

88TH CONGRESS  
1ST SESSION

# H. R. 7137

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 19, 1963

MR. FOGARTY introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce

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## A BILL

To provide for assistance in the construction and initial operation of community mental health centers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That this Act may be cited as the "Community Mental  
4 Health Centers Act of 1963".

### 5 TITLE I—CONSTRUCTION OF COMMUNITY

#### 6 MENTAL HEALTH CENTERS

#### 7 AUTHORIZATION OF APPROPRIATIONS

8 SEC. 101. There are authorized to be appropriated, for  
9 grants for construction of public and other nonprofit com-  
10 munity mental health centers, for the fiscal year ending

1 June 30, 1965, and each of the next four fiscal years such  
2 sums as the Congress may determine.

3

## ALLOTMENTS TO STATES

4 SEC. 102. (a) For each fiscal year, the Secretary shall,  
5 in accordance with regulations, make allotments from the  
6 sums appropriated under section 101 to the several States  
7 on the basis of (1) the population, (2) the extent of the  
8 need for community mental health centers, and (3) the  
9 financial need of the respective States; except that no such  
10 allotment to any State, other than the Virgin Islands,  
11 American Samoa, and Guam, for any fiscal year may be  
12 less than \$100,000. Sums so allotted to a State for a fiscal  
13 year and remaining unobligated at the end of such year  
14 shall remain available to such State for such purpose for  
15 the next fiscal year (and for such year only), in addition  
16 to the sums allotted for such State for such next fiscal year.

17 (b) In accordance with regulations of the Secretary,  
18 any State may file with him a request that a specified por-  
19 tion of its allotment under this title be added to the allot-  
20 ment of another State under this title for the purpose of  
21 meeting a portion of the Federal share of the cost of a  
22 project for the construction of a community mental health  
23 center in such other State. If it is found by the Secretary  
24 that construction of the center with respect to which the  
25 request is made would meet needs of the State making

1 the request and that use of the specified portion of such  
2 State's allotment, as requested by it, would assist in carry-  
3 ing out the purposes of this title, such portion of such  
4 State's allotment shall be added to the allotment of the  
5 other State under this title, to be used for the purpose  
6 referred to above.

#### 7 REGULATIONS

8 SEC. 103. Within six months after enactment of this  
9 title, the Secretary shall, after consultation with the Federal  
10 Hospital Council (established by section 633 of the Public  
11 Health Service Act), by regulations prescribe—

12 (a) The kinds of community mental health services  
13 needed to provide adequate mental health services for  
14 persons residing in a State.

15 (b) The general manner in which the State agency  
16 (designated as provided in the State plan approved  
17 under this title) shall determine the priority of projects  
18 based on the relative need of different areas, giving  
19 special consideration to projects on the basis of the ex-  
20 tent to which the centers to be constructed thereby will,  
21 alone or in conjunction with other facilities owned or  
22 operated by the applicant or affiliated or associated with  
23 the applicant, provide comprehensive mental health  
24 services (as determined by the Secretary in accordance  
25 with regulations) for mentally ill persons in a particular

1 community or communities or which will be part of or  
2 closely associated with a general hospital.

3 (c) General standards of construction and equip-  
4 ment for centers of different classes and in different  
5 types of location.

6 (d) That the State plan shall provide for adequate  
7 community mental health centers for people residing  
8 in the State, and shall provide for adequate community  
9 mental health centers to furnish needed services for  
10 persons unable to pay therefor. Such regulations may  
11 require that before approval of an application for a  
12 center or addition to a center is recommended by a State  
13 agency, assurance shall be received by the State from  
14 the applicant that there will be made available in such  
15 center or addition a reasonable volume of services to per-  
16 sons unable to pay therefor, but an exception shall be  
17 made if such a requirement is not feasible from a  
18 financial viewpoint.

