

107TH CONGRESS
2D SESSION

H. R. 4793

AN ACT

To authorize grants through the Centers for Disease Control and Prevention for mosquito control programs to prevent mosquito-borne diseases.

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To authorize grants through the Centers for Disease Control and Prevention for mosquito control programs to prevent mosquito-borne diseases.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Mosquito Abatement
3 for Safety and Health Act”.

4 **SEC. 2. GRANTS REGARDING PREVENTION OF MOSQUITO-**
5 **BORNE DISEASES.**

6 Part B of title III of the Public Health Service Act
7 (42 U.S.C. 243 et seq.), as amended by section 4 of Public
8 Law 107–84 and section 312 of Public Law 107–188, is
9 amended—

10 (1) by transferring section 317R from the cur-
11 rent placement of the section and inserting the sec-
12 tion after section 317Q; and

13 (2) by inserting after section 317R (as so trans-
14 ferred) the following section:

15 **“SEC. 317S. MOSQUITO-BORNE DISEASES; ASSESSMENT AND**
16 **CONTROL GRANTS TO POLITICAL SUBDIVI-**
17 **SIONS; COORDINATION GRANTS TO STATES.**

18 “(a) PREVENTION AND CONTROL GRANTS TO POLIT-
19 ICAL SUBDIVISIONS.—

20 “(1) IN GENERAL.—The Secretary, acting
21 through the Director of the Centers for Disease
22 Control and Prevention, may make grants to polit-
23 ical subdivisions of States for the operation of mos-
24 quito control programs to prevent and control mos-
25 quito-borne diseases (referred to in this section as
26 ‘control programs’).

1 “(2) PREFERENCE IN MAKING GRANTS.—In
2 making grants under paragraph (1), the Secretary
3 shall give preference to political subdivisions that—

4 “(A) have an incidence or prevalence of
5 mosquito-borne disease, or a population of in-
6 fected mosquitoes, that is substantial relative to
7 other political subdivisions;

8 “(B) demonstrate to the Secretary that the
9 political subdivisions will, if appropriate to the
10 mosquito circumstances involved, effectively co-
11 ordinate the activities of the control programs
12 with contiguous political subdivisions; and

13 “(C) demonstrate to the Secretary (directly
14 or through State officials) that the State in
15 which the political subdivision is located has
16 identified or will identify geographic areas in
17 the State that have a significant need for con-
18 trol programs and will effectively coordinate
19 such programs in such areas.

20 “(3) REQUIREMENT OF ASSESSMENT AND
21 PLAN.—A grant may be made under paragraph (1)
22 only if the political subdivision involved—

23 “(A) has conducted an assessment to de-
24 termine the immediate needs in such subdivi-
25 sion for a control program, including an ento-

1 mological survey of potential mosquito breeding
2 areas; and

3 “(B) has, on the basis of such assessment,
4 developed a plan for carrying out such a pro-
5 gram.

6 “(4) REQUIREMENT OF MATCHING FUNDS.—

7 “(A) IN GENERAL.—With respect to the
8 costs of a control program to be carried out
9 under paragraph (1) by a political subdivision,
10 a grant under such paragraph may be made
11 only if the subdivision agrees to make available
12 (directly or through donations from public or
13 private entities) non-Federal contributions to-
14 ward such costs in an amount that is not less
15 than $\frac{1}{3}$ of such costs (\$1 for each \$2 of Fed-
16 eral funds provided in the grant).

17 “(B) DETERMINATION OF AMOUNT CON-
18 TRIBUTED.—Non-Federal contributions re-
19 quired in subparagraph (A) may be in cash or
20 in kind, fairly evaluated, including plant, equip-
21 ment, or services. Amounts provided by the
22 Federal Government, or services assisted or
23 subsidized to any significant extent by the Fed-
24 eral Government, may not be included in deter-

1 mining the amount of such non-Federal con-
2 tributions.

3 “(C) WAIVER.—The Secretary may waive
4 the requirement established in subparagraph
5 (A) if the Secretary determines that extraor-
6 dinary economic conditions in the political sub-
7 division involved justify the waiver.

8 “(5) REPORTS TO SECRETARY.—A grant may
9 be made under paragraph (1) only if the political
10 subdivision involved agrees that, promptly after the
11 end of the fiscal year for which the grant is made,
12 the subdivision will submit to the Secretary, and to
13 the State within which the subdivision is located, a
14 report that describes the control program and con-
15 tains an evaluation of whether the program was ef-
16 fective.

17 “(6) AMOUNT OF GRANT; NUMBER OF
18 GRANTS.—A grant under paragraph (1) for a fiscal
19 year may not exceed \$100,000. A political subdivi-
20 sion may not receive more than one grant under
21 such paragraph.

22 “(b) ASSESSMENT GRANTS TO POLITICAL SUBDIVI-
23 SIONS.—

24 “(1) IN GENERAL.—The Secretary, acting
25 through the Director of the Centers for Disease

1 Control and Prevention, may make grants to polit-
2 ical subdivisions of States to conduct the assess-
3 ments and to develop the plans that are required in
4 paragraph (3) of subsection (a) as a condition of re-
5 ceiving a grant under paragraph (1) of such sub-
6 section.

