

1 shall provide to the Committees on Appropriations of the
2 House of Representatives and the Senate a report on the
3 actual obligations, expenditures, and unobligated balances
4 for each activity funded under this heading not later than
5 September 30, 2009 and quarterly thereafter as long as
6 funding provided under this heading is available for obli-
7 gation or expenditure.

8 **Subtitle B—Health and Human**
9 **Services**

10 DEPARTMENT OF HEALTH AND HUMAN
11 SERVICES

12 HEALTH RESOURCES AND SERVICES

13 For an additional amount for “Health Resources and
14 Services”, \$2,188,000,000 which shall be used as follows:

15 (1) \$500,000,000, of which \$250,000,000 shall
16 not be available until October 1, 2009, shall be for
17 grants to health centers authorized under section
18 330 of the Public Health Service Act (“PHS Act”);

19 (2) \$1,000,000,000 shall be available for ren-
20 ovation and repair of health centers authorized
21 under section 330 of the PHS Act and for the acqui-
22 sition by such centers of health information tech-
23 nology systems: *Provided*, That the timeframe for
24 the award of grants pursuant to section 1103(b) of
25 this Act shall not be later than 180 days after the

1 date of enactment of this Act instead of the time-
2 frame specified in such section;

3 (3) \$88,000,000 shall be for fit-out and other
4 costs related to moving into a facility to be secured
5 through a competitive lease procurement to replace
6 or renovate a headquarters building for Public
7 Health Service agencies and other components of the
8 Department of Health and Human Services; and

9 (4) \$600,000,000, of which \$300,000,000 shall
10 not be available until October 1, 2009, shall be for
11 the training of nurses and primary care physicians
12 and dentists as authorized under titles VII and VIII
13 of the PHS Act, for the provision of health care per-
14 sonnel under the National Health Service Corps pro-
15 gram authorized under title III of the PHS Act, and
16 for the patient navigator program authorized under
17 title III of the PHS Act.

18 CENTERS FOR DISEASE CONTROL AND PREVENTION

19 DISEASE CONTROL, RESEARCH, AND TRAINING

20 For an additional amount for “Disease Control, Re-
21 search, and Training” for equipment, construction, and
22 renovation of facilities, including necessary repairs and
23 improvements to leased laboratories, \$462,000,000: *Pro-*
24 *vided*, That notwithstanding any other provision of law,
25 the Centers for Disease Control and Prevention may

1 award a single contract or related contracts for develop-
2 ment and construction of facilities that collectively include
3 the full scope of the project: *Provided further*, That the
4 solicitation and contract shall contain the clause “avail-
5 ability of funds” found at 48 CFR 52.232-18: *Provided*
6 *further*, That in accordance with applicable authorities,
7 policies, and procedures, the Centers for Disease Control
8 and Prevention shall acquire real property, and make any
9 necessary improvements thereon, to relocate and consoli-
10 date property and facilities of the National Institute for
11 Occupational Safety and Health.

12 NATIONAL INSTITUTES OF HEALTH

13 NATIONAL CENTER FOR RESEARCH RESOURCES

14 For an additional amount for “National Center for
15 Research Resources”, \$1,500,000,000 for grants or con-
16 tracts under section 481A of the Public Health Service
17 Act to renovate or repair existing non-Federal research fa-
18 cilities: *Provided*, That sections 481A(c)(1)(B)(ii), para-
19 graphs (1), (3), and (4) of section 481A(e), and section
20 481B of such Act shall not apply to the use of such funds:
21 *Provided further*, That the references to “20 years” in sub-
22 sections (c)(1)(B)(i) and (f) of section 481A of such Act
23 are deemed to be references to “10 years” for purposes
24 of using such funds: *Provided further*, That the National
25 Center for Research Resources may also use such funds

1 to provide, under the authority of section 301 and title
2 IV of such Act, shared instrumentation and other capital
3 research equipment to recipients of grants and contracts
4 under section 481A of such Act and other appropriate en-
5 tities: *Provided further*, That the Director of the Center
6 shall provide to the Committees on Appropriations of the
7 House of Representatives and the Senate an annual report
8 indicating the number of institutions receiving awards of
9 a grant or contract under section 481A of such Act, the
10 proposed use of the funding, the average award size, a
11 list of grant or contract recipients, and the amount of each
12 award: *Provided further*, That the Center, in obligating
13 such funds, shall require that each entity that applies for
14 a grant or contract under section 481A for any project
15 shall include in its application an assurance described in
16 section 1621(b)(1)(I) of the Public Health Service Act:
17 *Provided further*, That the Center shall give priority in the
18 award of grants and contracts under section 481A of such
19 Act to those applications that are expected to generate de-
20 monstrable energy-saving or beneficial environmental ef-
21 fects: *Provided further*, That the provisions of section 1103
22 of this Act shall not apply to the peer-reviewed grants
23 awarded under this heading.

