

111TH CONGRESS
1ST SESSION

H. R. 3312

To provide for programs that reduce the number of unplanned pregnancies, reduce the need for abortion, help women bear healthy children, and support new parents.

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 2009

Mr. RYAN of Ohio (for himself, Ms. DELAURO, Ms. HERSETH SANDLIN, Mr. PERRIELLO, Mr. SMITH of Washington, Mr. FARR, Mr. CROWLEY, Mr. MCGOVERN, Mr. OBEY, Mr. MEEK of Florida, Mr. DAVIS of Alabama, Mr. DOYLE, and Mr. LANGEVIN) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, Ways and Means, the Judiciary, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for programs that reduce the number of unplanned pregnancies, reduce the need for abortion, help women bear healthy children, and support new parents.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Preventing Unintended Pregnancies, Reducing the Need
6 for Abortion, and Supporting Parents Act”.

1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings; purpose.
- Sec. 3. Definitions.
- Sec. 4. Eligibility of Indian tribes for awards.

TITLE I—EDUCATION PROGRAMS FOR PREVENTING TEEN
 PREGNANCIES

- Sec. 101. Findings.
- Sec. 102. Education programs for preventing teen pregnancies.

TITLE II—REAUTHORIZATION OF CERTAIN AFTER-SCHOOL
 PROGRAMS

- Sec. 201. Findings.
- Sec. 202. Reauthorization of certain after-school programs.

TITLE III—TEEN PREGNANCY PREVENTION INCENTIVE GRANTS

- Sec. 301. Teen pregnancy prevention incentive grants.
- Sec. 302. Establishing national goal to prevent teen pregnancy.

TITLE IV—DEMONSTRATION GRANTS TO ENCOURAGE CREATIVE
 APPROACHES TO TEEN PREGNANCY PREVENTION

- Sec. 401. Demonstration grants to encourage creative approaches to teen pregnancy prevention.

TITLE V—NATIONAL CAMPAIGN TO ENLIST PARENTS IN
 PREVENTING TEEN PREGNANCY

- Sec. 501. Findings.
- Sec. 502. Creating a national initiative to enlist parents of adolescents in preventing teen pregnancy; provision of challenge grants for state and local programs.

TITLE VI—PREVENTING UNPLANNED PREGNANCY AMONG
 COMMUNITY COLLEGE STUDENTS

- Sec. 601. Findings.
- Sec. 602. Demonstration grants to prevent unplanned pregnancy among community college students.

TITLE VII—CLARIFICATION OF CONTINUED MEDICAID COVERAGE
 OF FAMILY PLANNING SERVICES

- Sec. 701. Clarification of continue Medicaid coverage of family planning services.

TITLE VIII—EXPANDED MEDICAID ELIGIBILITY FOR FAMILY
 PLANNING SERVICES

- Sec. 801. Expand Medicaid eligibility for family planning services.

TITLE IX—MEDICAID AND CHIP COVERAGE OF MOTHERS AND CHILDREN

- Sec. 901. Extending postpartum coverage for Medicaid and CHIP.
- Sec. 902. Coordination with the maternal and child health program.
- Sec. 903. Increase in SCHIP income eligibility.
- Sec. 904. Outreach program to encourage those eligible for services to enroll.

TITLE X—TITLE X OF PUBLIC HEALTH SERVICE ACT

- Sec. 1001. Short title.
- Sec. 1002. Authorization of appropriations.

TITLE XI—ENSURING COVERAGE OF MATERNITY CARE

- Sec. 1101. Removal of pregnancy as a preexisting condition under individual health insurance coverage.
- Sec. 1102. Coverage of maternity care in the individual market.

TITLE XII—IMPROVING ACCESS TO PRENATAL ULTRASOUNDS

- Sec. 1201. Grants to health centers for purchase of ultrasound equipment.

TITLE XIII—PREVENTING DOMESTIC VIOLENCE AND SEXUAL ASSAULT AND ADDRESSING THE LINK BETWEEN SUCH VIOLENCE AND UNINTENDED PREGNANCY

- Sec. 1301. Findings.
- Sec. 1302. Separate program to identify and treat women who are victims of or at risk of domestic violence, dating violence, sexual assault, sexual coercion, or stalking.
- Sec. 1303. Additional authorization of appropriations for public campaign to increase public awareness.

TITLE XIV—SUPPORT FOR PREGNANT AND PARENTING STUDENTS

- Sec. 1401. Support services for students.
- Sec. 1402. Child care access means parents in school program.

TITLE XV—GRANTS FOR A NATIONAL INFORMATION CAMPAIGN ON ADOPTION

- Sec. 1501. Grants for a national information campaign on adoption.

TITLE XVI—EXPANSION OF ADOPTION CREDIT AND ADOPTION ASSISTANCE PROGRAMS

- Sec. 1601. Expansion of adoption credit and adoption assistance programs.

TITLE XVII—PROVIDING SUPPORT TO NEW PARENTS

- Sec. 1701. Increased support for WIC program.
- Sec. 1702. Nutritional support for low-income parents.
- Sec. 1703. Increased funding for the child care and development block grant program.
- Sec. 1704. Free home visits by trained home visitors for education on health and developmental needs of infants and toddlers for low-income families.

Sec. 1705. Grants to increase public awareness of resources available to new parents.

TITLE XVIII—RESEARCH ON RESPONSES TO UNINTENDED PREGNANCIES

Sec. 1801. Report on responses to unintended pregnancy.

1 **SEC. 2. FINDINGS; PURPOSE.**

2 (a) FINDINGS.—Congress makes the following find-
3 ings:

4 (1) 49 percent of all pregnancies in America are
5 unintended. Excluding miscarriages, 42 percent of
6 unintended pregnancies end in abortion.

7 (2) There are approximately 1,200,000 abor-
8 tions annually in America and one in five preg-
9 nancies ends in abortion.

10 (3) 57 percent of women who have abortions
11 have incomes below 200 percent of the poverty level.

12 (4) Rates of unintended pregnancy in the
13 United States increased by nearly 30 percent among
14 low-income women between 1994 and 2001, and a
15 low-income woman today is about 4 times as likely
16 to have an unintended pregnancy as her higher in-
17 come counterpart.

18 (5) Levels of contraceptive use among low-in-
19 come women at risk of unintended pregnancy de-
20 clined significantly between 1994 and 2001, from 92
21 percent to 86 percent.

1 (6) By helping couples avoid unintended preg-
2 nancy, Medicaid-funded and title X contraceptive
3 services are highly cost-effective, and every public
4 dollar spent on family planning saves \$4 in the cost
5 of pregnancy-related care alone.

6 (7) Abortion rates decreased among higher in-
7 come women but increased among low-income
8 women between 1994 and 2001, and a low-income
9 woman is more than 4 times as likely to have an
10 abortion as her higher income counterpart.

11 (8) Most women cite more than one reason for
12 their decision to have an abortion. The most fre-
13 quently cited reasons were: “having a baby would
14 dramatically change my life” (74 percent) by inter-
15 fering with educational and job prospects and re-
16 sponsibilities towards existing children and “cannot
17 afford a baby now” (73 percent).

18 (b) PURPOSE.—The purpose of this Act is to provide
19 a comprehensive initiative to—

20 (1) reduce the need for abortion by reducing
21 the number of unintended pregnancies and sup-
22 porting women facing unplanned pregnancies;

23 (2) prevent unintended pregnancies from occur-
24 ring in the first place—

1 (A) by reducing teen pregnancy through
2 comprehensive education, after-school and other
3 programs, and involving parents; and

4 (B) by increasing support for family plan-
5 ning services under title X of the Public Health
6 Service Act and extending Medicaid family
7 planning services to more low-income women
8 and men; and

9 (3) support pregnant women, new parents, and
10 their children, through measures that address do-
11 mestic violence and sexual assault, provide health
12 care services, information about pregnancy, and
13 other supportive services for pregnant women, and
14 provide supportive services for new parents.

15 **SEC. 3. DEFINITIONS.**

16 For purposes of this Act:

17 (1) The term “Secretary” means the Secretary
18 of Health and Human Services.

19 (2) Except as specified, the term “State” in-
20 cludes the 50 States, the District of Columbia, the
21 Commonwealth of Puerto Rico, the Commonwealth
22 of the Northern Mariana Islands, American Samoa,
23 Guam, the Virgin Islands, and any other territory or
24 possession of the United States.

1 **SEC. 4. ELIGIBILITY OF INDIAN TRIBES FOR AWARDS.**

2 (a) IN GENERAL.—In the case of programs carried
3 out pursuant to this Act that make awards of grants, co-
4 operative agreements, or contracts, Indian tribes are eligi-
5 ble for awards under the programs in accordance with
6 such criteria as the Secretary may establish.

7 (b) DEFINITIONS.—For purposes of this Act, the
8 term “Indian tribe” has the meaning given such term in
9 section 4 of the Indian Self-Determination and Education
10 Assistance Act (25 U.S.C. 450b).

11 **TITLE I—EDUCATION PRO-**
12 **GRAMS FOR PREVENTING**
13 **TEEN PREGNANCIES**

14 **SEC. 101. FINDINGS.**

15 The Congress finds as follows:

16 (1) The United States has the highest teen
17 pregnancy rate and teen birth rate among com-
18 parable countries, costing the United States at least
19 \$9,000,000,000 annually.

20 (2) Three out of ten young women in America
21 become pregnant before they reach the age of 20.

22 (3) According to the National Center on Health
23 Statistics, the teen birth rate increased 5 percent be-
24 tween 2005 and 2007, reversing a 14-year decline.
25 Teen birth rates increased significantly in over half

1 of states, representing nearly every region of the
2 country.

3 (4) Teen pregnancy has serious consequences
4 for young parents, their children, and communities
5 as a whole. Too-early childbearing increases the like-
6 lihood that a young woman will drop out of high
7 school and that she and her child will live in poverty.

8 (5) Statistically, the sons of teen mothers are
9 more likely to be incarcerated. The daughters of teen
10 mothers are more likely to become teen mothers too.

11 (6) Teens that grow up in disadvantaged eco-
12 nomic, social, and family circumstances are more
13 likely to engage in risky behavior and have a child
14 during adolescence.

15 (7) In a national survey on teen attitudes to-
16 wards teen pregnancy, 7 in 10 girls and 6 in 10 boys
17 report that they wish they had waited until they
18 were older to have sex.

19 (8) Programs comprehensive in scope are effec-
20 tive in reducing risk behaviors by delaying or reduc-
21 ing sexual activity, reducing the number of sexual
22 partners or increasing condom or contraceptive use.
23 Reducing risky behaviors leads to reductions in un-
24 intended pregnancy and abortion and transmission

1 of sexually transmitted diseases (STDs), including
2 HIV.

3 (9) According to the results of a 2005–2006
4 nationally representative survey of U.S. adults, more
5 than 8 of 10 of those polled support comprehensive
6 education.

7 (10) Ethnic and racial minority groups have
8 been disproportionately affected by early pregnancy
9 and parenthood. Fifty-three percent of Latina teens
10 and 51 percent of African-American young women
11 will become pregnant at least once before they turn
12 20, as compared to only 19 percent of non-Hispanic
13 White young women.

14 (11) Recent estimates suggest that while 15- to
15 24-year-olds represent 25 percent of the sexually ac-
16 tive population, they acquire nearly half of all new
17 STIs. Each year, one in four sexually active teen-
18 agers contracts a sexually transmitted infection.

19 (12) Nearly 15 percent of the 56,000 annual
20 new cases of HIV infections in the United States oc-
21 curred in youth ages 13 through 24 in 2006. An av-
22 erage of one young person every hour of every day
23 is infected with HIV in the United States.

24 (13) African-American and Latino youth have
25 been disproportionately affected by the HIV/AIDS

1 epidemic. Although African-American adolescents
2 ages 13 through 19 represent only 17 percent of the
3 adolescent population in the United States, they ac-
4 counted for 70 percent of new HIV/AIDS cases re-
5 ported among teens in 2005. Latino adolescents
6 ages 13 through 19 accounted for 17 percent of
7 AIDS cases among teens, the same as their propor-
8 tion of the U.S. population in 2005.