7 “(2) AMOUNT OF GRANT; NUMBER OF
8 GRANTS.—A grant under paragraph (1) for a fiscal
9 year may not exceed \$10,000. A political subdivision
10 may not receive more than one grant under such
11 paragraph.

12 “(c) COORDINATION GRANTS TO STATES.—

13 “(1) IN GENERAL.—The Secretary, acting
14 through the Director of the Centers for Disease
15 Control and Prevention, may make grants to States
16 for the purpose of coordinating control programs in
17 the State.

18 “(2) PREFERENCE IN MAKING GRANTS.—In
19 making grants under paragraph (1), the Secretary
20 shall give preference to States that have one or more
21 political subdivisions with an incidence or prevalence
22 of mosquito-borne disease, or a population of in-
23 fected mosquitoes, that is substantial relative to po-
24 litical subdivisions in other States.

1 “(3) CERTAIN REQUIREMENTS.—A grant may
2 be made under paragraph (1) only if—

3 “(A) the State involved has developed, or
4 agrees to develop, a plan for coordinating con-
5 trol programs in the State, and the plan takes
6 into account any assessments or plans described
7 in subsection (a)(3) that have been conducted
8 or developed, respectively, by political subdivi-
9 sions in the State;

10 “(B) in developing such plan, the State
11 consulted or will consult (as the case may be
12 under subparagraph (A)) with political subdivi-
13 sions in the State that are carrying out or plan-
14 ning to carry out control programs; and

15 “(C) the State agrees to monitor control
16 programs in the State in order to ensure that
17 the programs are carried out in accordance with
18 such plan, with priority given to coordination of
19 control programs in political subdivisions de-
20 scribed in paragraph (2) that are contiguous.

21 “(4) REPORTS TO SECRETARY.—A grant may
22 be made under paragraph (1) only if the State in-
23 volved agrees that, promptly after the end of the fis-
24 cal year for which the grant is made, the State will
25 submit to the Secretary a report that—

1 “(A) describes the activities of the State
2 under the grant; and

3 “(B) contains an evaluation of whether the
4 control programs of political subdivisions in the
5 State were effectively coordinated with each
6 other, which evaluation takes into account any
7 reports that the State received under subsection
8 (a)(5) from such subdivisions.

9 “(5) AMOUNT OF GRANT; NUMBER OF
10 GRANTS.—A grant under paragraph (1) for a fiscal
11 year may not exceed \$10,000. A State may not re-
12 ceive more than one grant under such paragraph.

13 “(d) APPLICATIONS FOR GRANTS.—A grant may be
14 made under subsection (a), (b), or (c) only if an applica-
15 tion for the grant is submitted to the Secretary and the
16 application is in such form, is made in such manner, and
17 contains such agreements, assurances, and information as
18 the Secretary determines to be necessary to carry out this
19 section.

20 “(e) TECHNICAL ASSISTANCE.—The Secretary may
21 provide training and technical assistance with respect to
22 the planning, development, and operation of control pro-
23 grams under subsection (a) and assessments and plans
24 under subsection (b). The Secretary may provide such

1 technical assistance directly or through awards of grants
2 or contracts to public and private entities.

3 “(f) DEFINITIONS.—For purposes of this section:

4 “(1) The term ‘control program’ has the mean-
5 ing indicated for such term in subsection (a)(1).

6 “(2) The term ‘political subdivision’ means the
7 local political jurisdiction immediately below the level
8 of State government, including counties, parishes,
9 and boroughs. If State law recognizes an entity of
10 general government that functions in lieu of, and is
11 not within, a county, parish, or borough, the Sec-
12 retary may recognize an area under the jurisdiction
13 of such other entities of general government as a po-
14 litical subdivision for purposes of this Act.

15 “(g) AUTHORIZATION OF APPROPRIATIONS.—For the
16 purpose of carrying out this section, there are authorized
17 to be appropriated \$100,000,000 for fiscal year 2003, and
18 such sums as may be necessary for each of the fiscal years
19 2004 through 2007. In the case of control programs car-
20 ried out in response to a mosquito-borne disease that con-
21 stitutes a public health emergency, the authorization of
22 appropriations under the preceding sentence is in addition
23 to applicable authorizations of appropriations under the
24 Public Health Security and Bioterrorism Preparedness
25 and Response Act of 2002.”.

1 **SEC. 3. RESEARCH PROGRAM OF NATIONAL INSTITUTE OF**
2 **ENVIRONMENTAL HEALTH SCIENCES.**

3 Subpart 12 of part C of title IV of the Public Health
4 Service Act (42 U.S.C. 285 et seq.) is amended by adding
5 at the end the following section:

6 “METHODS OF CONTROLLING CERTAIN INSECT
7 POPULATIONS

8 “SEC. 463B. The Director of the Institute shall con-
9 duct or support research to identify or develop methods
10 of controlling the population of insects that transmit to
11 humans diseases that have significant adverse health con-
12 sequences.”.

Passed the House of Representatives October 1,
2002.

Attest:

Clerk.