19 STATE PLANS

20 SEC. 104. (a) After such regulations have been issued,  
21 any State desiring to take advantage of this title shall submit  
22 a State plan for carrying out its purposes. Such State plan  
23 must—

24 (1) designate a single State agency as the sole  
25 agency for the administration of the plan, or designate

1 such agency as the sole agency for supervising the ad-  
2 ministration of the plan;

3 (2) contain satisfactory evidence that the State  
4 agency designated in accordance with paragraph (1)  
5 hereof will have authority to carry out such plan in con-  
6 formity with this title;

7 (3) provide for the designation of a State advisory  
8 council which shall include representatives of nongov-  
9 ernment organizations or groups, and of State agencies,  
10 concerned with planning, operation, or utilization of  
11 community mental health centers or other mental health  
12 facilities, including representatives of consumers of the  
13 services provided by such centers and facilities who are  
14 familiar with the need for such services, to consult with  
15 the State agency in carrying out such plan;

16 (4) set forth a program for construction of com-  
17 munity mental health centers (A) which is based on a  
18 statewide inventory of existing facilities and survey of  
19 need; (B) which conforms with the regulations pre-  
20 scribed by the Secretary under section 103 (a); and  
21 (C) which meets the requirements for furnishing needed  
22 services to persons unable to pay therefor, included in  
23 regulations prescribed under section 103 (d);

24 (5) set forth the relative need determined in accord-  
25 ance with the regulations prescribed under section 103

1 (b) for the several projects included in such programs,  
2 and provide for the construction, insofar as financial re-  
3 sources available therefor and for maintenance and opera-  
4 tion make possible, in the order of such relative need;

5 (6) provide such methods of administration of the  
6 State plan, including methods relating to the establish-  
7 ment and maintenance of personnel standards on a  
8 merit basis (except that the Secretary shall exercise  
9 no authority with respect to the selection, tenure of  
10 office, or compensation of any individual employed in  
11 accordance with such methods), as are found by the  
12 Secretary to be necessary for the proper and efficient  
13 operation of the plan;

14 (7) provide minimum standards (to be fixed in the  
15 discretion of the State) for the maintenance and opera-  
16 tion of centers which receive Federal aid under this title;

17 (8) provide for affording to every applicant for a  
18 construction project an opportunity for hearing before  
19 the State agency;

20 (9) provide that the State agency will make such  
21 reports in such form and containing such information  
22 as the Secretary may from time to time reasonably  
23 require, and will keep such records and afford such  
24 access thereto as the Secretary may find necessary to  
25 assure the correctness and verification of such reports;

1 (10) provide that the State agency will from time  
2 to time, but not less often than annually, review its  
3 State plan and submit to the Secretary any modifications  
4 thereof which it considers necessary.

5 (b) The Secretary shall approve any State plan and  
6 any modification thereof which complies with the provisions  
7 of subsection (a). The Secretary shall not finally disap-  
8 prove a State plan except after reasonable notice and op-  
9 portunity for a hearing to the State.

10 (c) The State plan may include standards for determi-  
11 nation of the Federal share of the cost of projects approved  
12 in the State. Such standards shall provide equitably (and,  
13 to the extent practicable, on the basis of objective criteria)  
14 for variations between projects or classes of projects on the  
15 basis of the economic status of areas and other relevant  
16 factors. No such standards shall provide for a Federal share  
17 of more than 75 per centum or less than 45 per centum  
18 of the cost of construction of any project. The Secretary  
19 shall approve any such standards and any modifications  
20 thereof which comply with the provisions of this subsection.

21 APPROVAL OF PROJECTS AND PAYMENTS FOR

22 CONSTRUCTION

23 SEC. 105. (a) For each project for construction pursu-  
24 ant to a State plan approved under this title, there shall be  
25 submitted to the Secretary through the State agency an

1 application by the State or a political subdivision thereof or  
2 by a public or other nonprofit agency. If two or more such  
3 agencies join in the construction of the project, the applica-  
4 tion may be filed by one or more of such agencies. Such  
5 application shall set forth:

6 (1) a description of the site for such project;  
7 (2) plans and specifications therefor in accordance  
8 with the regulations prescribed by the Secretary under  
9 section 103 (c) ;

10 (3) reasonable assurance that title to such site is  
11 or will be vested in one or more of the agencies filing the  
12 application or in a public or other nonprofit agency  
13 which is to operate the community mental health center;

14 (4) reasonable assurance that adequate financial  
15 support will be available for the construction of the  
16 project and for its maintenance and operation when  
17 completed;

18 (5) reasonable assurance that all laborers and me-  
19 chanics employed by contractors or subcontractors in  
20 the performance of construction of the project will be  
21 paid wages at rates not less than those prevailing on  
22 similar construction in the locality as determined by the  
23 Secretary of Labor in accordance with the Davis-Bacon  
24 Act, as amended (40 U.S.C. 276a—276a-5), and shall  
25 receive overtime pay in accordance with and subject to