9 (14) Parental involvement is critical to any
10 healthy relationship program. A major study showed
11 that adolescents who reported feeling connected to
12 parents and family were more likely than other teens
13 to delay initiating sexual intercourse. Another study
14 found that teens who reported previous discussions
15 of sexuality with parents were seven times more like-
16 ly to feel able to communicate with a partner about
17 HIV/AIDS than those who did not have such discus-
18 sions with their parents. Parental involvement is a
19 leading protective factor for dating violence preven-
20 tion.

21 (15) Comprehensive education programs respect
22 the diversity of values and beliefs represented in the
23 community and will complement and augment the
24 education children receive from their families and
25 faith communities.

1 (16) Incorporating teen dating violence preven-
2 tion into health education and comprehensive edu-
3 cation is imperative given the widespread experience
4 of violence in dating relationships. Approximately
5 one in three teens reports some kind of abuse in a
6 romantic relationship, including emotional and
7 verbal abuse. Young women who experience dating
8 violence have sex earlier than their peers; are much
9 less likely to use birth control; and engage in a wide
10 variety of high-risk behaviors including multiple
11 partners, sex with older men, and drug and alcohol
12 abuse. Young women who are victims of dating vio-
13 lence are four to six times more likely than non-
14 abused girls to become pregnant.

15 **SEC. 102. EDUCATION PROGRAMS FOR PREVENTING TEEN**
16 **PREGNANCIES.**

17 (a) IN GENERAL.—The Secretary shall make grants
18 to local educational agencies, State and local public health
19 agencies, and nonprofit private entities for the purpose of
20 carrying out projects to provide comprehensive education
21 on preventing teen pregnancies.

22 (b) PREFERENCE IN MAKING GRANTS.—In making
23 grants under subsection (a), the Secretary shall give pref-
24 erence to applicants that will carry out the projects under
25 such subsection in communities for which the rate of teen

1 pregnancy is significantly above the average rate of such
2 pregnancies.

3 (c) CERTAIN REQUIREMENTS.—A grant may be
4 made under subsection (a) only if the applicant for the
5 grant meets the following conditions with respect to the
6 project involved:

7 (1) The applicant agrees that information pro-
8 vided by the project will be age-appropriate, factu-
9 ally and medically accurate and complete, and sci-
10 entifically based.

11 (2) The applicant agrees that strategies rep-
12 licate or substantially incorporate the elements of
13 one or more comprehensive education programs that
14 have been proven effective on the basis of rigorous
15 scientific research to—

16 (A) delay sexual intercourse or sexual ac-
17 tivity;

18 (B) improve contraceptive use;

19 (C) reduce the number of partners among
20 those who are sexually active; or

21 (D) reduce teenage pregnancy.

22 (3) The applicant agrees that the project will
23 not teach or promote religion.

24 (4) The applicant agrees that the project will
25 substantially incorporate the following elements—

1 (A) encourage teens to delay sexual activ-
2 ity;

3 (B) provide comprehensive educational
4 services and interventions, including informa-
5 tion about the risks and benefits of all contra-
6 ceptives as a means to prevent pregnancy and
7 reduce the risk of contracting sexually trans-
8 mitted diseases, including HIV/AIDS;

9 (C) educate both young men and women
10 about the responsibilities and pressures that
11 come along with parenting;

12 (D) encourage family communication about
13 sexuality;

14 (E) teach young people the skills to make
15 responsible decisions about sexuality, including
16 how to avoid unwanted verbal, physical, and
17 sexual advances and how avoid making un-
18 wanted verbal, physical, and sexual advances
19 that are not wanted by the other party;

20 (F) develop healthy relationships, including
21 the prevention of dating and sexual violence;
22 and

23 (G) teach young people how alcohol and
24 drug use can affect responsible decisionmaking.

1 (d) OPTIONAL ADDITIONAL ACTIVITIES.—In car-
2 rying out a comprehensive education program, a grant
3 under this section may be expended to carry out, in addi-
4 tion to the services specified in subsection (c), educational
5 and motivational activities that help young people to—

6 (1) gain knowledge about the physical, emo-
7 tional, biological, and hormonal changes of adoles-
8 cence and subsequent stages of human maturation;

9 (2) develop the knowledge and skills necessary
10 to ensure and protect their sexual and reproductive
11 health from unintended pregnancy and sexually
12 transmitted disease, including HIV/AIDS through-
13 out their lifespan;

14 (3) gain knowledge about the specific involve-
15 ment and responsibility of each individual in sexual
16 decision making;

17 (4) develop healthy attitudes and values about
18 adolescent growth and development, body image, ra-
19 cial and ethnic diversity, and other related subjects;

20 (5) develop and practice healthy life skills, in-
21 cluding goal-setting, decision making, negotiation,
22 communication, and stress management;

23 (6) promote self-esteem and positive inter-
24 personal skills focusing on relationship dynamics, in-
25 cluding, but not limited to, friendships, dating, ro-

1 mantic involvement, marriage, and family inter-
2 actions; and

3 (7) prepare for the adult world by focusing on
4 educational and career success, including developing
5 skills for employment, job seeking, independent liv-
6 ing, financial self-sufficiency, and workplace produc-
7 tivity.

8 (e) MATCHING FUNDS.—

9 (1) IN GENERAL.—With respect to the costs of
10 the project to be carried out under subsection (a) by
11 an applicant, a grant may be made under such sub-
12 section only if the applicant agrees to make available
13 (directly or through donations from public or private
14 entities) non-Federal contributions toward such
15 costs in an amount that is not less than 25 percent
16 of such costs (\$1 for each \$3 of Federal funds pro-
17 vided in the grant).

18 (2) DETERMINATION OF AMOUNT CONTRIB-
19 UTED.—Non-Federal contributions required in para-
20 graph (1) may be in cash or in kind, fairly evalu-
21 ated, including plant, equipment, or services.
22 Amounts provided by the Federal Government, or
23 services assisted or subsidized to any significant ex-
24 tent by the Federal Government, may not be in-

1 cluded in determining the amount of such non-Fed-
2 eral contributions.

3 (f) SUPPLEMENTATION OF FUNDS.—An applicant to
4 which a grant is made under subsection (a) for a fiscal
5 year shall use the grant to supplement and not supplant
6 funds that would otherwise be available to the applicant
7 for carrying out the purpose described in such subsection.

8 (g) DATA REPORTING.—A State to which a grant is
9 made under this paragraph for a fiscal year shall cooper-
10 ate with the Secretary to collect information and report
11 on outcomes of programs funded under the grant, as spec-
12 ified by the Secretary.

13 (h) APPLICATION FOR GRANT.—A grant may be
14 made under subsection (a) only if an application for the
15 grant is submitted to the Secretary and the application
16 is in such form, is made in such manner, and contains
17 such agreements, assurances, and information, including
18 the agreement under subsection (e), as the Secretary de-
19 termines to be necessary to carry out this section.

20 (i) EVALUATION.—

21 (1) IN GENERAL.—The Secretary shall commis-
22 sion a random assignment evaluation conducted by
23 a third party of the programs of a few selected
24 grantees under this section.

1 (2) ALLOCATION.—Of the amount appropriated
2 to carry out this section, the Secretary may use not
3 more than 10 percent of such amount for the pur-
4 pose of carrying out clause (i) for fiscal year 2010.
5 Funds allocated under this paragraph are authorized
6 to be appropriated to remain available for expendi-
7 ture through fiscal year 2015.

8 (j) REPORT TO CONGRESS.—Not later than April 1,
9 2015, the Secretary shall submit to the Congress a report
10 describing the extent to which projects under subsection
11 (a) have been successful in reducing teen pregnancy and
12 achieving other evaluation outcomes in the communities
13 in which the projects have been carried out.

14 (k) DEFINITIONS.—For purposes of this section:

15 (1) The term “age-appropriate”, with respect to
16 the information in pregnancy prevention, means top-
17 ics, messages, and teaching methods suitable to par-
18 ticular ages or age groups of children and adoles-
19 cents, based on developing cognitive, emotional, and
20 behavioral capacity typical for the age or age group.

21 (2) The term “factually and medically accurate
22 and complete” means verified or supported by the
23 weight of research conducted in compliance with ac-
24 cepted scientific methods and—

1 (A) published in peer-reviewed journals,
2 where applicable; or

3 (B) comprising information that leading
4 professional organizations and agencies with
5 relevant expertise in the field recognize as accu-
6 rate, objective, and complete.

7 (3) The term “HIV/AIDS” means the human
8 immunodeficiency virus, and includes acquired im-
9 mune deficiency syndrome.

10 (4) The term “local educational agency” has
11 the meaning given such term in section 9101 of the
12 Elementary and Secondary Education Act of 1965
13 (20 U.S.C. 7801).

14 (l) AUTHORIZATION OF APPROPRIATIONS.—For the
15 purpose of carrying out this section, there are authorized
16 to be appropriated such sums as may be necessary for
17 each of fiscal years 2010 through 2015.

18 **TITLE II—REAUTHORIZATION OF**
19 **CERTAIN AFTER-SCHOOL**
20 **PROGRAMS**

21 **SEC. 201. FINDINGS.**

22 The Congress finds as follows:

23 (1) The likelihood of teens having sex for the
24 first time increases with the number of unsupervised
25 hours teens have during a week.

1 (2) After-school programs can reduce teen risky
2 behavior. Teenage girls who play sports, for in-
3 stance, are more likely to delay sex and have fewer
4 partners and less likely to become pregnant.

5 (3) After-school programs can help prevent teen
6 pregnancy by advancing good decisionmaking skills
7 and providing teens with health education and posi-
8 tive role models in a supervised setting.

9 **SEC. 202. REAUTHORIZATION OF CERTAIN AFTER-SCHOOL**
10 **PROGRAMS.**

11 (a) 21ST CENTURY COMMUNITY LEARNING CEN-
12 TERS.—Section 4206 of the Elementary and Secondary
13 Education Act of 1965 (20 U.S.C. 7176) is amended—

14 (1) in paragraph (5), by striking “and”;

15 (2) in paragraph (6), by striking the period at
16 the end and inserting a semicolon; and

17 (3) by adding at the end the following:

18 “(7) \$2,750,000,000 for fiscal year 2010; and

19 “(8) \$2,750,000,000 for fiscal year 2011.”.

20 (b) CAROL M. WHITE PHYSICAL EDUCATION PRO-
21 GRAM.—Section 5401 of the Elementary and Secondary
22 Education Act of 1965 (20 U.S.C. 7241) is amended by
23 adding at the end the following:

24 “(7) \$755,000,000 for fiscal year 2010, of
25 which \$80,000,000 is for carrying out subpart 10.

1 “(8) \$755,000,000 for fiscal year 2011, of
2 which \$80,000,000 is for carrying out subpart 10.”.

3 (c) FEDERAL TRIO PROGRAMS.—Section 402A(g) of
4 the Higher Education Act of 1965 (20 U.S.C. 1070a–
5 11(g)) is amended by striking “\$900,000,000 for fiscal
6 year 2009 and such sums as may be necessary for each
7 of the five succeeding fiscal years” and inserting
8 “\$980,000,000 for fiscal year 2010 and such sums as may
9 be necessary for each of the 5 succeeding fiscal years”.

10 (d) GEARUP.—Section 404H of the Higher Edu-
11 cation Act of 1965 (20 U.S.C. 1070a–28) is amended by
12 striking “\$400,000,000 for fiscal year 2009 and such
13 sums as may be necessary for each of the five succeeding
14 fiscal years” and inserting “\$450,000,000 for fiscal year
15 2010 and such sums as may be necessary for each of the
16 5 succeeding fiscal years”.

17 **TITLE III—TEEN PREGNANCY**
18 **PREVENTION INCENTIVE**
19 **GRANTS**

20 **SEC. 301. TEEN PREGNANCY PREVENTION INCENTIVE**
21 **GRANTS.**

22 Section 403(a)(2) of the Social Security Act (42
23 U.S.C. 603(a)(2)) is amended to read as follows:

24 “(2) INCENTIVE GRANTS TO PREVENT TEEN
25 PREGNANCY.—

1 “(A) GRANTS TO ELIGIBLE STATES.—

2 “(i) IN GENERAL.—

3 “(I) FISCAL YEAR 2010; GRANTS
4 TO STATES WITH COMPLIANT
5 PLANS.—For fiscal year 2010, each
6 State that meets the requirements of
7 clause (ii) of this subparagraph shall
8 be eligible to receive from the Sec-
9 retary for such year a grant in an
10 amount determined under subpara-
11 graph (B)(i)(I).

