

106TH CONGRESS
1ST SESSION

H. R. 2418

To amend the Public Health Service Act to revise and extend programs relating to organ procurement and transplantation.

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 1999

Mr. BILIRAKIS (for himself, Mr. GREEN of Texas, and Mr. PALLONE) introduced the following bill; which was referred to the Committee on Commerce

A BILL

To amend the Public Health Service Act to revise and extend programs relating to organ procurement and transplantation.

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 “Organ Procurement
5 and Transplantation Network Amendments of 1999”.

6 **SEC. 2. FINDINGS.**

7 (a) IN GENERAL.—The Congress finds as follows:

8 (1) It is in the public interest to maintain and
9 improve a system for promoting and supporting a
10 central network in the private sector to assist organ

1 procurement organizations and transplant centers in
2 the distribution of organs among transplant patients
3 and the provision of organ transplantation services,
4 and to assure quality and facilitate collaboration
5 among network members and individual medical
6 practitioners participating in network activities.

7 (2) The Organ Procurement and Transplan-
8 tation Network (“Network”), which is in the private
9 sector, exists because of a partnership between pub-
10 lic and private enterprise. A nonprofit private entity
11 established the Network pursuant to a contract
12 awarded by the Federal Government, and that same
13 entity has operated the Network since the Network
14 was established.

15 (3) It is desirable to continue this partnership,
16 and the Federal Government should continue to pro-
17 vide Federal oversight of and financial assistance for
18 the services performed by the Network.

19 (4) The responsibility for developing, estab-
20 lishing, and maintaining medical criteria and stand-
21 ards for organ procurement and transplantation be-
22 longs in the private sector and is a function of the
23 Network.

24 (5) The Federal Government should cooperate
25 with the Network to assist its efforts to serve pa-

1 (in this section referred to as the ‘Network’) that meets
2 the following requirements:

3 “(1) The Network shall be an independent,
4 nonprofit private entity that has expertise and expe-
5 rience in organ procurement and transplantation.

6 “(2) The Network shall in accordance with cri-
7 teria under subsection (b)(3) include as members
8 qualified organ procurement organizations (as de-
9 scribed in section 371(b)), transplant centers, and
10 other entities that have a demonstrated interest in
11 the fields of organ donation or transplantation.
12 (Such members are in this section referred to as
13 ‘Network participants’.)

14 “(3) The Network shall have a board of direc-
15 tors (in this section referred to as the ‘Board’). The
16 Board shall, after consultation with Network partici-
17 pants, establish the policies for carrying out the
18 functions described in this section for the Network.

19 “(4) The Board shall be in accordance with the
20 following:

21 “(A) The Board shall include representa-
22 tives of qualified organ procurement organiza-
23 tions, transplant centers, voluntary health asso-
24 ciations, and the general public, including a
25 reasonable proportion of the members of the

1 Board who are patients awaiting a transplant
2 or transplant recipients or individuals who have
3 donated an organ or family members of pa-
4 tients, recipients or donors.

5 “(B) The Board shall establish member-
6 ship categories and qualifications with respect
7 to serving on the Board, and shall have exclu-
8 sive authority to admit individuals to member-
9 ship on the Board. Transplant surgeons and
10 transplant physicians shall comprise not less
11 than 50 percent of the membership of the
12 Board. The Board shall be limited to a total of
13 42 members.

14 “(C) The Board shall have an executive
15 committee, and such other committees as the
16 Board determines to be appropriate.

17 “(D) The chair of each such committee
18 shall be selected so as to ensure the continuity
19 of leadership for the Board.

20 “(b) GENERAL FUNCTIONS.—The following applies
21 to the Network:

22 “(1) The Network shall establish and operate a
23 national system to match organs and individuals
24 who need organ transplants, especially individuals

1 whose immune system makes it difficult for them to
2 receive organs.

3 “(2) The national system shall maintain one or
4 more lists of individuals who need organ transplants,
5 shall be operated in accordance with established
6 medical criteria, shall be operated through the use of
7 computers, and may function on a regionalized
8 basis.

9 “(3) The Network shall establish criteria for
10 being a Network participant, shall establish medical
11 criteria for allocating organs, and shall provide to
12 members of the public an opportunity to comment
13 with respect to such criteria.