1 the provisions of the Contract Work Hours Standards  
2 Act (Public Law 87-581) ; and the Secretary of Labor  
3 shall have with respect to the labor standards specified  
4 in this paragraph the authority and functions set forth  
5 in Reorganization Plan Numbered 14 of 1950 (15 F.R.  
6 3176; 5 U.S.C. 133z-15) and section 2 of the Act of  
7 June 13, 1934, as amended (40 U.S.C. 276c) ; and  
8 (6) a certification by the State agency of the Fed-  
9 eral share for the project.

10 The Secretary shall approve such application if sufficient  
11 funds to pay the Federal share of the cost of construction  
12 of such project are available from the allotment to the  
13 State, and if the Secretary finds (A) that the application  
14 contains such reasonable assurance as to title, financial  
15 support, and payment of prevailing rates of wages and  
16 overtime pay; (B) that the plans and specifications are in  
17 accord with the regulations prescribed pursuant to section  
18 103; (C) that the application is in conformity with the  
19 State plan approved under section 104 and contains an  
20 assurance that in the operation of the center there will be  
21 compliance with the applicable requirements of the State  
22 plan and of the regulations prescribed under section 103 (d)  
23 for furnishing needed services for persons unable to pay  
24 therefor, and with State standards for operation and main-

1 tenance; (D) that the services to be provided by the  
2 center, alone or in conjunction with other facilities owned  
3 or operated by the applicant or affiliated or associated with  
4 the applicant, will be part of a program providing, prin-  
5 cipally for persons residing in a particular community or  
6 communities in or near which such center is to be situated,  
7 at least those essential elements of comprehensive mental  
8 health services for mentally ill persons which are prescribed  
9 by the Secretary in accordance with regulations; and (E)  
10 that the application has been approved and recommended  
11 by the State agency and is entitled to priority over other  
12 projects within the State in accordance with the regulations  
13 prescribed pursuant to section 103 (b). No application shall  
14 be disapproved by the Secretary until he has afforded the  
15 State agency an opportunity for a hearing.

16 (b) Amendment of any approved application shall be  
17 subject to approval in the same manner as an original  
18 application.

19 PAYMENTS FOR CONSTRUCTION

20 SEC. 106. (a) Upon certification to the Secretary by the  
21 State agency, based upon inspection by it, that work has  
22 been performed upon a project, or purchases have been  
23 made, in accordance with the approved plans and specifica-  
24 tions, and that payment of an installment is due to the ap-  
25 plicant, such installment shall be paid to the State, from the

1 applicable allotment of such State, except that (1) if the  
2 State is not authorized by law to make payments to the ap-  
3 plicant, the payment shall be made directly to the applicant,  
4 (2) if the Secretary, after investigation or otherwise, has  
5 reason to believe that any act (or failure to act) has occurred  
6 requiring action pursuant to section 107, payment may, after  
7 he has given the State agency notice of opportunity for hear-  
8 ing pursuant to such section, be withheld, in whole or in  
9 part, pending corrective action or action based on such hear-  
10 ing, and (3) the total of payments under this subsection  
11 with respect to such project may not exceed an amount equal  
12 to the Federal share of the cost of construction of such  
13 project.

14 (b) In case an amendment to an approved application is  
15 approved as provided in section 105 or the estimated cost  
16 of a project is revised upward, any additional payment with  
17 respect thereto may be made from the applicable allotment  
18 of the State for the fiscal year in which such amendment or  
19 revision is approved.

#### 20 WITHHOLDING OF PAYMENTS

21 SEC. 107. Whenever the Secretary, after reasonable  
22 notice and opportunity for hearing to the State agency  
23 designated as provided in section 104 (a) (1), finds—

24 (1) that the State agency is not complying sub-  
25 stantially with the provisions required by section 104

1 to be included in its State plan or with regulations under  
2 this title; or

3 (2) that any assurance required to be given in an  
4 application filed under section 105 is not being or  
5 cannot be carried out; or

6 (3) that there is a substantial failure to carry out  
7 plans and specifications approved by the Secretary under  
8 section 105; or

9 (4) that adequate State funds are not being pro-  
10 vided annually for the direct administration of the State  
11 plan,

