

(1) the development and distribution of poisoning and toxic exposure prevention awareness materials, applicable public health emergency preparedness and response information, and poison control center awareness materials;

(2) television, radio, Internet, and newspaper public service announcements; and

(3) other activities to provide for public and professional awareness and education.

**(c) Authorization of appropriations**

There is authorized to be appropriated to carry out this section, \$800,000 for each of fiscal years 2025 through 2029.

(July 1, 1944, ch. 373, title XII, §1272, as added Pub. L. 108-194, §3, Dec. 19, 2003, 117 Stat. 2889; amended Pub. L. 110-377, §4(a), Oct. 8, 2008, 122 Stat. 4064; Pub. L. 113-77, §3, Jan. 24, 2014, 128 Stat. 644; Pub. L. 116-94, div. N, title I, §403(b), Dec. 20, 2019, 133 Stat. 3114; Pub. L. 118-86, §2(b), Sept. 26, 2024, 138 Stat. 1549.)

**Editorial Notes**

AMENDMENTS

2024—Subsec. (c). Pub. L. 118-86 substituted “fiscal years 2025 through 2029” for “fiscal years 2020 through 2024”.

2019—Pub. L. 116-94, §403(b)(1), substituted “Promoting” for “Nationwide media campaign to promote” in section catchline.

Subsec. (a). Pub. L. 116-94, §403(b)(2), inserted “and support outreach to” after “educate”, and substituted “poisoning and toxic exposure prevention” for “poison prevention” and “and other available communication technologies established, implemented, or maintained under” for “established under”.

Subsec. (b). Pub. L. 116-94, §403(b)(3)(A), substituted “nationwide poisoning and toxic exposure prevention” for “nationwide poison prevention” in introductory provisions.

Subsec. (b)(1). Pub. L. 116-94, §403(b)(3)(B), substituted “poisoning and toxic exposure prevention awareness materials, applicable public health emergency preparedness and response information, and poison control center” for “poison prevention and poison control center”.

Subsecs. (c), (d). Pub. L. 116-94, §403(b)(4)–(6), redesignated subsec. (d) as (c), substituted “2020 through 2024” for “2015 through 2019”, and struck out former subsec. (c). Prior to amendment, text of subsec. (c) read as follows: “The Secretary shall—

“(1) establish baseline measures and benchmarks to quantitatively evaluate the impact of the nationwide media campaign carried out under this section; and

“(2) on an annual basis, prepare and submit to the appropriate committees of Congress an evaluation of the nationwide media campaign.”

2014—Subsec. (c)(2). Pub. L. 113-77, §3(1), struck out comma after “Congress”.

Subsec. (d). Pub. L. 113-77, §3(2), added subsec. (d) and struck out former subsec. (d). Prior to amendment, text read as follows: “There is authorized to be appropriated to carry out this section, such sums as may be necessary for fiscal year 2009, and \$800,000 for each of fiscal years 2010 through 2014.”

2008—Pub. L. 110-377 amended section generally. Prior to amendment, section required the Secretary to establish a national media campaign to educate the public and health care providers about poison control and prevention and authorized appropriations for fiscal years 2000 through 2009.

**Statutory Notes and Related Subsidiaries**

EFFECTIVE DATE OF 2008 AMENDMENT

Pub. L. 110-377, §4(b), Oct. 8, 2008, 122 Stat. 4065, provided that: “The amendment made by this section

[amending this section] shall be effective on the date of the enactment of this Act [Oct. 8, 2008] and shall apply to contracts entered into on or after January 1, 2009.”

**§ 300d-73. Maintenance of the poison control center grant program**

**(a) Authorization of program**

The Secretary shall award grants to poison control centers accredited under subsection (c) (or granted a waiver under subsection (d)) and professional organizations in the field of poison control for the purposes of preventing, and providing treatment recommendations for, poisonings and toxic exposures and complying with the operational requirements needed to sustain the accreditation of the center under subsection (c).