12 “(II) SUBSEQUENT FISCAL
13 YEARS; GRANTS TO HIGH-ACHIEVING
14 STATES WITH COMPLIANT PLANS.—
15 For each of fiscal years 2011 through
16 2014, each high-achieving State that
17 meets the requirements of clause (ii)
18 of this subparagraph shall be eligible
19 to receive from the Secretary for such
20 year a grant in an amount determined
21 under subparagraph (B)(i)(II).

22 “(III) HIGH-ACHIEVING
23 STATE.—In this paragraph, the term
24 ‘high-achieving State’, with respect to
25 a year, means a State which exceeds

1 the national performance in the teen
2 pregnancy rate.

3 “(ii) SUBMISSION OF PLAN; REQUIRE-
4 MENTS.—A plan meets the requirements of
5 this clause if the plan describes—

6 “(I) the State’s numerical goal
7 for reducing teen pregnancy and teen
8 births;

9 “(II) the strategies to be used to
10 achieve such goal;

11 “(III) the efforts the State will
12 make to involve young men, as well as
13 young women, in delaying pregnancy
14 and parenting;

15 “(IV) efforts to involve parents
16 and other caretakers; and

17 “(V) efforts to reach commu-
18 nities or populations experiencing
19 rates of teen pregnancy above the
20 State average.

21 “(iii) SET-ASIDE FOR GRANTS TO IN-
22 DIAN TRIBES.—An amount equal to 1.5
23 percent of the amount appropriated under
24 subparagraph (H) for a fiscal year shall be
25 reserved for awarding grants to Indian

1 tribes under this paragraph in such man-
2 ner, and subject to such requirements, as
3 the Secretary, in consultation with such
4 tribes, determines appropriate.

5 “(iv) STATE.—In this paragraph, the
6 term ‘State’ means each of the several
7 States of the United States, the District of
8 Columbia, the Commonwealth of Puerto
9 Rico, the United States Virgin Islands,
10 Guam, American Samoa, and the Com-
11 monwealth of the Northern Mariana Is-
12 lands.

13 “(B) AMOUNT OF GRANT.—

14 “(i) IN GENERAL.—The amount of a
15 grant under subparagraph (A)(i) to an eli-
16 gible State for a fiscal year shall be the
17 following amount, as applicable:

18 “(I) For fiscal year 2010, the
19 amount that bears the same ratio to
20 the amount appropriated under sub-
21 paragraph (H) for the fiscal year as
22 the proportion of births in the State
23 to teens under age 20 bears to the
24 number of such births in all eligible

1 States in the most recent year for
2 which data is available.

3 “(II) For each of fiscal years
4 2011 through 2014, the amount that
5 bears the same ratio to the amount
6 appropriated under subparagraph (H)
7 for the fiscal year as the proportion of
8 teens under age 20 in the State bears
9 to the number of such teens in all eli-
10 gible States in the most recent year
11 for which data is available.

12 “(ii) DETERMINATION OF TEEN PREG-
13 NANCY RATES.—For purposes of this para-
14 graph, the teen pregnancy rate for a State
15 shall be determined on the basis of the
16 teen pregnancy rate per 1,000 women,
17 ages 15 through 19, who reside in the
18 State. If teen pregnancy data is not avail-
19 able in a particular State, the Secretary
20 may identify alternative sources of data.

21 “(C) USE OF FUNDS.—

22 “(i) IN GENERAL.—A State or Indian
23 tribe shall use funds provided under a
24 grant under this paragraph to implement

1 teen pregnancy prevention strategies that
2 meet the following requirements:

3 “(I) The strategies replicate or
4 substantially incorporate the elements
5 of one or more teen pregnancy preven-
6 tion programs that have been proven
7 effective on the basis of rigorous sci-
8 entific research to—

9 “(aa) delay or decrease sex-
10 ual intercourse or sexual activity;

11 “(bb) increase contraceptive
12 use among sexually active teens;

13 or

14 “(cc) reduce teenage preg-
15 nancy.

16 “(II) The strategies incorporate
17 one or more of the following strategies
18 for preventing teenage pregnancy:

19 “(aa) Encouraging teenagers
20 to delay sexual activity.

21 “(bb) Sex and HIV edu-
22 cation.

23 “(cc) Preventive health serv-
24 ices.

1 “(dd) Youth development
2 programs.

3 “(ee) Service learning pro-
4 grams.

5 “(ff) Helping parents com-
6 municate with teens.

7 “(gg) Outreach or media
8 programs.

9 “(III) The strategies provide in-
10 formation that is age-appropriate, fac-
11 tually and medically accurate and
12 complete, and scientifically based.

13 “(D) SUBGRANT OR CONTRACT RECIPI-
14 ENTS.—A State to which a grant is made under
15 this paragraph for a fiscal year may award sub-
16 grants or contracts to—

17 “(i) State or local nonprofit coalitions
18 or organizations working to prevent teen-
19 age pregnancy;

20 “(ii) State, local, or tribal agencies;

21 “(iii) schools;

22 “(iv) entities that provide after-school
23 programs;

24 “(v) nonprofit community or faith-
25 based organizations; or

1 “(vi) other organizations designated
2 by the State.

3 “(E) SUPPLEMENTATION OF FUNDS.—A
4 State to which a grant is made under this para-
5 graph for a fiscal year shall use funds provided
6 under the grant to supplement and not sup-
7 plant funds that would otherwise be available to
8 the State for preventing teen pregnancy.

9 “(F) REQUIREMENT.—As a condition on
10 receipt of funds for activities under this para-
11 graph, a grantee, subgrantee, or contractee
12 shall agree that such activities will not include
13 teaching or promoting religion.

14 “(G) DATA REPORTING.—A State to which
15 a grant is made under this paragraph for a fis-
16 cal year shall cooperate with the Secretary to
17 collect information and report on outcomes of
18 programs funded under the grant, as specified
19 by the Secretary.

20 “(H) APPROPRIATION.—To carry out this
21 section, there are authorized to be appropriated
22 such sums as may be necessary for each of fis-
23 cal years 2010 through 2014.

24 “(I) EVALUATION.—

1 “(i) IN GENERAL.—The Secretary
2 shall, by grant or contract, gather and dis-
3 seminate information on effective practices,
4 programs, and strategies for reducing teen
5 pregnancy rates that are used by States
6 that receive grants under this paragraph in
7 order to allow other States, and leaders in
8 the area of teen pregnancy prevention, to
9 learn from the experiences of successful
10 States. The Secretary shall publish an in-
11 terim and final report summarizing and
12 synthesizing outcomes and lessons learned
13 pursuant to such grants, including a ran-
14 dom-assignment evaluation of selected pro-
15 grams.

16 “(ii) APPROPRIATION.—The Secretary
17 may use up to 10 percent of the amount
18 appropriated under subparagraph (H) to
19 carry out clause (i) for fiscal year 2010,
20 and the amount shall remain available
21 through fiscal year 2015.”.

1 **SEC. 302. ESTABLISHING NATIONAL GOAL TO PREVENT**
2 **TEEN PREGNANCY.**

3 Section 905 of the Personal Responsibility and Work
4 Opportunity Reconciliation Act of 1996 (42 U.S.C. 710
5 note) is amended to read as follows:

6 **“SEC. 905. ESTABLISHING NATIONAL GOAL TO PREVENT**
7 **TEEN PREGNANCY.**

8 “(a) **IN GENERAL.**—Not later than 90 days after the
9 date of the enactment of this Act, the Secretary of Health
10 and Human Services shall establish a national goal of re-
11 ducing teen pregnancy by at least one-third over the sub-
12 sequent ten years.

13 “(b) **REPORT.**—Not later than 12 months after the
14 date of the enactment of the Preventing Unintended Preg-
15 nancies, Reducing the Need for Abortion, and Supporting
16 Parents Act, and annually thereafter, the Secretary of
17 Health and Human Services shall report to Congress with
18 respect to the progress that has been made in meeting the
19 national goal established under subsection (a) and with
20 respect to State-level progress on reducing teen preg-
21 nancy.”.

1 **TITLE IV—DEMONSTRATION**
2 **GRANTS TO ENCOURAGE CRE-**
3 **ATIVE APPROACHES TO TEEN**
4 **PREGNANCY PREVENTION**

5 **SEC. 401. DEMONSTRATION GRANTS TO ENCOURAGE CRE-**
6 **ATIVE APPROACHES TO TEEN PREGNANCY**
7 **PREVENTION.**

8 (a) IN GENERAL.—The Secretary may make grants
9 to several public or nonprofit private entities for the pur-
10 pose of assisting the entities in demonstrating innovative
11 approaches to prevent teen pregnancies.

12 (b) CERTAIN APPROACHES.—Approaches under sub-
13 section (a) may include approaches such as the following:

14 (1) Encouraging teen-driven approaches to
15 pregnancy prevention.

16 (2) Exposing teens to realistic simulations of
17 the physical, emotional, and financial consequences
18 of pregnancy and parenting.

19 (3) Facilitating communication between parents
20 and children, especially using programs that have
21 been evaluated and proven effective.

22 (4) Reaching teens through innovative uses of
23 media and technology.

24 (5) Helping teens develop healthy relationships.

25 (c) MATCHING FUNDS.—

1 (1) IN GENERAL.—With respect to the costs of
2 the project to be carried out under subsection (a) by
3 an applicant, a grant may be made under such sub-
4 section only if the applicant agrees to make available
5 (directly or through donations from public or private
6 entities) non-Federal contributions toward such
7 costs in an amount that is not less than 25 percent
8 of such costs (\$1 for each \$3 of Federal funds pro-
9 vided in the grant).

10 (2) DETERMINATION OF AMOUNT CONTRIB-
11 UTED.—Non-Federal contributions required in para-
12 graph (1) may be in cash or in kind, fairly evalu-
13 ated, including plant, equipment, or services.
14 Amounts provided by the Federal Government, or
15 services assisted or subsidized to any significant ex-
16 tent by the Federal Government, may not be in-
17 cluded in determining the amount of such non-Fed-
18 eral contributions.

19 (d) REQUIREMENT.—As a condition on the receipt of
20 funds for activities under this section, an applicant shall
21 agree that such activities will not include teaching or pro-
22 moting religion.

23 (e) EVALUATION OF PROJECTS.—The Secretary shall
24 establish criteria for the evaluation of projects under sub-

1 section (a). A grant may be made under such subsection
2 only if the applicant involved—

3 (1) agrees to conduct evaluations of the project
4 in accordance with such criteria;

5 (2) agrees to submit to the Secretary such re-
6 ports describing the results of the evaluations as the
7 Secretary determines to be appropriate; and

8 (3) submits to the Secretary, in the application
9 under subsection (f), a plan for conducting the eval-
10 uations.

11 (f) APPLICATION FOR GRANT.—A grant may be made
12 under subsection (a) only if an application for the grant
13 is submitted to the Secretary and the application is in
14 such form, is made in such manner, and contains such
15 agreements, assurances, and information, including the
16 agreements under subsections (c) and (e) and the plan
17 under subsection (e)(3), as the Secretary determines to
18 be necessary to carry out this section.

19 (g) REPORT TO CONGRESS.—Not later than April 1,
20 2015, the Secretary shall submit to the Congress a report
21 describing the extent to which projects under subsection
22 (a) have been successful in reducing the rate of teen preg-
23 nancies in the communities in which the projects have
24 been carried out. Such reports shall describe the various

1 approaches used under subsection (a) and the effective-
2 ness of each of the approaches.

3 (h) AUTHORIZATION OF APPROPRIATIONS.—For the
4 purpose of carrying out this section, there are authorized
5 to be appropriated such sums as may be necessary for
6 each of fiscal years 2010 through 2014.