12 the Secretary may forthwith notify the State agency that—

13 (5) no further payments will be made to the State  
14 under this title, or

15 (6) no further payments will be made under this  
16 title for any project or projects designated by the Sec-  
17 retary as being affected by the action or inaction  
18 referred to in paragraph (1), (2), (3), or (4) of this  
19 section,

20 as the Secretary may determine to be appropriate under  
21 the circumstances; and, except with regard to any project  
22 for which the application has already been approved and  
23 which is not directly affected, further payments may be with-  
24 held, in whole or in part, until there is no longer any failure  
25 to comply (or to carry out the assurance or plans and spec-

1 ifications or to provide adequate State funds, as the case  
2 may be) or, if such compliance (or other action) is impos-  
3 sible, until the State repays or arranges for the repayment  
4 of Federal moneys to which the recipient was not entitled.

#### 5 JUDICIAL REVIEW

6 SEC. 108. (a) If the Secretary refuses to approve any  
7 application for a project submitted under section 105, the  
8 State agency through which such application was submitted,  
9 or if any State is dissatisfied with his action under section  
10 104 (b) or section 107, such State may appeal to the United  
11 States court of appeals for the circuit in which such State  
12 is located, by filing a petition with such court within sixty  
13 days after such action. A copy of the petition shall be forth-  
14 with transmitted by the clerk of the court to the Secretary,  
15 or any officer designated by him for that purpose. The Secre-  
16 tary thereupon shall file in the court the record of the pro-  
17 ceedings on which he based his action, as provided in section  
18 2112 of title 28, United States Code. Upon the filing of  
19 such petition, the court shall have jurisdiction to affirm the  
20 action of the Secretary or to set it aside, in whole or in part,  
21 temporarily or permanently, but until the filing of the record,  
22 the Secretary may modify or set aside his order. The findings  
23 of the Secretary as to the facts, if supported by substantial  
24 evidence, shall be conclusive, but the court, for good cause  
25 shown, may remand the case to the Secretary to take further

1 evidence, and the Secretary may thereupon make new or  
2 modified findings of fact and may modify his previous action,  
3 and shall file in the court the record of the further proceed-  
4 ings. Such new or modified findings of fact shall likewise  
5 be conclusive if supported by substantial evidence. The  
6 judgment of the court affirming or setting aside, in whole or  
7 in part, any action of the Secretary shall be final, subject to  
8 review by the Supreme Court of the United States upon  
9 certiorari or certification as provided in section 1254 of  
10 title 28, United States Code. The commencement of pro-  
11 ceedings under this subsection shall not, unless so specifically  
12 ordered by the court, operate as a stay of the Secretary's  
13 action.

#### 14 RECOVERY

15 SEC. 109. If any facility with respect to which funds  
16 have been paid under section 106 shall, at any time within  
17 twenty years after the completion of construction—

18 (1) be sold or transferred to any person, agency,  
19 or organization (A) which is not qualified to file an  
20 application under section 105, or (B) which is not  
21 approved as a transferee by the State agency designated  
22 pursuant to section 104, or its successor, or

23 (2) cease to be a public or other nonprofit com-

1       munity mental health center, unless the Secretary deter-  
2       mines, in accordance with regulations, that there is good  
3       cause for releasing the applicant or other owner from  
4       the obligation to continue as such a center,  
5       the United States shall be entitled to recover from either the  
6       transferor or the transferee (or, in the case of a facility which  
7       has ceased to be a public or other nonprofit community men-  
8       tal health center, from the owners thereof) an amount bear-  
9       ing the same ratio to the then value (as determined by the  
10      agreement of the parties or by action brought in the district  
11      court of the United States for the district in which the center  
12      is situated) of so much of the center as constituted an  
13      approved project or projects, as the amount of the Federal  
14      participation bore to the cost of the construction of such  
15      project or projects. Such right of recovery shall not consti-  
16      tute a lien upon such center prior to judgment.

17                                   STATE CONTROL OF OPERATIONS

18       SEC. 110. Except as otherwise specifically provided,  
19      nothing in this title shall be construed as conferring on any  
20      Federal officer or employee the right to exercise any super-  
21      vision or control over the administration, personnel, main-  
22      tenance, or operation of any facility with respect to which  
23      any funds have been or may be expended under this title.

