

Calendar No. 279113TH CONGRESS
1ST SESSION**S. 1870**

To reauthorize and restructure adoption incentive payments, to better enable State child welfare agencies to prevent sex trafficking of children and serve the needs of children who are victims of sex trafficking, to increase the reliability of child support for children, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 19, 2013

Mr. BAUCUS, from the Committee on Finance, reported the following original bill; which was read twice and placed on the calendar

A BILL

To reauthorize and restructure adoption incentive payments, to better enable State child welfare agencies to prevent sex trafficking of children and serve the needs of children who are victims of sex trafficking, to increase the reliability of child support for children, and for other purposes.

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 “Supporting At-Risk Children Act”.

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

Sec. 1. Short title; table of contents.

TITLE I—STRENGTHENING AND FINDING FAMILIES FOR
 CHILDREN

Sec. 101. Short title of title.

Subtitle A—Adoption Incentive Payments

Sec. 111. Extension of program through fiscal year 2016.

Sec. 112. Improvements to award structure.

Sec. 113. Renaming of program.

Sec. 114. Limitations on use of incentive payments.

Sec. 115. State report on calculation and use of savings resulting from the phase-out of eligibility requirements for adoption assistance; requirement to spend 40 percent of savings on certain services.

Sec. 116. Preservation of eligibility for kinship guardianship assistance payments with a successor guardian.

Sec. 117. Data collection on adoption and foster child guardianship disruption and dissolution.

Sec. 118. Encouraging the placement of children in foster care with siblings.

Sec. 119. Effective dates.

Subtitle B—Extension of Family Connection Grant Program

Sec. 121. Extension of family connection grant program.

Subtitle C—Unemployment Compensation

Sec. 131. Improving the collection of unemployment insurance overpayments through tax refund offset.

TITLE II—IDENTIFYING AND SERVING YOUTH VULNERABLE TO
 SEX TRAFFICKING

Sec. 201. Short title of title.

Subtitle A—Addressing the Risks That Make Youth Vulnerable to Sex
 Trafficking and Other Negative Outcomes

Sec. 211. Identifying and screening youth at risk of sex trafficking.

Sec. 212. Improvements to another planned permanent living arrangement as a permanency option.

Subtitle B—Empowering Older Youth Vulnerable to Domestic Sex Trafficking
 and Other Negative Outcomes

Sec. 221. Empowering foster youth age 14 and older in the development of their own case plan and transition planning for a successful adulthood.

Sec. 222. Ensuring foster youth have a birth certificate, Social Security card, driver's license or equivalent State-issued identification card, and a bank account.

Subtitle C—Data and Reports

- Sec. 231. Streamline data collection and reporting on sex trafficking.
 Sec. 232. Recommendations to Congress for expanding housing for youth victims of trafficking.

Subtitle D—National Advisory Committee on Domestic Sex Trafficking

- Sec. 241. National Advisory Committee on Domestic Sex Trafficking.

TITLE III—CHILD SUPPORT ENFORCEMENT

- Sec. 301. Short title of title.

Subtitle A—Increased Reliability of Child Support

- Sec. 311. Compliance with multilateral child support conventions.
 Sec. 312. Relief from passport sanctions for certain individuals.
 Sec. 313. Child support enforcement programs for Indian tribes.
 Sec. 314. Parenting time arrangements.
 Sec. 315. Efficient use of the National Directory of New Hires Database for federally sponsored research assessing the effectiveness of Federal policies and programs in achieving positive labor market outcomes.

Subtitle B—Child Support Enforcement Task Force

- Sec. 321. Child Support Enforcement Task Force.

Subtitle C—Effective Dates

- Sec. 331. Effective dates.

TITLE IV—BUDGETARY EFFECTS

- Sec. 401. Determination of budgetary effects.

1 **TITLE I—STRENGTHENING AND**
 2 **FINDING FAMILIES FOR CHILD-**
 3 **DREN**

4 **SEC. 101. SHORT TITLE OF TITLE.**

5 This title may be cited as the “Strengthening And
 6 Finding Families for Children Act”.

1 **Subtitle A—Adoption Incentive**
2 **Payments**

3 **SEC. 111. EXTENSION OF PROGRAM THROUGH FISCAL**
4 **YEAR 2016.**

5 Section 473A of the Social Security Act (42 U.S.C.
6 673b) is amended—

7 (1) in subsection (b)(5), by striking “2008
8 through 2012” and inserting “2013 through 2015”;
9 and

10 (2) in each of paragraphs (1)(D) and (2) of
11 subsection (h), by striking “2013” and inserting
12 “2016”.

13 **SEC. 112. IMPROVEMENTS TO AWARD STRUCTURE.**

14 (a) **ELIGIBILITY FOR AWARD.**—Section 473A(b) of
15 the Social Security Act (42 U.S.C. 673b(b)) is amended
16 by striking paragraph (2) and redesignating paragraphs
17 (3) through (5) as paragraphs (2) through (4), respec-
18 tively.

19 (b) **DATA REQUIREMENTS.**—Section 473A(c)(2) of
20 such Act (42 U.S.C. 673b(c)(2)) is amended—

21 (1) in the paragraph heading, by striking
22 “NUMBERS OF ADOPTIONS” and inserting “RATES
23 OF ADOPTIONS AND GUARDIANSHIPS”;

24 (2) by striking “the numbers” and all that fol-
25 lows through “section,” and inserting “each of the

1 rates required to be determined under this section
2 with respect to a State and a fiscal year,”; and

3 (3) by inserting before the period the following:

4 “, and, with respect to the determination of the
5 rates related to foster child guardianships, on the
6 basis of information reported to the Secretary under
7 paragraph (12) of subsection (g)”.

8 (c) AWARD AMOUNT.—Section 473A(d) of such Act
9 (42 U.S.C. 673b(d)) is amended—

10 (1) in paragraph (1), by striking subparagraphs
11 (A) through (C) and inserting the following:

12 “(A) \$4,000, multiplied by the amount (if
13 any) by which—

14 “(i) the number of foster child adop-
15 tions in the State during the fiscal year;
16 exceeds

17 “(ii) the product (rounded to the
18 nearest whole number) of—

19 “(I) the base rate of foster child
20 adoptions for the State for the fiscal
21 year; and

22 “(II) the number of children in
23 foster care under the supervision of
24 the State on the last day of the pre-
25 ceding fiscal year;

1 “(B) \$8,000, multiplied by the amount (if
2 any) by which—

3 “(i) the number of older child adop-
4 tions and older foster child guardianships
5 in the State during the fiscal year; exceeds

6 “(ii) the product (rounded to the
7 nearest whole number) of—

8 “(I) the base rate of older child
9 adoptions and older foster child
10 guardianships for the State for the
11 fiscal year; and

12 “(II) the number of children in
13 foster care under the supervision of
14 the State on the last day of the pre-
15 ceding fiscal year who have attained
16 age 9;

17 “(C) \$4,500, multiplied by the amount (if
18 any) by which—

19 “(i) the number of special needs adop-
20 tions that are not older child adoptions in
21 the State during the fiscal year; exceeds