**(b) Additional uses of funds**

In addition to the purposes described in subsection (a), a poison center or professional organization awarded a grant, contract, or cooperative agreement under such subsection may also use amounts received under such grant, contract, or cooperative agreement—

(1) to research, establish, implement, and evaluate best practices in the United States for poisoning and toxic exposure prevention, poison control center outreach, and emergency preparedness and response programs;

(2) to research, develop, implement, revise, and communicate standard patient management guidelines for commonly encountered toxic exposures;

(3) to improve national toxic exposure surveillance by enhancing cooperative activities between poison control centers in the United States, the Centers for Disease Control and Prevention, and other government agencies as determined to be appropriate and nonduplicative by the Secretary;

(4) to research, improve, and enhance the communications and response capability and capacity of the nation’s network of poison control centers to facilitate increased access to the centers through the integration and modernization of the current poison control centers communications and data system, including enhancing the network’s telephony, Internet, data and social networking technologies;

(5) to develop, support, and enhance technology and capabilities of professional organizations in the field of poison control to collect national poisoning, toxic occurrence, and related public health data;

(6) to develop initiatives to foster the enhanced public health utilization of national poison data collected by organizations described in paragraph (5);

(7) to support and expand the toxicologic expertise within poison control centers; and

(8) to improve the capacity of poison control centers to answer high volumes of contacts and Internet communications, and to sustain and enhance the poison control center’s network capability to respond during times of national crisis or other public health emergencies.

**(c) Accreditation**

Except as provided in subsection (d), the Secretary may award a grant to a poison control center under subsection (a) only if—

(1) the center has been accredited by a professional organization in the field of poison control, and the Secretary has approved the organization as having in effect standards for accreditation that reasonably provide for the protection of the public health with respect to poisoning; or

(2) the center has been accredited by a State government, and the Secretary has approved the State government as having in effect standards for accreditation that reasonably provide for the protection of the public health with respect to poisoning.

**(d) Waiver of accreditation requirements****(1) In general**

The Secretary may grant a waiver of the accreditation requirements of subsection (c) with respect to a nonaccredited poison control center that applies for a grant under this section if such center can reasonably demonstrate that the center will obtain such an accreditation within a reasonable period of time as determined appropriate by the Secretary.

**(2) Renewal**

The Secretary may renew a waiver under paragraph (1).

**(3) Limitation****(A) In general**

The sum of the number of years for a waiver under paragraph (1) and a renewal under paragraph (2) may not exceed 5 years.

**(B) Public health emergency**

Notwithstanding any previous waivers, in the case of a poison control center whose accreditation is affected by a public health emergency declared pursuant to section 247d of this title, the Secretary may, as the circumstances of the emergency reasonably require, provide a waiver under paragraph (1) or a renewal under paragraph (2), not to exceed 2 years. The Secretary may require quarterly reports and other information related to such a waiver or renewal under this paragraph.

**(e) Supplement not supplant**

Amounts made available to a poison control center under this section shall be used to supplement and not supplant other Federal, State or local funds provided for such center.

**(f) Maintenance of effort**

With respect to activities for which a grant is awarded under this section, the Secretary may require that poison control centers agree to maintain the expenditures of the center for such activities at a level that is not less than the level of expenditures maintained by the center for the fiscal year preceding the fiscal year for which the grant is received.

**(g) Authorization of appropriations**

There is authorized to be appropriated to carry out this section, \$28,600,000 for each of fis-

cal years 2025 through 2029. The Secretary may utilize an amount not to exceed 6 percent of the amount appropriated under this preceding sentence in each fiscal year for coordination, dissemination, technical assistance, program evaluation, data activities, and other program administration functions, which are determined by the Secretary to be appropriate for carrying out the program under this section.

**(h) Biennial report to Congress**

Not later than 2 years after December 20, 2019, and every 2 years thereafter, the Secretary shall submit to the Committee on Health, Education, Labor, and Pensions of the Senate and Committee on Energy and Commerce of the House of Representatives a report concerning the operations of, and trends identified by, the Poison Control Network. Such report shall include—

(1) descriptions of the activities carried out pursuant to sections 300d-71, 300d-72, and 300d-73 of this title, and the alignment of such activities with the purposes provided under subsection (a);

(2) a description of trends in volume of contacts to poison control centers;

(3) a description of trends in poisonings and toxic exposures reported to poison control centers, as applicable and appropriate;

(4) an assessment of the impact of the public awareness campaign, including any geographic variations;

(5) a description of barriers, if any, preventing poison control centers from achieving the purposes and programs under this section and sections 300d-71 and 300d-72 of this title;

(6) a description of the standards for accreditation described in subsection (c), including any variations in those standards, and any efforts to create and maintain consistent standards across organizations that accredit poison control centers; and

(7) the number of and reason for any waivers provided under subsection (d).

