of skill by the State in which the project is con-
19 ducted; or

20 “(B) if there is no such requirement, such
21 number of hours of training as the Secretary
22 finds is necessary to achieve that skill level.

23 “(4) INCOME LIMITATION.—An entity to which
24 a grant is made under this section shall not use the

1 grant to provide support to a person who is not an
2 eligible individual.

3 “(5) INCLUSION OF TANF RECIPIENTS.—In the
4 case of a project for which a grant is made under
5 this section that is conducted in a State that has a
6 program funded under part A of title IV, at least 10
7 percent of the eligible individuals to whom support
8 is provided under the project shall be a recipient of
9 assistance under that program.

10 “(6) PROHIBITION.—An entity to which a grant
11 is made under this section shall not use the grant
12 for purposes of entertainment, except that case man-
13 agement and career coaching services may include
14 celebrations of specific career-based milestones such
15 as completing a semester, graduation, or job place-
16 ment.

17 “(e) TECHNICAL ASSISTANCE.—

18 “(1) IN GENERAL.—The Secretary shall provide
19 technical assistance—

20 “(A) to assist eligible entities in applying
21 for grants under this section;

22 “(B) that is tailored to meet the needs of
23 grantees at each stage of the administration of
24 projects for which grants are made under this
25 section;

1 “(C) that is tailored to meet the specific
2 needs of Indian tribes, tribal organizations, and
3 tribal colleges and universities;

4 “(D) that is tailored to meet the specific
5 needs of the territories;

6 “(E) that is tailored to meet the specific
7 needs of eligible entities in carrying out dem-
8 onstration projects for which a grant is made
9 under this section; and

10 “(F) to facilitate the exchange of informa-
11 tion among eligible entities regarding best prac-
12 tices and promising practices used in the
13 projects.

14 “(2) CONTINUATION OF PEER TECHNICAL AS-
15 SISTANCE CONFERENCES.—The Secretary shall con-
16 tinue to hold peer technical assistance conferences
17 for entities to which a grant is made under this sec-
18 tion or was made under the immediate predecessor
19 of this section.

20 “(f) EVALUATION OF DEMONSTRATION PROJECTS.—

21 “(1) IN GENERAL.—The Secretary shall, by
22 grant, contract, or interagency agreement, conduct
23 rigorous and well-designed evaluations of the dem-
24 onstration projects for which a grant is made under
25 this section.

1 “(2) REQUIREMENT APPLICABLE TO INDIVID-
2 UALS WITH ARREST OR CONVICTION RECORDS DEM-
3 ONSTRATION.—In the case of a project of the type
4 described in subsection (c)(2)(B)(i)(I), the evalua-
5 tion shall include identification of successful activi-
6 ties for creating opportunities for developing and
7 sustaining, particularly with respect to low-income
8 individuals with arrest or conviction records, a
9 health professions workforce that has accessible
10 entry points, that meets high standards for edu-
11 cation, training, certification, and professional devel-
12 opment, and that provides increased wages and af-
13 fordable benefits, including health care coverage,
14 that are responsive to the needs of the workforce.

15 “(3) REQUIREMENT APPLICABLE TO PREG-
16 NANCY AND CHILDBIRTH CAREER PATHWAY DEM-
17 ONSTRATION.—In the case of a project of the type
18 described in subsection (c)(2)(B)(i)(II), the evalua-
19 tion shall include identification of successful activi-
20 ties for creating opportunities for developing and
21 sustaining, particularly with respect to low-income
22 individuals and other entry-level workers, a career
23 pathway that has accessible entry points, that meets
24 high standards for education, training, certification,
25 and professional development, and that provides in-

1 creased wages and affordable benefits, including
2 health care coverage, that are responsive to the
3 needs of the birth, pregnancy, and post-partum
4 workforce.

5 “(4) RULE OF INTERPRETATION.—Evaluations
6 conducted pursuant to this subsection may include a
7 randomized controlled trial, but this subsection shall
8 not be interpreted to require an evaluation to include
9 such a trial.

10 “(g) REPORTS.—

11 “(1) TO THE SECRETARY.—An eligible entity
12 awarded a grant to conduct a project under this sec-
13 tion shall submit interim reports to the Secretary on
14 the activities carried out under the project, and, on
15 the conclusion of the project, a final report on the
16 activities. Each such report shall include data on
17 participant outcomes related to earnings, employ-
18 ment in health professions, graduation rate, gradua-
19 tion timeliness, credential attainment, participant
20 demographics, and other data specified by the Sec-
21 retary.

