

(2) will assign not less than 1 staff nurse practitioner or physician to each of 4 precepted clinics;

(3) will provide to each awardee specialty rotations, including specialty training in prenatal care and women's health, adult and child psychiatry, orthopedics, geriatrics, and at least 3 other high-volume, high-burden specialty areas;

(4) provide sessions on high-volume, high-risk health problems and have a record of training health care professionals in the care of children, older adults, and underserved populations; and

(5) collaborate with other safety net providers, schools, colleges, and universities that provide health professions training.

**(f) Eligibility of nurse practitioners**

**(1) In general**

To be eligible for acceptance to a program funded through a grant awarded under this section, an individual shall—

(A) be licensed or eligible for licensure in the State in which the program is located as an advanced practice registered nurse or advanced practice nurse and be eligible or board-certified as a family nurse practitioner; and

(B) demonstrate commitment to a career as a primary care provider in a FQHC or in a NMHC.

**(2) Preference**

In selecting awardees under the program, each grant recipient shall give preference to bilingual candidates that meet the requirements described in paragraph (1).

**(3) Deferral of certain service**

The starting date of required service of individuals in the National Health Service Corps Service program under title II of the Public Health Service Act (42 U.S.C. 202 et seq.) who receive training under this section shall be deferred until the date that is 22 days after the date of completion of the program.

**(g) Grant amount**

Each grant awarded under this section shall be in an amount not to exceed \$600,000 per year. A grant recipient may carry over funds from 1 fiscal year to another without obtaining approval from the Secretary.

**(h) Technical assistance grants**

The Secretary may award technical assistance grants to 1 or more FQHCs or NMHCs that have demonstrated expertise in establishing a nurse practitioner residency training program. Such technical assistance grants shall be for the purpose of providing technical assistance to other recipients of grants under subsection (c).

**(i) Authorization of appropriations**

To carry out this section, there is authorized to be appropriated such sums as may be necessary for each of fiscal years 2011 through 2014.

(Pub. L. 111-148, title V, § 5316, as added Pub. L. 111-148, title X, § 10501(e), Mar. 23, 2010, 124 Stat. 995.)

REFERENCES IN TEXT

This Act, referred to in subsec. (d)(1)(B), is Pub. L. 111-148, Mar. 23, 2010, 124 Stat. 119, known as the Pa-

tient Protection and Affordable Care Act. For complete classification of this Act to the Code, see Short Title note set out under section 18001 of this title and Tables.

The Public Health Service Act, referred to in subsec. (f)(3), is act July 1, 1944, ch. 373, 58 Stat. 682. Title II of the Act is classified generally to subchapter I (§201 et seq.) of this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 201 of this title and Tables.

CODIFICATION

Section was enacted as part of the Patient Protection and Affordable Care Act, and not as part of the Public Health Service Act which comprises this chapter.

PRIOR PROVISIONS

Prior sections 296k and 296l were repealed by Pub. L. 105-392, title I, §123(1), Nov. 13, 1998, 112 Stat. 3562.

Section 296k, act July 1, 1944, ch. 373, title VIII, § 820, as added Pub. L. 94-63, title IX, §931(a), July 29, 1975, 89 Stat. 359; amended Pub. L. 96-76, title I, §105, Sept. 29, 1979, 93 Stat. 579; Pub. L. 97-35, title XXVII, §2753(a)(1), (b), Aug. 13, 1981, 95 Stat. 929; Pub. L. 99-92, §3, Aug. 16, 1985, 99 Stat. 393; Pub. L. 99-129, title II, §227(a), Oct. 22, 1985, 99 Stat. 547; Pub. L. 100-607, title VII, §§701(a)(2), (b)-(i), 721(b)(1), Nov. 4, 1988, 102 Stat. 3153-3156, 3165; Pub. L. 102-408, title II, §202(a), Oct. 13, 1992, 106 Stat. 2069; Pub. L. 102-531, title III, §313(a)(9), Oct. 27, 1992, 106 Stat. 3507, authorized grants and contracts for special projects.

Section 296l, act July 1, 1944, ch. 373, title VIII, § 821, as added Pub. L. 94-63, title IX, §931(a), July 29, 1975, 89 Stat. 361; amended Pub. L. 96-76, title I, §106, Sept. 29, 1979, 93 Stat. 579; Pub. L. 97-35, title XXVII, §2754, Aug. 13, 1981, 95 Stat. 930; Pub. L. 99-92, §4, Aug. 16, 1985, 99 Stat. 394; Pub. L. 99-129, title II, §227(b), Oct. 22, 1985, 99 Stat. 548; Pub. L. 100-607, title VII, §702, Nov. 4, 1988, 102 Stat. 3157; Pub. L. 102-408, title II, §203, Oct. 13, 1992, 106 Stat. 2072, authorized grants and contracts for advanced nurse education.

PART C—INCREASING NURSING WORKFORCE DIVERSITY

PRIOR PROVISIONS

A prior part C set forth general provisions and consisted of sections 298 to 298b-7, prior to the general amendment of this subchapter by Pub. L. 105-392.

**§ 296m. Workforce diversity grants**

**(a) In general**

**(1)<sup>1</sup> Authority**

The Secretary may award grants to and enter into contracts with eligible entities to meet the costs of special projects to increase nursing education opportunities for individuals who are from disadvantaged backgrounds (including racial and ethnic minorities underrepresented among registered nurses) by providing student scholarships or stipends, stipends for diploma or associate degree nurses to enter a bridge or degree completion program, student scholarships or stipends for accelerated nursing degree programs, pre-entry preparation, advanced education preparation, and retention activities.