7 **TITLE V—NATIONAL CAMPAIGN**
8 **TO ENLIST PARENTS IN PRE-**
9 **VENTING TEEN PREGNANCY**

10 **SEC. 501. FINDINGS.**

11 The Congress finds as follows:

12 (1) Teens with strong emotional attachments to
13 their parents are more likely to delay becoming sexu-
14 ally active. Seven out of ten teens say that they are
15 prepared to listen to things parents thought the
16 teens were not ready to hear.

17 (2) Ninety percent of parents of teens report
18 that they know they should talk to their teens about
19 sex but often don't know what to say, how to say it,
20 or when to start the conversations.

1 **SEC. 502. CREATING A NATIONAL INITIATIVE TO ENLIST**
2 **PARENTS OF ADOLESCENTS IN PREVENTING**
3 **TEEN PREGNANCY; PROVISION OF CHAL-**
4 **LENGE GRANTS FOR STATE AND LOCAL PRO-**
5 **GRAMS.**

6 (a) GRANT.—The Secretary shall select on the basis
7 of competitive grants, national nonpartisan, nonprofit or-
8 ganizations that meet the requirements of this section to
9 establish and operate a national initiative for parents of
10 adolescents to carry out the purposes and activities de-
11 scribed in subsections (b) and (c) (referred to in this sec-
12 tion as the “Initiative”).

13 (b) REQUIREMENTS.—The Secretary may make a
14 grant under this section only if—

15 (1) the organization has experience working to
16 reduce teen pregnancy;

17 (2) the organization has a demonstrated ability
18 to work with and provide assistance to a broad
19 range of individuals and entities, including teens,
20 parents, the entertainment and news media, State,
21 tribal, and local organizations, teen pregnancy pre-
22 vention practitioners, businesses, faith and commu-
23 nity leaders, and researchers;

24 (3) the organization is research-based;

1 (4) the organization has comprehensive knowl-
2 edge and data about teen pregnancy prevention
3 strategies; and

4 (5) the organization agrees that the activities
5 funded under this section will not include teaching
6 or promoting religion.

7 (c) PURPOSES.—The purposes of the Initiative are
8 to—

9 (1) support parents in their essential role in
10 preventing teen pregnancy by equipping them with
11 information and resources to promote and strength-
12 en communication with their children about sex, val-
13 ues, and healthy relationships;

14 (2) develop and implement media campaigns to
15 promote positive information and messages for par-
16 ents about how they can help address teen preg-
17 nancy; and

18 (3) provide challenge grants to States and Na-
19 tive American tribes to promote parent education
20 and involvement.

21 (d) ACTIVITIES.—The grantees shall carry out the
22 purposes described in subsection (c) through the following
23 activities:

24 (1) Providing resources for parents and other
25 adults (such as other family members, teachers,

1 coaches, mentors, and faith leaders) that help to fos-
2 ter strong connections with children, including—

3 (A) online access to current research;

4 (B) user-friendly guides for parents;

5 (C) practical tips and advice from experts;

6 (D) alerts about new trends among teens;

7 (E) suggestions for how to use the enter-
8 tainment media as a discussion-starter; and

9 (F) information about the rapidly-changing
10 media environment of teens.

11 In order to efficiently reach and support parents, in-
12 formation shall be provided primarily through tech-
13 nological means, including the Internet.

14 (2) Using a portion of the funds available
15 through this section to develop and implement media
16 campaigns directly or through grants, contracts, or
17 cooperative agreements with other entities. Such
18 campaigns may include the production and distribu-
19 tion of printed materials and messages for print
20 media, television, and radio broadcast media, the
21 Internet, or such other new technology as may be
22 appropriate for reaching large numbers of parents
23 and other adults involved in the lives of teens. Spe-
24 cial efforts shall be made to develop messages that
25 are effective in reaching fathers as well as mothers.

1 To the extent possible, funds used to develop and
2 implement media campaigns under this subsection
3 shall be matched with non-Federal resources, includ-
4 ing in-kind contributions, from public and private
5 entities. Such campaigns may also include the grant-
6 ee providing consultation and serving as a source of
7 factual information to individuals and organizations
8 in the entertainment industry on issues related to
9 teen pregnancy prevention that highlights the role of
10 parents.

11 (3) Awarding challenge grants on a competitive
12 basis to States and Indian tribes. Applicants shall
13 submit a plan for how they would involve parents
14 and other caregivers (such as grandparents, foster
15 parents, and other guardians) in helping to reduce
16 teen pregnancy through activities such as—

17 (A) workshops and community meetings;

18 (B) providing information through employ-
19 ers, civic associations, community and faith-
20 based organizations, parent-teacher organiza-
21 tions, and other organizations that reach large
22 numbers of parents; and

23 (C) innovative ways to provide education
24 and support for parents through online commu-
25 nities and neighborhood-based activities.

1 (e) AUTHORIZATION OF APPROPRIATION.—

2 (1) IN GENERAL.—For the purpose of carrying
3 out this section, there is authorized to be appro-
4 priated \$30,000,000 for each of fiscal years 2010
5 through 2014.

6 (2) CHALLENGE GRANTS.—Of the amount ap-
7 propriated under paragraph (1) for a fiscal year, not
8 less than \$10,000,000 shall be made available for
9 challenge grants under subsection (d)(3).

10 **TITLE VI—PREVENTING UN-**
11 **PLANNED PREGNANCY**
12 **AMONG COMMUNITY COL-**
13 **LEGE STUDENTS**

14 **SEC. 601. FINDINGS.**

15 Congress makes the following findings:

16 (1) There are 11,500,000 students enrolled in
17 community college and 60 percent of these students
18 are women.

19 (2) 61 percent of women who have children
20 after enrolling in community college fail to finish
21 their degree. This drop-out rate is 65 percent higher
22 than that of women who don't have children.

23 (3) Approximately 15 percent of all community
24 college students are single parents compared to 6
25 percent at 4-year colleges.

1 (4) Only two out of ten students at 2-year insti-
 2 tutions report receiving information from their col-
 3 lege on pregnancy prevention, compared to 33 per-
 4 cent of students at 4-year institutions.

5 (5) Few community colleges have the resources
 6 to provide information, education, or other activities
 7 focused on healthy relationships or pregnancy pre-
 8 vention and planning.

9 (6) For women with some college, 53 percent of
 10 pregnancies were unplanned. This is twice as high as
 11 the percent of pregnancies that are unplanned for
 12 college graduates (26 percent).

13 **SEC. 602. DEMONSTRATION GRANTS TO PREVENT UN-**
 14 **PLANNED PREGNANCY AMONG COMMUNITY**
 15 **COLLEGE STUDENTS.**

16 (a) **IN GENERAL.**—The Secretary of Education shall
 17 award demonstration grants under this section on a com-
 18 petitive basis to community colleges for the purpose of de-
 19 veloping and implementing innovative approaches to pre-
 20 vent unplanned pregnancy and promote healthy relation-
 21 ships among women and men in community colleges in
 22 order to remove a barrier to degree completion by these
 23 students, reduce poverty among these students, and im-
 24 prove the success of these students.

1 (b) REQUIREMENTS.—A grant may be made under
2 this section only if the applicant for the grant agrees
3 that—

4 (1) all information provided will be factually
5 and medically accurate and complete, and scientif-
6 ically based; and

7 (2) the activities funded under this title will not
8 include teaching or promoting religion.

9 (c) ACTIVITIES.—

10 (1) IN GENERAL.—A grant made under this
11 section may be used for one or more of the fol-
12 lowing:

13 (A) Developing educational content to in-
14 corporate in first-year orientation or core
15 courses where appropriate.

16 (B) Creating innovative technology-based
17 approaches to deliver messages and information
18 to students, faculty, and staff.

19 (C) Training for targeted faculty and staff
20 on how unplanned pregnancy affects student
21 success and ways to help students address this
22 issue.

23 (D) Creating partnerships with commu-
24 nity-based organizations who have expertise in

1 addressing pregnancy prevention or healthy re-
2 lationships.

3 (E) Developing and employing peer-out-
4 reach and education to generate discussion and
5 raise awareness among students.

6 (F) Providing campus-based family plan-
7 ning services.

8 (G) Teaching students about developing
9 healthy relationships, including the prevention
10 of dating and sexual violence.

11 (H) Providing students with information
12 regarding the dynamics and nature of domestic
13 violence, dating violence, sexual assault, sexual
14 coercion, or stalking; its implications for unin-
15 tended pregnancy and sexually transmitted in-
16 fections and HIV; and strategies to manage
17 health in the context of a violent relationship.

18 (2) INTEGRATION.—Activities funded through a
19 grant under this title should be integrated into the
20 academic or support areas of the community colleges
21 in order to reach a large number of students. Pri-
22 ority should be given to activities that could operate
23 on a sustained basis after the grant ends.

24 (d) EVALUATION OF PROJECTS.—The Secretary shall
25 establish criteria for the evaluation of projects funded

1 under this section. A grant may be made only if the appli-
2 cant involved—

3 (1) agrees to participate in an independent eval-
4 uation of the project in accordance with such cri-
5 teria; and

6 (2) agrees to submit to the Secretary such data
7 as the Secretary determines to be appropriate.

8 (e) DEFINITION.—For the purpose of this section,
9 the term “community college” means an institution of
10 higher education (as such term is defined in section 101(a)
11 of the Higher Education Act of 1965 (20 U.S.C. 1001(a)))
12 at which the highest degree offered is predominantly the
13 associate’s degree.

14 (f) AUTHORIZATION OF APPROPRIATIONS.—

15 (1) IN GENERAL.—For the purpose of carrying
16 out this section, there is authorized to be appro-
17 priated \$15,000,000 for each of fiscal years 2010
18 through 2012.

19 (2) ALLOCATION.—Of the amount appropriated
20 to carry out this section for a fiscal year—

21 (A) at least 5 percent shall be made avail-
22 able—

23 (i) for technical assistance for the
24 projects funded under this section;

1 (ii) to raise awareness of the issue of
2 pregnancy prevention; and

3 (iii) to disseminate promising prac-
4 tices among community colleges and other
5 similar postsecondary institutions; and

6 (B) up to 10 percent shall be made avail-
7 able for evaluations of the projects.

8 **TITLE VII—CLARIFICATION OF**
9 **CONTINUED MEDICAID COV-**
10 **ERAGE OF FAMILY PLANNING**
11 **SERVICES**

12 **SEC. 701. CLARIFICATION OF CONTINUED MEDICAID COV-**
13 **ERAGE OF FAMILY PLANNING SERVICES.**

14 (a) IN GENERAL.—Section 1937(b) of the Social Se-
15 curity Act (42 U.S.C. 1396u–7(b)) is amended by adding
16 at the end the following:

17 “(5) COVERAGE OF FAMILY PLANNING SERV-
18 ICES AND SUPPLIES.—Notwithstanding the previous
19 provisions of this section, a State may not provide
20 for medical assistance through enrollment of an indi-
21 vidual with benchmark coverage or benchmark equiv-
22 alent coverage under this section unless such cov-
23 erage includes, for any individual (described in sec-
24 tion 1905(a)(4)(C)) medical assistance for family

1 planning and services in accordance with such sec-
2 tion.”.

3 (b) EFFECTIVE DATE.—

4 (1) IN GENERAL.—The amendment made by
5 this section shall take effect on October 1, 2010.

6 (2) EXTENSION OF EFFECTIVE DATE FOR
7 STATE LAW AMENDMENT.—In the case of a State
8 plan under title XIX of the Social Security Act (42
9 U.S.C. 1396 et seq.) which the Secretary of Health
10 and Human Services determines requires State legis-
11 lation in order for the plan to meet the additional
12 requirements imposed by the amendments made by
13 this section, the State plan shall not be regarded as
14 failing to comply with the requirements of such title
15 solely on the basis of its failure to meet these addi-
16 tional requirements before the first day of the first
17 calendar quarter beginning after the close of the
18 first regular session of the State legislature that be-
19 gins after the date of enactment of this Act. For
20 purposes of the previous sentence, in the case of a
21 State that has a 2-year legislative session, each year
22 of the session is considered to be a separate regular
23 session of the State legislature.