1 OFFICE OF THE DIRECTOR

2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for “Office of the Direc-
4 tor”, \$1,500,000,000, of which \$750,000,000 shall not be
5 available until October 1, 2009: *Provided*, That such funds
6 shall be transferred to the Institutes and Centers of the
7 National Institutes of Health and to the Common Fund
8 established under section 402A(c)(1) of the Public Health
9 Service Act in proportion to the appropriations otherwise
10 made to such Institutes, Centers, and Common Fund for
11 fiscal year 2009: *Provided further*, That these funds shall
12 be used to support additional scientific research and shall
13 be merged with and be available for the same purposes
14 as the appropriation or fund to which transferred: *Pro-*
15 *vided further*, That this transfer authority is in addition
16 to any other transfer authority available to the National
17 Institutes of Health: *Provided further*, That none of these
18 funds may be transferred to “National Institutes of
19 Health—Buildings and Facilities”, the Center for Sci-
20 entific Review, the Center for Information Technology, the
21 Clinical Center, the Global Fund for HIV/AIDS, Tuber-
22 culosis and Malaria, or the Office of the Director (except
23 for the transfer to the Common Fund): *Provided further*,
24 That the provisions of section 1103 of this Act shall not

1 apply to the peer-reviewed grants awarded under this
2 heading.

3 BUILDINGS AND FACILITIES

4 For an additional amount for “Buildings and Facili-
5 ties”, \$500,000,000, to fund high priority repair and im-
6 provement projects for National Institutes of Health facili-
7 ties on the Bethesda, Maryland campus and other agency
8 locations.

9 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY

10 HEALTHCARE RESEARCH AND QUALITY

11 (INCLUDING TRANSFER OF FUNDS)

12 For an additional amount for “Healthcare Research
13 and Quality” to carry out titles III and IX of the Public
14 Health Service Act, part A of title XI of the Social Secu-
15 rity Act, and section 1013 of the Medicare Prescription
16 Drug, Improvement, and Modernization Act of 2003,
17 \$700,000,000 for comparative effectiveness research: *Pro-*
18 *vided*, That of the amount appropriated in this paragraph,
19 \$400,000,000 shall be transferred to the Office of the Di-
20 rector of the National Institutes of Health (“Office of the
21 Director”) to conduct or support comparative effectiveness
22 research: *Provided further*, That funds transferred to the
23 Office of the Director may be transferred to the national
24 research institutes and national centers of the National
25 Institutes of Health and to the Common Fund established

1 under section 402A(e)(1) of the Public Health Service Act:
2 *Provided further*, That this transfer authority is in addi-
3 tion to any other transfer authority available to the Na-
4 tional Institutes of Health: *Provided further*, That the pro-
5 visions of section 1103 of this Act shall not apply to the
6 peer-reviewed grants awarded under this paragraph: *Pro-*
7 *vided further*, That the amount set aside from this appro-
8 priation pursuant to section 1106 of this Act shall be not
9 more than 1 percent instead of the percentage specified
10 in such section.

11 In addition, \$400,000,000 shall be available for com-
12 parative effectiveness research to be allocated at the dis-
13 cretion of the Secretary of Health and Human Services
14 (“Secretary”): *Provided*, That the funding appropriated in
15 this paragraph shall be used to accelerate the development
16 and dissemination of research assessing the comparative
17 effectiveness of health care treatments and strategies, in-
18 cluding through efforts that: (1) conduct, support, or syn-
19 thesize research that compares the clinical outcomes, ef-
20 fectiveness, and appropriateness of items, services, and
21 procedures that are used to prevent, diagnose, or treat dis-
22 eases, disorders, and other health conditions; and (2) en-
23 courage the development and use of clinical registries, clin-
24 ical data networks, and other forms of electronic health
25 data that can be used to generate or obtain outcomes data:

1 *Provided further*, That the Secretary shall enter into a
2 contract with the Institute of Medicine, for which no more
3 than \$1,500,000 shall be made available from funds pro-
4 vided in this paragraph, to produce and submit a report
5 to the Congress and the Secretary by not later than June
6 30, 2009, that includes recommendations on the national
7 priorities for comparative effectiveness research to be con-
8 ducted or supported with the funds provided in this para-
9 graph and that considers input from stakeholders: *Pro-*
10 *vided further*, That the Secretary shall consider any rec-
11 ommendations of the Federal Coordinating Council for
12 Comparative Effectiveness Research established by section
13 9201 of this Act and any recommendations included in
14 the Institute of Medicine report pursuant to the preceding
15 proviso in designating activities to receive funds provided
16 in this paragraph and may make grants and contracts
17 with appropriate entities, which may include agencies
18 within the Department of Health and Human Services and
19 other governmental agencies, as well as private sector enti-
20 ties, that have demonstrated experience and capacity to
21 achieve the goals of comparative effectiveness research:
22 *Provided further*, That the Secretary shall publish infor-
23 mation on grants and contracts awarded with the funds
24 provided under this heading within a reasonable time of
25 the obligation of funds for such grants and contracts and

1 shall disseminate research findings from such grants and
2 contracts to clinicians, patients, and the general public,
3 as appropriate: *Provided further*, That, to the extent fea-
4 sible, the Secretary shall ensure that the recipients of the
5 funds provided by this paragraph offer an opportunity for
6 public comment on the research: *Provided further*, That
7 the provisions of section 1103 of this Act shall not apply
8 to the peer-reviewed grants awarded under this paragraph:
9 *Provided further*, That the Secretary shall provide the
10 Committees on Appropriations of the House of Represent-
11 atives and the Senate, the Committee on Energy and Com-
12 merce and the Committee on Ways and Means of the
13 House of Representatives, and the Committee on Health,
14 Education, Labor, and Pensions and the Committee on Fi-
15 nance of the Senate with an annual report on the research
16 conducted or supported through the funds provided under
17 this heading: *Provided further*, That the Secretary, jointly
18 with the Directors of the Agency for Healthcare Research
19 and Quality and the National Institutes of Health, shall
20 provide the Committees on Appropriations of the House
21 of Representatives and the Senate a fiscal year 2009 oper-
22 ating plan for the funds appropriated under this heading
23 prior to making any Federal obligations of such funds in
24 fiscal year 2009, but not later than 90 days after the date
25 of enactment of this Act, and a fiscal year 2010 operating

1 plan for such funds prior to making any Federal obliga-
2 tions of such funds in fiscal year 2010, but not later than
3 November 1, 2009, that detail the type of research being
4 conducted or supported, including the priority conditions
5 addressed; and specify the allocation of resources within
6 the Department of Health and Human Services: *Provided*
7 *further*, That the Secretary jointly with the Directors of
8 the Agency for Healthcare Research and Quality and the
9 National Institutes of Health, shall provide to the Com-
10 mittees on Appropriations of the House of Representatives
11 and the Senate a report on the actual obligations, expendi-
12 tures, and unobligated balances for each activity funded
13 under this heading not later than November 1, 2009, and
14 every 6 months thereafter as long as funding provided
15 under this heading is available for obligation or expendi-
16 ture.

17 ADMINISTRATION FOR CHILDREN AND FAMILIES

18 LOW-INCOME HOME ENERGY ASSISTANCE

19 For an additional amount for “Low-Income Home
20 Energy Assistance” for making payments under section
21 2602(b) and section 2602(d) of the Low-Income Home
22 Energy Assistance Act of 1981, \$1,000,000,000, which
23 shall become available on October 1, 2009: *Provided*, That
24 the provisions of section 1106 of this Act shall not apply
25 to this appropriation.

1 PAYMENTS TO STATES FOR THE CHILD CARE AND
2 DEVELOPMENT BLOCK GRANT

3 For an additional amount for “Payments to States
4 for the Child Care and Development Block Grant”,
5 \$2,000,000,000, of which \$1,000,000,000 shall become
6 available on October 1, 2009, which shall be used to sup-
7 plement, not supplant State general revenue funds for
8 child care assistance for low-income families: *Provided*,
9 That the provisions of section 1106 of this Act shall not
10 apply to this appropriation.