14 “(4) The Network shall maintain a twenty-four-
15 hour telephone and computer service to facilitate
16 matching organs with individuals included in the
17 list.

18 “(5) The Network shall assist organ procure-
19 ment organizations in the local, regional, and nation-
20 wide distribution of organs. The distribution of or-
21 gans shall be based on medical criteria established
22 by the Network, and also shall be based on equity
23 and ethics without regard to economic status of
24 those awaiting organ transplants and without polit-
25 ical control or influence.

1 “(6) The Network shall adopt and use stand-
2 ards of quality for the acquisition and transportation
3 of donated organs, including standards regarding
4 the transmission of infectious diseases.

5 “(7) The Network shall prepare and distribute,
6 on a regionalized basis (and, to the extent prac-
7 ticable, among regions or on a national basis), sam-
8 ples of blood sera from individuals who are included
9 on the list and whose immune system makes it dif-
10 ficult for them to receive organs, in order to facili-
11 tate matching the compatibility of such individuals
12 with organ donors.

13 “(8) The Network shall coordinate, as appro-
14 priate, the transportation of organs from organ pro-
15 curement organizations to transplant centers.

16 “(9) The Network shall work actively to in-
17 crease the supply of donated organs.

18 “(c) SCIENTIFIC REGISTRY.—

19 “(1) IN GENERAL.—The Network shall main-
20 tain a scientific registry of patients awaiting organ
21 transplantation, persons from whom organs are re-
22 moved for transplantation, and organ transplant re-
23 cipients for the ongoing evaluation of the scientific
24 and clinical status of organ transplantation.

1 “(2) REPORTS.—The Network shall prepare for
2 inclusion in the report under section 375 an analysis
3 of scientifically and clinically valid information de-
4 rived from the scientific registry under paragraph
5 (1).

6 “(d) INFORMATION AND DATA.—

7 “(1) IN GENERAL.—The Network shall—

8 “(A) provide information to physicians and
9 other health professionals regarding organ do-
10 nation and transplantation; and

11 “(B) collect, analyze, and publish data con-
12 cerning organ donation and transplantation.

13 “(2) INFORMATION FOR PATIENTS AND GEN-
14 ERAL PUBLIC.—The Network shall make available to
15 patients in need of organ transplants information in
16 accordance with the following:

17 “(A) The information shall be transplant-
18 related information specific to transplant cen-
19 ters that are Network participants, which infor-
20 mation has been determined by the Network to
21 be scientifically and clinically valid.

22 “(B) The information shall be designed to
23 assist patients and referring physicians in
24 choosing a transplant center, including informa-
25 tion on the supply of and demand for organs.

1 “(C) With respect to the patient involved,
2 the information shall (taking into account pa-
3 tients in similar medical circumstances) include
4 the following as applied to specific transplant
5 centers:

6 “(i) The probability of receiving an
7 organ transplant.

8 “(ii) The length of time that similarly
9 situated patients have waited historically to
10 receive a transplant.

11 “(iii) Medical outcomes for similarly
12 situated patients, which information shall
13 be adjusted to reflect the medical risk fac-
14 tors for such patients.

15 “(D) With respect to the patient involved,
16 the information shall include the information
17 described in subparagraph (C) as applied to the
18 service areas of specific qualified organ procure-
19 ment organizations (other than such areas in
20 which there is only one transplant center).

21 “(3) ANNUAL PUBLIC REPORT.—The Network
22 shall annually make available to the public a report
23 on the overall status of organ procurement and
24 transplantation.

1 “(4) CONFIDENTIALITY.—Except for the re-
2 lease of information that is authorized under para-
3 graph (2) or (3) by the Network, neither the Net-
4 work nor the Secretary has authority to release the
5 following information (unless authorized in writing
6 by the patient or other entity with which the data
7 is concerned):

8 “(A) Information that permits direct or in-
9 direct identification of any patient who is wait-
10 ing for a transplant, or who is an organ trans-
11 plant patient or recipient of an organ.

12 “(B) Information that permits direct or in-
13 direct identification of any potential or actual
14 organ donors.

15 “(C) Information that permits direct or in-
16 direct identification of participants in Network
17 deliberations or determinations related to prac-
18 titioner or institutional qualifications, due proc-
19 ess proceedings or peer review activities, except
20 for information announcing final decisions of
21 the Network.

