



1 (b) ASSISTANT SECRETARY FOR INDIAN HEALTH.—  
2 In addition to the functions performed on the date of en-  
3 actment of this Act by the Director of the Indian Health  
4 Service, the Assistant Secretary for Indian Health shall  
5 perform such functions as the Secretary of Health and  
6 Human Services may designate.

7 (c) REFERENCES.—Reference in any other Federal  
8 law, Executive order, rule, regulation, or delegation of au-  
9 thority, or any document of or relating to the Director  
10 of the Indian Health Service shall be deemed to refer to  
11 the Assistant Secretary for Indian Health.

12 (d) RATE OF PAY.—(1) Section 5315 of title 5,  
13 United States Code, is amended by striking the following:

14 “Assistant Secretaries of Health and Human  
15 Services (6).”;

16 and inserting the following:

17 “Assistant Secretaries of Health and Human  
18 Services (7).”.

19 (2) Section 5316 of such title is amended by striking  
20 the following:

21 “Director, Indian Health Service, Department  
22 of Health and Human Services.”.

23 (e) CONFORMING AMENDMENTS.—(1) Section 601 of  
24 the Indian Health Care Improvement Act (25 U.S.C.  
25 1661) is amended—

1 (A) in the second sentence of subsection (a), by  
2 striking “a Director,” and inserting “the Assistant  
3 Secretary for Indian Health,”;

4 (B) in the fourth sentence of subsection (a), by  
5 striking “the Director” and inserting “the Assistant  
6 Secretary for Indian Health”;

7 (C) by striking the fifth sentence of subsection  
8 (a); and

9 (D) by striking “Director of the Indian Health  
10 Service” each place it appears and inserting “Assist-  
11 ant Secretary for Indian Health”.

12 (2) The following provisions are each amended by  
13 striking “Director of the Indian Health Service” each  
14 place it appears and inserting “Assistant Secretary for In-  
15 dian Health”:

16 (A) Section 816(c)(1) of the Indian Health  
17 Care Improvement Act (25 U.S.C. 1680f(c)(1)).

18 (B) Section 203(a)(1) of the Rehabilitation Act  
19 of 1973 (29 U.S.C. 761b(a)(1)).

20 (C) Subsections (b) and (e) of section 518 of  
21 the Federal Water Pollution Control Act (33 U.S.C.  
22 1377 (b) and (e)).

23 (D) Section 803B(d)(1) of the Native American  
24 Programs Act of 1974 (42 U.S.C. 2991b-2(d)(1)).

1 **SEC. 2. ORGANIZATION OF INDIAN HEALTH SERVICE WITH-**  
2 **IN THE DEPARTMENT OF HEALTH AND**  
3 **HUMAN SERVICES.**

4 (a) ORGANIZATION.—Section 601 of the Indian  
5 Health Care Improvement Act (25 U.S.C. 1661), as  
6 amended by section 1(e)(1), is further amended—

7 (1) by striking “within the Public Health Serv-  
8 ice of the Department of Health and Human Serv-  
9 ices” each place it appears and inserting “within the  
10 Department of Health and Human Services”; and

11 (2) in the third sentence of subsection (a), by  
12 striking “report to the Secretary through the Assist-  
13 ant Secretary for Health of the Department of  
14 Health and Human Services” and inserting “report  
15 to the Secretary”.

16 (b) CONFORMING AMENDMENT.—The section head-  
17 ing of such section is amended to read as follows:

18 “ESTABLISHMENT OF THE INDIAN HEALTH SERVICE AS  
19 AN AGENCY OF THE DEPARTMENT OF HEALTH AND  
20 HUMAN SERVICES”.

21 (c) UTILIZATION OF PUBLIC HEALTH SERVICE PER-  
22 SONNEL.—Nothing in this section may be interpreted as  
23 terminating or otherwise modifying any authority provid-  
24 ing for the utilization by the Indian Health Service of offi-  
25 cers or employees of the Public Health Service for the pur-  
26 poses of carrying out the responsibilities of the Indian

1 Health Service. Any officers or employees so utilized shall  
2 be treated as officers or employees detailed to an executive  
3 department under section 214(a) of the Public Health  
4 Service Act (42 U.S.C. 215(a)).

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