1 TITLE II—INITIAL STAFFING OF COMPREHEN-  
2 SIVE COMMUNITY MENTAL HEALTH CEN-  
3 TERS

4 AUTHORIZATION OF APPROPRIATIONS

5 SEC. 201. For the purpose of assisting in the estab-  
6 lishment and initial operation of comprehensive community  
7 mental health centers, there are authorized to be appro-  
8 priated for each fiscal year beginning after June 30, 1965,  
9 such sums as may be necessary for grants by the Secretary,  
10 in accordance with this title, to assist in meeting the cost  
11 of initial staffing of community mental health centers.

12 APPLICATIONS AND GRANTS

13 SEC. 202. Grants under this title with respect to any  
14 center may be made only upon application, and only if—

15 (1) the applicant is a public or nonprofit private  
16 agency or organization which owns or operates the cen-  
17 ter;

18 (2) a grant was made under title I to assist in  
19 financing the construction of the center;

20 (3) the services to be provided by such center,  
21 alone or in conjunction with other facilities owned or  
22 operated by the applicant or affiliated or associated  
23 with the applicant, are part of a program which pro-  
24 vides, principally for persons residing in a particular  
25 community or communities in or near which such cen-



1       ter is situated, at least diagnostic services, inpatient care,  
2       outpatient care, and day care for mentally ill persons.

3                                   DURATION AND AMOUNT OF GRANTS

4       SEC. 203. Grants for staffing of any center under this  
5       title may be made only for the period beginning with the  
6       commencement of the operation of such center and ending  
7       with the close of four years and three months after the  
8       month in which such operation commenced. Such grants  
9       with respect to any center may not exceed 75 per centum  
10      of the cost of such staffing for the period ending with the  
11      close of the fifteenth month following the month in which  
12      such operation commenced, 60 per centum of such cost for  
13      the first year thereafter, 45 per centum of such cost for the  
14      second year thereafter, and 30 per centum of such cost for  
15      the third year thereafter.

16                                   PAYMENTS

17      SEC. 204. Payment of grants under this title may be  
18      made (after necessary adjustment on account of previously  
19      made overpayments or underpayments) in advance or by  
20      way of reimbursement, and on such terms and conditions  
21      and in such installments, as the Secretary may determine.

22                                   REGULATIONS

23      SEC. 205. The Secretary shall, after consultation with  
24      the National Advisory Mental Health Council (appointed  
25      pursuant to the Public Health Service Act), prescribe gen-

1 eral regulations concerning eligibility of centers and the  
2 terms and conditions for approving applications under this  
3 title.

#### 4 TITLE III—GENERAL

##### 5 DEFINITIONS

6 SEC. 301. For purposes of this Act—

7 (a) The term “State” includes Puerto Rico, Guam,  
8 American Samoa, the Virgin Islands, and the District of  
9 Columbia;

10 (b) The term “community mental health center”  
11 means a facility providing services for the prevention or  
12 diagnosis of mental illness, or care and treatment of mentally  
13 ill patients, or rehabilitation of such persons, which services  
14 are provided principally for persons residing in a particular  
15 community or communities in or near which the facility is  
16 situated;

17 (c) The term “nonprofit community mental health cen-  
18 ter” means a community mental health center which is  
19 owned and operated by one or more nonprofit corporations  
20 or associations no part of the net earnings of which inures,  
21 or may lawfully inure, to the benefit of any private share-  
22 holder or individual;

23 (d) The term “construction” includes construction of  
24 new buildings, expansion, remodeling, and alteration of exist-  
25 ing buildings, and initial equipment of any such buildings

1 (including medical transportation facilities) ; including archi-  
2 tects' fees, but excluding the cost of off-site improvements  
3 and the cost of the acquisition of land;

4 (e) The term "cost of construction" means the amount  
5 found by the Secretary to be necessary for the construction  
6 of a project;

7 (f) The term "title", when used with reference to a  
8 site for a project, means a fee simple, or such other estate  
9 or interest (including a leasehold on which the rental does  
10 not exceed 4 per centum of the value of the land) as the  
11 Secretary finds sufficient to assure for a period of not less  
12 than fifty years undisturbed use and possession for the pur-  
13 poses of construction and operation of the project;