22 “(ii) the product (rounded to the
23 nearest whole number) of—

24 “(I) the base rate of special
25 needs adoptions that are not older

1 child adoptions for the State for the
2 fiscal year; and

3 “(II) the number of children in
4 foster care under the supervision of
5 the State on the last day of the pre-
6 ceding fiscal year who have not at-
7 tained age 9; and

8 “(D) \$4,000, multiplied by the amount (if
9 any) by which—

10 “(i) the number of foster child
11 guardianships in the State during the fis-
12 cal year; exceeds

13 “(ii) the product (rounded to the
14 nearest whole number) of—

15 “(I) the base rate of foster child
16 guardianships for the State for the
17 fiscal year; and

18 “(II) the number of children in
19 foster care under the supervision of
20 the State on the last day of the pre-
21 ceding fiscal year.”; and

22 (2) by striking paragraph (3) and inserting the
23 following:

1 “(3) INCREASED ADOPTION AND LEGAL GUARD-
2 IANSHIP INCENTIVE PAYMENT FOR TIMELY ADOPT-
3 TIONS.—

4 “(A) IN GENERAL.—If for any of fiscal
5 years 2013 through 2015, the total amount of
6 adoption and legal guardianship incentive pay-
7 ments payable under paragraph (1) of this sub-
8 section are less than the amount appropriated
9 under subsection (h) for the fiscal year, then,
10 from the remainder of the amount appropriated
11 for the fiscal year that is not required for such
12 payments (in this paragraph referred to as the
13 ‘timely adoption award pool’), the Secretary
14 shall increase the adoption incentive payment
15 determined under paragraph (1) for each State
16 that the Secretary determines is a timely adop-
17 tion award State for the fiscal year by the
18 award amount determined for the fiscal year
19 under subparagraph (C) .

20 “(B) TIMELY ADOPTION AWARD STATE DE-
21 FINED.—A State is a timely adoption award
22 State for a fiscal year if the State is one of the
23 50 States or the District of Columbia and the
24 Secretary determines that more than 50 percent
25 of the foster child adoptions that were finalized

1 in the State during the fiscal year were for chil-
2 dren for whom an adoption was finalized not
3 more than 12 months after the date on which
4 the child becomes legally free for adoption.

5 “(C) AWARD AMOUNT.—For purposes of
6 subparagraph (A), the award amount deter-
7 mined under this subparagraph with respect to
8 a fiscal year is the amount equal to the product
9 of—

10 “(i) the timely adoption award pool
11 for the fiscal year; and

12 “(ii) the number of timely adoption
13 award States for the fiscal year.”.

14 (d) DEFINITIONS.—Section 473A(g) of such Act (42
15 U.S.C. 673b(g)) is amended by striking paragraphs (1)
16 through (8) and inserting the following:

17 “(1) FOSTER CHILD ADOPTION RATE.—The
18 term ‘foster child adoption rate’ means, with respect
19 to a State and a fiscal year, the percentage deter-
20 mined by dividing—

21 “(A) the number of foster child adoptions
22 finalized in the State during the fiscal year; by

23 “(B) the number of children in foster care
24 under the supervision of the State on the last
25 day of the preceding fiscal year.

1 “(2) BASE RATE OF FOSTER CHILD ADOPT-
2 TIONS.—The term ‘base rate of foster child adop-
3 tions’ means, with respect to a State and a fiscal
4 year, the average of the foster child adoption rate
5 for the State for the immediately preceding 3 fiscal
6 years.

7 “(3) FOSTER CHILD ADOPTION.—The term
8 ‘foster child adoption’ means the final adoption of a
9 child who, at the time of adoptive placement, was in
10 foster care under the supervision of the State.

11 “(4) SPECIAL NEEDS ADOPTIONS THAT ARE
12 NOT OLDER CHILD ADOPTIONS RATE.—The term
13 ‘special needs adoptions that are not older child
14 adoptions rate’ means, with respect to a State and
15 a fiscal year, the percentage determined by divid-
16 ing—

17 “(A) the number of special needs adoptions
18 that are not older child adoptions finalized in
19 the State during the fiscal year; by

20 “(B) the number of children in foster care
21 under the supervision of the State on the last
22 day of the preceding fiscal year who have not
23 attained age 9.

24 “(5) BASE RATE OF SPECIAL NEEDS ADOPT-
25 TIONS THAT ARE NOT OLDER CHILD ADOPTIONS.—

1 The term ‘base rate of special needs adoptions that
2 are not older child adoptions’ means, with respect to
3 a State and a fiscal year, the average of the special
4 needs adoptions that are not older child adoptions
5 rate for the State for the immediately preceding 3
6 fiscal years.

7 “(6) SPECIAL NEEDS ADOPTIONS THAT ARE
8 NOT OLDER CHILD ADOPTIONS.—The term ‘special
9 needs adoptions that are not older child adoptions’
10 means the final adoptions of all children who have
11 not attained age 9 and for whom an adoption assist-
12 ance agreement is in effect under section 473.

13 “(7) OLDER CHILD ADOPTIONS AND OLDER
14 FOSTER CHILD GUARDIANSHIPS RATE.—The term
15 ‘older child adoptions and older foster child
16 guardianships rate’ means, with respect to a State
17 and a fiscal year, the percentage determined by di-
18 viding—

19 “(A) the number of older child adoptions
20 and older foster child guardianships finalized in
21 the State during the fiscal year; by

22 “(B) the number of children in foster care
23 under the supervision of the State on the last
24 day of the preceding fiscal year, who have at-
25 tained 9 years of age.

1 “(8) BASE RATE OF OLDER CHILD ADOPTIONS
2 AND OLDER FOSTER CHILD GUARDIANSHIPS.—The
3 term ‘base rate of older child adoptions and older
4 foster child guardianships’ means, with respect to a
5 State and a fiscal year, the average of the older
6 child adoptions and older foster child guardianships
7 rate for the State for the immediately preceding 3
8 fiscal years.

9 “(9) OLDER CHILD ADOPTIONS AND OLDER
10 FOSTER CHILD GUARDIANSHIPS.—The term ‘older
11 child adoptions and older foster child guardianships’
12 means the final adoption, or the placement into legal
13 guardianship, of all children who have attained 9
14 years of age and—

15 “(A) at the time of the adoptive or legal
16 guardianship placement, were in foster care
17 under the supervision of the State; or

18 “(B) for whom an adoption assistance
19 agreement was in effect under section 473.

20 “(10) FOSTER CHILD GUARDIANSHIP RATE.—
21 The term ‘foster child guardianship rate’ means,
22 with respect to a State and a fiscal year, the per-
23 centage determined by dividing—

1 “(A) the number of foster child
2 guardianships that occurred in the State during
3 the fiscal year; by

4 “(B) the number of children in foster care
5 under the supervision of the State on the last
6 day of the preceding fiscal year.

