

117TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend part A of title XI of the Social Security Act to provide grants to States, units of local government, and Indian Tribes to establish, expand, or maintain Drug Overdose Fatality Review Teams.

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IN THE SENATE OF THE UNITED STATES

Mr. WHITEHOUSE (for himself and Mr. CORNYN) introduced the following bill;  
which was read twice and referred to the Committee on

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**A BILL**

To amend part A of title XI of the Social Security Act to provide grants to States, units of local government, and Indian Tribes to establish, expand, or maintain Drug Overdose Fatality Review Teams.

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 “Overdose Review Team  
5 Act”.

1 **SEC. 2. FUNDING TO ESTABLISH DRUG OVERDOSE FATAL-**  
2 **ITY REVIEW TEAMS.**

3 Part A of title XI of the Social Security Act (42  
4 U.S.C. 1301 et seq.) is amended by adding at the end  
5 the following:

6 **“SEC. 1150D. GRANTS TO ESTABLISH DRUG OVERDOSE FA-**  
7 **TALITY REVIEW TEAMS.**

8 “(a) GRANTS.—The Secretary shall, using amounts  
9 appropriated under this section, award grants to States,  
10 units of local government, and Indian Tribes to establish,  
11 expand, or maintain a Drug Overdose Fatality Review  
12 Team, which shall—

13 “(1) promote cooperation and coordination  
14 among agencies involved in the investigation of fatal  
15 and non-fatal drug overdoses;

16 “(2) develop an understanding of the causes  
17 and incidences of drug overdoses in the jurisdiction  
18 where the team operates;

19 “(3) track the total number of drug overdose  
20 deaths and identify trends and patterns in fatal and  
21 non-fatal drug overdoses in the jurisdiction where  
22 the team operates;

23 “(4) plan for and recommend changes within  
24 the agencies to prevent drug overdose fatalities;

25 “(5) recommend best practices for preventing  
26 drug overdoses and drug overdose deaths; and

1           “(6) advise policymakers in the team’s jurisdic-  
2           tion about potential changes to law, policy, funding,  
3           or practices to prevent drug overdoses.

4           “(b) GRANT RECIPIENTS.—The Secretary shall not  
5           award grant funds under this section to a recipient unless  
6           the recipient provides to the Secretary a list of individuals  
7           on the drug overdose fatality review team, which shall in-  
8           clude—

9           “(1) not less than 1 representative each from—

10           “(A) the State, local, or Tribal department  
11           of health, or similar department;

12           “(B) the State, local, or Tribal govern-  
13           mental entity responsible for alcohol, drug, or  
14           other substance addiction treatment and serv-  
15           ices;

16           “(C) the State, local, or Tribal department  
17           of social services, or similar department;

18           “(D) the State, local or Tribal attorney’s  
19           office;

20           “(E) law enforcement agencies of the juris-  
21           diction, which may include representatives of  
22           law enforcement agencies operating in a high  
23           intensity drug trafficking area designated pur-  
24           suant to section 707(b) of the Office of Na-

1           tional Drug Control Policy Reauthorization Act  
2           of 1998 (21 U.S.C. 1706(b));

3           “(F) the State, local, or Tribal department  
4           of corrections, or similar department; and

5           “(G) the State, local or Tribal medical ex-  
6           aminer or coroner;

7           “(2) a health care provider who specializes in  
8           the diagnosis and treatment of substance use and  
9           misuse and substance use disorders;

10          “(3) a health care provider who specializes in  
11          treating co-occurring mental health and substance  
12          use disorders;

13          “(4) a representative from emergency medical  
14          services;

15          “(5) a patient advocate who has lived experi-  
16          ence with substance use and misuse or who has a  
17          family member with a history of substance use and  
18          misuse;

19          “(6) an emergency department physician;

20          “(7) a toxicologist; and

21          “(8) a community-based substance use preven-  
22          tion coalition leader or other community-based sub-  
23          stance use prevention professional.

24          “(c) APPROPRIATION.—In addition to amounts other-  
25          wise available, there is appropriated to the Secretary for

1 fiscal year 2023, out of any money in the Treasury not  
2 otherwise appropriated, \$50,000,000, to remain available  
3 until 2027, to carry out this section.

4 “(d) DEFINITIONS.—In this section:

5 “(1) INDIAN TRIBE.—The term ‘Indian Tribe’  
6 has the meaning given that term in section 4(e) of  
7 the Indian Self-Determination and Education Assist-  
8 ance Act (25 U.S.C. 5304(e)).

9 “(2) STATE.—The term ‘State’ has the mean-  
10 ing given that term in section 1101(a)(1) for pur-  
11 poses of this title and includes the Commonwealth of  
12 the Northern Mariana Islands, and American  
13 Samoa.”.