

117TH CONGRESS  
1ST SESSION

# S. 1895

To require the Secretary of Health and Human Services to award additional funding through the Sanitation Facilities Construction Program of the Indian Health Service, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

MAY 27, 2021

Mr. LUJÁN (for himself, Mr. HEINRICH, and Ms. SINEMA) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

---

## A BILL

To require the Secretary of Health and Human Services to award additional funding through the Sanitation Facilities Construction Program of the Indian Health Service, and for other purposes.

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. INDIAN HEALTH SERVICE SANITATION FACILI-**  
4 **TIES CONSTRUCTION PROGRAM FUNDING.**

5 (a) FINDINGS.—Congress finds that—

6 (1) the COVID–19 crisis has highlighted the  
7 lack of infrastructure and sanitation available in Na-  
8 tive communities; and

1           (2) addressing the Sanitation Facilities Defi-  
 2           ciency List of the Division of Sanitation Facilities  
 3           and Construction of the Indian Health Service in-  
 4           cluded in the Sanitation Deficiency System will—

5                   (A) result in investments in necessary  
 6                   water infrastructure; and

7                   (B) improve health outcomes.

8           (b) DEFINITIONS.—In this section:

9                   (1) SANITATION DEFICIENCY SYSTEM.—The  
 10           term “Sanitation Deficiency System” means the sys-  
 11           tem established by the Secretary under section  
 12           302(g) of the Indian Health Care Improvement Act  
 13           (25 U.S.C. 1632(g)) to identify, report, and  
 14           prioritize the sanitation deficiencies of Indian Tribes  
 15           and communities.

16                   (2) SECRETARY.—The term “Secretary” means  
 17           the Secretary of Health and Human Services, acting  
 18           through the Director of the Indian Health Service.

19           (c) ADDITIONAL FUNDING FOR SANITATION FACILI-  
 20           TIES.—

21                   (1) IN GENERAL.—The Secretary shall award  
 22           additional funding under the Sanitation Facilities  
 23           Construction Program for the planning, design, con-  
 24           struction, modernization, improvement, and renova-  
 25           tion of water, sewer, and solid waste sanitation fa-

1 facilities that are funded, in whole or part, by the In-  
 2 dian Health Service—

3 (A) through, or provided for in, a contract  
 4 or compact with the Indian Health Service  
 5 under the Indian Self-Determination and Edu-  
 6 cation Assistance Act (25 U.S.C. 5301 et seq.);

7 (B) pursuant to section 7 of the Act of Au-  
 8 gust 5, 1954 (68 Stat. 674, chapter 658; 73  
 9 Stat. 267; 42 U.S.C. 2004a); and

10 (C) pursuant to section 302 of the Indian  
 11 Health Care Improvement Act (25 U.S.C.  
 12 1632).

13 (2) PRIORITY FOR FUNDING.—In awarding  
 14 funding to sanitation facilities under paragraph (1),  
 15 the Secretary shall prioritize sanitation facilities in  
 16 accordance with the Sanitation Deficiency System.

17 (d) AUTHORIZATION OF APPROPRIATIONS.—

18 (1) IN GENERAL.—There is authorized to be  
 19 appropriated to the Secretary to carry out this sec-  
 20 tion \$3,000,000,000 for fiscal year 2022, to remain  
 21 available until expended.

22 (2) ADDITIONAL SUPPORT.— Of the funds ap-  
 23 propriated under paragraph (1), \$350,000,000 shall  
 24 be for additional staffing support to carry out this  
 25 section.

1           (3) REQUIREMENT.—Amounts made available  
2       under paragraph (1) shall be in addition to any  
3       amounts made available to carry out the purposes  
4       described in subsection (c)(1) under any other provi-  
5       sion of law.

○