7 “(11) BASE RATE OF FOSTER CHILD
8 GUARDIANSHIPS.—The term ‘base rate of foster
9 child guardianships’ means, with respect to a State
10 and a fiscal year, the average of the foster child
11 guardianship rate for the State for the immediately
12 preceding 3 fiscal years.

13 “(12) FOSTER CHILD GUARDIANSHIP.—The
14 term ‘foster child guardianship’ means, with respect
15 to a State, the exit of a child from foster care under
16 the responsibility of the State to live with a legal
17 guardian, if the State has reported to the Sec-
18 retary—

19 “(A) that the State agency has determined
20 that—

21 “(i) the child has been removed from
22 his or her home pursuant to a voluntary
23 placement agreement or as a result of a ju-
24 dicial determination to the effect that con-

1 continuation in the home would be contrary to
2 the welfare of the child;

3 “(ii) being returned home is not an
4 appropriate option for the child;

5 “(iii) the child demonstrates a strong
6 attachment to the prospective legal guard-
7 ian, and the prospective legal guardian has
8 a strong commitment to caring perma-
9 nently for the child; and

10 “(iv) if the child has attained 14 years
11 of age, the child has been consulted re-
12 garding the legal guardianship arrange-
13 ment; or

14 “(B) the alternative procedures used by
15 the State to determine that legal guardianship
16 is the appropriate option for the child.”.

17 **SEC. 113. RENAMING OF PROGRAM.**

18 (a) IN GENERAL.—The section heading of section
19 473A of the Social Security Act (42 U.S.C. 673b) is
20 amended to read as follows:

21 **“SEC. 473A. ADOPTION AND LEGAL GUARDIANSHIP INCEN-
22 TIVE PAYMENTS.”.**

23 (b) CONFORMING AMENDMENTS.—

24 (1) Section 473A of such Act is amended in
25 each of subsections (a), (d)(1), (d)(2)(A), and

1 (d)(2)(B) (42 U.S.C. 673b(a), (d)(1), (d)(2)(A), and
2 (d)(2)(B)) by inserting “and legal guardianship”
3 after “adoption” each place it appears.

4 (2) The heading of section 473A(d) of such Act
5 (42 U.S.C. 673b(d)) is amended by inserting “AND
6 LEGAL GUARDIANSHIP” after “ADOPTION”.

7 **SEC. 114. LIMITATIONS ON USE OF INCENTIVE PAYMENTS.**

8 Section 473A(f) of the Social Security Act (42 U.S.C.
9 673b(f)) is amended—

10 (1) in the first sentence, by inserting “, and
11 shall use the amount to supplement, and not sup-
12 plant, any Federal or non-Federal funds used to
13 provide any service under part B or E” before the
14 period;

15 (2) by inserting after the first sentence, the fol-
16 lowing: “In the case of any State that is paid an in-
17 centive payment under this section for a fiscal year
18 that exceeds \$100,000, the State shall use at least
19 25 percent of the incentive payment made to the
20 State for that fiscal year to provide services for chil-
21 dren who have been reunified with their families, in-
22 cluding services to youth who, after emancipating
23 from foster care, return to their families, to support
24 and sustain these reunifications.”; and

1 (3) by striking “the preceding sentence” and in-
2 serting “this subsection”.

3 **SEC. 115. STATE REPORT ON CALCULATION AND USE OF**
4 **SAVINGS RESULTING FROM THE PHASE-OUT**
5 **OF ELIGIBILITY REQUIREMENTS FOR ADOPTI-**
6 **ON ASSISTANCE; REQUIREMENT TO SPEND**
7 **40 PERCENT OF SAVINGS ON CERTAIN SERV-**
8 **ICES.**

9 Section 473(a)(8) of the Social Security Act (42
10 U.S.C. 673(a)(8)) is amended to read as follows:

11 “(8)(A) A State shall calculate the savings (if any)
12 resulting from the application of paragraph (2)(A)(ii) to
13 all applicable children for a fiscal year, using a method-
14 ology specified by the Secretary or an alternate method-
15 ology proposed by the State and approved by the Sec-
16 retary.

17 “(B) A State shall annually report to the Secretary—

18 “(i) the methodology used to make the calcula-
19 tion described in subparagraph (A), without regard
20 to whether any savings are found;

21 “(ii) the amount of any savings referred to in
22 subparagraph (A); and

23 “(iii) how any such savings are spent, account-
24 ing for and reporting the spending separately from

1 any other spending reported to the Secretary under
2 part B or E.

3 “(C) The Secretary shall make all information re-
4 ported pursuant to subparagraph (B) (including the infor-
5 mation required under subparagraph (D)(iii)) available on
6 the website of the Department of Health and Human
7 Services in a location easily accessible to the public.

8 “(D)(i) A State shall spend an amount equal to the
9 amount of the savings (if any) in State expenditures under
10 this part resulting from the application of paragraph
11 (2)(A)(ii) to all applicable children for a fiscal year, to
12 provide to children of families any service that may be pro-
13 vided under this part or part B, and shall spend not less
14 than 40 percent of any such savings on—

15 “(I) post-adoption or post-guardianship services
16 (as applicable) for children placed in adoptive, kin-
17 ship guardianship, or guardianship placements and
18 their families; and

19 “(II) services to support and sustain positive
20 permanent outcomes for children who otherwise
21 might enter into foster care under the responsibility
22 of the State.

23 “(ii) Any spending by a State in accordance with this
24 subparagraph shall be used to supplement, and not sup-

1 plant, any Federal or non-Federal funds used to provide
2 any service under part B or E.

3 “(iii) A State shall include in the annual report sub-
4 mitted to the Secretary under subparagraph (B) a detailed
5 account, in such form and manner as the Secretary shall
6 require, of the services funded by the State to satisfy the
7 requirements of clause (i) of this subparagraph.”.

8 **SEC. 116. PRESERVATION OF ELIGIBILITY FOR KINSHIP**
9 **GUARDIANSHIP ASSISTANCE PAYMENTS**
10 **WITH A SUCCESSOR GUARDIAN.**

11 Section 473(d)(3) of the Social Security Act (42
12 U.S.C. 673(d)(3)) is amended by adding at the end the
13 following:

14 “(C) ELIGIBILITY NOT AFFECTED BY RE-
15 PLACEMENT OF GUARDIAN WITH A SUCCESSOR
16 GUARDIAN.—In the event of the death or inca-
17 pacity of the relative guardian, the eligibility of
18 a child for a kinship guardianship assistance
19 payment under this subsection shall not be af-
20 fected by reason of the replacement of the rel-
21 ative guardian with a successor legal guardian
22 named in the kinship guardianship assistance
23 agreement referred to in paragraph (1) (includ-
24 ing in any amendment to the agreement), not-

1 withstanding subparagraph (A) of this para-
2 graph and section 471(a)(28).”.

