

45 CFR 96.135

Restrictions on the expenditure of Substance Abuse Prevention and Treatment Block Grant funds

§ 96.135 Restrictions on expenditure of grant.

(a) The State, nor its grantees, shall not expend the Block Grant on the following activities:

- 1) To provide inpatient hospital services, except as provided in paragraph (c) of this section;
- 2) To make cash payments to intended recipients of health services;
- 3) To purchase or improve land;
- 4) Purchase, construct, or permanently improve (other than minor remodeling) any building or other facility;
- 5) Purchase major medical equipment;
- 6) To satisfy any requirement for the expenditure of non-Federal funds as a condition for the receipt of Federal funds;
- 7) To provide financial assistance to any entity other than a public or nonprofit private entity;
- 8) To provide individuals with hypodermic needles or syringes so that such individuals may use illegal drugs, unless the Surgeon General of the Public Health Service determines that a demonstration needle exchange program would be effective in reducing drug abuse and the risk that the public will become infected with the etiologic agent for AIDS.
- 9) Be used toward the annual salary of any staff, provider, contract employee, consultant or other individual that is in excess of Level I of the most current US Office of Personnel Management Federal Executive Salary Schedule;
- 10) Law enforcement activities;
- 11) For publicity or propaganda purposes, for the preparation, distribution, or use of any kit, pamphlet, booklet, publication, radio, television or video presentation designed to support or defeat legislation pending before Congress or any state legislature, except in presentation to Congress or any state legislative body itself; and
- 12) Pay the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence legislation or appropriations pending before the Congress or any state legislature.

It should also be noted that these funds are expenditure-based and reimbursement is only allowed after purchases have been made.