1 **TITLE VIII—EXPANDED MED-**
 2 **ICAID ELIGIBILITY FOR FAM-**
 3 **ILY PLANNING SERVICES**

4 **SEC. 801. EXPANDED MEDICAID ELIGIBILITY FOR FAMILY**
 5 **PLANNING SERVICES.**

6 (a) COVERAGE AS MANDATORY CATEGORICALLY
 7 NEEDY GROUP.—

8 (1) IN GENERAL.—Section 1902(a)(10)(A)(i) of
 9 the Social Security Act (42 U.S.C.
 10 1396a(a)(10)(A)(i)) is amended—

11 (A) in subclause (VI), by striking “or” at
 12 the end;

13 (B) in subclause (VII), by adding “or” at
 14 the end; and

15 (C) by adding at the end the following new
 16 subclause:

17 “(VIII) who are described in sub-
 18 section (gg) (relating to individuals
 19 who meet the income standards for
 20 pregnant women);”.

21 (2) GROUP DESCRIBED.—Section 1902 of such
 22 Act (42 U.S.C. 1396a) is amended by adding at the
 23 end the following new subsection:

24 “(gg)(1) Individuals described in this subsection are
 25 individuals who—

1 “(A) meet at least the income eligibility stand-
2 ards established under the State plan as of January
3 1, 2009, for pregnant women or such higher income
4 eligibility standard for such women as the State may
5 establish; and

6 “(B) are not pregnant.

7 “(2) At the option of a State, individuals described
8 in this subsection may include individuals who are deter-
9 mined to meet the income eligibility standards referred to
10 in paragraph (1)(A) under the terms and conditions appli-
11 cable to making eligibility determinations for medical as-
12 sistance under this title under a waiver to provide the ben-
13 efits described in clause (XV) of the matter following sub-
14 paragraph (G) of section 1902(a)(10) granted to the State
15 under section 1115 as of January 1, 2007.”.

16 (3) LIMITATION ON BENEFITS.—Section
17 1902(a)(10) of the Social Security Act (42 U.S.C.
18 1396a(a)(10)) is amended in the matter following
19 subparagraph (G)—

20 (A) by striking “and (XIV)” and inserting
21 “(XIV)”; and

22 (B) by striking the semicolon at the end
23 and inserting “, and (XV) the medical assist-
24 ance made available to an individual described
25 in subsection (gg) who is eligible for medical as-

1 sistance only because of subparagraph
2 (A)(i)(VIII) shall be limited to family planning
3 services and supplies described in section
4 1905(a)(4)(C) and, at the State’s option, med-
5 ical diagnosis or treatment services that are
6 provided in conjunction with a family planning
7 service in a family planning setting provided
8 during the period in which such an individual is
9 eligible”.

10 (4) CONFORMING AMENDMENTS.—Section
11 1905(a) of the Social Security Act (42 U.S.C.
12 1396d(a)) is amended in the matter preceding para-
13 graph (1)—

14 (A) in clause (xii), by striking “or” at the
15 end;

16 (B) in clause (xiii), by adding “or” at the
17 end; and

18 (C) by inserting after clause (xiii) the fol-
19 lowing:

20 “(xiv) individuals described in section
21 1902(gg),”.

22 (b) PRESUMPTIVE ELIGIBILITY.—

23 (1) IN GENERAL.—Title XIX of the Social Se-
24 curity Act (42 U.S.C. 1396 et seq.) is amended by
25 inserting after section 1920B the following:

1 “PRESUMPTIVE ELIGIBILITY FOR FAMILY PLANNING
2 SERVICES

3 “SEC. 1920C. (a) STATE OPTION.—A State plan ap-
4 proved under section 1902 may provide for making med-
5 ical assistance available to an individual described in sec-
6 tion 1902(gg) (relating to individuals who meet the income
7 eligibility standard for pregnant women in the State) dur-
8 ing a presumptive eligibility period. In the case of an indi-
9 vidual described in section 1902(gg) who is eligible for
10 medical assistance only because of section
11 1902(a)(10)(i)(VIII), such medical assistance may be lim-
12 ited to family planning services and supplies described in
13 1905(a)(4)(C) and, at the State’s option, medical diag-
14 nosis or treatment services that are provided in conjunc-
15 tion with a family planning service in a family planning
16 setting provided during the period in which such an indi-
17 vidual is eligible.

18 “(b) DEFINITIONS.—For purposes of this section:

19 “(1) PRESUMPTIVE ELIGIBILITY PERIOD.—The
20 term ‘presumptive eligibility period’ means, with re-
21 spect to an individual described in subsection (a),
22 the period that—

23 “(A) begins with the date on which a
24 qualified entity determines, on the basis of pre-

1 liminary information, that the individual is de-
2 scribed in section 1902(gg); and

3 “(B) ends with (and includes) the earlier
4 of—

5 “(i) the day on which a determination
6 is made with respect to the eligibility of
7 such individual for services under the State
8 plan; or

9 “(ii) in the case of such an individual
10 who does not file an application by the last
11 day of the month following the month dur-
12 ing which the entity makes the determina-
13 tion referred to in subparagraph (A), such
14 last day.

15 “(2) QUALIFIED ENTITY.—

16 “(A) IN GENERAL.—Subject to subpara-
17 graph (B), the term ‘qualified entity’ means
18 any entity that—

19 “(i) is eligible for payments under a
20 State plan approved under this title; and

21 “(ii) is determined by the State agen-
22 cy to be capable of making determinations
23 of the type described in paragraph (1)(A).

24 “(B) REGULATIONS.—The Secretary may
25 issue regulations further limiting those entities

1 that may become qualified entities in order to
2 prevent fraud and abuse and for other reasons.

3 “(C) RULE OF CONSTRUCTION.—Nothing
4 in this paragraph shall be construed as pre-
5 venting a State from limiting the classes of en-
6 tities that may become qualified entities, con-
7 sistent with any limitations imposed under sub-
8 paragraph (B).

9 “(c) ADMINISTRATION.—

10 “(1) IN GENERAL.—The State agency shall pro-
11 vide qualified entities with—

12 “(A) such forms as are necessary for an
13 application to be made by an individual de-
14 scribed in subsection (a) for medical assistance
15 under the State plan; and

16 “(B) information on how to assist such in-
17 dividuals in completing and filing such forms.

18 “(2) NOTIFICATION REQUIREMENTS.—A quali-
19 fied entity that determines under subsection
20 (b)(1)(A) that an individual described in subsection
21 (a) is presumptively eligible for medical assistance
22 under a State plan shall—

23 “(A) notify the State agency of the deter-
24 mination within 5 working days after the date
25 on which determination is made; and

1 “(B) inform such individual at the time
2 the determination is made that an application
3 for medical assistance is required to be made by
4 not later than the last day of the month fol-
5 lowing the month during which the determina-
6 tion is made.

7 “(3) APPLICATION FOR MEDICAL ASSIST-
8 ANCE.—In the case of an individual described in
9 subsection (a) who is determined by a qualified enti-
10 ty to be presumptively eligible for medical assistance
11 under a State plan, the individual shall apply for
12 medical assistance by not later than the last day of
13 the month following the month during which the de-
14 termination is made.

15 “(d) PAYMENT.—Notwithstanding any other provi-
16 sion of this title, medical assistance that—

17 “(1) is furnished to an individual described in
18 subsection (a)—

19 “(A) during a presumptive eligibility pe-
20 riod; and

21 “(B) by a entity that is eligible for pay-
22 ments under the State plan; and

23 “(2) is included in the care and services covered
24 by the State plan, shall be treated as medical assist-

1 ance provided by such plan for purposes of clause
2 (4) of the first sentence of section 1905(b).”.

3 **TITLE IX—MEDICAID AND CHIP**
4 **COVERAGE OF MOTHERS AND**
5 **CHILDREN**

6 **SEC. 901. EXTENDING POSTPARTUM COVERAGE FOR MED-**
7 **ICAID AND CHIP.**

8 (a) MEDICAID COVERAGE EXTENSION.—

9 (1) Section 1902 of the Social Security Act (42
10 U.S.C. 1306a) is amended—

11 (A) in subsections (e)(5), (e)(6), and
12 (l)(1)(A), by striking “60-day” and inserting
13 “1-year” each place it appears; and

14 (B) in the matter in subsection (a)(10) fol-
15 lowing subparagraph (G)—

16 (i) in clause (V), by inserting “, ex-
17 cept that the limit on medical assistance
18 under this clause does not apply during the
19 1-year period beginning on the last day of
20 the pregnancy” after “under the State
21 plan”; and

22 (ii) in clause (VII), by inserting “, ex-
23 cept that the limit on medical assistance
24 under this clause does not apply during the
25 1-year period beginning on the last day of

1 the pregnancy” after “may complicate
2 pregnancy”.

3 (2) Section 1903(v)(4)(A)(i) of such Act (42
4 U.S.C. 1396b(v)(4)(A)(i)) is amended by striking
5 “60-day” and inserting “1-year”.

6 (3) Section 1938(b)(2)(C) of such Act (42
7 U.S.C. 1396u–8(b)(2)(C)) is amended by striking
8 “60 days” and inserting “1 year”.

9 (b) SCHIP.—

10 (1) Section 2112(d)(2)(A) of such Act (42
11 U.S.C. 1397ll(d)(2)(A)) is amended—

12 (A) in subsections (d)(2)(A) and (f)(2), by
13 striking “60-day” and inserting “1-year” each
14 place it appears; and

15 (B) in subsection (f)(2)—

16 (i) in the heading by striking
17 “POSTPARTUM SERVICES” and inserting
18 “SERVICES POSTPARTUM”;

19 (ii) by striking “may continue” and
20 inserting “shall continue”;

21 (iii) by striking “, as well as
22 postpartum services,” and “and
23 postpartum services”; and

24 (iv) by striking “, but only if” and all
25 that follows up to the period at the end.

1 **SEC. 902. COORDINATION WITH THE MATERNAL AND CHILD**
2 **HEALTH PROGRAM.**

3 (a) IN GENERAL.—Section 2102(b)(3) of the Social
4 Security Act (42 U.S.C. 1397bb(b)(3)) is amended—

5 (1) in subparagraph (D), by striking “and” at
6 the end;

7 (2) in subparagraph (E), by striking the period
8 and inserting “; and”; and

9 (3) by adding at the end the following new sub-
10 paragraph:

11 “(F) that operations and activities under
12 this title are developed and implemented in con-
13 sultation and coordination with the program op-
14 erated by the State under title V in areas in-
15 cluding outreach and enrollment, benefits and
16 services, service delivery standards, public
17 health and social service agency relationships,
18 and quality assurance and data reporting.”.

19 (b) CONFORMING MEDICAID AMENDMENT.—Section
20 1902(a)(11) of such Act (42 U.S.C. 1396a(a)(11)) is
21 amended—

22 (1) by striking “and” before “(C)”; and

23 (2) by inserting before the semicolon at the end
24 the following: “, and (D) provide that operations and
25 activities under this title are developed and imple-
26 mented in consultation and coordination with the

1 program operated by the State under title V in areas
2 including outreach and enrollment, benefits and
3 services, service delivery standards, public health
4 and social service agency relationships, and quality
5 assurance and data reporting”.

6 (c) EFFECTIVE DATE.—The amendments made by
7 this section take effect on January 1, 2010.

8 **SEC. 903. INCREASE IN SCHIP INCOME ELIGIBILITY.**

9 (a) DEFINITION OF LOW-INCOME CHILD.—Section
10 2110(c)(4) of the Social Security Act (42 U.S.C.
11 1397jj(c)(4)) is amended by striking “200” and inserting
12 “250”.

13 (b) EFFECTIVE DATE.—The amendment made by
14 subsection (a) applies to child health assistance provided
15 and allotments determined under section 2104 of the So-
16 cial Security Act (42 U.S.C. 1397dd) for fiscal years be-
17 ginning with fiscal year 2010.

18 **SEC. 904. OUTREACH PROGRAM TO ENCOURAGE THOSE EL-**
19 **IGIBLE FOR SERVICES TO ENROLL.**

20 The Secretary shall make such funds available as
21 may be necessary to encourage eligible pregnant women
22 to enroll for services under this title.