3 **SEC. 117. DATA COLLECTION ON ADOPTION AND FOSTER**
4 **CHILD GUARDIANSHIP DISRUPTION AND DIS-**
5 **SOLUTION.**

6 (a) IN GENERAL.—Section 479 of the Social Security
7 Act (42 U.S.C. 679) is amended by adding at the end the
8 following new subsection:

9 “(d)(1) Not later than 12 months after the date of
10 enactment of the Strengthening And Finding Families for
11 Children Act the Secretary shall, as part of the data collec-
12 tion system established under this section, promulgate
13 final regulations providing for the collection and analysis
14 of information regarding children who enter into foster
15 care under the supervision of a State as a result of the
16 disruption of a placement for adoption or foster child
17 guardianship or the dissolution of an adoption or foster
18 child guardianship. The regulations shall require each
19 State with a State plan approved under this part and part
20 B to collect and report as part of such data collection sys-
21 tem and, as appropriate, to report supplementary, descrip-
22 tive, or spending information required separate from such
23 system and, as appropriate, as part of other reports re-
24 quired under this part or part B, the information specified
25 in paragraph (2).

1 “(2) The regulations promulgated under paragraph
2 (1) shall require a State to collect and report the following
3 information:

4 “(A) Information on children born in the
5 United States who are adopted or placed in a foster
6 child guardianship and who enter into foster care
7 under the supervision of the State as a result of the
8 disruption of a placement for adoption or foster
9 child guardianship or the dissolution of an adoption
10 or foster child guardianship, including—

11 “(i) the number of such children who enter
12 into foster care under the supervision of the
13 State as a result of—

14 “(I) the disruption of placement for
15 adoption;

16 “(II) the disruption of placement for
17 foster child guardianship;

18 “(III) the dissolution of an adoption;

19 or

20 “(IV) the dissolution of a foster child
21 guardianship; and

22 “(ii) for each child identified under clause
23 (i)—

1 “(I) the length of the adoption or fos-
2 ter child guardianship placement prior to
3 disruption or dissolution;

4 “(II) the age of the child at the time
5 of the disruption or dissolution;

6 “(III) the reason for the disruption or
7 dissolution, as well as illustrative or sup-
8 plementary materials that provide elabo-
9 ration for the reason; and

10 “(IV) the agencies who handled the
11 placement for adoption or foster child
12 guardianship.

13 “(B) Information on children born in a country
14 other than the United States who enter into foster
15 care under the supervision of the State as a result
16 of the disruption of a placement for adoption or the
17 dissolution of an adoption, including—

18 “(i) the number of such children who enter
19 into foster care under the supervision of the
20 State as a result of—

21 “(I) the disruption of placement for
22 adoption; or

23 “(II) the dissolution of an adoption;

24 “(ii) for each child identified under clause
25 (i)—

1 “(I) the child’s country of birth and,
2 if different, the country from which the
3 child originally was placed for adoption;

4 “(II) the length of the adoption place-
5 ment prior to disruption or dissolution;

6 “(III) the age of the child at the time
7 of the disruption or dissolution;

8 “(IV) the reason for the disruption or
9 dissolution, as well as illustrative or sup-
10 plementary materials that provide elabo-
11 ration for the reason; and

12 “(V) the agencies who handled the
13 placement for adoption; and

14 “(C) A description of the pre- and post-adoptive
15 support services that the State has determined result
16 in lower rates of disruption and dissolution of adop-
17 tions or foster child guardianships.

18 “(D) Information on how the State spends
19 funds paid to the State from an allotment for the
20 State under section 433 to promote adoption, and,
21 separately, to provide pre and post-adoptive support
22 services.

23 “(E) Such other information as determined ap-
24 propriate by the Secretary.

1 “(3) For purposes of this subsection, the term ‘foster
2 child guardianship’ has the meaning given that term in
3 section 473A(g)(12).”.

4 (b) ANNUAL REPORT.—Section 479A of the Social
5 Security Act (42 U.S.C. 679b) is amended—

6 (1) in paragraph (5), by striking “and” after
7 the semicolon;

8 (2) in paragraph (6), by striking the period at
9 the end and inserting “; and”; and

10 (3) by adding at the end the following new
11 paragraph:

12 “(7) include in the report submitted pursuant
13 to paragraph (5) for fiscal year 2016 or any suc-
14 ceeding fiscal year, national and State-by-State data
15 on the numbers and rates of disruptions and dissolu-
16 tions of adoptions, as collected pursuant to section
17 479(d).”.

18 **SEC. 118. ENCOURAGING THE PLACEMENT OF CHILDREN**

19 **IN FOSTER CARE WITH SIBLINGS.**

20 (a) STATE PLAN AMENDMENT.—

21 (1) NOTIFICATION OF PARENTS OF SIBLINGS.—
22 Section 471(a)(29) of the Social Security Act (42
23 U.S.C. 671(a)(29)) is amended by striking “all adult
24 grandparents” and inserting “the following relatives:
25 all adult grandparents, all parents of a sibling of the

1 child, where such parent has legal custody of such
2 sibling,”.

3 (2) SIBLING DEFINED.—Section 475 of the So-
4 cial Security Act (42 U.S.C. 675) is amended by
5 adding at the end the following:

6 “(9) The term ‘sibling’ means an individual
7 who satisfies at least one of the following conditions
8 with respect to a child:

9 “(A) The individual is considered by State
10 law to be a sibling of the child.

11 “(B) The individual would have been con-
12 sidered a sibling of the child under State law
13 but for a termination or other disruption of pa-
14 rental rights, such as the death of a parent.”.

15 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
16 tion shall be construed as subordinating the rights of fos-
17 ter or adoptive parents of a child to the rights of the par-
18 ents of a sibling of that child.

19 **SEC. 119. EFFECTIVE DATES.**

20 (a) IN GENERAL.—Except as otherwise provided in
21 this section, the amendments made by this subtitle shall
22 take effect as if enacted on October 1, 2013.

23 (b) RESTRUCTURING AND RENAMING OF PRO-
24 GRAM.—

1 (1) IN GENERAL.—The amendments made by
2 sections 112 and 113 shall take effect on October 1,
3 2014, subject to paragraph (2).

4 (2) TRANSITION RULE.—

5 (A) IN GENERAL.—Notwithstanding any
6 other provision of law, the total amount payable
7 to a State under section 473A of the Social Se-
8 curity Act for fiscal year 2014 shall be an
9 amount equal to $\frac{1}{2}$ of the sum of—

10 (i) the total amount that would be
11 payable to the State under such section for
12 fiscal year 2014 if the amendments made
13 by section 112 of this Act had not taken
14 effect; and

15 (ii) the total amount that would be
16 payable to the State under such section for
17 fiscal year 2014 in the absence of this
18 paragraph.

19 (B) PRO RATA ADJUSTMENT IF INSUFFI-
20 CIENT FUNDS AVAILABLE.—If the total amount
21 otherwise payable under subparagraph (A) for
22 fiscal year 2014 exceeds the amount appro-
23 priated pursuant to section 473A(h) of the So-
24 cial Security Act (42 U.S.C. 673b(h)) for that
25 fiscal year, the amount payable to each State

1 under subparagraph (A) for fiscal year 2014
2 shall be—

3 (i) the amount that would otherwise
4 be payable to the State under subpara-
5 graph (A) for fiscal year 2014; multiplied
6 by

7 (ii) the percentage represented by the
8 amount so appropriated for fiscal year
9 2014, divided by the total amount other-
10 wise payable under subparagraph (A) to all
11 States for that fiscal year.