22 “(2) TO THE CONGRESS.—During each Con-
23 gress, the Secretary shall submit to the Committee
24 on Ways and Means of the House of Representatives

1 and the Committee on Finance of the Senate a re-
2 port—

3 “(A) on the demographics of the partici-
4 pants in the projects for which a grant is made
5 under this section;

6 “(B) on the rate of which project partici-
7 pants completed all activities under the
8 projects;

9 “(C) on the employment credentials ac-
10 quired by project participants;

11 “(D) on the employment of project partici-
12 pants on completion of activities under the
13 projects, and the earnings of project partici-
14 pants at entry into employment;

15 “(E) on best practices and promising prac-
16 tices used in the projects;

17 “(F) on the nature of any technical assist-
18 ance provided to grantees under this section;

19 “(G) on, with respect to the period since
20 the period covered in the most recent prior re-
21 port submitted under this paragraph—

22 “(i) the number of applications sub-
23 mitted under this section, with a separate
24 statement of the number of applications re-
25 ferred to in subsection (b)(5);

1 “(ii) the number of applications that
2 were approved, with a separate statement
3 of the number of such applications referred
4 to in subsection (b)(5); and

5 “(iii) a description of how grants were
6 made in any case described in the last sen-
7 tence of subsection (c)(1)(A)(ii); and

8 “(H) that includes an assessment of the ef-
9 fectiveness of the projects with respect to ad-
10 dressing health professions workforce shortages
11 or in-demand jobs.

12 “(h) DEFINITIONS.—In this section:

13 “(1) CAREER PATHWAY.—The term ‘career
14 pathway’ has the meaning given that term in section
15 3(7) of the Workforce Innovation and Opportunity
16 Act.

17 “(2) DOULA.—The term ‘doula’ means an indi-
18 vidual who—

19 “(A) is certified by an organization that
20 has been established for not less than 5 years
21 and that requires the completion of continuing
22 education to maintain the certification, to pro-
23 vide non-medical advice, information, emotional
24 support, and physical comfort to an individual

1 during the individual’s pregnancy, childbirth,
2 and post-partum period; and

3 “(B) maintains the certification by com-
4 pleting the required continuing education.

5 “(3) ELIGIBLE ENTITY.—The term ‘eligible en-
6 tity’ means any of the following entities that dem-
7 onstrates in an application submitted under this sec-
8 tion that the entity has the capacity to fully develop
9 and administer the project described in the applica-
10 tion:

11 “(A) A local workforce development board
12 established under section 107 of the Workforce
13 Innovation and Opportunity Act.

14 “(B) A State or territory, a political sub-
15 division of a State or territory, or an agency of
16 a State, territory, or such a political subdivi-
17 sion, including a State or local entity that ad-
18 ministers a State program funded under part A
19 of this title.

20 “(C) An Indian tribe, a tribal organization,
21 or a tribal college or university.

22 “(D) An institution of higher education (as
23 defined in the Higher Education Act of 1965).

24 “(E) A hospital (as defined in section
25 1861(e)).

1 “(F) A skilled nursing facility (as defined
2 in section 1819(h)(1)(A)).

3 “(G) A Federally qualified health center
4 (as defined in section 1861(aa)(4)).

5 “(H) A nonprofit organization described in
6 section 501(c)(3) of the Internal Revenue Code
7 of 1986, a labor organization, or an entity with
8 shared labor-management oversight, that has a
9 demonstrated history of providing health profes-
10 sion training to eligible individuals.

11 “(I) In the case of a demonstration project
12 of the type provided for in subsection
13 (c)(2)(B)(i)(II) of this section, an entity recog-
14 nized by a State, Indian tribe, or tribal organi-
15 zation as qualified to train doulas or midwives,
16 if midwives or doulas, as the case may be, are
17 permitted to practice in the State involved.

18 “(J) An opioid treatment program (as de-
19 fined in section 1861(iii)(2)).

20 “(4) ELIGIBLE INDIVIDUAL.—The term ‘eligible
21 individual’ means an individual whose household in-
22 come does not exceed 138 percent of the Federal
23 poverty level.

24 “(5) FEDERAL POVERTY LEVEL.—The term
25 ‘Federal poverty level’ means the poverty line (as de-

1 fined in section 673(2) of the Omnibus Budget Rec-
2 onciliation Act of 1981, including any revision re-
3 quired by such section applicable to a family of the
4 size involved).

