

Subpart B—Grants to States

**Subpart C—Grants to Entities
Other Than States**

§ 55a.201 What is required for a State application?

§ 55a.301 What is required for an application from an entity other than a State?

An approvable State application must contain assurances that the State will:

An approvable application must contain the following:

(a) Provide the following services for active and inactive miners in the State:

(a) A plan for the provision of the services required by § 55a.201(a), consistent with the requirements of § 55a.201 (b) and (c). The plan must also contain at least the following elements:

- (1) Primary care;
- (2) Patient and family education and counseling;
- (3) Outreach;
- (4) Patient care coordination, including individual patient care plans for all patients;
- (5) Antismoking advice; and
- (6) Other symptomatic treatments.

(1) A description of the target population to whom services are to be provided, including a statement of the need for services;

(b) Provide medical services in consultation with a physician with special training or experience in the diagnosis and treatment of respiratory diseases.

(2) An assurance that charges shall be made for services rendered as follows:

(c) Meet all criteria for approval and designation by the Department of Labor under 20 CFR part 725 to perform disability examination and provide treatment under the Act.

(i) A schedule shall be maintained listing fees or payments for the provision of services, designed to cover reasonable costs of operations;

(d) Use grant funds under this part to supplement and not supplant existing services of the State.

(ii) A schedule of discounts adjusted on the basis of a patient's ability to pay shall be maintained. The schedule of discounts must provide for a full discount to individuals and families with annual incomes at or below the poverty line established in accordance with section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2)), (except that nominal fees for service may be requested, but not required, from individuals and families with annual incomes at or below the poverty line). No discounts shall be provided to individuals and families with annual incomes greater than twice the poverty line; and

(e) Provide the services described above for those miners previously served by a Black Lung Clinic in the State for which grant support expires during the funding period of the State's grant.

(iii) Where third-party payors (including Government Agencies) are authorized or under a legal obligation to pay all or a portion of such charges, all services covered by that reimbursement plan will be billed and every reasonable effort will be made to obtain payment.

(f) Provide services described above regardless of a person's ability to pay.

(b) An assurance that no person will be denied services because of inability to pay.

(g) Audit its expenditures from amounts received under this part in accordance with the provisions of Attachment P, Audit Requirements, of Office of Management and Budget Circular A-102, Uniform Requirements for Assistance to State and Local Governments, as adopted for the Department of Health and Human Services by 45 CFR part 74.

(c) An assurance that grant funds received under this part will be used to

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Public Health Service, HHS

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supplement and not supplant existing services of the grantee.

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PART 56—GRANTS FOR MIGRANT HEALTH SERVICES

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AUTHORITY: Secs. 215, 319, Public Health Service Act (42 U.S.C. 216, 247d).

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Subpart A—General Provisions

§ 56.101 Applicability.

The regulations of this subpart are applicable to all grants authorized by section 319 of the Public Health Service Act (42 U.S.C. 247d).

§ 56.102 Definitions.

As used in this part:

(a) *Act* means the Public Health Service Act (42 U.S.C. 201 *et seq.*), as amended.

(b)(1) *Agriculture* means farming in all its branches, including—

- (i) Cultivation and tillage of the soil;
- (ii) The production, cultivation, growing, and harvesting of any commodity grown on, in, or as an adjunct to or part of a commodity grown in, or on, the land; and

(iii) Any practice (including preparation and processing for market and delivery to storage or to market or to carriers for transportation to market) performed by a farmer or on a farm incident to or in conjunction with an activity described in subsection (ii).

(c) *Catchment area* means the geographic area served by a project funded under section 319 of the Act.

(d) *Environmental health services* means the detection and alleviation of unhealthful conditions of the environment of the persons served by the project, such as problems associated with water supply, sewage treatment, solid waste disposal, rodent and parasite infestation, field sanitation, and