12 (c) PROMOTING SIBLING CONNECTIONS.—

13 (1) IN GENERAL.—The amendments made by
14 section 118 shall take effect on the date of enact-
15 ment of this Act.

16 (2) DELAY PERMITTED IF STATE LEGISLATION
17 REQUIRED.—In the case of a State plan approved
18 under part E of title IV of the Social Security Act
19 which the Secretary of Health and Human Services
20 determines requires State legislation (other than leg-
21 islation appropriating funds) in order for the plan to
22 meet the additional requirements imposed by section
23 118, the State plan shall not be regarded as failing
24 to comply with the requirements of such part solely
25 on the basis of the failure of the plan to meet such

1 additional requirements before the 1st day of the 1st
2 calendar quarter beginning after the close of the 1st
3 regular session of the State legislature that ends
4 after the 1-year period beginning with the date of
5 enactment of this Act. For purposes of the preceding
6 sentence, in the case of a State that has a 2-year
7 legislative session, each year of the session is deemed
8 to be a separate regular session of the State legisla-
9 ture.

10 **Subtitle B—Extension of Family** 11 **Connection Grant Program**

12 **SEC. 121. EXTENSION OF FAMILY CONNECTION GRANT** 13 **PROGRAM.**

14 (a) **IN GENERAL.**—Section 427(h) of the Social Secu-
15 rity Act (42 U.S.C. 627(h)) is amended by striking
16 “2013” and inserting “2016”.

17 (b) **ELIGIBILITY OF UNIVERSITIES FOR MATCHING**
18 **GRANTS.**—Section 427(a) of such Act (42 U.S.C. 627(a))
19 is amended, in the matter preceding paragraph (1)—

20 (1) by striking “and” before “private”; and

21 (2) by inserting “and institutions of higher edu-
22 cation (as defined under section 101 of the Higher
23 Education Act of 1965 (20 U.S.C. 1001)),” after
24 “arrangements,”.

1 (c) FINDING FAMILIES FOR FOSTER YOUTH WHO
 2 ARE PARENTS.—Section 427(a)(1)(E) of such Act (42
 3 U.S.C. 627(a)(1)(E)) is amended by inserting “and other
 4 individuals who are willing and able to be foster parents
 5 for children in foster care under the responsibility of the
 6 State who are themselves parents” after “kinship care
 7 families”.

8 (d) RESERVATION OF FUNDS.—Section 427(g) of
 9 such Act (42 U.S.C. 627(g)) is amended—

10 (1) by striking paragraph (1); and

11 (2) by redesignating paragraphs (2) and (3) as
 12 paragraphs (1) and (2), respectively.

13 **Subtitle C—Unemployment** 14 **Compensation**

15 **SEC. 131. IMPROVING THE COLLECTION OF UNEMPLOY-** 16 **MENT INSURANCE OVERPAYMENTS** 17 **THROUGH TAX REFUND OFFSET.**

18 (a) IN GENERAL.—Section 303 of the Social Security
 19 Act (42 U.S.C. 503) is amended by adding at the end the
 20 following:

21 “(m) In the case of a covered unemployment com-
 22 pensation debt (as defined under section 6402(f)(4) of the
 23 Internal Revenue Code of 1986) that remains uncollected
 24 as of the date that is 2 years after the date when such
 25 debt was first incurred, the State to which such debt is

1 owed shall take action to recover such debt under section
2 6402(f) of the Internal Revenue Code of 1986.”.

3 (b) EFFECTIVE DATE.—The amendment made by
4 subsection (a) shall take effect on October 1, 2015.

5 **TITLE II—IDENTIFYING AND**
6 **SERVING YOUTH VULNER-**
7 **ABLE TO SEX TRAFFICKING**

8 **SEC. 201. SHORT TITLE OF TITLE.**

9 This Act may be cited as the “Protecting Youth At-
10 Risk for Sex Trafficking Act”.

11 **Subtitle A—Addressing the Risks**
12 **That Make Youth Vulnerable to**
13 **Sex Trafficking and Other Nega-**
14 **tive Outcomes**

15 **SEC. 211. IDENTIFYING AND SCREENING YOUTH AT RISK**
16 **OF SEX TRAFFICKING.**

17 Section 471(a)(9) of the Social Security Act (42
18 U.S.C. 671(a)(9)) is amended—

19 (1) in subparagraph (A), by striking “and”;

20 (2) in subparagraph (B), by inserting “and”
21 after the semicolon; and

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

23 “(C) not later than—

24 “(i) 1 year after the date of enact-
25 ment of the Protecting Youth At-Risk for

1 Sex Trafficking Act, demonstrate to the
2 Secretary that it has developed, in con-
3 sultation with the child protective services
4 agency or unit for the State, policies and
5 procedures for identifying and screening,
6 and to determine appropriate State action
7 and services, any child who the State has
8 reasonable cause to believe is a victim of
9 sex trafficking (as defined in section
10 103(10) of the Trafficking Victims Protec-
11 tion Act of 2000 (22 U.S.C. 7102(10))) or
12 a severe form of trafficking in persons de-
13 scribed in paragraph (9)(A) of that Act
14 (22 U.S.C. 7102(9)(A)) or is at risk of
15 being a victim of either kind of trafficking
16 (including at the option of the State, any
17 individual who has not attained age 26
18 without regard to whether that individual
19 is or was in foster care under the responsi-
20 bility of the State); and

21 “(ii) 2 years after the date of enact-
22 ment of the Protecting Youth At-Risk for
23 Sex Trafficking Act, demonstrate to the
24 Secretary that it is implementing, in con-
25 sultation with the child protective services

1 agency or unit for the State, the policies
2 and procedures developed under clause
3 (i).”.

4 **SEC. 212. IMPROVEMENTS TO ANOTHER PLANNED PERMA-**
5 **NENT LIVING ARRANGEMENT AS A PERMA-**
6 **NENCY OPTION.**

7 (a) **ELIMINATION OF THE OPTION FOR CHILDREN**
8 **UNDER AGE 16.—**

9 (1) **IN GENERAL.—**Section 475(5)(C) of the So-
10 cial Security Act (42 U.S.C. 675(5)(C)) is amended
11 by inserting “only in the case of a child who has at-
12 tained age 16” before “(in cases where the State
13 agency has documented”.

14 (2) **CONFORMING AMENDMENT.—**Section
15 422(b)(8)(A)(iii)(II) of such Act (42 U.S.C.
16 622(b)(8)(A)(iii)(II)) is amended by inserting “,
17 subject to the requirements of paragraphs (5)(C)
18 and (10) of section 475” after “arrangement”.