5 “(6) INDIAN TRIBE; TRIBAL ORGANIZATION.—
6 The terms ‘Indian tribe’ and ‘tribal organization’
7 have the meaning given the terms in section 4 of the
8 Indian Self-Determination and Education Assistance
9 Act (25 U.S.C. 450b).

10 “(7) INSTITUTION OF HIGHER EDUCATION.—
11 The term ‘institution of higher education’ has the
12 meaning given the term in section 101 of the Higher
13 Education Act of 1965.

14 “(8) MIDWIFE.—

15 “(A) IN GENERAL.—The term ‘midwife’
16 means a certified midwife, certified professional
17 midwife, licensed midwife, and tribally-recog-
18 nized midwife.

19 “(B) CERTIFIED MIDWIFE.—The term
20 ‘certified midwife’ means an individual who is
21 certified by the American Midwifery Certifi-
22 cation Board to practice midwifery.

23 “(C) CERTIFIED PROFESSIONAL MID-
24 WIFE.—The term ‘certified professional mid-
25 wife’ means an individual who—

1 “(i) is certified by the North Amer-
2 ican Registry of Midwives to practice mid-
3 wifery for normal, low-risk pregnancies and
4 childbirths; and

5 “(ii) has completed—

6 “(I) a midwifery education pro-
7 gram accredited by the Midwifery
8 Education and Accreditation Council
9 or any other entity recognized by the
10 Department of Education; or

11 “(II) the requirements to obtain
12 a Midwifery Bridge Certificate from
13 the North American Registry of Mid-
14 wives, and maintains the certification
15 by completing any required continuing
16 education for the certification.

17 “(D) LICENSED MIDWIFE.—The term ‘li-
18 censed midwife’ means, with respect to a State,
19 an individual who is licensed under State law to
20 practice midwifery.

21 “(E) TRIBALLY-RECOGNIZED MIDWIFE.—
22 The term ‘tribally-recognized midwife’ means
23 an individual who is recognized by an Indian
24 tribe (as defined in section 4 of the Indian

1 Health Care Improvement Act) to practice mid-
2 wifery for the tribe.

3 “(9) TERRITORY.—The term ‘territory’ means
4 the Commonwealth of Puerto Rico, the United
5 States Virgin Islands, Guam, the Northern Mariana
6 Islands, and American Samoa.

7 “(10) TRIBAL COLLEGE OR UNIVERSITY.—The
8 term ‘tribal college or university’ has the meaning
9 given the term in section 316(b) of the Higher Edu-
10 cation Act of 1965.

11 “(i) FUNDING.—

12 “(1) IN GENERAL.—Out of any funds in the
13 Treasury of the United States not otherwise appro-
14 priated, there are appropriated to the Secretary to
15 carry out this section—

16 “(A) \$350,000,000 for fiscal year 2021;

17 “(B) \$400,000,000 for fiscal year 2022;

18 “(C) \$450,000,000 for fiscal year 2023;

19 and

20 “(D) \$500,000,000 for fiscal year 2024.

21 “(2) ALLOCATION OF FUNDS.—Of the amount
22 appropriated for a fiscal year under paragraph (1)
23 of this subsection—

24 “(A) 75 percent shall be available for
25 grants under subsection (c)(1)(A);

1 “(B) 2 percent shall be reserved for grants
2 under subsection (c)(1)(B);

3 “(C) 5 percent shall be reserved for grants
4 under subsection (c)(1)(C);

5 “(D) 6 percent shall be available for dem-
6 onstration project grants under subsection
7 (c)(2);

8 “(E) 9 percent, plus all amounts referred
9 to in subparagraphs (A) through (D) of this
10 paragraph that remain unused after all grant
11 awards are made for the fiscal year, shall be
12 available for the provision of technical assist-
13 ance and associated staffing; and

14 “(F) 3 percent shall be available for eval-
15 uations and associated staffing.

16 “(j) NONAPPLICABILITY OF PRECEDING SECTIONS
17 OF THIS SUBTITLE.—

18 “(1) IN GENERAL.—Except as provided in para-
19 graph (2), the preceding sections of this subtitle
20 shall not apply to a grant awarded under this sec-
21 tion.

22 “(2) EXCEPTION FOR CERTAIN LIMITATIONS ON
23 USE OF GRANTS.—Section 2005(a) (other than para-
24 graphs (2), (5), (6), and (8)) shall apply to a grant
25 awarded under this section to the same extent and

1 in the same manner as such section applies to pay-
2 ments to States under this subtitle.”.

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