

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 2646
OFFERED BY MR. LANCE OF NEW JERSEY AND
MS. MATSUI OF CALIFORNIA**

Add at the end the following (and make such conforming changes as may be necessary):

1 TITLE IX—EATING DISORDERS

2 SEC. 901. DEFINITION.

3 In this title, the term “eating disorder” includes ano-
4 rexia nervosa, bulimia nervosa, binge eating disorder, and
5 other specified feeding or eating disorder (OSFED), as de-
6 fined in the fifth edition of “Diagnostic and Statistical
7 Manual of Mental Disorders” or, if applicable, the most
8 recent successor edition.

9 SEC. 902. TRAINING AND EDUCATION.

10 Subject to section 907, the Secretary of Health and
11 Human Services, acting through the Director of the Office
12 on Women’s Health of the Department of Health and
13 Human Services and in consultation with the Secretary
14 of Education, shall—

15 (1) revise and then reinstate the BodyWise
16 Handbook and related fact sheets and resource lists
17 available on the public Internet site of the National

1 Women's Health Information Center sponsored by
2 the Office on Women's Health, to include—

3 (A) updated findings and conclusions as
4 needed; and

5 (B) thorough information about eating dis-
6 orders relating to males as well as females;

7 (2) incorporate, as appropriate, information
8 from such BodyWise Handbook and related facts
9 sheets and resource lists into the curriculum of the
10 BodyWorks obesity prevention program developed by
11 the Office on Women's Health and training modules
12 used in such obesity prevention program; and

13 (3) promote and make publicly available
14 (whether through a public Internet site or other
15 method that does not impose a fee on users) the
16 BodyWise Handbook and related fact sheets and re-
17 source lists, as updated under paragraph (1), and
18 the BodyWorks obesity prevention program, as up-
19 dated under paragraph (2), including for purposes of
20 educating universities and nonprofit entities on eat-
21 ing disorders.

22 **SEC. 903. EDUCATION AND TRAINING FOR HEALTH PRO-**
23 **FESSIONALS.**

24 (a) IN GENERAL.—Subject to section 907, the Sec-
25 retary of Health and Human Services, acting through the

1 Administrator of the Substance Abuse and Mental Health
2 Services Administration, shall award grants to eligible en-
3 titities to integrate training into existing curricula for pri-
4 mary care physicians, other licensed or certified health
5 and mental health professionals, and public health profes-
6 sionals that may include—

7 (1) early intervention and identification of eat-
8 ing disorders;

9 (2) levels of treatment (including family-based
10 treatment, in-patient, residential, partial hospitaliza-
11 tion programming, intensive outpatient and out-
12 patient);

13 (3) how to properly refer patients to treatment;

14 (4) steps to aid in the prevention of the devel-
15 opment of eating disordered behaviors; and

16 (5) how to treat individuals with eating dis-
17 orders.

18 (b) APPLICATION.—An entity that desires a grant
19 under this section shall submit to the Secretary an appli-
20 cation at such time, in such manner, and containing such
21 information as the Secretary may require, including a plan
22 for the use of funds that may be awarded and an evalua-
23 tion of the training that will be provided.

1 (c) USE OF FUNDS.—An entity that receives a grant
2 under this section shall use the funds made available
3 through such grant to—

4 (1) use a training program containing evidence-
5 based findings, promising emerging best practices,
6 or recommendations that pertain to the identifica-
7 tion, early intervention, prevention of the develop-
8 ment of eating disordered behaviors, and treatment
9 of eating disorders to conduct educational training
10 and conferences, including Internet-based courses
11 and teleconferences, on—

12 (A) how to help prevent the development of
13 eating disordered behaviors, identify, intervene
14 early, and appropriately and adequately treat
15 eating disordered patients;

16 (B) how to identify individuals with eating
17 disorders, and those who are at risk for suf-
18 fering from eating disorders and, therefore, at
19 risk for related severe medical and mental
20 health conditions;

21 (C) how to conduct a comprehensive as-
22 sessment of individual and familial health risk
23 factors; and

24 (D) how to conduct a comprehensive as-
25 sessment of a treatment plan; and

1 (2) evaluate and report to the Secretary on the
2 effectiveness of the training provided by such entity
3 in increasing knowledge and changing attitudes and
4 behaviors of trainees.