19 (b) **ADDITIONAL REQUIREMENTS.—**

20 (1) **IN GENERAL.—**Part E of title IV of the So-
21 cial Security Act (42 U.S.C. 670 et seq.) is amended
22 by inserting after section 475 the following new sec-
23 tion:

1 “ADDITIONAL CASE PLAN AND CASE REVIEW SYSTEM
2 REQUIREMENTS

3 “SEC. 475A. (a) REQUIREMENTS FOR ANOTHER
4 PLANNED PERMANENT LIVING ARRANGEMENT.—In the
5 case of any child for whom another planned permanent
6 living arrangement is the permanency plan for the child,
7 the following requirements shall apply for purposes of ap-
8 proving the case plan for the child and the case system
9 review procedure for the child:

10 “(1) DOCUMENTATION OF INTENSIVE, ONGO-
11 ING, UNSUCCESSFUL EFFORTS FOR FAMILY PLACE-
12 MENT.—At each permanency hearing held with re-
13 spect to the child, the State agency documents the
14 intensive, ongoing, and, as of the date of the hear-
15 ing, unsuccessful efforts made by the State agency
16 to return the child home, place the child with a fit
17 and willing relative, place the child with a legal
18 guardian, or place the child for adoption, including
19 through efforts that utilize search technology to find
20 biological family members for children in the child
21 welfare system.

22 “(2) REDETERMINATION OF APPROPRIATENESS
23 OF PLACEMENT AT EACH PERMANENCY HEARING.—
24 At each permanency hearing held with respect to the
25 child, the court or administrative body appointed or

1 approved by the court conducting the hearing on the
2 permanency plan for the child shall do the following:

3 “(A) Ask the child if the child wants to be
4 adopted.

5 “(B) Make a judicial determination of a
6 compelling reason with respect to each of the
7 following options for why it continues to be not
8 in the best interests of the child to—

9 “(i) return home;

10 “(ii) be placed with a fit and willing
11 relative;

12 “(iii) be placed with a legal guardian;

13 or

14 “(iv) be placed for adoption.

15 “(C) Identify the barriers to permanency
16 plans other than another planned permanent
17 living arrangement for the child.

18 “(D) Make a new determination that an-
19 other planned permanent living arrangement is
20 the appropriate permanency plan for this child
21 and submit findings as to why, as of the date
22 of the hearing, another planned permanent liv-
23 ing arrangement is the best permanency plan
24 for the child.

1 “(E) Require the State agency to docu-
2 ment at the next permanency hearing held with
3 respect to the child the intensive, ongoing, ef-
4 forts made by the State agency to address such
5 barriers and allow a different permanency plan
6 for the child.

7 “(3) DEMONSTRATION OF SUPPORT FOR EN-
8 GAGING IN AGE OR DEVELOPMENTALLY APPRO-
9 PRIATE ACTIVITIES AND SOCIAL EVENTS.—The
10 State agency shall appear before the court or admin-
11 istrative body appointed or approved by the court
12 and demonstrate, not less frequently than every 6
13 months while the child is placed in another planned
14 permanent living arrangement—

15 “(A) the steps the State agency is taking,
16 including with respect to reducing barriers such
17 as paper work or other documentation, to en-
18 sure the child has regular, ongoing opportuni-
19 ties to engage in age or developmentally appro-
20 priate activities, including social events; and

21 “(B) that an individual, other than a case-
22 worker, is the caregiver for the child for pur-
23 poses of the reasonable and prudent parent
24 standard (as defined in section 475(9)), includ-
25 ing with respect to authority for signing permis-

1 sion slips and giving informal permission for
2 the child to participate in age or develop-
3 mentally appropriate activities, including social
4 events.”.

5 (2) CONFORMING AMENDMENTS.—

6 (A) STATE PLAN REQUIREMENTS.—

7 (i) PART B.—Section 422(b)(8)(A)(ii)
8 of the Social Security Act (42 U.S.C.
9 622(b)(8)(A)(ii)) is amended by inserting
10 “in accordance with the requirements of
11 section 475A” after “section 475(5)”.

12 (ii) PART E.—Section 471(a)(16) of
13 the Social Security Act (42 U.S.C.
14 671(a)(16)) is amended—

15 (I) by inserting “and in accord-
16 ance with the requirements of section
17 475A” after “section 475(1)”; and

18 (II) by striking “section
19 475(5)(B)” and inserting “section
20 475(5) and 475A”.

21 (B) DEFINITIONS.—Section 475 of the So-
22 cial Security Act (42 U.S.C. 675) is amended—

23 (i) in paragraph (1), in the matter
24 preceding subparagraph (A), by inserting

1 “meets the requirements of section 475A
2 and” after “written document which”;

3 (ii) in paragraph (5)(C), as amended
4 by subsection (a)(1)—

5 (I) by inserting “, as of the date
6 of the hearing,” after “compelling rea-
7 son for determining”; and

8 (II) by inserting “subject to the
9 requirements of section 475A(a),”
10 after “another planned permanent liv-
11 ing arrangement,”; and

12 (iii) by adding at the end the fol-
13 lowing:

14 “(9)(A) The term ‘reasonable and prudent par-
15 ent standard’ means the standard characterized by
16 careful and sensible parental decisions that maintain
17 a child’s health, safety, and best interests while at
18 the same time encouraging the child’s emotional and
19 developmental growth, that a caregiver shall use
20 when determining whether to allow a child in foster
21 care under the responsibility of the State to partici-
22 pate in extracurricular, enrichment, and social ac-
23 tivities.

24 “(B) For purposes of subparagraph (A), the
25 term ‘caregiver’ means a foster parent with whom a

1 child in foster care has been placed or a designated
2 official for a child care institution in which a child
3 in foster care has been placed.

4 “(10)(A)(i) The term ‘age or developmentally
5 appropriate’ means activities or items that are gen-
6 erally accepted as suitable for children of the same
7 chronological age or level of maturity or that are de-
8 termined to be developmentally appropriate for a
9 child, based on the development of cognitive, emo-
10 tional, physical, and behavioral capacities that are
11 typical for an age or age group.

12 “(ii) In the event that any age related activities
13 have implications relative to a child or youth’s aca-
14 demic curriculum, nothing in this part or part B
15 shall be construed to authorize an officer or em-
16 ployee of the Federal Government to mandate, di-
17 rect, or control a State, local educational agency, or
18 school’s specific instructional content, academic
19 achievement standards and assessments, curriculum,
20 or program of instruction

21 “(B) In the case of a specific child, the term
22 means activities or items that are suitable for that
23 child based on the developmental stages attained by
24 the child with respect to the child’s cognitive, emo-
25 tional, physical, and behavioral capacities.”.

1 (c) COLLECTED CHILD SUPPORT DIRECTED TO THE
2 YOUTH.—

3 (1) FOSTER YOUTH IN ANOTHER PLANNED
4 PERMANENT LIVING ARRANGEMENT.—Section
5 457(e)(1) of the Social Security Act (42 U.S.C.
6 657(e)(1)) is amended by inserting “unless the per-
7 manency plan for the child is another planned per-
8 manent living arrangement, in which case the
9 amounts collected (without any reimbursement to
10 the Federal Government) shall be deposited by the
11 State agency responsible for supervising the child’s
12 placement in an account established for the benefit
13 of the child and only used for payment of fees or
14 other costs attributable to the child’s participation in
15 age or developmentally appropriate activities (until
16 the child attains 18 years of age or such higher age
17 as the State has elected under section 475(8)(B)(iii)
18 at which time any funds in the account shall be paid
19 to the child)” before the semicolon.