1 **TITLE X—TITLE X OF PUBLIC**
2 **HEALTH SERVICE ACT**

3 **SEC. 1001. SHORT TITLE.**

4 This title may be cited as the “Title X Family Plan-
5 ning Services Act of 2009”.

6 **SEC. 1002. AUTHORIZATION OF APPROPRIATIONS.**

7 For the purpose of making grants and contracts
8 under section 1001 of the Public Health Service Act (42
9 U.S.C. 300), there are authorized to be appropriated
10 \$700,000,000 for fiscal year 2010, and such sums as may
11 be necessary for each subsequent fiscal year.

12 **TITLE XI—ENSURING COVERAGE**
13 **OF MATERNITY CARE**

14 **SEC. 1101. REMOVAL OF PREGNANCY AS A PREEXISTING**
15 **CONDITION UNDER INDIVIDUAL HEALTH IN-**
16 **SURANCE COVERAGE.**

17 (a) IN GENERAL.—Title XXVII of the Public Health
18 Service Act (42 U.S.C. 300gg et seq.) is amended by in-
19 serting after section 2753 the following:

20 **“SEC. 2754. PREEXISTING CONDITION EXCLUSION NOT AP-**
21 **PLICABLE TO PREGNANCY.**

22 “Individual health insurance coverage, and a health
23 insurance issuer offering individual health insurance cov-
24 erage, may not impose any preexisting condition exclusion
25 relating to pregnancy as a preexisting condition.”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) shall apply to coverage provided on or after
3 January 1, 2010.

4 **SEC. 1102. COVERAGE OF MATERNITY CARE IN THE INDI-**
5 **VIDUAL MARKET.**

6 (a) IN GENERAL.—Title XXVII of the Public Health
7 Service Act (42 U.S.C. 300gg et seq.), as amended by sec-
8 tion 1101, is further amended by inserting after section
9 2754 the following:

10 **“SEC. 2755. COVERAGE OF MATERNITY CARE.**

11 “(a) IN GENERAL.—A health insurance issuer offer-
12 ing health insurance in the individual market that is
13 issued, amended, renewed, or delivered on or after the date
14 of enactment of this section, shall provide coverage for ma-
15 ternity services.

16 “(b) MATERNITY SERVICES DEFINED.—In this sec-
17 tion the term ‘maternity services’ includes preconception,
18 prenatal care, necessary immunizations, mental health
19 screening and services, ambulatory care maternity serv-
20 ices, complications of pregnancy, neonatal care, inpatient
21 hospital maternity care including labor and delivery, in-
22 cluding c-sections, and postpartum care including family
23 planning services.

24 “(c) NON-PREEMPTION.—Nothing in this section
25 shall be construed to preempt any State law in effect as

1 of the date of enactment of this section, with respect to
 2 health insurance that requires coverage of maternity serv-
 3 ices that exceeds the minimum coverage requirements as
 4 specified in subsection (a).”.

5 (b) EFFECTIVE DATE.—The amendment made by
 6 subsection (a) shall apply to coverage provided on or after
 7 January 1, 2010.

8 **TITLE XII—IMPROVING ACCESS**
 9 **TO PRENATAL ULTRASOUNDS**

10 **SEC. 1201. GRANTS TO HEALTH CENTERS FOR PURCHASE**
 11 **OF ULTRASOUND EQUIPMENT.**

12 Part B of title III of the Public Health Service Act
 13 (42 U.S.C. 243 et seq.) is amended by inserting after sec-
 14 tion 317L the following:

15 **“SEC. 317L-1. GRANTS FOR THE PURCHASE OR UPGRADE**
 16 **OF ULTRASOUND EQUIPMENT.**

17 “(a) IN GENERAL.—The Secretary may make grants
 18 for the purchase of ultrasound equipment. Such
 19 ultrasound equipment shall be used by the recipients of
 20 such grants to provide ultrasound examinations to preg-
 21 nant women consenting to such services.

22 “(b) ELIGIBILITY REQUIREMENTS.—An entity may
 23 receive a grant under subsection (a) only if—

24 “(1) the entity is a health center eligible to re-
 25 ceive a grant under section 330; and

1 “(2) the entity follows practice standards sup-
2 ported by the American Institute of Ultrasound in
3 Medicine and other professional organizations rep-
4 resenting health care providers.

5 “(c) APPLICATION FOR GRANT.—A grant may be
6 made under subsection (a) only if an application for the
7 grant is submitted in such form, in such manner, and con-
8 taining such agreements, assurances, and information as
9 the Secretary determines to be necessary.

10 “(d) ANNUAL REPORT TO SECRETARY.—A grant
11 may be made under subsection (a) only if the applicant
12 for the grant agrees to report on an annual basis to the
13 Secretary, in such form and manner as the Secretary may
14 require, on the ongoing compliance of the applicant with
15 the eligibility conditions established in this section.

16 “(e) AUTHORIZATION OF APPROPRIATIONS.—For the
17 purpose of carrying out this section, there are authorized
18 to be appropriated \$3,000,000 for fiscal year 2010, and
19 such sums as may be necessary for each of fiscal years
20 2011 through 2013.”

1 **TITLE XIII—PREVENTING DO-**
2 **MESTIC VIOLENCE AND SEX-**
3 **UAL ASSAULT AND ADDRESS-**
4 **ING THE LINK BETWEEN**
5 **SUCH VIOLENCE AND UNIN-**
6 **TENDED PREGNANCY**

7 **SEC. 1301. FINDINGS.**

8 The Congress finds as follows:

9 (1) On average, almost 500 women are raped or
10 sexually assaulted each day in the United States and
11 4,800,000 intimate partner related physical assaults
12 and rapes are experienced by women each year.

13 (2) Homicide was found to be a leading cause
14 of pregnancy-associated injury deaths among women
15 from 1991–1999. The pregnancy-associated homi-
16 cide ratio was 1.7 per 100,000 live births.

17 (3) Women experiencing abuse in the year prior
18 to and/or during a recent pregnancy are 40 to 60
19 percent more likely than non-abused women to re-
20 port high-blood pressure, vaginal bleeding, severe
21 nausea, kidney or urinary tract infections and hos-
22 pitalization during pregnancy and are 37 percent
23 more likely to deliver preterm.

24 (4) Children born to abused mothers are 17
25 percent more likely to be born underweight and

1 more than 30 percent more likely than other chil-
2 dren to require intensive care upon birth.

3 (5) Too few doctors screen their patients for
4 abuse, even though up to one in 12 pregnant women
5 are battered.

6 (6) Physical violence is linked to STD and HIV
7 transmission, miscarriages, and risky sexual health
8 behavior.

9 (7) A study found women who experienced inti-
10 mate partner violence were more likely to report a
11 lack of contraception use due to partner control over
12 contraception.

13 (8) Two in five adult women who have been
14 abused by partners have experienced an unwanted
15 pregnancy.

16 **SEC. 1302. SEPARATE PROGRAM TO IDENTIFY AND TREAT**
17 **WOMEN WHO ARE VICTIMS OF OR AT RISK OF**
18 **DOMESTIC VIOLENCE, DATING VIOLENCE,**
19 **SEXUAL ASSAULT, SEXUAL COERCION, OR**
20 **STALKING.**

21 (a) ALLOTMENTS.—For the purpose described in
22 subsection (b), the Secretary shall, for fiscal year 2008
23 and each subsequent fiscal year, allot to each State that
24 has transmitted an application for the fiscal year under

1 section 505(a) of the Social Security Act an amount equal
2 to the product of—

3 (1) the amount appropriated under subsection
4 (d) for the fiscal year; and

5 (2) the percentage determined for the State
6 under section 502(c)(1)(B)(ii) of such Act.

7 (b) PURPOSE.—The purpose of an allotment under
8 subsection (a) with respect to a State is to enable the
9 State to better identify and treat women who are victims
10 of or at risk of domestic violence, dating violence, sexual
11 assault, sexual coercion, or stalking through training
12 health care professionals and behavioral and public health
13 staff how to identify, assess, treat, and refer such women.
14 Such training shall include—

15 (1) identifying patients or clients at risk of or
16 experiencing domestic violence, dating violence sex-
17 ual assault, sexual coercion, or stalking;

18 (2) assessing the immediate safety of the pa-
19 tient or client, the impact of the abuse on the health
20 of the patient, and assisting the patient in devel-
21 oping a plan to promote her safety;

22 (3) examining and treating such patients or cli-
23 ents, including providing information regarding the
24 dynamics and nature of domestic violence, dating vi-
25 olence sexual assault, sexual coercion, or stalking;

1 (4) providing information regarding its implica-
2 tions for unintended pregnancy and sexually trans-
3 mitted infections and HIV;

4 (5) emphasizing strategies to manage the pa-
5 tient or client's health, including unintended preg-
6 nancies, in the context of a violent relationship;

7 (6) maintaining complete medical or forensic
8 records that include the documentation of the exam-
9 ination, treatment given, and referrals made, and es-
10 tablishing mechanisms to ensure the privacy and
11 confidentiality of those medical records;

12 (7) referring the patient or client to public and
13 private nonprofit entities that provide services for
14 such victims; and

15 (8) ensuring that all services are provided in a
16 linguistically and culturally relevant manner.

17 (c) APPLICATION OF PROVISIONS.—

18 (1) IN GENERAL.—Sections 503, 507, and 508
19 of the Social Security Act apply to allotments under
20 subsection (a) to the same extent and in the same
21 manner as such sections apply to allotments under
22 section 502(c) of such Act.

23 (2) SECRETARIAL DISCRETION.—Sections 505
24 and 506 of the Social Security Act apply to allot-

1 ments under subsection (a) to the extent determined
2 by the Secretary to be appropriate.

3 (d) **AUTHORIZATION OF APPROPRIATIONS.**—For the
4 purpose of making allotments under subsection (a), there
5 is authorized to be appropriated \$4,000,000 for each of
6 fiscal years 2010 through 2014.

7 **SEC. 1303. ADDITIONAL AUTHORIZATION OF APPROPRIA-**
8 **TIONS FOR PUBLIC CAMPAIGN TO INCREASE**
9 **PUBLIC AWARENESS.**

10 Section 403 of the Violence Against Women and De-
11 partment of Justice Reauthorization Act of 2005 (42
12 U.S.C. 14045c) is amended—

13 (1) in subsection (a), by inserting “women, in-
14 cluding” after “against”; and

15 (2) in subsection (b), by striking “such sums”
16 and all that follows and inserting the following:
17 “\$5,000,000 for fiscal year 2010, and such sums as
18 may be necessary for each of fiscal years 2011
19 through 2014.”.

20 **TITLE XIV—SUPPORT FOR PREG-**
21 **NANT AND PARENTING STU-**
22 **DENTS**

23 **SEC. 1401. SUPPORT SERVICES FOR STUDENTS.**

24 (a) **IN GENERAL.**—The Secretary of Education may
25 make grants to institutions of higher education (as defined

1 in section 102 of the Higher Education Act of 1965 (20
2 U.S.C. 1002)) that receive Federal financial assistance to
3 carry out demonstration projects for the purpose of pro-
4 viding services to assist students who have decided to
5 carry their pregnancies to term, including those antici-
6 pating adoption, and parenting students, in continuing
7 their studies and graduating.

8 (b) APPLICATION.—Each institution of higher edu-
9 cation desiring a grant under this section shall submit to
10 the Secretary of Education an application in such form,
11 in such manner, and containing such agreements, assur-
12 ances, and information as the Secretary determines to be
13 necessary to carry out this section. Such application shall
14 include an assurance that the institution will—

15 (1) provide the services offered under the dem-
16 onstration program carried out with such grant
17 through on-campus facilities; and

18 (2) submit to the Secretary, for each fiscal year
19 for which such grant is awarded, a report describing
20 the activities carried out under the grant and the ef-
21 fects of the activities on the students to whom serv-
22 ices are provided.

23 (c) LIMITATIONS ON AMOUNT OF GRANT.—Each
24 grant awarded under subsection (a) for a fiscal year shall
25 be for an amount that is not more than \$25,000.

1 (d) AUTHORIZATION OF APPROPRIATIONS.—For the
 2 purpose of carrying out this section, there are authorized
 3 to be appropriated \$500,000 for each of fiscal years 2010
 4 through 2014.