14 (g) The term "Federal share" with respect to any  
15 project means—

16 (1) if the State plan, as of the date of approval  
17 of the project application, contains standards approved  
18 by the Secretary pursuant to section 104 (c) the amount  
19 determined by the State agency in accordance with such  
20 standards; or

21 (2) if the State plan does not contain such stand-  
22 ards, the amount (not less than 45 per centum and not  
23 more than either 75 per centum or the State's Federal  
24 percentage, whichever is the lower) established by the  
25 State agency for all projects in the State: *Provided,*

1 That prior to the approval of the first project in the  
2 State during any fiscal year the State agency shall give  
3 to the Secretary written notification of the Federal share  
4 established under this subparagraph for projects in  
5 such State to be approved by the Secretary during  
6 such fiscal year, and the Federal share for projects in  
7 such State approved during such fiscal year shall not  
8 be changed after such approval;

9 (h) The Federal percentage for any State shall be 100  
10 per centum less that percentage which bears the same ratio  
11 to 40 per centum as the per capita income of such State  
12 bears to the per capita income of the United States, except  
13 that the Federal percentage for Puerto Rico, Guam, Ameri-  
14 can Samoa, and the Virgin Islands shall be 75 per centum;

15 (i) (1) The Federal percentages shall be promulgated  
16 by the Secretary between July 1 and August 31 of each  
17 even-numbered year, on the basis of the average of the per  
18 capita incomes of the States and of the United States for  
19 the three most recent consecutive years for which satisfac-  
20 tory data are available from the Department of Commerce.  
21 Such promulgation shall be conclusive for each of the two  
22 fiscal years in the period beginning July 1 next succeeding  
23 such promulgation; except that the Secretary shall promul-  
24 gate such percentages as soon as possible after the enactment

1 of this title, which promulgation shall be conclusive for the  
2 fiscal year ending June 30, 1965;

3 (2) The term "United States" means (but only for  
4 purposes of this subsection and subsection (h) ) the fifty  
5 States and the District of Columbia;

6 (j) The term "Secretary" means the Secretary of  
7 Health, Education, and Welfare.

8 CONFORMING AMENDMENT

9 SEC. 302. (a) The first sentence of section 633 (b) of  
10 the Public Health Service Act is amended by striking out  
11 "eight" and inserting in lieu thereof "twelve". The second  
12 sentence thereof is amended to read: "Six of the twelve  
13 appointed members shall be persons who are outstanding in  
14 fields pertaining to medical facility and health activities,  
15 three of these six shall be authorities in matters relating to the  
16 operation of hospitals or other medical facilities and one of  
17 them shall be an authority in matters relating to mental  
18 health, and the other six members shall be appointed to  
19 represent the consumers of services provided by such facili-  
20 ties and shall be persons familiar with the need for such serv-  
21 ices in urban or rural areas."

22 (b) The terms of office of the additional members of  
23 the Federal Hospital Council authorized by the amendment  
24 made by subsection (a) who first take office after enactment

1 of this Act shall expire, as designated by the Secretary at  
2 the time of appointment, one at the end of the first year,  
3 one at the end of the second year, one at the end of the third  
4 year, and one at the end of the fourth year after the date of  
5 appointment.

1 June 30, 1965, and each of the next four fiscal years such  
2 sums as the Congress may determine.

3 ALLOTMENTS TO STATES

4 Sec. 102. (a) For each fiscal year, the Secretary shall,  
5 in accordance with regulations, make allotments from the  
6 sums appropriated under section 101 to the several States  
7 on the basis of (1) the population, (2) the extent of the  
8 need for community mental health centers, and (3) the  
9 financial need of the respective States. The amount of such  
10 allotment to any State shall not exceed the amount of the  
11 American Samoa and shall be not less than \$100,000. The amount  
12 for any State for any fiscal year and recurring thereafter shall  
13 shall remain available to such State for the next fiscal year and for  
14 to the sums allotted for such State.

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health centers, and for other purposes.

By Mr. FOGARTY

JUNE 19, 1963

Referred to the Committee on Interstate and Foreign  
Commerce

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(b) In accordance with regulations of the Secretary,  
any State may file with him a request that a specified por-  
tion of its allotment under this title be used for the con-  
struction of another State under this title for the construction  
meeting a portion of the Federal share of the cost of a  
project for the construction of a community mental health  
center in such other State. If it is found by the Secretary  
that construction of the center will result in such the  
request is made would meet needs of the State making