(July 1, 1944, ch. 373, title XII, § 1273, as added Pub. L. 108-194, § 3, Dec. 19, 2003, 117 Stat. 2889; amended Pub. L. 110-377, § 5(a), Oct. 8, 2008, 122 Stat. 4065; Pub. L. 113-77, § 4(a), Jan. 24, 2014, 128 Stat. 644; Pub. L. 116-94, div. N, title I, § 403(c), Dec. 20, 2019, 133 Stat. 3115; Pub. L. 118-86, § 2(c), Sept. 26, 2024, 138 Stat. 1549.)

**Editorial Notes****AMENDMENTS**

2024—Subsec. (g). Pub. L. 118-86 substituted “fiscal years 2025 through 2029” for “fiscal years 2020 through 2024”.

2019—Subsec. (a). Pub. L. 116-94, § 403(c)(1), inserted “and toxic exposures” after “poisonings”.

Subsec. (b)(1). Pub. L. 116-94, § 403(c)(2)(A), substituted “for poisoning and toxic exposure” for “for poison” and “preparedness and response” for “and preparedness”.

Subsec. (b)(3). Pub. L. 116-94, § 403(c)(2)(B), substituted “United States,” for “United States and” and inserted “, and other government agencies as determined to be appropriate and nonduplicative by the Secretary” before semicolon at end.

Subsec. (b)(8). Pub. L. 116-94, § 403(c)(2)(C), substituted “contacts” for “calls”.

Subsec. (d)(3). Pub. L. 116-94, § 403(c)(3), added par. (3) and struck out former par. (3). Prior to amendment, text read as follows: “In no case may the sum of the

number of years for a waiver under paragraph (1) and a renewal under paragraph (2) exceed—

“(A) 5 years; or

“(B) in the case of a nonaccredited poison control center operating pursuant to a waiver under this subsection as of October 1, 2014, 6 years.”

Subsec. (f). Pub. L. 116-94, §403(c)(4), added subsec. (f) and struck out former subsec. (f). Prior to amendment, text read as follows: “A poison control center, in utilizing the proceeds of a grant under this section, shall maintain the expenditures of the center for its activities at a level that is not less than the level of expenditures maintained by the center for the fiscal year preceding the fiscal year for which the grant is received.”

Subsec. (g). Pub. L. 116-94, §403(c)(5), substituted “2020 through 2024” for “2015 through 2019”.

Subsec. (h). Pub. L. 116-94, §403(c)(6), added subsec. (h).

2014—Subsec. (a). Pub. L. 113-77, §4(a)(1), substituted “accredited” for “certified” and “accreditation” for “certification”.

Subsec. (b)(1). Pub. L. 113-77, §4(a)(2)(A), substituted “research, establish, implement,” for “establish”.

Subsec. (b)(4). Pub. L. 113-77, §4(a)(2)(C), added par. (4). Former par. (4) redesignated (5).

Subsec. (b)(5). Pub. L. 113-77, §4(a)(2)(B), redesignated par. (4) as (5). Former par. (5) redesignated (6).

Subsec. (b)(6). Pub. L. 113-77, §4(a)(2)(B), (D), redesignated par. (5) as (6) and substituted “paragraph (5)” for “paragraph (4)”. Former par. (6) redesignated (7).

Subsec. (b)(7). Pub. L. 113-77, §4(a)(2)(B), redesignated par. (6) as (7). Former par. (7) redesignated (8).

Subsec. (b)(8). Pub. L. 113-77, §4(a)(2)(B), (E), redesignated par. (7) as (8) and substituted “and Internet communications, and to sustain and enhance the poison control center’s network capability to respond” for “and respond”.

