

105TH CONGRESS  
1ST SESSION

# H. R. 2212

To require the Secretary of Health and Human Services to carry out a program regarding sterile hypodermic needles in order to reduce the incidence of the transmission of HIV.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 22, 1997

Mr. CUMMINGS (for himself and Ms. PELOSI) introduced the following bill;  
which was referred to the Committee on Commerce

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## A BILL

To require the Secretary of Health and Human Services to carry out a program regarding sterile hypodermic needles in order to reduce the incidence of the transmission of HIV.

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 “HIV Prevention Out-  
5       reach Act of 1997”.

1 **SEC. 2. PROGRAM REGARDING STERILE HYPODERMIC NEE-**  
2 **DLES AND PREVENTION OF TRANSMISSION**  
3 **OF HIV.**

4 (a) IN GENERAL.—For the purpose of reducing the  
5 incidence of the transmission of the human  
6 immunodeficiency virus (commonly known as HIV), the  
7 Secretary of Health and Human Services, in consultation  
8 with the Director of the Centers for Disease Control and  
9 Prevention and the Director of the National Institutes of  
10 Health, shall make grants to States and political subdivi-  
11 sions of States to carry out projects under which sterile  
12 hypodermic needles are made available to the public with-  
13 out charge (referred to in this section as “distribution  
14 projects”).

15 (b) REQUIREMENTS REGARDING CONSISTENCY WITH  
16 SCIENTIFIC STUDIES ON EFFECTIVENESS.—The Sec-  
17 retary of Health and Human Services shall ensure that  
18 a distribution project under subsection (a)—

19 (1) is carried out in a community only if the  
20 distribution project is part of a program for the pre-  
21 vention of infection with HIV, and such HIV preven-  
22 tion program makes referrals for the treatment of  
23 substance abuse and for other medical and support  
24 services; and

25 (2) is otherwise carried out consistent with sci-  
26 entific studies that have found that making sterile

1 hypodermic needles available to the public without  
2 charge is an effective means of preventing the trans-  
3 mission of HIV and does not encourage the use of  
4 illegal drugs.

5 (c) FUNDING.—

6 (1) RESERVATION OF AMOUNTS.—Of the  
7 amounts appropriated under the Public Health Serv-  
8 ice Act for fiscal year 1998 and each of the fiscal  
9 years 1999 through 2002, the Secretary of Health  
10 and Human Services shall, subject to paragraph (2),  
11 reserve amounts for making grants under subsection  
12 (a).

13 (2) LIMITATION REGARDING PROGRAMS FOR  
14 TREATMENT OF SUBSTANCE ABUSE.—In reserving  
15 amounts under paragraph (1) for a fiscal year, the  
16 Secretary of Health and Human Services may not  
17 reserve amounts from appropriations made under  
18 the Public Health Service Act for any program of  
19 treatment for substance abuse.

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