22 This paragraph may not be construed as prohibiting
23 the disclosure of information within the Network, in-
24 cluding information disclosed in the course of inter-
25 active organ sharing operations within the Network.

1 “(e) STUDIES.—

2 “(1) IN GENERAL.—The Network shall carry
3 out studies and demonstration projects for the pur-
4 pose of improving procedures for organ procurement
5 and allocation, including but not limited to projects
6 to examine and attempt to increase transplantation
7 among populations with special needs or limited ac-
8 cess to transplantation.

9 “(2) CERTAIN TECHNOLOGIES.—The Network
10 may study the impact of possible transplantation of
11 animal organs (xenotransplantation) and other tech-
12 nologies to determine the impact upon, and prevent
13 negative effects on, the fair and effective use of
14 human allograft organs.

15 “(f) QUALITY ASSURANCE.—

16 “(1) IN GENERAL.—The Network shall develop
17 a peer review system for assuring that members of
18 the Network comply with criteria under subsection
19 (b)(3).

20 “(2) NONCOMPLIANCE.—

21 “(A) PAYMENT OF DAMAGES.—The Net-
22 work shall require that, as a condition of being
23 a Network participant, each such participant
24 agree that the Network may, through a peer re-
25 view proceeding under paragraph (1), require

1 the participant to pay damages for the failure
2 of the participant to comply with criteria under
3 subsection (b)(3). The Network shall establish
4 procedures to ensure that such proceedings are
5 conducted in an impartial manner, with ade-
6 quate opportunity for the Network participant
7 involved to receive a hearing. The Network shall
8 identify various types of violations of such cri-
9 teria and specify the maximum amount of dam-
10 ages that the Network may under this subpara-
11 graph require a Network participant to pay for
12 the type of violation involved.

13 “(B) RESTRICTING ACCESS TO ALLOCA-
14 TION SYSTEM.—If under subparagraph (A) it
15 has been determined that a Network participant
16 has engaged in substantial violations of criteria
17 under subsection (b)(3), the Network may re-
18 strict the extent to which such participant is
19 permitted to receive allocations of organs
20 through the Network.

21 “(C) STATUS OF NETWORK PARTICIPANTS
22 WITH RESPECT TO VIOLATIONS.—Subject to
23 paragraph (3), the Network may take actions to
24 make the public aware of the extent to which a
25 Network participant has been required to pay

1 damages under subparagraph (A) or has been
2 the subject of restrictions under subparagraph
3 (B).

4 “(3) CONFIDENTIALITY.—With respect to a
5 peer review proceeding under paragraph (1), neither
6 the Network nor the Secretary has authority to re-
7 lease data or information to the public relating to
8 the proceedings without the written permission of all
9 the parties involved, except that if damages under
10 paragraph (2) are required to be paid, the require-
11 ment may be publicly announced after the conclusion
12 of the proceeding.

13 “(g) ADMINISTRATIVE PROVISIONS.—

14 “(1) LIMITATION ON AMOUNT OF CONTRACT.—
15 The amount provided under a contract under sub-
16 section (a) in any fiscal year may not exceed
17 \$6,000,000 for the operation of the Network, includ-
18 ing the scientific registry under subsection (c). Such
19 limitation does not apply to amounts provided under
20 the contract for increasing organ donation and pro-
21 curement.

22 “(2) RELATIONSHIP BETWEEN SECRETARY AND
23 NETWORK.—The administrative and procedural
24 functions described in this section for the Network
25 shall be carried out in accordance with the mutual

1 agreement of the Secretary and the Network. For
2 purposes of the preceding sentence, functions that
3 are scientific, clinical, or medical in nature are not
4 administrative or procedural functions and are with-
5 in the sole discretion of the Network. With respect
6 to the programs under titles XVIII and XIX of the
7 Social Security Act, this section may not be con-
8 strued as having any legal effect on such programs,
9 except to the extent that section 1138 of such Act,
10 or any other provision of such Act, provides other-
11 wise.