11 CHILDREN AND FAMILIES SERVICES PROGRAMS

12 For an additional amount for “Children and Families
13 Services Programs”, \$3,200,000,000, which shall be used
14 as follows:

15 (1) \$1,000,000,000 for carrying out activities
16 under the Head Start Act, of which \$500,000,000
17 shall become available on October 1, 2009;

18 (2) \$1,100,000,000 for expansion of Early
19 Head Start programs, as described in section 645A
20 of the Head Start Act, of which \$550,000,000 shall
21 become available on October 1, 2009: *Provided*, That
22 of the funds provided in this sentence, up to 10 per-
23 cent shall be available for the provision of training
24 and technical assistance to such programs consistent
25 with section 645A(g)(2) of such Act, and up to 3

1 percent shall be available for monitoring the oper-
2 ation of such programs consistent with section 641A
3 of such Act: *Provided further*, That the preceding
4 proviso shall apply to this appropriation in lieu of
5 the provisions of section 1106 of this Act: *Provided*
6 *further*, That the provisions of section 1103 of this
7 Act shall not apply to this appropriation;

8 (3) \$1,000,000,000 for carrying out activities
9 under sections 674 through 679 of the Community
10 Services Block Grant Act, of which \$500,000,000
11 shall become available on October 1, 2009, and of
12 which no part shall be subject to paragraphs (2) and
13 (3) of section 674(b) of such Act: *Provided*, That
14 notwithstanding section 675C(a)(1) of such Act, 100
15 percent of the funds made available to a State from
16 this additional amount shall be distributed to eligible
17 entities as defined in section 673(1) of such Act:
18 *Provided further*, That for services furnished under
19 such Act during fiscal years 2009 and 2010, States
20 may apply the last sentence of section 673(2) of
21 such Act by substituting “200 percent” for “125
22 percent”: *Provided further*, That the provisions of
23 section 1106 of this Act shall not apply to this ap-
24 propriation; and

1 (4) \$100,000,000 for carrying out activities
2 under section 1110 of the Social Security Act, of
3 which \$50,000,000 shall become available on Octo-
4 ber 1, 2009: *Provided*, That the Secretary of Health
5 and Human Services shall distribute such amount
6 under the Compassion Capital Fund to eligible faith-
7 based and community organizations: *Provided fur-*
8 *ther*, That the provisions of section 1106 of this Act
9 shall not apply to this appropriation.

10 ADMINISTRATION ON AGING

11 AGING SERVICES PROGRAMS

12 For an additional amount for “Aging Services Pro-
13 grams” under section 311, and subparts 1 and 2 of part
14 C, of title III of the Older Americans Act of 1965,
15 \$200,000,000, of which \$100,000,000 shall become avail-
16 able on October 1, 2009: *Provided*, That the provisions
17 of section 1106 of this Act shall not apply to this appro-
18 priation.

19 OFFICE OF THE SECRETARY

20 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH

21 INFORMATION TECHNOLOGY

22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for “Office of the National
24 Coordinator for Health Information Technology” to carry
25 out section 9202 of this Act, \$2,000,000,000, to remain

1 available until expended: *Provided*, That of such amount,
2 the Secretary of Health and Human Services shall trans-
3 fer \$20,000,000 to the Director of the National Institute
4 of Standards and Technology in the Department of Com-
5 merce for continued work on advancing health care infor-
6 mation enterprise integration through activities such as
7 technical standards analysis and establishment of con-
8 formance testing infrastructure, so long as such activities
9 are coordinated with the Office of the National Coordi-
10 nator for Health Information Technology: *Provided fur-*
11 *ther*, That the provisions of section 1103 of this Act shall
12 not apply to this appropriation: *Provided further*, That the
13 amount set aside from this appropriation pursuant to sec-
14 tion 1106 of this Act shall be 0.25 percent instead of the
15 percentage specified in such section: *Provided further*,
16 That funds available under this heading shall become
17 available for obligation only upon submission of an annual
18 operating plan by the Secretary to the Committees on Ap-
19 propriations of the House of Representatives and the Sen-
20 ate: *Provided further*, That the fiscal year 2009 operating
21 plan shall be provided not later than 90 days after enact-
22 ment of this Act and that subsequent annual operating
23 plans shall be provided not later than November 1 of each
24 year: *Provided further*, That these operating plans shall
25 describe how expenditures are aligned with the specific ob-

1 jectives, milestones, and metrics of the Federal Health In-
2 formation Technology Strategic Plan, including any subse-
3 quent updates to the Plan; the allocation of resources
4 within the Department of Health and Human Services and
5 other Federal agencies; and the identification of programs
6 and activities that are supported: *Provided further*, That
7 the Secretary shall provide to the Committees on Appro-
8 priations of the House of Representatives and the Senate
9 a report on the actual obligations, expenditures, and unob-
10 ligated balances for each major set of activities not later
11 than November 1, 2009, and every 6 months thereafter
12 as long as funding provided under this heading is available
13 for obligation or expenditure: *Provided further*, That the
14 Comptroller General of the United States shall review on
15 an annual basis the expenditures from funds provided
16 under this heading to determine if such funds are used
17 in a manner consistent with the purpose and requirements
18 under this heading.

