

115TH CONGRESS  
1ST SESSION

# S. 356

To amend title XXI of the Social Security Act to improve access to, and the delivery of, children’s health services through school-based health centers, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 13, 2017

Ms. STABENOW (for herself, Mr. PETERS, Mr. BROWN, and Mr. FRANKEN) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend title XXI of the Social Security Act to improve access to, and the delivery of, children’s health services through school-based health centers, 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 “Hallways to Health  
5 Act”.

1 **SEC. 2. SCHOOL-BASED HEALTH CENTERS.**

2 Title XXI of the Social Security Act (42 U.S.C.  
3 1397aa et seq.) is amended by adding at the end the fol-  
4 lowing new section:

5 **“SEC. 2114. GRANTS AND PROGRAMS TO IMPROVE ACCESS**  
6 **TO, AND THE DELIVERY OF, CHILDREN’S**  
7 **HEALTH SERVICES THROUGH SCHOOL-BASED**  
8 **HEALTH CENTERS.**

9 “(a) GRANTS TO SCHOOL-BASED HEALTH CENTERS  
10 TO ENCOURAGE CHILDREN TO ADOPT HEALTHY BEHAV-  
11 IORS.—

12 “(1) ESTABLISHMENT.—Not later than 18  
13 months after the date of enactment of this sub-  
14 section, the Secretary shall publish criteria to enable  
15 school-based health centers to apply for grants for  
16 the purpose of assisting eligible children under this  
17 title and title XIX and other children by providing  
18 funding for community health workers to facilitate  
19 children’s access to services that encourage children  
20 to adopt healthy behaviors and to improve the qual-  
21 ity and cultural competence of the delivery of such  
22 services. Not later than 2 years after such date, the  
23 Secretary shall award grants to school-based health  
24 centers for such purposes.

25 “(2) REQUIREMENTS.—A school-based health  
26 center that employs individuals who meet the Bu-

1       reau of Labor Statistics standard occupational defi-  
2       nition of ‘health educator’ (21–1091 or any suc-  
3       cessor classification number) or ‘community health  
4       worker’ (21–1094 or any successor classification  
5       number) shall be eligible for a grant under this sub-  
6       section.

7               “(3) REPORTING.—

8               “(A) BY GRANTEES.—A grantee under this  
9       subsection shall annually submit to the Sec-  
10       retary a report containing a description of the  
11       services provided under the grant, the data col-  
12       lected with respect to such services, a descrip-  
13       tion of the efficacy of such services, any other  
14       information determined appropriate by the Sec-  
15       retary.

16              “(B) BY SECRETARY.—The Secretary bi-  
17       ennially shall submit to Congress a report on  
18       the efficacy of the grant program established  
19       under this subsection.

20              “(4) AUTHORIZATION OF APPROPRIATIONS.—

21       There are authorized to be appropriated such sums  
22       as may be necessary to carry out this subsection.  
23       Funds appropriated under the preceding sentence  
24       shall remain available until expended.”.

1 **SEC. 3. ESTABLISHMENT AND EXPANSION OF DEMONSTRATION PROGRAMS TO PROVIDE TELE-HEALTH SERVICES AT SCHOOL-BASED HEALTH CENTERS.**  
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5 Section 2114 of the Social Security Act (as added by  
6 section 2), is amended by adding at the end the following  
7 new subsection:

8 “(b) ESTABLISHMENT AND EXPANSION OF TELE-  
9 HEALTH SERVICES DEMONSTRATION PROGRAMS.—

10 “(1) ESTABLISHMENT.—Not later than 18  
11 months after the date of enactment of this sub-  
12 section, the Secretary shall publish criteria for the  
13 establishment of a demonstration program to provide  
14 new tele-health services, or to expand existing tele-  
15 health service programs, located at school-based  
16 health centers. A school-based health center’s receipt  
17 of funds under the demonstration program under  
18 this subsection shall not preclude the school-based  
19 health center from being reimbursed by public or  
20 private health insurance programs according to  
21 State law and regulation for items and services fur-  
22 nished by or through the center.

23 “(2) AUTHORIZATION OF APPROPRIATIONS.—  
24 There are authorized to be appropriated such sums  
25 as may be necessary to carry out this subsection.