12 “(3) NONFEDERAL ASSETS OF NETWORK.—

13 “(A) IN GENERAL.—No assets in the pos-
14 session of the Network or revenues collected by
15 the Network, other than amounts appropriated
16 under section 378, shall be considered or be
17 treated as Federal property, Federal revenues,
18 or program funds pursuant to a Federal con-
19 tract, nor shall such assets, revenues, or non-
20 appropriated funds be subject to restriction or
21 control by the Secretary, nor shall any member
22 of the Network be required by the Secretary to
23 pay any fees to the Network, nor shall the Sec-
24 retary be authorized to collect or authorize col-
25 lection of service fees with respect to the Net-

1 work or the scientific registry under subsection
2 (e).

3 “(B) GIFTS.—This section does not pro-
4 hibit the Network from accepting gifts of money
5 or services, including gifts to carry out activities
6 to provide for an increase in the rate of organ
7 donation.

8 “(4) COMMUNITY ENDORSEMENT OF CONTRACT
9 RECIPIENT.—In the case of any contract under sub-
10 section (a) that is awarded after the date of the en-
11 actment of the Organ Procurement and Transplan-
12 tation Network Amendments of 1999, the Secretary
13 shall select an applicant to receive the contract from
14 among applicants that have the written endorsement
15 of a majority of the combined total number of trans-
16 plant centers and qualified organ procurement orga-
17 nizations that are Network participants (without re-
18 gard to whether such centers or organizations en-
19 dorse more than one applicant for the contract).

20 “(5) CHANGE IN CONTRACT RECIPIENT.—With
21 respect to the expiration of the period during which
22 a contract under subsection (a) is in effect, if the
23 Secretary makes a determination to award the con-
24 tract to a different entity than the entity to which
25 the previous contract under such subsection was

1 awarded, the Secretary shall publish in the Federal
2 Register a notice that such change in the adminis-
3 tration of the Network will take place, and the
4 change may not take effect any sooner than the ex-
5 piration of the six-month period beginning on the
6 date on which the notice is so published.

7 “(h) ADDITIONAL PROCEDURES REGARDING OVER-
8 SIGHT AND PUBLIC ACCOUNTABILITY.—For purposes of
9 providing oversight of and public accountability for the op-
10 eration of the Network, the Secretary shall establish pro-
11 cedures for—

12 “(1) conducting public hearings and receiving
13 from interested persons comments regarding criteria
14 of the Network and critical comments relating to the
15 manner in which the Network is carrying out its du-
16 ties under this section;

17 “(2) providing such comments to the Network
18 and receiving responses from the Network; and

19 “(3) the consideration by the Secretary of such
20 comments.

21 “(i) EVALUATIONS BY GENERAL ACCOUNTING OF-
22 FICE.—

23 “(1) IN GENERAL.—The Comptroller General of
24 the United States shall periodically conduct evalua-
25 tions of the Network, including the structure and

1 function of the Network and the relationship be-
2 tween the Secretary and the nonprofit private entity
3 that under subsection (a) operates the Network. The
4 first such evaluation shall be completed not later
5 than one year after the date of the enactment of the
6 Organ Procurement and Transplantation Network
7 Amendments of 1999, and such an evaluation shall
8 be completed not later than every third year there-
9 after.

10 “(2) INPUT FROM FIELD.—In conducting eval-
11 uations under paragraph (1), the Comptroller Gen-
12 eral shall consult with experts in the field of organ
13 transplantation, including organizations that rep-
14 resent transplant surgeons, transplant physicians,
15 transplant centers, and qualified organ procurement
16 organizations.

17 “(3) PROCEDURES OF NETWORK.—The Net-
18 work shall establish procedures for coordinating with
19 the Comptroller General for purposes of evaluations
20 under paragraph (1).

21 “(4) REPORTS TO CONGRESS.—The Comp-
22 troller General shall prepare reports describing the
23 findings of evaluations under paragraph (1) and
24 shall submit such reports to the Committee on Com-
25 merce of the House of Representatives and the Com-

1 mittee on Health, Education, Labor, and Pensions
2 of the Senate.”.

3 (b) **RULE OF CONSTRUCTION.**—The amendments
4 made by this Act may not be construed as affecting the
5 duration of the contract under section 372 of the Public
6 Health Service Act that was in effect on the day before
7 the date of the enactment of this Act.

