

*Ben Sanders*  
Sanders #5

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To provide for a wage differential program to support new nursing school faculty members.

**IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.**

**S. 3014**

To amend the Federal Food, Drug, and Cosmetic Act with respect to citizen petitions.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by \_\_\_\_\_

Viz:

1 At the appropriate place, insert the following:

2 **SEC. \_\_\_\_ . NURSE FACULTY DEMONSTRATION PROGRAM.**

3 Section 846A of the Public Health Service Act (42  
4 U.S.C. 297n-1) is amended—

5 (1) by amending subsection (a) to read as fol-  
6 lows:

7 “(a) IN GENERAL.—To increase the number of quali-  
8 fied nursing faculty, the Secretary may—

9 “(1) enter into an agreement with any accredited  
10 ited school of nursing for the establishment and op-  
11 eration of a student loan fund in accordance with  
12 subsection (b); and

1           “(2) award nurse faculty grants in accordance  
2 with subsection (c).”;

3           (2) in subsection (b)—

4                 (A) by redesignating subparagraphs (A)  
5 through (D) of paragraph (2) as clauses (i)  
6 through (iv), respectively, and adjusting the  
7 margins accordingly;

8                 (B) by redesignating paragraphs (1)  
9 through (5) as subparagraphs (A) through (E),  
10 respectively, and adjusting the margins accord-  
11 ingly;

12                 (C) in subparagraph (C), as so redesign-  
13 ated, by striking “subsection (c)” and insert-  
14 ing “paragraph (2)”; and

15                 (D) by striking “(b) AGREEMENTS—Each  
16 agreement entered into under subsection (a)  
17 shall—” and inserting the following:

18           “(b) SCHOOL OF NURSING STUDENT LOAN FUND.—

19                 “(1) IN GENERAL.—Each agreement entered  
20 into under subsection (a)(1) shall—”;

21           (3) in subsection (c)—

22                 (A) by striking “subsection (a)” each place  
23 it appears and inserting “subsection (a)(1)”;

24                 (B) in paragraph (3), by redesignating  
25 subparagraphs (A) and (B) as clauses (i) and

1 (ii), respectively, and adjusting the margins ac-  
2 cordingly;

3 (C) in paragraph (6), by redesignating  
4 subparagraphs (A) and (B) as clauses (i) and  
5 (ii), respectively, and adjusting the margins ac-  
6 cordingly;

7 (D) by redesignating paragraphs (1)  
8 through (6) as subparagraphs (A) through (F),  
9 respectively, and adjusting the margins accord-  
10 ingly; and

11 (E) in subparagraph (F)(ii), as so redesign-  
12 ated, by striking "subsection (e)" and insert-  
13 ing "paragraph (4)";

14 (4) in subsection (e), by striking "subsection  
15 (c)(6)(B)" and inserting "paragraph (2)(F)(ii)";

16 (5) by redesignating subsections (c) through (e)  
17 as paragraphs (2) through (4), respectively, and ad-  
18 justing the margins accordingly; and

19 (6) by adding at the end the following:

20 "(c) NURSE FACULTY DEMONSTRATION PRO-  
21 GRAM.—

22 "(1) IN GENERAL.—The Secretary shall estab-  
23 lish and carry out a demonstration program de-  
24 scribed in subsection (a)(2) under which eligible  
25 schools of nursing receive a grant for purposes of

1 supplementing the salaries of eligible nursing faculty  
2 members to enhance recruitment and retention of  
3 nursing faculty members.

4 “(2) ELIGIBLE ENTITIES.—To be eligible to re-  
5 ceive a grant under this subsection, an entity shall—

6 “(A) be a school of nursing; and

7 “(B) submit an application to the Sec-  
8 retary, at such time, in such manner, and con-  
9 taining such information as the Secretary may  
10 require, including—

11 “(i)(I) to the extent such information  
12 is available to the school of nursing, the  
13 salary history of nursing faculty at such  
14 school who previously were nurses in clin-  
15 ical practice, for the most recent 3-year pe-  
16 riod ending on the date of application, ad-  
17 justed for inflation as appropriate and bro-  
18 ken down by credentials, experience, and  
19 levels of education of such nurses; or

20 “(II) if the information described in  
21 subclause (I) is not available, information  
22 on the average local salary of nurses in  
23 clinical practice, adjusted for inflation as  
24 appropriate and broken down by creden-  
25 tials, experience, and levels of education of

1 the individual nurses, in accordance with  
2 such requirements as the Secretary may  
3 specify;

4 “(ii) an attestation of the average  
5 nursing faculty salary at the school of  
6 nursing during the most recent 3-year pe-  
7 riod prior to the date of application, ad-  
8 justed for inflation, as appropriate, broken  
9 down by credentials, experience, and levels  
10 of education of such faculty members;

11 “(iii) the number of nursing faculty  
12 member vacancies at the entity at the time  
13 of application, and the entity’s projection  
14 of such vacancies over the ensuing 5-year  
15 period; and

16 “(iv) a description of the entity’s  
17 plans to identify funding sources to  
18 sustainably continue, after the 3-year  
19 grant period, the salary available to the eli-  
20 gible nursing faculty member pursuant to  
21 the program under this subsection during  
22 such grant program and to retain eligible  
23 nursing faculty members after the end of  
24 the grant period.