1 Funds appropriated under the preceding sentence  
2 shall remain available until expended.”.

3 **SEC. 4. ASSURANCE OF PAYMENT UNDER MEDICAID AND**  
4 **CHIP FOR COVERED ITEMS AND SERVICES**  
5 **FURNISHED BY CERTAIN SCHOOL-BASED**  
6 **HEALTH CENTERS.**

7 (a) STATE PLAN REQUIREMENT.—Section 1902(a)  
8 of the Social Security Act (42 U.S.C. 1396a(a)) is amend-  
9 ed—

10 (1) in paragraph (82), by striking “and” after  
11 the semicolon;

12 (2) in paragraph (83)(B)(ii), by striking the pe-  
13 riod at the end and inserting “; and”; and

14 (3) by inserting after paragraph (83) the fol-  
15 lowing new paragraph:

16 “(84) provide that the State shall certify to the  
17 Secretary that the State has implemented proce-  
18 dures to pay for medical assistance (including care  
19 and services described in subsections (a)(4)(B) and  
20 (r) of section 1905 and provided in accordance with  
21 section 1902(a)(43)) furnished in a school-based  
22 health center (as defined in section 2110(e)(9)), if  
23 payment would be made under the State plan for the  
24 same items and services if furnished in a physician’s  
25 office or other outpatient clinic (including if such

1 payment would be included in the determination of  
 2 a prepaid capitation or other risk-based rate of pay-  
 3 ment to an entity under a contract pursuant to sec-  
 4 tion 1903(m)).”.

5 (b) APPLICATION TO CHIP.—Section 2107(e)(1) of  
 6 the Social Security Act (42 U.S.C. 1397gg(e)(1)) is  
 7 amended—

8 (1) by redesignating subparagraphs (G)  
 9 through (R) as subparagraphs (H) through (S), re-  
 10 spectively; and

11 (2) by inserting after subparagraph (F), the fol-  
 12 lowing new subparagraph:

13 “(G) Section 1902(a)(84) (relating to pro-  
 14 cedures to ensure payment for covered services  
 15 furnished in a school-based health center).”.

16 (c) EFFECTIVE DATE.—The amendments made by  
 17 this section take effect on October 1, 2017.

18 **SEC. 5. OTHER IMPROVEMENTS.**

19 (a) IN GENERAL.—Section 399Z–1 of the Public  
 20 Health Service Act (42 U.S.C. 280h–5) is amended—

21 (1) in subsection (a)(1), in the matter pre-  
 22 ceding subparagraph (A), by inserting “either in  
 23 person or via telehealth,” after “health centers,”;

24 (2) in subsection (a)(3)(A), by inserting before  
 25 the semicolon the following: “, and includes univer-

1       sities, accountable care organizations, and behavioral  
2       health organizations”;

3           (3) in subsection (c)(2)(C)(iv), by inserting  
4       “and health education” after “health services”;

5           (4) in subsection (e), by striking “may—” and  
6       all that follows through the end and inserting “may,  
7       upon a showing of good cause, waive the require-  
8       ment that the SBHC provide all required com-  
9       prehensive primary health services for a period not  
10      to exceed 2 years.”;

11          (5) in subsection (i), by inserting before the pe-  
12      riod the following: “, including using existing quality  
13      performance measures funded by the Federal Gov-  
14      ernment for such entities”;

15          (6) in subsection (l)—

16            (A) by striking “2014” and inserting  
17            “2022”; and

18            (B) by redesignating such subsection as  
19            subsection (n); and

20          (7) by inserting after subsection (k), the fol-  
21      lowing:

22      “(l) TECHNICAL ASSISTANCE.—The Secretary, act-  
23      ing directly or through awarding grants or contracts to  
24      private, nonprofit entities, shall establish or support exist-

1 ing State school-based health center resource centers  
2 that—

3 “(1) provide advocacy, training, and technical  
4 assistance to school-based health centers, including  
5 maximizing Federal and State resources;

6 “(2) support the development of school-based  
7 health centers; and

8 “(3) enhance the operations and performance of  
9 school-based health centers.

10 “(m) AUTHORIZATION OF APPROPRIATIONS.—For  
11 purposes of carrying out this section, there are authorized  
12 to be appropriated such sums as may be necessary.”

13 (b) COVERED ENTITY.—Section 340B(a)(4) of the  
14 Public Health Service Act (42 U.S.C. 256b(a)(4)) is  
15 amended by adding at the end the following:

16 “(P) A school-based health center.”

17 (c) QUALIFIED HEALTH PLANS.—Section  
18 1311(e)(1)(C) of the Patient Protection and Affordable  
19 Care Act (42 U.S.C. 18031(e)(1)(C)) is amended by in-  
20 serting “, providers defined in section 2110(e)(9) of the  
21 Social Security Act,” after “Public Health Service Act”.

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