8 **SEC. 4. ADDITIONAL AMENDMENTS.**

9 (a) **IN GENERAL.**—Part H of title III of the Public
10 Health Service Act (42 U.S.C. 273 et seq.) is amended—

11 (1) by striking section 373;

12 (2) in section 374—

13 (A) in subsection (b)(1), by inserting after
14 “organization” the following: “and other orga-
15 nizations for the purpose of increasing the sup-
16 ply of transplantable organs”;

17 (B) in subsection (c), by striking “or 373”
18 each place such term appears; and

19 (C) in subsection (d), by amending para-
20 graph (2) to read as follows:

21 “(2) The term “organ”, with respect to trans-
22 plantation into humans, means the human or other
23 animal kidney, liver, heart, lung, pancreas, and any
24 other organ (other than human corneas and eyes)
25 specified by the Secretary by regulation. For pur-

1 poses of section 372(c), such term includes bone
2 marrow.”;

3 (3) in section 375—

4 (A) in paragraph (1), by striking “this
5 part” and inserting “this section”; and

6 (B) in paragraph (4)—

7 (i) by redesignating clauses (i) and
8 (ii) as subparagraphs (A) and (B), respec-
9 tively; and

10 (ii) in subparagraph (B) (as so redesi-
11 gnated), by striking “comparative costs
12 and patient outcomes” and inserting “com-
13 parative patient outcomes”;

14 (4) in section 376—

15 (A) by striking “the Secretary” and insert-
16 ing “the Organ Procurement and Transplan-
17 tation Network under section 372”; and

18 (B) by striking “Committee on Energy and
19 Commerce” and inserting “Committee on Com-
20 merce”; and

21 (5) by striking section 377.

22 (b) REDESIGNATIONS.—Part H of title III of the
23 Public Health Service Act, as amended by subsection (a)
24 of this section, is amended by redesignating sections 374
25 through 376 as sections 373 through 375, respectively.

1 (c) PROHIBITION AGAINST ORGAN PURCHASES.—
 2 Section 301(c)(2) of the National Organ Transplant Act
 3 (42 U.S.C. 274e(c)(2)) is amended by inserting after
 4 “does not include” the following: “a benefit, the exchange
 5 of which is expressly contemplated by organ distribution
 6 policies, demonstration projects, or programs duly estab-
 7 lished or sanctioned by the board of directors of the Organ
 8 Procurement and Transplantation Network under section
 9 372 of the Public Health Service Act, or”.

10 **SEC. 5. PAYMENT OF TRAVEL AND SUBSISTENCE EXPENSES**

11 **INCURRED TOWARD LIVING ORGAN DONA-**
 12 **TION.**

13 Part H of title III of the Public Health Service Act,
 14 as amended by section 4(b) of this Act, is amended by
 15 inserting after section 375 the following section:

16 “PAYMENT OF TRAVEL AND SUBSISTENCE EXPENSES
 17 INCURRED TOWARD LIVING ORGAN DONATION

18 “SEC. 376. (a) IN GENERAL.—The Secretary may
 19 make awards of grants or contracts to States, transplant
 20 centers, qualified organ procurement organizations under
 21 section 371, or other public or private entities for the pur-
 22 pose of—

23 “(1) providing for the payment of travel and
 24 subsistence expenses incurred by individuals toward
 25 making living donations of their organs (in this sec-
 26 tion referred as ‘donating individuals’); and

1 “(2) in addition, providing for the payment of
2 such incidental nonmedical expenses that are so in-
3 curred as the Secretary determines by regulation to
4 be appropriate.

5 “(b) ELIGIBILITY.—

6 “(1) IN GENERAL.—Payments under subsection
7 (a) may be made for the qualifying expenses of a do-
8 nating individual only if—

9 “(A) the State in which the donating indi-
10 vidual resides is a different State than the
11 State in which the intended recipient of the
12 organ resides; and

13 “(B) the annual income of the intended re-
14 cipient of the organ does not exceed \$35,000
15 (as adjusted for fiscal year 2001 and subse-
16 quent fiscal years to offset the effects of infla-
17 tion occurring after the beginning of fiscal year
18 2000).

19 “(2) CERTAIN CIRCUMSTANCES.—Subject to
20 paragraph (1), the Secretary may in carrying out
21 subsection (a) provide as follows:

22 “(A) The Secretary may consider the term
23 ‘donating individuals’ as including individuals
24 who in good faith incur qualifying expenses to-
25 ward the intended donation of an organ but

1 with respect to whom, for such reasons as the
2 Secretary determines to be appropriate, no do-
3 nation of the organ occurs.