1           “(3) AWARDS.—A grant awarded under this  
2 subsection, with respect to supporting eligible nurs-  
3 ing faculty members, shall—

4           “(A) be awarded to the school of nursing  
5 to supplement the salaries of eligible faculty  
6 members at the school of nursing, annually, for  
7 up to a 3-year period, in an amount equal to,  
8 for each eligible nursing faculty member at the  
9 eligible entity during the grant period, the dif-  
10 ference between—

11           “(i) the average salary of nurses in  
12 clinical practice, as submitted under sub-  
13 clause (I) or (II) of paragraph (2)(B)(i);  
14 and

15           “(ii) the greater of—

16           “(I) the salary for the eligible  
17 nursing faculty member at the school  
18 of nursing; or

19           “(II) the average nursing faculty  
20 salary, as submitted under paragraph  
21 (2)(B)(ii) for faculty members with  
22 the same or similar credentials and  
23 level of education;

1           “(B) notwithstanding section 803(a), be  
2           used in its entirety to supplement the eligible  
3           faculty member’s salary; and

4           “(C) be conditioned upon the school of  
5           nursing maintaining, for each year in which the  
6           award is made as described in subparagraph  
7           (A), a salary for such faculty member at a level  
8           that is not less than the greater of the amount  
9           under subclause (I) or (II) of subparagraph  
10          (A)(ii).

11          “(4) PRIORITY.—In awarding grants under this  
12          subsection, the Secretary shall—

13                 “(A) ensure the equitable geographic dis-  
14                 tribution of awards;

15                 “(B) give priority to applications from  
16                 schools of nursing that demonstrate—

17                         “(i) the greatest need for such grant,  
18                         which may be based upon the financial cir-  
19                         cumstances of the school of nursing, the  
20                         number of eligible nurse faculty members,  
21                         the planned number of students to be  
22                         trained or admitted off a wait list;

23                         “(ii) training or partnerships to serve  
24                         vulnerable patient populations, such as  
25                         through the location or activity of a school

1 in a health professional shortage area (as  
2 defined in section 332); or

3 “(iii) recruitment and retention of fac-  
4 ulty from underrepresented populations;  
5 and

6 “(C) ensure that not less than 20 percent  
7 of the total amount awarded is awarded to eligi-  
8 ble entities located in States with populations  
9 under 1,500,000.

10 “(5) RULE OF CONSTRUCTION.—Nothing in  
11 this subsection precludes a school of nursing or an  
12 eligible nursing faculty member receiving an award  
13 under this section from obtaining or receiving any  
14 other form of Federal support or funding.

15 “(6) REPORT.—Not later than 3 years after the  
16 date of enactment of this subsection, the Secretary  
17 shall submit to the Committee on Finance and the  
18 Committee on Health, Education, Labor, and Pen-  
19 sions of the Senate and the Committee on Ways and  
20 Means and the Committee on Energy and Commerce  
21 of the House of Representatives, a report that evalu-  
22 ates the program established under this subsection,  
23 including—

24 “(A) the impact of such program on re-  
25 cruitment and retention rates of nursing fac-

1           ulty, as available, and specifically for each fac-  
2           ulty member participating in the program; and

3           “(B) recommendations and considerations  
4           for Congress on continuing the program under  
5           this subsection.

6           “(7) DEFINITIONS.—In this subsection:

7           “(A) ELIGIBLE NURSING FACULTY MEM-  
8           BER.—The term ‘eligible nursing faculty mem-  
9           ber’ means a nursing faculty member who—

10           “(i) was hired by a school of nursing  
11           within the 2-year period preceding the sub-  
12           mission of an application under paragraph  
13           (2), or a prospective nursing faculty mem-  
14           ber;

15           “(ii) is currently employed at the  
16           school of nursing and who demonstrates  
17           the need for such support;

18           “(iii) previously worked as a nurse in  
19           clinical practice or as a nurse faculty mem-  
20           ber at another school of nursing; or

21           “(iv) may work on a part-time basis  
22           as a nursing faculty member, for whom  
23           such award amounts described in para-  
24           graph (3) shall be prorated relative to the

1 amount of time participating in part-time  
2 teaching.

3 “(B) INFLATION.—The term ‘inflation’  
4 means the Consumer Price Index for all urban  
5 consumers (all items; U.S. city average).

6 “(8) APPROPRIATIONS.—To carry out this sub-  
7 section, there is authorized to be appropriated, and  
8 there is appropriated, out of amounts in the Treas-  
9 ury not otherwise appropriated, \$300,000,000 for  
10 the period of fiscal years 2027 through 2031.”.