5 **SEC. 904. EDUCATION AND TRAINING FOR SCHOOL AND**
6 **HIGHER EDUCATION PROFESSIONALS.**

7 (a) GRANTS.—

8 (1) AUTHORIZATION.—Subject to section 907,
9 the Secretary of Health and Human Services, acting
10 through the Administrator of the Substance Abuse
11 and Mental Health Services Administration, shall
12 award grants to eligible entities—

13 (A) to conduct educational seminars for
14 school personnel on eating disorders early iden-
15 tification, intervention, and prevention of behav-
16 iors that are often associated with the develop-
17 ment of eating disordered behaviors; and

18 (B) to make resources available to individ-
19 uals affected by eating disorders.

20 (2) EDUCATIONAL SEMINARS.—As a condition
21 on the receipt of a grant under this subsection, an
22 eligible entity shall agree to conduct educational
23 seminars under paragraph (1)(A), taking into con-
24 sideration educational materials made available
25 through the BodyWise eating disorder initiative of

1 the Department of Health and Human Services and
2 relevant research on eating disorders.

3 (3) ELIGIBLE ENTITY.—In this subsection, the
4 term “eligible entity” means any State, territory, or
5 possession of the United States, the District of Co-
6 lumbia, any Indian tribe or tribal organization (as
7 defined in subsections (e) and (l), respectively, of
8 section 4 of the Indian Self-Determination and Edu-
9 cation Assistance Act (25 U.S.C. 450b)), or a public
10 or private educational institution, including an insti-
11 tution of higher education.

12 **SEC. 905. PUBLIC SERVICE ANNOUNCEMENTS.**

13 (a) IN GENERAL.—Subject to section 907, the Direc-
14 tor of the National Institute of Mental Health shall con-
15 duct a program of public service announcements to edu-
16 cate the public on—

17 (1) the types of eating disorders;

18 (2) the seriousness of eating disorders (includ-
19 ing prevalence, comorbidities, and physical and men-
20 tal health consequences);

21 (3) how to identify, intervene, refer for treat-
22 ment, and help prevent behaviors that often lead to
23 the development of eating disordered behaviors;

24 (4) discrimination and bullying based on body
25 size;

1 (5) the effects of media on self esteem and body
2 image; and

3 (6) the signs and symptoms of eating disorders.

4 (b) COLLABORATION.—The Director of the National
5 Institute of Mental Health shall conduct the program
6 under subsection (a) in collaboration with—

7 (1) Centers of Excellence; and

8 (2) community-based national nonprofit re-
9 sources that support individuals affected by eating
10 disorders and work to prevent eating disorders and
11 address body image and weight issues.

12 **SEC. 906. CLARIFYING APPLICATION OF EXISTING PARITY**
13 **LAW.**

14 (a) PHSA.—Section 2726 of the Public Health Serv-
15 ice Act (42 U.S.C. 300gg–26) is amended—

16 (1) in subsection (a)(3), by adding at the end
17 the following new subparagraph:

18 “(C) TREATMENT OF PERMANENT EXCLU-
19 SIONS UNDER MENTAL HEALTH AND SUB-
20 STANCE USE DISORDER BENEFITS.—A group
21 health plan or health insurance issuer offering
22 group or individual health insurance coverage to
23 which subparagraph (A) applies shall be consid-
24 ered in violation of subparagraph (A)(ii) if the
25 mental health or substance use disorder benefits

1 under such plan or coverage provides for a per-
2 manent exclusion from such benefits for a par-
3 ticular condition or disorder.”; and

4 (2) by adding at the end the following new sub-
5 section:

6 “(f) RESIDENTIAL TREATMENT.—For purposes of
7 this section, mental health and substance use disorder
8 benefits include residential treatment.”.

9 (b) LIMITATION.—Nothing in this section or the
10 amendments made by this section shall be construed as
11 adding or expanding the scope of mental health or addic-
12 tion services included under section 2726 of the Public
13 Health Service Act (42 U.S.C. 300gg–26), section 712 of
14 the Employee Retirement Income Security Act of 1974
15 (29 U.S.C. 1185a), or section 9812 of the Internal Rev-
16 enue Code of 1986 (26 U.S.C. 9812).

17 **SEC. 907. PROHIBITION ON NEW APPROPRIATIONS.**

18 No additional funds are authorized to be appro-
19 priated to carry out this Act or the amendments made
20 by this title. This title and such amendments shall be car-
21 ried out using amounts otherwise made available for such
22 purposes.