20 (2) FORMER FOSTER YOUTH WHO HAVE AGED
21 OUT OF FOSTER CARE.—Section 457 of the Social
22 Security Act (42 U.S.C. 657) is amended—

23 (A) in subsection (a), in the matter pre-
24 ceding paragraph (1), by striking “(d) and (e)”
25 and inserting “(d), (e), and (f)”; and

1 (B) by adding at the end the following new
2 subsection:

3 “(f) YOUTH AGE 18 OR OLDER IN FOSTER CARE.—
4 Notwithstanding the preceding provisions of this section,
5 amounts collected by a State as child support for months
6 in any period on behalf of a child who is in foster care
7 under the responsibility of the State on the date the child
8 attains 18 years of age or such higher age as the State
9 has elected under section 475(8)(B)(iii) shall be paid to
10 the child (without any reimbursement to the Federal Gov-
11 ernment).”.

12 (3) STATE PLAN AMENDMENT.—Section
13 454(11) of the Social Security Act (42 U.S.C.
14 654(11)) is amended—

15 (A) in subparagraph (A), by striking
16 “and” after the semicolon;

17 (B) in subparagraph (B), by adding “and”
18 after the semicolon; and

19 (C) by inserting after subparagraph (B),
20 the following:

21 “(C) provide a description of the procedures the
22 State has in effect to comply with the requirements
23 under section 457(e)(1) regarding funds collected on
24 behalf of a child in another planned permanent liv-
25 ing arrangement and with the requirements under

1 section 457(f) regarding payment of amounts col-
2 lected on behalf of a child who is in foster care
3 under the responsibility of the State on the date the
4 child attains 18 years of age or such higher age as
5 the State has elected under section 475(8)(B)(iii);”.

6 (d) EFFECTIVE DATES.—

7 (1) IN GENERAL.—Except as provided in para-
8 graph (2), the amendments made by this section
9 shall take effect on the date that is 1 year after the
10 date of enactment of this Act.

11 (2) DELAY OF CHILD SUPPORT AMENDMENT
12 PERMITTED IF STATE LEGISLATION REQUIRED.—In
13 the case of a State plan approved under section 454
14 of the Social Security Act which requires State legis-
15 lation (other than legislation appropriating funds) in
16 order for the plan to meet the additional require-
17 ments imposed by the amendments made by sub-
18 section (c), the State plan shall not be regarded as
19 failing to comply with the additional requirements
20 solely on the basis of the failure of the plan to meet
21 the additional requirements before the first day of
22 the first calendar quarter beginning after the close
23 of the first regular session of the State legislature
24 that begins after the date of enactment of this Act.
25 For purposes of the previous sentence, in the case

1 of a State that has a 2-year legislative session, each
2 year of such session shall be deemed to be a separate
3 regular session of the State legislature.

4 **Subtitle B—Empowering Older**
5 **Youth Vulnerable to Domestic**
6 **Sex Trafficking and Other Negative**
7 **Outcomes**

8 **SEC. 221. EMPOWERING FOSTER YOUTH AGE 14 AND OLDER**
9 **IN THE DEVELOPMENT OF THEIR OWN CASE**
10 **PLAN AND TRANSITION PLANNING FOR A**
11 **SUCCESSFUL ADULTHOOD.**

12 (a) IN GENERAL.—Section 475(1)(B) of the Social
13 Security Act (42 U.S.C. 675(1)(B)) is amended by adding
14 at the end the following: “With respect to a child who has
15 attained age 14, the plan developed under this paragraph
16 for the child, the permanency plan required for the child
17 under paragraph (5)(C), and any revisions or additions
18 to such plans, shall be developed in consultation with the
19 child and, at the option of the child, with up to 2 members
20 of the case planning team who are chosen by the child
21 and who are not the child’s foster parent or caseworker.
22 A State may reject an individual selected by a child to
23 be a member of the case planning team at any time if
24 the State has good cause to believe that the individual
25 would not act in the best interests of the child. One indi-

1 vidual selected by a child to be a member of the child’s
2 case planning team may be designated to be the child’s
3 advisor and, as necessary, advocate, with respect to the
4 application of the reasonable and prudent parent standard
5 to the child.”.

6 (b) CONFORMING AMENDMENTS TO INCLUDE YOUTH
7 14 AND OLDER IN TRANSITION PLANNING.—Section 475
8 of such Act (42 U.S.C. 675) is amended—

9 (1) in paragraph (1)(D), by striking “Where
10 appropriate, for a child age 16” and inserting “For
11 a child age 14”; and

12 (2) in paragraph (5)—

13 (A) in subparagraph (C)—

14 (i) by striking “16” and inserting
15 “14”; and

16 (ii) by striking “independent living”
17 and inserting “a successful adulthood and
18 that the permanency plan for the child is
19 developed in accordance with the require-
20 ments specified in paragraph(1)(B)”; and

21 (B) in subparagraph (I), by striking “16”
22 and inserting “14”.

23 (c) TRANSITION PLANNING FOR A SUCCESSFUL
24 ADULTHOOD.—Paragraphs (1)(D) and (5)(C)(iii) of sec-
25 tion 475 of such Act (42 U.S.C. 675) are each amended

1 by striking “independent living” and inserting “a success-
2 ful adulthood”.

3 (d) LIST OF RIGHTS.—Section 475A of the Social Se-
4 curity Act, as added by section 212(b)(1), is amended by
5 adding at the end the following new subsection:

6 “(b) LIST OF RIGHTS.—The case plan for any child
7 in foster care under the responsibility of the State or with
8 respect to whom adoption or kinship guardianship, assist-
9 ance is made available under this part, who has attained
10 age 14 shall include an age or developmentally appropriate
11 written document that describes the child’s rights with re-
12 spect to education, health, visitation, and court participa-
13 tion, and to staying safe and avoiding exploitation and a
14 signed acknowledgment by the child that the child has
15 been provided them with a written copy of such docu-
16 ment.”.

17 (e) REPORT.—Not later than 2 years after the date
18 of enactment of this Act, the Secretary of Health and
19 Human Services shall submit a report to Congress regard-
20 ing the implementation of the amendments made by this
21 section. The report shall include—

22 (1) an analysis of how States are administering
23 the requirement of section 475(1)(B) of the Social
24 Security Act, as amended by subsection (a) of this
25 Act, to permit a child in foster care who has at-

1 tained age 14 to select up to 2 members of the
 2 child’s case planning team from individuals who are
 3 not the child’s foster parent or caseworker for the
 4 development of the plan for the child under para-
 5 graph (1)(B) of section 475 of such Act, the perma-
 6 nency plan required for the child under paragraph
 7 (5)(C) of section 475 of such Act, and for any revi-
 8 sions or additions to such plans; and

9 (2) a description of best practices of States with
 10 respect to the administration of the requirement.