5 **SEC. 1402. CHILD CARE ACCESS MEANS PARENTS IN**
 6 **SCHOOL PROGRAM.**

7 Section 419N(b)(2)(B) of the Higher Education Act
 8 of 1965 (20 U.S.C. 1070e(b)(2)(B)) is amended to read
 9 as follows:

10 “(B) MINIMUM.—A grant under this sec-
 11 tion shall be awarded in an amount that is not
 12 less than \$30,000.”.

13 **TITLE XV—GRANTS FOR A NA-**
 14 **TIONAL INFORMATION CAM-**
 15 **PAIGN ON ADOPTION**

16 **SEC. 1501. GRANTS FOR A NATIONAL INFORMATION CAM-**
 17 **PAIGN ON ADOPTION.**

18 (a) GRANTS.—The Secretary shall select on the basis
 19 of competitive grants, national nonpartisan, nonprofit or-
 20 ganizations that meet the requirements of this section to
 21 establish national information campaigns to educate the
 22 public about adoption, including foster care adoption, and
 23 resources available to prospective and current adoptive
 24 parents, and to carry out the purposes and activities de-
 25 scribed in subsections (c) and (d).

1 (b) REQUIREMENTS FOR GRANT.—The Secretary
2 may award a grant under this section to an entity only
3 if the Secretary determines that—

4 (1) the organization has experience in the field
5 of adoption and foster care, which includes, but is
6 not limited to, research and education;

7 (2) the organization is research-based;

8 (3) the organization has comprehensive knowl-
9 edge and data about adoption and foster care;

10 (4) the organization has a demonstrated ability
11 to work with and provide assistance to a broad
12 range of individuals and entities; and

13 (5) the organization has provided assurances
14 satisfactory to the Secretary that the activities fund-
15 ed under this section will not include teaching or
16 promoting religion.

17 (c) PURPOSES.—Purposes under subsection (a) may
18 include the following:

19 (1) Developing and implementing comprehen-
20 sive information campaigns to promote accurate
21 positive information and messages on adoption, in-
22 cluding foster care adoption, and the benefits it can
23 bring to children and families.

24 (2) Reaching the public in a linguistically and
25 culturally relevant manner, dispelling negative

1 stereotypes while promoting accurate, comprehensive
2 positive information and messages about adoption,
3 including foster care adoption.

4 (d) ACTIVITIES.—Each grantee shall carry out the
5 purposes described in subsection (c) and develop and im-
6 plement information campaigns directly or through
7 grants, contracts, or cooperative agreements with other
8 entities. Activities may include the following:

9 (1) Public service announcements.

10 (2) Paid educational messages for print media.

11 (3) Public transit advertising.

12 (4) Radio broadcast media.

13 (5) Internet.

14 (6) Other new technology as may be appro-
15 priate for reaching a large audience.

16 (7) Providing information through community
17 and faith-based organizations.

18 (8) Providing workshops or trainings for media,
19 professionals, and other relevant parties.

20 (e) SUBMISSION OF PLAN.—

21 (1) IN GENERAL.—To be eligible to receive a
22 grant under this section, a grantee shall submit to
23 the Secretary an application that meets the require-
24 ments of paragraph (2).

1 (2) REQUIREMENTS.—An application under this
2 subsection shall be submitted in such form, in such
3 manner, and containing such information and assur-
4 ances as the Secretary may prescribe, and shall in-
5 clude the following:

6 (A) A complete description of applicant’s
7 plan for the proposed public information cam-
8 paign.

9 (B) A description of the positive messages
10 for the proposed public information campaign.

11 (C) An identification of the media organi-
12 zations and other groups through which the
13 campaign will be carried out.

14 (D) A description of the nature, amount,
15 distribution, and timing of informational mes-
16 sages to be used in the campaign.

17 (E) If targeting specific communities and
18 groups, an identification of the specific commu-
19 nities and groups to be educated by the cam-
20 paign, and a description of how the campaign
21 will educate the communities and groups.

22 (F) If targeting specific communities and
23 groups, the plans of the applicant with respect
24 to working with organizations that have exper-

1 tise in developing culturally appropriate infor-
2 mational messages.

3 (G) A description of the geographic dis-
4 tribution of the campaign.

5 (H) Such other information and assur-
6 ances as the Secretary may require.

7 (f) EVALUATION OF PROJECT.—The Secretary shall
8 establish criteria for the evaluation of projects. A grant
9 may be made only if the grantee involved—

10 (1) agrees to participate in an independent eval-
11 uation of the project in accordance with such cri-
12 teria; and

13 (2) agrees to submit to the Secretary such data
14 as the Secretary determines to be appropriate.

15 (g) AUTHORIZATION OF APPROPRIATIONS.—

16 (1) IN GENERAL.—For the purpose of carrying
17 out this section, there is authorized to be appro-
18 priated \$30,000,000 for each of fiscal years 2010
19 through 2014.

20 (2) EVALUATION.—Of the total amount appro-
21 priated to carry out this section for a fiscal year, not
22 more than 10 percent may be made available for the
23 evaluation of projects.

1 **TITLE XVI—EXPANSION OF**
2 **ADOPTION CREDIT AND**
3 **ADOPTION ASSISTANCE PRO-**
4 **GRAMS**

5 **SEC. 1601. EXPANSION OF ADOPTION CREDIT AND ADOPTI-**
6 **ON ASSISTANCE PROGRAMS.**

7 (a) INCREASE IN DOLLAR LIMITATION.—

8 (1) ADOPTION CREDIT.—

9 (A) IN GENERAL.—Paragraph (1) of sec-
10 tion 23(b) of the Internal Revenue Code of
11 1986 (relating to dollar limitation) is amended
12 by striking “\$10,000” and inserting “\$15,000”.

13 (B) CHILD WITH SPECIAL NEEDS.—Para-
14 graph (3) of section 23(a) of such Code (relat-
15 ing to \$10,000 credit for adoption of child with
16 special needs regardless of expenses) is amend-
17 ed—

18 (i) in the text by striking “\$10,000”
19 and inserting “\$15,000”, and

20 (ii) in the heading by striking
21 “\$10,000” and inserting “\$15,000”.

22 (C) CONFORMING AMENDMENT TO INFLA-
23 TION ADJUSTMENT.—Subsection (h) of section
24 23 of such Code (relating to adjustments for in-
25 flation) is amended to read as follows:

1 “(h) ADJUSTMENTS FOR INFLATION.—

2 “(1) DOLLAR LIMITATIONS.—In the case of a
3 taxable year beginning after December 31, 2010,
4 each of the dollar amounts in subsections (a)(3) and
5 (b)(1) shall be increased by an amount equal to—

6 “(A) such dollar amount, multiplied by

7 “(B) the cost-of-living adjustment deter-
8 mined under section 1(f)(3) for the calendar
9 year in which the taxable year begins, deter-
10 mined by substituting ‘calendar year 2009’ for
11 ‘calendar year 1992’ in subparagraph (B)
12 thereof.

13 If any amount as increased under the preceding sen-
14 tence is not a multiple of \$10, such amount shall be
15 rounded to the nearest multiple of \$10.

16 “(2) INCOME LIMITATION.—In the case of a
17 taxable year beginning after December 31, 2002, the
18 dollar amount in subsection (b)(2)(A)(i) shall be in-
19 creased by an amount equal to—

20 “(A) such dollar amount, multiplied by

21 “(B) the cost-of-living adjustment deter-
22 mined under section 1(f)(3) for the calendar
23 year in which the taxable year begins, deter-
24 mined by substituting ‘calendar year 2001’ for

1 ‘calendar year 1992’ in subparagraph (B)
2 thereof.

3 If any amount as increased under the preceding sen-
4 tence is not a multiple of \$10, such amount shall be
5 rounded to the nearest multiple of \$10.”.

6 (2) ADOPTION ASSISTANCE PROGRAMS.—

7 (A) IN GENERAL.—Paragraph (1) of sec-
8 tion 137(b) of the Internal Revenue Code of
9 1986 (relating to dollar limitation) is amended
10 by striking “\$10,000” and inserting “\$15,000”.

11 (B) CHILD WITH SPECIAL NEEDS.—Para-
12 graph (2) of section 137(a) of such Code (relat-
13 ing to \$10,000 exclusion for adoption of child
14 with special needs regardless of expenses) is
15 amended—

16 (i) in the text by striking “\$10,000”
17 and inserting “\$15,000”, and

18 (ii) in the heading by striking
19 “\$10,000” and inserting “\$15,000”.

20 (C) CONFORMING AMENDMENT TO INFLA-
21 TION ADJUSTMENT.—Subsection (f) of section
22 137 of such Code (relating to adjustments for
23 inflation) is amended to read as follows:

24 “(f) ADJUSTMENTS FOR INFLATION.—

1 “(1) DOLLAR LIMITATIONS.—In the case of a
2 taxable year beginning after December 31, 2010,
3 each of the dollar amounts in subsections (a)(2) and
4 (b)(1) shall be increased by an amount equal to—

5 “(A) such dollar amount, multiplied by

6 “(B) the cost-of-living adjustment deter-
7 mined under section 1(f)(3) for the calendar
8 year in which the taxable year begins, deter-
9 mined by substituting ‘calendar year 2009’ for
10 ‘calendar year 1992’ in subparagraph (B)
11 thereof.

12 If any amount as increased under the preceding sen-
13 tence is not a multiple of \$10, such amount shall be
14 rounded to the nearest multiple of \$10.

15 “(2) INCOME LIMITATION.—In the case of a
16 taxable year beginning after December 31, 2002, the
17 dollar amount in subsection (b)(2)(A) shall be in-
18 creased by an amount equal to—

19 “(A) such dollar amount, multiplied by

20 “(B) the cost-of-living adjustment deter-
21 mined under section 1(f)(3) for the calendar
22 year in which the taxable year begins, deter-
23 mined by substituting ‘calendar year 2001’ for
24 ‘calendar year 1992’ in subparagraph thereof.

1 If any amount as increased under the preceding sen-
2 tence is not a multiple of \$10, such amount shall be
3 rounded to the nearest multiple of \$10.”.

4 (b) CREDIT MADE REFUNDABLE.—

5 (1) CREDIT MOVED TO SUBPART RELATING TO
6 REFUNDABLE CREDITS.—The Internal Revenue
7 Code of 1986 is amended—

8 (A) by redesignating section 23, as amend-
9 ed by subsection (a), as section 36B, and

10 (B) by moving section 36B (as so redesign-
11 ated) from subpart A of part IV of subchapter
12 A of chapter 1 to the location immediately be-
13 fore section 37 in subpart C of part IV of sub-
14 chapter A of chapter 1.

15 (2) CONFORMING AMENDMENTS.—

16 (A) Section 24(b)(3)(B) of such Code is
17 amended by striking “sections 23,”.

18 (B) Section 25(e)(1)(C) of such Code is
19 amended—

20 (i) in clause (i) by striking “23,
21 25D,” and inserting “25D”, and

22 (ii) in clause (ii) by striking “23,”.

23 (C) Section 25A(i)(5)(B) of such Code is
24 amended by striking “23, 25D” and inserting
25 “25D”.

1 (D) Section 25B(g)(2) of such Code is
2 amended by striking “23,”.

3 (E) Section 26(a)(1) of such Code is
4 amended by striking “23,”.

5 (F) Section 30(c)(2)(B)(ii) of such Code is
6 amended by striking “23, 25D” and inserting
7 “25D”.

8 (G) Section 30B(g)(2)(B)(ii) of such Code
9 is amended by striking “23,”.

10 (H) Section 30D(c)(2)(B)(ii) of such Code
11 is amended by striking “sections 23 and” and
12 inserting “section”.

13 (I) Section 36B of such Code, as so reded-
14 ignated, is amended—

15 (i) by striking paragraph (4) of sub-
16 section (b), and

17 (ii) by striking subsection (c).

18 (J) Section 137 of such Code is amend-
19 ed—

20 (i) in subsection (d) by striking “sec-
21 tion 23(d)” and inserting “section
22 36B(d)”, and

23 (ii) in subsection (e) by striking “sec-
24 tion 23” and inserting “section 36B”.

1 (K) Section 904(i) of such Code is amend-
2 ed by striking “23,”.

3 (L) Section 1016(a)(26) is amended by
4 striking “23(g)” and inserting “36B(g)”.