19 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY

20 FUND

21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for “Public Health and So-
23 cial Services Emergency Fund” to support advanced re-
24 search and development pursuant to section 319L of the
25 Public Health Service Act, \$430,000,000: *Provided*, That

1 the provisions of section 1103 of this Act shall not apply
2 to this appropriation.

3 For an additional amount for “Public Health and So-
4 cial Services Emergency Fund” to prepare for and re-
5 spond to an influenza pandemic, including the develop-
6 ment and purchase of vaccine, antivirals, necessary med-
7 ical supplies, diagnostics, and other surveillance tools,
8 \$420,000,000: *Provided*, That the provisions of section
9 1103 of this Act shall not apply to this appropriation: *Pro-*
10 *vided further*, That products purchased with these funds
11 may, at the discretion of the Secretary of Health and
12 Human Services (“Secretary”), be deposited in the Stra-
13 tegic National Stockpile: *Provided further*, That notwith-
14 standing section 496(b) of the Public Health Service Act,
15 funds may be used for the construction or renovation of
16 privately owned facilities for the production of pandemic
17 influenza vaccine and other biologics, where the Secretary
18 finds such a contract necessary to secure sufficient sup-
19 plies of such vaccines or biologics: *Provided further*, That
20 funds appropriated in this paragraph may be transferred
21 to other appropriation accounts of the Department of
22 Health and Human Services, as determined by the Sec-
23 retary to be appropriate, to be used for the purposed speci-
24 fied in this sentence.

1 For an additional amount for “Public Health and So-
2 cial Services Emergency Fund” to improve information
3 technology security at the Department of Health and
4 Human Services, \$50,000,000: *Provided*, That the Sec-
5 retary shall prepare and submit a report by not later than
6 November 1, 2009, and by not later than 15 days after
7 the end of each month thereafter, updating the status of
8 actions taken and funds obligated in this and previous ap-
9 propriations Acts for pandemic influenza preparedness
10 and response activities, biomedical advanced research and
11 development activities, Project BioShield, and Cyber Secu-
12 rity.

13 PREVENTION AND WELLNESS FUND

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses for a “Prevention and
16 Wellness Fund” to be administered through the Depart-
17 ment of Health and Human Services Office of the Sec-
18 retary, \$3,000,000,000: *Provided*, That the provisions of
19 section 1103 of this Act shall not apply to this appropria-
20 tion: *Provided further*, That of the amount appropriated
21 under this heading not less than \$2,350,000,000 shall be
22 transferred to the Centers for Disease Control and Pre-
23 vention as follows:

24 (1) not less than \$954,000,000 shall be used as
25 an additional amount to carry out the immunization

1 program authorized by section 317(a), (j), and
2 (k)(1) of the Public Health Service Act (“section
3 317 immunization program”), of which
4 \$649,900,000 shall be available on October 1, 2009;

5 (2) not less than \$296,000,000 shall be used as
6 an additional amount to carry out Part A of title
7 XIX of the Public Health Service Act, of which
8 \$148,000,000 shall be available on October 1, 2009;

9 (3) not less than \$545,000,000 shall be used as
10 an additional amount to carry out chronic disease,
11 health promotion, and genomics programs, as jointly
12 determined by the Secretary of Health and Human
13 Services (“Secretary”) and the Director of the Cen-
14 ters for Disease Control and Prevention (“Direc-
15 tor”);

16 (4) not less than \$335,000,000 shall be used as
17 an additional amount to carry out domestic HIV/
18 AIDS, viral hepatitis, sexually-transmitted diseases,
19 and tuberculosis prevention programs, as jointly de-
20 termined by the Secretary and the Director;

21 (5) not less than \$60,000,000 shall be used as
22 an additional amount to carry out environmental
23 health programs, as jointly determined by the Sec-
24 retary and the Director;

1 (6) not less than \$50,000,000 shall be used as
2 an additional amount to carry out injury prevention
3 and control programs, as jointly determined by the
4 Secretary and the Director;

