agreements, assurances, and information as
the Secretary determines to be necessary to
carry out this section.

(e) Authorization of appropriations

For the purpose of carrying out this section,
there are authorized to be appropriated such
sums as may be necessary for each of the fiscal

(Pub. L. 100–607, title II, § 254, Nov. 4, 1988, 102
Stat. 3109.)

Codification

Section was enacted as part of the AIDS Amendments
of 1988 and as part of the Health Omnibus Programs
Extension of 1988, and not as part of the Public Health
Service Act which comprises this chapter.

§ 300ee–4. Technical assistance

The Secretary of Health and Human Services
shall provide technical assistance to public and
nonprofit private entities carrying out pro-
grams, projects, and activities relating to ac-
quired immune deficiency syndrome.

(Pub. L. 100–607, title II, § 255, Nov. 4, 1988, 102
Stat. 3110.)

Codification

Section was enacted as part of the AIDS Amendments
of 1988 and as part of the Health Omnibus Programs
Extension of 1988, and not as part of the Public Health
Service Act which comprises this chapter.

§ 300ee–5. Use of funds to supply hypodermic
needles or syringes for illegal drug use; pro-
hibition

None of the funds provided under this Act or
an amendment made by this Act shall be used to
provide individuals with hypodermic needles or
syringes so that such individuals may use illegal
drugs, unless the Surgeon General of the Public
Health Service determines that a demonstration
needle exchange program would be effective in
reducing drug abuse and the risk that the public
will become infected with the etiologic agent for
acquired immune deficiency syndrome.

(Pub. L. 100–607, title II, § 256(b), Nov. 4, 1988, 102
Stat. 3110; Pub. L. 100–690, title II, § 2602(d)(1),
Nov. 18, 1988, 102 Stat. 4234.)

References in Text

This Act, referred to in text, is Pub. L. 100–607, Nov.
4, 1988, 102 Stat. 3048, as amended, known as the
“Health Omnibus Programs Extension of 1988”. For
complete classification of this Act to the Code, see
Short Title of 1988 Amendments note set out under sec-
ction 201 of this title and Tables.

Codification

Section was enacted as part of the AIDS Amendments
of 1988 and as part of the Health Omnibus Programs
Extension of 1988, and not as part of the Public Health
Service Act which comprises this chapter.

Amendments

of the Public Health Service” for “Surgeon General of the
United States”.

Effective Date of 1988 Amendment

Amendment by Pub. L. 100–690 effective immediately
after enactment of Pub. L. 100–607, which was approved
Nov. 4, 1988, see section 2600 of Pub. L. 100–690, set out
as a note under section 242m of this title.

§ 300ee–6. Transferred

Codification

Section, Pub. L. 100–607, title IX, § 902, Nov. 4, 1988, 102
Stat. 3171; Pub. L. 100–690, title II, § 2605(a), Nov. 18,
1988, 102 Stat. 4234, which provided for testing of State
prisoners, was renumbered section 2648 of the Public
Health Service Act by Pub. L. 101–381, title III,

Part A—Formula Grants to States

§ 300ee–11. Establishment of program

(a) Allotments for States

For the purpose described in subsection (b) of
this section, the Secretary shall for each of the
fiscal years 1989 through 1991 make an allotment
for each State in an amount determined in ac-
cordance with section 300ee–17 of this title. The
Secretary shall make payments each such fiscal
year to each State from the allotment for the
State if the Secretary approves for the fiscal
year involved an application submitted by the
State pursuant to section 300ee–13 of this title.

(b) Purpose of grants

The Secretary may not make payments under
subsection (a) of this section for a fiscal year
unless the State involved agrees to expend the
payments only for the purpose of carrying out,
in accordance with section 300ee–12 of this title,
public information activities with respect to ac-
quired immune deficiency syndrome.

(July 1, 1944, ch. 373, title XXV, formerly title
XV, § 2501, as added Pub. L. 100–607, title II, § 221,
Nov. 4, 1988, 102 Stat. 3093; renumbered title
Stat. 612.)

Prior Provisions

A prior section 2501 of act July 1, 1944, was succes-
sively renumbered by subsequent acts, see section 238
of this title.

§ 300ee–12. Provisions with respect to carrying
out purpose of grants

A State may expend payments received under
section 300ee–11(a) of this title—

(1) to develop, establish, and conduct public
information activities relating to the preven-
tion and diagnosis of acquired immune defi-
cency syndrome for those populations or com-
munities in the State in which there are a sig-
ificant number of individuals at risk of infec-
tion with the etiologic agent for such syn-
drome;

(2) to develop, establish, and conduct such
public information activities for the general
public relating to the prevention and diagnosis
of such syndrome;

(3) to develop, establish, and conduct activi-
ties to reduce risks relating to such syndrome,
including research into the prevention of such
syndrome;

(4) to conduct demonstration projects for the
prevention of such syndrome;

(5) to provide technical assistance to public
entities, to nonprofit private entities con-