

## Calendar No. 228

113TH CONGRESS  
1ST SESSION**S. 1561**

To amend the Public Health Service Act to improve provisions relating to the sanctuary system for surplus chimpanzees.

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 IN THE SENATE OF THE UNITED STATES

SEPTEMBER 30, 2013

Mr. HARKIN (for himself, Mr. ALEXANDER, Mr. BURR, Ms. LANDRIEU, and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

OCTOBER 30, 2013

Reported by Mr. HARKIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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**A BILL**

To amend the Public Health Service Act to improve provisions relating to the sanctuary system for surplus chimpanzees.

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 “CHIMP Act Amend-  
5 ments of 2013”.

1 **SEC. 2. SANCTUARY SYSTEM FOR SURPLUS CHIMPANZEES.**

2 (a) **IN GENERAL.**—Section 404K(g) of the Public  
3 Health Service Act (42 U.S.C. 283m(g)) is amended—

4 (1) in paragraph (1)—

5 (A) by striking “and each subsequent fiscal  
6 year” and inserting “through fiscal year 2023”;

7 (B) by inserting after “\$30,000,000” the  
8 following: “; unless the Secretary determines  
9 that reserving additional funds would enable the  
10 National Institutes of Health to operate more  
11 efficiently and economically by decreasing the  
12 overall Federal cost of supporting and main-  
13 taining chimpanzees from fiscal year 2014  
14 through fiscal year 2023. Such a determination  
15 shall be reported to Congress by the Secretary  
16 and shall include a report, to be updated bienni-  
17 ally, regarding the care and maintenance of the  
18 chimpanzees and costs related to such care and  
19 maintenance”; and

20 (C) by striking the last sentence; and

21 (2) in paragraph (3), by striking “board of di-  
22 rectors” and inserting “Secretary, in consultation  
23 with the board of directors”.

24 (b) **GAO STUDY.**—Not later than 2 years after the  
25 date of enactment of this Act, the Comptroller General  
26 of the United States shall conduct an independent evalua-

1 tion, and submit to the appropriate committees of Con-  
 2 gress a report, regarding chimpanzees owned or supported  
 3 by the National Institutes of Health. Such report shall re-  
 4 view and assess—

5 (1) the research status of National Institutes of  
 6 Health-owned or supported chimpanzees;

7 (2) the cost for the care and maintenance of  
 8 such chimpanzees, including the cost broken down  
 9 by research or retirement status, location and for  
 10 transportation, as appropriate;

11 (3) the extent to which matching requirements  
 12 have been met pursuant to section 404K(e)(4) of the  
 13 Public Health Service Act; and

14 (4) any options for cost-savings for the support  
 15 and maintenance of such chimpanzees that may be  
 16 identified.

17 **SECTION 1. SHORT TITLE.**

18 *This Act may be cited as the “CHIMP Act Amend-*  
 19 *ments of 2013”.*

20 **SEC. 2. SANCTUARY SYSTEM FOR SURPLUS CHIMPANZEES.**

21 (a) *IN GENERAL.*—Section 404K(g) of the Public  
 22 Health Service Act (42 U.S.C. 283m(g)) is amended—

23 (1) *in paragraph (1)—*

24 (A) *by striking “and each subsequent fiscal*  
 25 *year” and inserting “through fiscal year 2023”;*

1           (B) by inserting after “\$30,000,000” the fol-  
2           lowing: “, unless the Secretary determines that  
3           reserving additional funds would enable the Na-  
4           tional Institutes of Health to operate more effi-  
5           ciently and economically by decreasing the over-  
6           all Federal cost of supporting and maintaining  
7           chimpanzees from fiscal year 2014 through fiscal  
8           year 2023. Such a determination shall be re-  
9           ported to Congress by the Secretary and shall in-  
10          clude a report, to be updated biennially, regard-  
11          ing the care and maintenance of the chimpanzees  
12          and costs related to such care and maintenance”;  
13          and

14                 (C) by striking the last sentence; and  
15           (2) in paragraph (3), by striking “board of di-  
16          rectors” and inserting “Secretary, in consultation  
17          with the board of directors”.

18          (b) GAO STUDY.—Not later than 2 years after the date  
19          of enactment of this Act, the Comptroller General of the  
20          United States shall conduct an independent evaluation, and  
21          submit to the appropriate committees of Congress a report,  
22          regarding chimpanzees owned or supported by the National  
23          Institutes of Health. Such report shall review and assess—

24                 (1) the research status of National Institutes of  
25          Health-owned or supported chimpanzees;

1           (2) *the cost for the care and maintenance of such*  
2 *chimpanzees, including the cost broken down by re-*  
3 *search or retirement status, location and for transpor-*  
4 *tation, as appropriate;*

5           (3) *the extent to which matching requirements*  
6 *have been met pursuant to section 404K(e)(4) of the*  
7 *Public Health Service Act; and*

8           (4) *any options for cost-savings for the support*  
9 *and maintenance of such chimpanzees that may be*  
10 *identified.*

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