5 (7) not less than \$30,000,000 shall be used as
6 an additional amount for public health workforce de-
7 velopment activities, as jointly determined by the
8 Secretary and the Director;

9 (8) not less than \$40,000,000 shall be used as
10 an additional amount for the National Institute for
11 Occupational Safety and Health to carry out re-
12 search activities within the National Occupational
13 Research Agenda; and

14 (9) not less than \$40,000,000 shall be used as
15 an additional amount for the National Center for
16 Health Statistics:

17 *Provided further*, That of the amount appropriated under
18 this heading not less than \$150,000,000 shall be available
19 for an additional amount to carry out activities to imple-
20 ment a national action plan to prevent healthcare-associ-
21 ated infections, as determined by the Secretary, of which
22 not less \$50,000,000 shall be provided to States to imple-
23 ment healthcare-associated infection reduction strategies:

24 *Provided further*, That of the amount appropriated under
25 this heading \$500,000,000 shall be used to carry out evi-

1 dence-based clinical and community-based prevention and
2 wellness strategies and public health workforce develop-
3 ment activities authorized by the Public Health Service
4 Act, as determined by the Secretary, that deliver specific,
5 measurable health outcomes that address chronic and in-
6 fectious disease rates and health disparities, which shall
7 include evidence-based interventions in obesity, diabetes,
8 heart disease, cancer, tobacco cessation and smoking pre-
9 vention, and oral health, and which may be used for the
10 Healthy Communities program administered by the Cen-
11 ters for Disease Control and Prevention and other existing
12 community-based programs administered by the Depart-
13 ment of Health and Human Services: *Provided further,*
14 That funds appropriated in the preceding proviso may be
15 transferred to other appropriation accounts of the Depart-
16 ment of Health and Human Services, as determined by
17 the Secretary to be appropriate: *Provided further,* That the
18 Secretary shall, directly or through contracts with public
19 or private entities, provide for annual evaluations of pro-
20 grams carried out with funds provided under this heading
21 in order to determine the quality and effectiveness of the
22 programs: *Provided further,* That the Secretary shall, not
23 later than 1 year after the date of enactment of this Act,
24 submit to the Committees on Appropriations of the House
25 of Representatives and the Senate, the Committee on En-

1 ergy and Commerce of the House of Representatives, and
2 the Committee on Health, Education, Labor, and Pen-
3 sions of the Senate, a report (1) summarizing the annual
4 evaluations of programs from the preceding proviso; and
5 (2) making recommendations concerning future spending
6 on prevention and wellness activities, including any rec-
7 ommendations made by the United States Preventive
8 Services Task Force in the area of clinical preventive serv-
9 ices and the Task Force on Community Preventive Serv-
10 ices in the area of community preventive services: *Provided*
11 *further*, That the Secretary shall enter into a contract with
12 the Institute of Medicine, for which no more than
13 \$1,500,000 shall be made available from funds provided
14 in this paragraph, to produce and submit a report to the
15 Congress and the Secretary by no later than 1 year after
16 the date of enactment of this Act that includes rec-
17 ommendations on the national priorities for clinical and
18 community-based prevention and wellness activities that
19 will have a positive impact in preventing illness or reduc-
20 ing healthcare costs and that considers input from stake-
21 holders: *Provided further*, That the Secretary shall provide
22 to the Committees on Appropriations of the House of Rep-
23 resentatives and the Senate a fiscal year 2009 operating
24 plan for the Prevention and Wellness Fund prior to mak-
25 ing any Federal obligations of funds provided under this

1 heading in fiscal year 2009 (excluding funds to carry out
2 the section 317 immunization program), but not later than
3 90 days after the date of enactment of this Act, and a
4 fiscal year 2010 operating plan for the Prevention and
5 Wellness Fund prior to making any Federal obligations
6 of funds provided under this heading in fiscal year 2010
7 (excluding funds to carry out the section 317 immuniza-
8 tion program), but not later than November 1, 2009, that
9 indicate the prevention priorities to be addressed; provide
10 measurable goals for each prevention priority; detail the
11 allocation of resources within the Department of Health
12 and Human Services; and identify which programs or ac-
13 tivities are supported, including descriptions of any new
14 programs or activities: *Provided further*, That the Sec-
15 retary shall provide to the Committees on Appropriations
16 of the House of Representatives and the Senate a report
17 on the actual obligations, expenditures, and unobligated
18 balances for each activity funded under this heading not
19 later than November 1, 2009 and every 6 months there-
20 after as long as funding provided under this heading is
21 available for obligation or expenditure.