5 (M) Section 1400C(d) of such Code is
6 amended by striking “23,”.

7 (N) The table of sections for subpart A of
8 part IV of subchapter A of chapter 1 of such
9 Code of 1986 is amended by striking the item
10 relating to section 23.

11 (O) Paragraph (2) of section 1324(b) of
12 title 31, United States Code, is amended by in-
13 serting “36B,” after “36A,”.

14 (P) The table of sections for subpart C of
15 part IV of subchapter A of chapter 1 of the In-
16 ternal Revenue Code of 1986 is amended by
17 striking the last item and inserting the fol-
18 lowing new items:

“Sec. 36B. Adoption expenses.”.

19 (c) MODIFICATIONS MADE BY EGTRRA TO ADOP-
20 TION CREDIT MADE PERMANENT.—Title IX of the Eco-
21 nomic Growth and Tax Relief Reconciliation Act of 2001
22 shall not apply to the amendments made by section 202
23 of such Act.

1 (d) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to taxable years beginning after
3 December 31, 2009.

4 **TITLE XVII—PROVIDING**
5 **SUPPORT TO NEW PARENTS**

6 **SEC. 1701. INCREASED SUPPORT FOR WIC PROGRAM.**

7 (a) FINDINGS.—Congress finds the following:

8 (1) The special supplemental nutrition program
9 for women, infants, and children (WIC) authorized
10 by section 17 of the Child Nutrition Act of 1966 (42
11 U.S.C. 1786) serves over 9,000,000 women, infants,
12 and children.

13 (2) Over half of all infants in the United States
14 and 1 in 4 young children under age 5 get crucial
15 health and nutrition benefits from the WIC Pro-
16 gram.

17 (3) It is estimated that every dollar spent on
18 WIC results in between \$1.92 and \$4.21 in Medicaid
19 savings for newborns and their mothers.

20 (4) The WIC program has been proven to in-
21 crease the number of women receiving prenatal care,
22 reduce the incidence of low birth weight and fetal
23 mortality, reduce anemia, and enhance the nutri-
24 tional quality of the diet of mothers and children.

1 (5) The WIC program’s essential, effective nu-
2 trition services include nutrition assessment, coun-
3 seling and education, obesity prevention,
4 breastfeeding support and promotion, prenatal and
5 pediatric health care referrals and follow-up, spousal
6 and child abuse referral, drug and alcohol abuse re-
7 ferral, immunization screening, assessment and re-
8 ferral, and a host of other services for mothers and
9 children.

10 (6) One in 10 people eligible to participate in
11 the WIC program are unable to receive WIC serv-
12 ices.

13 (b) EXTENDING CERTIFICATION PERIOD.—Section
14 17(d)(3)(A) of the Child Nutrition Act of 1966 (42 U.S.C.
15 1786(d)(3)(A)) is amended by adding at the end the fol-
16 lowing:

17 “(iii) CHILDREN.—A State may elect
18 to certify children for a period of 1 year.”.

19 (c) PROMOTING AND SUPPORTING
20 BREASTFEEDING.—

21 (1) The second sentence of section 17(a) of the
22 Child Nutrition Act of 1966 (42 U.S.C. 1786(a)) is
23 amended to read as follows: “It is, therefore, the
24 purpose of the program authorized by this section to
25 provide, up to the authorization levels set forth in

1 subsection (g) of this section, supplemental foods,
2 nutrition education, and breastfeeding support and
3 promotion through any eligible local agency that ap-
4 plies for participation in the program.”

5 (2) Section 17(h)(10)(B)(iii) of the Child Nutri-
6 tion Act of 1966 (42 U.S.C. 1786(h)(10)(B)(iii)) is
7 amended to read as follows:

8 “(iii) \$40,000,000 shall be used for
9 special nutrition education such as
10 breastfeeding peer counselors and other re-
11 lated activities.”.

12 (3) Section 17(h)(1)(C)(ii) of the Child Nutri-
13 tion Act of 1966 (42 U.S.C. 1786(h)(1)(C)(ii)) is
14 amended to read as follows:

15 “(ii) BREAST PUMPS.—A State agen-
16 cy may, without restriction, use amounts
17 available under clause (i) for the provision
18 of breast pumps needed to serve partici-
19 pants.”.

20 (d) APPROPRIATING FUNDING FOR WIC.—Section
21 17(g)(1)(A) of the Child Nutrition Act of 1966 (42 U.S.C.
22 1786(g)(1)(A)) is amended to read as follows:

23 “(A) AUTHORIZATION.—There are author-
24 ized to be appropriated to carry out this sec-
25 tion—

1 “(i) \$7,777,000,000 for fiscal year
2 2010, of which—

3 “(I) \$40,000,000 shall be made
4 available for breastfeeding peer coun-
5 selors;

6 “(II) \$40,000,000 shall be made
7 available for infrastructure needs;

8 “(III) \$60,000,000 shall be made
9 available for management information
10 systems; and

11 “(IV) \$5,000,000 shall be made
12 available to support rigorous health
13 outcomes research and evaluation.

14 “(ii) such sums as may be necessary
15 for fiscal year 2011.”.

16 **SEC. 1702. NUTRITIONAL SUPPORT FOR LOW-INCOME PAR-**
17 **ENTS.**

18 Section 5(c)(2) of the Food and Nutrition Act of
19 2008 (7 U.S.C. 2014(c)(2)) is amended by striking “30
20 percentum” and inserting “85 percent”.

21 **SEC. 1703. INCREASED FUNDING FOR THE CHILD CARE AND**
22 **DEVELOPMENT BLOCK GRANT PROGRAM.**

23 Section 658B of the Child Care and Development
24 Block Grant Act of 1990 (42 U.S.C. 9858) is amended
25 by striking “\$1,000,000,000 for each of fiscal years 1996

1 through 2002” and inserting “\$4,127,000,000 for each of
2 fiscal years 2010 through 2016”.

3 **SEC. 1704. FREE HOME VISITS BY TRAINED HOME VISITORS**
4 **FOR EDUCATION ON HEALTH AND DEVELOP-**
5 **MENTAL NEEDS OF INFANTS AND TODDLERS**
6 **FOR LOW-INCOME FAMILIES.**

7 (a) IN GENERAL.—The Secretary may make grants
8 to health departments and schools to provide to eligible
9 families, without charge, education on the health and de-
10 velopmental needs of their infants through visits to their
11 homes by trained home visitors.

12 (b) DEFINITIONS.—In this section:

13 (1) ELIGIBLE FAMILY.—The term “eligible
14 family” means a family that—

15 (A) has low income; and

16 (B) includes the parents or caregivers of a
17 child who has not yet entered kindergarten.

18 (2) LOW INCOME.—

19 (A) IN GENERAL.—The term “low income”
20 means income not exceeding 200 percent of the
21 poverty line for a family of the size involved.

22 (B) SPECIAL RULE.—For purposes of this
23 section, a family that has low income when the
24 provision of home visitation services to the fam-
25 ily commences shall be considered to have low

1 income throughout the course of receiving the
2 services.

3 (3) POVERTY LINE.—The term “poverty line”
4 has the meaning given the term in section 673(2) of
5 the Community Services Block Grant Act (42 U.S.C.
6 9902(2)), including any revision required by such
7 section.

8 (c) CERTAIN REQUIREMENTS.—A grant may be
9 made under subsection (a) only if the applicant involved
10 agrees as follows:

11 (1) The program carried out under subsection
12 (a) by the applicant will be designed to instill in eli-
13 gible families confidence in their abilities to provide
14 for the health needs of their newborns, including
15 through—

16 (A) providing information on child develop-
17 ment; and

18 (B) soliciting questions from the families.

19 (2) The trained home visitors who make home
20 visits under subsection (a) will, as needed, provide
21 referrals for health and social services.

22 (3) The period during which the visits will be
23 available to an eligible family will not be less than
24 1 year.

1 (4) An eligible family will receive no less than
2 2 visits each month, with more frequent visits pro-
3 vided for families with high needs.

4 (5) The program is proven effective on the basis
5 of rigorous scientific research.

6 (d) AUTHORIZED SERVICES.—

7 (1) REQUIREMENTS.—A grant may be made
8 under subsection (a) only if the applicant involved
9 agrees that the following services will be provided by
10 trained home visitors in home visits under subsection
11 (a):

12 (A) Research based information on child
13 health and age appropriate development, includ-
14 ing suggestions for child-developmental activi-
15 ties.

16 (B) Advice on parenting, including infor-
17 mation on how to develop a strong parent-child
18 relationship and realistic expectations of age-ap-
19 propriate child behaviors.

20 (C) Information on parenting, including
21 identifying books, videos and parenting work-
22 shops in the local region.

23 (D) Information on programs that facili-
24 tate parent-to-parent support services.

1 (E) Factually and medically accurate and
2 complete information about contraception.

3 (F) In the case of an eligible entity who is
4 a student, information on resources that may
5 assist the mother in completing the educational
6 courses involved.

7 (G) Child health and developmental screen-
8 ing.

9 (2) ADDITIONAL SERVICES.—A grant under
10 subsection (a) may be expended to provide services
11 under such subsection in addition to the services
12 specified in paragraph (1). The services may in-
13 clude—

14 (A) providing the necessary hygiene prod-
15 ucts for children, such as diapers, that allow a
16 parent to provide for the basic needs of the
17 child; or

18 (B) an effort to recruit low-income preg-
19 nant women who are in their third trimester
20 and have decided to carry their pregnancy to
21 term.

22 (e) LIMITATIONS ON AUTHORIZATION OF APPRO-
23 PRIATIONS.—To carry out this section, there are author-
24 ized to be appropriated \$150,000,000 for fiscal year 2010,
25 \$250,000,000 for fiscal year 2011, \$350,000,000 for fis-

1 cal year 2012, \$450,000,000 for fiscal year 2013, and
2 \$550,000,000 for fiscal year 2014.

3 **SEC. 1705. GRANTS TO INCREASE PUBLIC AWARENESS OF**
4 **RESOURCES AVAILABLE TO NEW PARENTS.**

5 (a) GRANTS.—The Secretary may make grants to
6 States to increase public awareness of resources available
7 to new parents.

8 (b) USE OF FUNDS.—The Secretary may make a
9 grant to a State under this section only if the State agrees
10 to use the grant for all the following:

11 (1) Identification of resources available to new
12 parents.

13 (2) Conducting an advertising campaign to in-
14 crease public awareness of the resources.

15 (3) Establishing and maintaining a toll-free
16 telephone line to direct people to—

17 (A) adoption centers; and

18 (B) organizations that provide support
19 services to new parents.

20 (c) PROHIBITION.—The Secretary shall prohibit each
21 State receiving a grant under this section from using the
22 grant to direct people to an organization or adoption cen-
23 ter that is operated for profit.

24 (d) CERTIFICATIONS REQUIRED AS CONDITION OF
25 GRANT.—As a condition of providing a grant to a State

1 under this section, the Secretary shall require the State
2 to certify to the Secretary that the State will—

3 (1) use the grant to direct people to an organi-
4 zation that provides mandatory full disclosure as to
5 which services and referrals the organization will or
6 will not provide; and

7 (2) make publicly available by means of the
8 Internet (in electronic and paper form) a list of—

9 (A) the resources identified by the State
10 pursuant to subsection (b)(1); and

11 (B) the organizations and adoption centers
12 to which people are directed pursuant to an ad-
13 vertising campaign or telephone line funded
14 under this section.

15 **TITLE XVIII—RESEARCH ON RE-**
16 **SPONSES TO UNINTENDED**
17 **PREGNANCIES**

18 **SEC. 1801. REPORT ON RESPONSES TO UNINTENDED PREG-**
19 **NANCY.**

20 (a) IN GENERAL.—The Secretary shall enter into an
21 agreement with the Institute of Medicine to study the
22 range of choices women make in response to unintended
23 pregnancy. The Secretary shall ensure that a report from
24 the Institute describing the findings of the study is sub-

1 mitted to the Congress not later than January 10, 2013.

2 Names may not be collected for purposes of the study.

3 (b) AUTHORIZATION OF APPROPRIATIONS.—To carry

4 out this section, there are authorized to be appropriated

5 such sums as may be necessary for each of fiscal years

6 2010 through 2013.

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