**(b) Guidance**

In carrying out subsection (a) of this section, the Secretary shall take into consideration the recommendations of the National Advisory Council on Nurse Education and Practice and consult with nursing associations including the

<sup>1</sup> So in original. No par. (2) has been enacted.

National Coalition of Ethnic Minority Nurse Associations, American<sup>2</sup> Nurses Association, the National League for Nursing, the American Association of Colleges of Nursing, the National Black Nurses Association, the National Association of Hispanic Nurses, the Association of Asian American and Pacific Islander Nurses, the Native American Indian and Alaskan Nurses Association, and the National Council of State Boards of Nursing, and other organizations determined appropriate by the Secretary.

**(c) Required information and conditions for award recipients**

**(1) In general**

Recipients of awards under this section may be required, where requested, to report to the Secretary concerning the annual admission, retention, and graduation rates for individuals from disadvantaged backgrounds and ethnic and racial minorities in the school or schools involved in the projects.

**(2) Falling rates**

If any of the rates reported under paragraph (1) fall below the average of the two previous years, the grant or contract recipient shall provide the Secretary with plans for immediately improving such rates.

**(3) Ineligibility**

A recipient described in paragraph (2) shall be ineligible for continued funding under this section if the plan of the recipient fails to improve the rates within the 1-year period beginning on the date such plan is implemented.

(July 1, 1944, ch. 373, title VIII, § 821, as added Pub. L. 105-392, title I, § 123(4), Nov. 13, 1998, 112 Stat. 3568; amended Pub. L. 111-148, title V, § 5404, Mar. 23, 2010, 124 Stat. 649.)

PRIOR PROVISIONS

A prior section 296m, act July 1, 1944, ch. 373, title VIII, § 822, as added Pub. L. 94-63, title IX, § 931(a), July 29, 1975, 89 Stat. 361; amended Pub. L. 95-83, title III, § 307(o)(5)(A), Aug. 1, 1977, 91 Stat. 393; Pub. L. 96-76, title I, § 107, Sept. 29, 1979, 93 Stat. 579; Pub. L. 97-35, title XXVII, § 2755, Aug. 13, 1981, 95 Stat. 930; Pub. L. 99-92, § 5, Aug. 16, 1985, 99 Stat. 394; Pub. L. 99-129, title II, § 227(c), Oct. 22, 1985, 99 Stat. 548; Pub. L. 100-607, title VII, § 703, Nov. 4, 1988, 102 Stat. 3157; Pub. L. 101-93, § 5(q), Aug. 16, 1989, 103 Stat. 614; Pub. L. 101-597, title IV, § 401(b)[(a)], Nov. 16, 1990, 104 Stat. 3035; Pub. L. 102-408, title II, § 204, Oct. 13, 1992, 106 Stat. 2072, authorized grants and contracts for nurse practitioner and nurse midwife programs, prior to repeal by Pub. L. 105-392, title I, § 123(1), Nov. 13, 1998, 112 Stat. 3562.

A prior section 821 of act July 1, 1944, was classified to section 296l of this title prior to repeal by Pub. L. 105-392.

AMENDMENTS

2010—Subsec. (a). Pub. L. 111-148, § 5404(1), designated existing provisions as par. (1), inserted heading, and substituted “stipends for diploma or associate degree nurses to enter a bridge or degree completion program, student scholarships or stipends for accelerated nursing degree programs, pre-entry preparation, advanced education preparation, and retention activities” for “pre-entry preparation, and retention activities”.

Subsec. (b). Pub. L. 111-148, § 5404(2), substituted “National Advisory Council on Nurse Education and Prac-

tice and consult with nursing associations including the National Coalition of Ethnic Minority Nurse Associations,” for “First, Second and Third Invitational Congresses for Minority Nurse Leaders on ‘Caring for the Emerging Majority,’ in 1992, 1993 and 1997, and consult with nursing associations including the” and inserted “, and other organizations determined appropriate by the Secretary” before period at end.

PART D—STRENGTHENING CAPACITY FOR BASIC NURSE EDUCATION AND PRACTICE

PRIOR PROVISIONS

A prior part D related to scholarship grants to schools of nursing and consisted of sections 298c to 298c-8, prior to the general amendment of this subchapter by Pub. L. 105-392.

**§ 296p. Nurse education, practice, and quality grants**

**(a) Education priority areas**

The Secretary may award grants to or enter into contracts with eligible entities for—

- (1) expanding the enrollment in baccalaureate nursing programs; or
- (2) providing education in new technologies, including distance learning methodologies.

**(b) Practice priority areas**

The Secretary may award grants to or enter into contracts with eligible entities for—

- (1) establishing or expanding nursing practice arrangements in noninstitutional settings to demonstrate methods to improve access to primary health care in medically underserved communities;
- (2) providing care for underserved populations and other high-risk groups such as the elderly, individuals with HIV/AIDS, substance abusers, the homeless, and victims of domestic violence;
- (3) providing coordinated care, and other skills needed to practice in existing and emerging organized health care systems; or
- (4) developing cultural competencies among nurses.

**(c) Retention priority areas**

The Secretary may award grants to and enter into contracts with eligible entities to enhance the nursing workforce by initiating and maintaining nurse retention programs pursuant to paragraph (1) or (2).

**(1) Grants for career ladder programs**

The Secretary may award grants to and enter into contracts with eligible entities for programs—

- (A) to promote career advancement for nursing personnel in a variety of training settings, cross training or specialty training among diverse population groups, and the advancement of individuals including to become professional nurses, advanced education nurses, licensed practical nurses, certified nurse assistants, and home health aides; and

- (B) to assist individuals in obtaining education and training required to enter the nursing profession and advance within such profession, such as by providing career counseling and mentoring.

<sup>2</sup> So in original. Probably should be preceded by “the”.