

tribe, or tribal organization. Such share shall be used for new expenses of the program carried out by such State, political subdivision of a State, Indian tribe, or tribal organization.

**(3) Non-Federal share**

The non-Federal share of payments made under this section may be made in cash or in kind fairly evaluated, including planned equipment or services. The Secretary may waive the requirement of matching contributions.

**(g) Geographic distribution**

The Secretary shall ensure that such grants awarded under subsection (a) are equitably distributed among the geographical regions of the United States and between urban and rural populations.

**(h) Training and technical assistance**

Training and technical assistance may be provided by the Secretary to assist a State, political subdivision of a State, Indian tribe, or tribal organization receiving a grant under subsection (a) in establishing and operating a diversion program.

**(i) Evaluations**

The programs described in subsection (a) shall be evaluated not less than one time in every 12-month period using the methodology and outcome measures identified in the grant application.

**(j) Authorization of appropriations**

There are authorized to be appropriated to carry out this section \$4,269,000 for each of fiscal years 2018 through 2022.

(July 1, 1944, ch. 373, title V, §520G, as added Pub. L. 106-310, div. B, title XXXII, §3210, Oct. 17, 2000, 114 Stat. 1201; amended Pub. L. 114-255, div. B, title IX, §9002, Dec. 13, 2016, 130 Stat. 1234.)

AMENDMENTS

2016—Subsec. (a). Pub. L. 114-255, §9002(2), substituted “and Indian tribes and tribal organizations (as the terms ‘Indian tribes’ and ‘tribal organizations’ are defined in section 4 of the Indian Self-Determination and Education Assistance Act)” for “Indian tribes, and tribal organizations” and inserted “or a health facility or program operated by or in accordance with a contract or grant with the Indian Health Service,” after “entities.”.

Subsec. (c)(2)(A)(i). Pub. L. 114-255, §9002(1), (3), substituted “evidence-based” for “the best known” and “substance use disorder” for “substance abuse”.

Subsec. (c)(2)(A)(ii). Pub. L. 114-255, §9002(1), substituted “substance use disorder” for “substance abuse”.

Subsec. (d). Pub. L. 114-255, §9002(5), added subsec. (d). Former subsec. (d) redesignated (e).

Subsec. (e). Pub. L. 114-255, §9002(4), redesignated subsec. (d) as (e). Former subsec. (e) redesignated (f).

Subsec. (e)(2). Pub. L. 114-255, §9002(1), substituted “substance use disorder” for “substance abuse”.

Subsec. (e)(5). Pub. L. 114-255, §9002(6), added par. (5).

Subsecs. (f) to (i). Pub. L. 114-255, §9002(4), redesignated subsecs. (e) to (h) as (f) to (i), respectively. Former subsec. (i) redesignated (j).

Subsec. (j). Pub. L. 114-255, §9002(4), (7), redesignated subsec. (i) as (j) and substituted “\$4,269,000 for each of fiscal years 2018 through 2022” for “\$10,000,000 for fiscal year 2001, and such sums as may be necessary for fiscal years 2002 through 2003”.

**§ 290bb-39. Repealed. Pub. L. 114-255, div. B, title IX, § 9017, Dec. 13, 2016, 130 Stat. 1248**

Section, act July 1, 1944, ch. 373, title V, §520H, as added Pub. L. 106-310, div. B, title XXXII, §3211, Oct. 17, 2000, 114 Stat. 1203, related to improving outcomes for children and adolescents through services integration between child welfare and mental health services.

**§ 290bb-40. Grants for the integrated treatment of serious mental illness and co-occurring substance abuse**

**(a) In general**

The Secretary shall award grants, contracts, or cooperative agreements to States, political subdivisions of States, Indian tribes, tribal organizations, and private nonprofit organizations for the development or expansion of programs to provide integrated treatment services for individuals with a serious mental illness and a co-occurring substance abuse disorder.

**(b) Priority**

In awarding grants, contracts, and cooperative agreements under subsection (a), the Secretary shall give priority to applicants that emphasize the provision of services for individuals with a serious mental illness and a co-occurring substance abuse disorder who—

- (1) have a history of interactions with law enforcement or the criminal justice system;
- (2) have recently been released from incarceration;
- (3) have a history of unsuccessful treatment in either an inpatient or outpatient setting;
- (4) have never followed through with outpatient services despite repeated referrals; or
- (5) are homeless.

**(c) Use of funds**

A State, political subdivision of a State, Indian tribe, tribal organization, or private nonprofit organization that receives a grant, contract, or cooperative agreement under subsection (a) shall use funds received under such grant—

- (1) to provide fully integrated services rather than serial or parallel services;
- (2) to employ staff that are cross-trained in the diagnosis and treatment of both serious mental illness and substance abuse;
- (3) to provide integrated mental health and substance abuse services at the same location;
- (4) to provide services that are linguistically appropriate and culturally competent;
- (5) to provide at least 10 programs for integrated treatment of both mental illness and substance abuse at sites that previously provided only mental health services or only substance abuse services; and
- (6) to provide services in coordination with other existing public and private community programs.

**(d) Condition**

The Secretary shall ensure that a State, political subdivision of a State, Indian tribe, tribal organization, or private nonprofit organization that receives a grant, contract, or cooperative agreement under subsection (a) maintains the level of effort necessary to sustain existing mental health and substance abuse programs for