4 “(B) The Secretary may consider the term
5 ‘qualifying expenses’ as including the expenses
6 of having one or more family members of do-
7 nating individuals accompany the donating indi-
8 viduals for purposes of subsection (a) (subject
9 to making payment for only such types of ex-
10 penses as are paid for donating individuals).

11 “(c) LIMITATION ON AMOUNT OF PAYMENT.—

12 “(1) IN GENERAL.—With respect to the geo-
13 graphic area to which a donating individual travels
14 for purposes of subsection (a), if such area is other
15 than the covered vicinity for the intended recipient
16 of the organ, the amount of qualifying expenses for
17 which payments under such subsection are made
18 may not exceed the amount of such expenses for
19 which payment would have been made if such area
20 had been the covered vicinity for the intended recipi-
21 ent, taking into account the costs of travel and re-
22 gional differences in the costs of living.

23 “(2) COVERED VICINITY.—For purposes of this
24 section, the term ‘covered vicinity’, with respect to
25 an intended recipient of an organ from a donating

1 individual, means the vicinity of the nearest trans-
2 plant center to the residence of the intended recipi-
3 ent that regularly performs transplants of that type
4 of organ.

5 “(d) RELATIONSHIP TO PAYMENTS UNDER OTHER
6 PROGRAMS.—An award may be made under subsection (a)
7 only if the applicant involved agrees that the award will
8 not be expended to pay the qualifying expenses of a donat-
9 ing individual to the extent that payment has been made,
10 or can reasonably be expected to be made, with respect
11 to such expenses—

12 “(1) under any State compensation program,
13 under an insurance policy, or under any Federal or
14 State health benefits program; or

15 “(2) by an entity that provides health services
16 on a prepaid basis.

17 “(e) DEFINITIONS.—For purposes of this section:

18 “(1) The term ‘covered vicinity’ has the mean-
19 ing given such term in subsection (c)(2).

20 “(2) The term ‘donating individuals’ has the
21 meaning indicated for such term in subsection
22 (a)(1), subject to subsection (b)(2)(A).

23 “(3) The term ‘qualifying expenses’ means the
24 expenses authorized for purposes of subsection (a),
25 subject to subsection (b)(2)(B).

1 visions describing the extent to which the activities have
2 affected the rate of organ donation.

3 “(d) AUTHORIZATION OF APPROPRIATIONS.—

4 “(1) IN GENERAL.—For the purpose of car-
5 rying out this section, there are authorized to be ap-
6 propriated \$10,000,000 for fiscal year 2000, and
7 such sums as may be necessary for each of the fiscal
8 years 2001 through 2005. Such authorization of ap-
9 propriations is in addition to any other authoriza-
10 tions of appropriations that is available for such
11 purpose.

12 “(2) STUDIES AND DEMONSTRATIONS.—Of the
13 amounts appropriated under paragraph (1) for a fis-
14 cal year, the Secretary may not obligate more than
15 \$2,000,000 for carrying out subsection (b).”.

16 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

17 Section 378 of the Public Health Service Act (42
18 U.S.C. 274g) is amended to read as follows:

19 “AUTHORIZATION OF APPROPRIATIONS FOR ORGAN
20 PROCUREMENT AND TRANSPLANTATION NETWORK

21 “SEC. 378. (a) OPERATION OF NETWORK.—For the
22 purpose of providing for the Organ Procurement and
23 Transplantation Network under section 372, including the
24 scientific registry, there are authorized to be appropriated
25 \$6,000,000 for fiscal year 2000, and such sums as may

1 be necessary for each of the fiscal years 2001 through
2 2005.

3 “(b) INCREASING ORGAN DONATION AND PROCURE-
4 MENT.—For the purpose of increasing organ donation and
5 procurement through the Organ Procurement and Trans-
6 plantation Network under section 372, there are author-
7 ized to be appropriated such sums as may be necessary
8 for each of the fiscal years 2000 through 2005. Such au-
9 thorization of appropriations is with respect to such pur-
10 pose in addition to the authorization of appropriations es-
11 tablished in subsection (a).”.

12 **SEC. 8. EFFECTIVE DATE.**

13 The amendments made by this Act take effect Octo-
14 ber 1, 1999, or upon the date of the enactment of this
15 Act, whichever occurs later.

○