Subsec. (c). Pub. L. 113-77, §4(a)(3), substituted “Accreditation” for “Certification” in heading and “accredited” for “certified” and “accreditation” for “certification” in pars. (1) and (2).

Subsec. (d). Pub. L. 113-77, §4(a)(4)(A), substituted “accreditation” for “certification” in heading.

Subsec. (d)(1). Pub. L. 113-77, §4(a)(4)(B), substituted “the accreditation” for “the certification”, “a non-accredited” for “a noncertified”, and “an accreditation” for “a certification”.

Subsec. (d)(3). Pub. L. 113-77, §4(a)(4)(C), substituted “exceed—” for “exceed 5 years. The preceding sentence shall take effect as of October 8, 2008.” and added subpars. (A) and (B).

Subsec. (f). Pub. L. 113-77, §4(a)(5), substituted “for its activities” for “for activities of the center”.

Subsec. (g). Pub. L. 113-77, §4(a)(6), added subsec. (g) and struck out former subsec. (g) which authorized appropriations for fiscal years 2009 through 2014 and limited the amount allowed to be spent on certain administrative functions.

2008—Pub. L. 110-377 amended section generally. Prior to amendment, section related to awarding of grants to certified regional poison control centers and additional uses of appropriated funds by Secretary and authorized appropriations for fiscal years 2000 through 2009.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2014 AMENDMENT

Pub. L. 113-77, §4(b), Jan. 24, 2014, 128 Stat. 646, provided that: “The amendments made by subsection (a) [amending this section] shall take effect on the date of the enactment of this Act [Jan. 24, 2014] and shall apply to grants made on or after October 1, 2014.”

##### EFFECTIVE DATE OF 2008 AMENDMENT

Pub. L. 110-377, §5(b), Oct. 8, 2008, 122 Stat. 4067, provided that: “The amendment made by this section [amending this section] shall be effective as of the date of the enactment of this Act [Oct. 8, 2008] and shall apply to grants made on or after January 1, 2009.”

#### § 300d-74. Rule of construction

Nothing in this part may be construed to ease any restriction in Federal law applicable to the amount or percentage of funds appropriated to carry out this part that may be used to prepare or submit a report.

(July 1, 1944, ch. 373, title XII, §1274, as added Pub. L. 108-194, §3, Dec. 19, 2003, 117 Stat. 2891.)

#### PART H—TRAUMA SERVICE AVAILABILITY

#### § 300d-81. Grants to States

##### (a) Establishment

To promote universal access to trauma care services provided by trauma centers and trauma-related physician specialties, the Secretary shall provide funding to States to enable such States to award grants to eligible entities for the purposes described in this section.

##### (b) Awarding of grants by States

Each State may award grants to eligible entities within the State for the purposes described in subparagraph (d).

##### (c) Eligibility

###### (1) In general

To be eligible to receive a grant under subsection (b) an entity shall—

(A) be—

(i) a public or nonprofit trauma center or consortium thereof that meets that<sup>1</sup> requirements of paragraphs (1), (2), and (5) of section 300d-41(b) of this title;

(ii) a safety net public or nonprofit trauma center that meets the requirements of paragraphs (1) through (5) of section 300d-41(b) of this title; or

(iii) a hospital in an underserved area (as defined by the State) that seeks to establish new trauma services; and

(B) submit to the State an application at such time, in such manner, and containing such information as the State may require.

###### (2) Limitation

A State shall use at least 40 percent of the amount available to the State under this part for a fiscal year to award grants to safety net trauma centers described in paragraph (1)(A)(ii).

##### (d) Use of funds

The recipient of a grant under subsection (b) shall carry out 1 or more of the following activities consistent with subsection (b):

(1) Providing trauma centers with funding to support physician compensation in trauma-related physician specialties where shortages exist in the region involved, with priority provided to safety net trauma centers described in subsection (c)(1)(A)(ii).

(2) Providing for individual safety net trauma center fiscal stability and costs related to having service that is available 24 hours a day, 7 days a week, with priority provided to safety net trauma centers described in subsection (c)(1)(A)(ii) located in urban, border, and rural areas.

<sup>1</sup> So in original. Probably should be “the”.