11 **SEC. 222. ENSURING FOSTER YOUTH HAVE A BIRTH CER-**
 12 **TIFICATE, SOCIAL SECURITY CARD, DRIVER’S**
 13 **LICENSE OR EQUIVALENT STATE-ISSUED**
 14 **IDENTIFICATION CARD, AND A BANK AC-**
 15 **COUNT.**

16 (a) CASE REVIEW SYSTEM REQUIREMENT.—Section
 17 475(5)(I) of the Social Security Act (42 U.S.C. 675(5)(I))
 18 is amended—

19 (1) by striking “and receives assistance” and
 20 inserting “receives assistance”; and

21 (2) by inserting before the period, the following:
 22 “and is not discharged from care without being pro-
 23 vided with an official birth certificate, a social secu-
 24 rity card issued by the Commissioner of Social Secu-
 25 rity, a driver’s license or identification card issued

1 by a State in accordance with the requirements of
2 section 202 of the REAL ID Act of 2005, and a fee-
3 free (or low-fee) transaction account (as defined in
4 section 19(b)(1)(C) of the Federal Reserve Act (12
5 U.S.C. 461(b)(1)(C))) established in the child’s
6 name at an insured depository institution (as de-
7 fined in section 3 of the Federal Deposit Insurance
8 Act (12 U.S.C. 1813)) or an insured credit union
9 (as defined in section 101 of the Federal Credit
10 Union Act (12 U.S.C. 1752)), unless the child, after
11 consultation with the child’s selected members of the
12 child’s case planning team (if any), elects not to
13 have such an account established”.

14 (b) PENALTY FOR NONCOMPLIANCE.—Section 474 of
15 the Social Security Act (42 U.S.C. 674)) is amended by
16 adding at the end the following:

17 “(h) REDUCED FEDERAL MATCHING PERCENTAGE
18 FOR ADMINISTRATION FOR FAILURE TO ENSURE FOSTER
19 YOUTH HAVE A BIRTH CERTIFICATE, SOCIAL SECURITY
20 CARD, PICTURE ID, AND A BANK ACCOUNT.—If the Sec-
21 retary finds with respect to a fiscal year quarter that a
22 State has failed to comply with the requirement under sec-
23 tion 475(5)(I) to provide each child in foster care under
24 the responsibility of the State with an official birth certifi-
25 cate, a social security card issued by the Commissioner

1 of Social Security, a driver’s license or identification card
2 issued by a State in accordance with the requirements of
3 section 202 of the REAL ID Act of 2005, and a fee-free
4 (or low-fee) transaction account (as defined in section
5 19(b)(1)(C) of the Federal Reserve Act (12 U.S.C.
6 461(b)(1)(C))) established in the child’s name at an in-
7 sured depository institution (as defined in section 3 of the
8 Federal Deposit Insurance Act (12 U.S.C. 1813)) or an
9 insured credit union (as defined in section 101 of the Fed-
10 eral Credit Union Act (12 U.S.C. 1752)) before the child
11 is discharged from such care, (unless the child elects, after
12 consultation with the child’s selected members of the
13 child’s case planning team (if any), not to have such an
14 account established) then, notwithstanding subsection (a)
15 of this section and any regulations promulgated under sec-
16 tion 1123A(b)(3), the Secretary shall reduce the Federal
17 matching percentage for expenditures described in sub-
18 section (a)(3)(E) for the succeeding fiscal year quarter by
19 1 percentage point for every multiple of 10 children for
20 whom the Secretary determines the State failed to comply
21 with such requirements (but not to exceed 25 percentage
22 points).”.

23 (c) EFFECTIVE DATE.—

1 (1) IN GENERAL.—Subject to paragraph (2),
2 the amendments made by this section take effect on
3 October 1, 2015.

4 (2) EXTENSION FOR STATE LAW AMEND-
5 MENT.—In the case of a State plan approved under
6 part B or E of title IV of the Social Security Act
7 which the Secretary of Health and Human Services
8 determines requires State legislation (other than leg-
9 islation appropriating funds) in order for the plan to
10 meet the additional requirements imposed by the
11 amendments made by this section, the State plan
12 shall not be regarded as failing to comply with the
13 requirements of such part solely on the basis of the
14 failure of the plan to meet such additional require-
15 ments before the first day of the first calendar quar-
16 ter beginning after the close of the first regular ses-
17 sion of the State legislature that ends after the 1-
18 year period beginning with the date of enactment of
19 this Act. For purposes of the preceding sentence, in
20 the case of a State that has a 2-year legislative ses-
21 sion, each year of the session is deemed to be a sep-
22 arate regular session of the State legislature.

1 **Subtitle C—Data and Reports**

2 **SEC. 231. STREAMLINE DATA COLLECTION AND REPORT-** 3 **ING ON SEX TRAFFICKING.**

4 (a) STATE PLAN REQUIREMENTS.—

5 (1) IN GENERAL.—Section 471(a) of the Social
6 Security Act (42 U.S.C. 671(a)) is amended—

7 (A) by striking “and” at the end of para-
8 graph (32);

9 (B) by striking the period at the end of
10 paragraph (33) and inserting a semicolon; and

11 (C) by adding at the end the following:

12 “(34) provides that for each child over whom
13 the State agency has responsibility for placement,
14 care, or supervision (including a child who is in fos-
15 ter care, a child for whom a State child welfare
16 agency has an open case file but who has not been
17 removed from the home, and a youth who is not in
18 foster care but is receiving services under section
19 477), the State agency shall—

20 “(A) identify and document appropriately
21 in agency records each child who is identified as
22 being a victim of sex trafficking (as defined in
23 section 103(10) of the Trafficking Victims Pro-
24 tection Act of 2000) or as a victim of severe
25 forms of trafficking in persons described in sec-

1 tion 103(9)(A) of the Trafficking Victims Pro-
2 tection Act of 2000 (relating to sex trafficking)
3 as such a victim; and

4 “(B) report immediately, and in no case
5 later than 24 hours after receiving, information
6 on missing or abducted children to the law en-
7 forcement authorities for entry into the Na-
8 tional Crime Information Center (NCIC) data-
9 base of the Federal Bureau of Investigation, es-
10 tablished pursuant to section 534 of title 28,
11 United States Code, and to the National Center
12 for Missing and Exploited Children; and

13 “(35) contains a regularly updated description
14 of the specific measures taken by the State agency
15 to protect and provide services to children who are
16 victims of sex trafficking (as defined in section
17 103(10) of the Trafficking Victims Protection Act of
18 2000) or as a victim of severe forms of trafficking
19 in persons described in section 103(9)(A) of the
20 Trafficking Victims Protection Act of 2000 (relating
21 to sex trafficking), including efforts to coordinate
22 with State law enforcement, juvenile justice, and so-
23 cial service agencies such as runaway and homeless
24 youth shelters to serve that population.”.

25 (2) EFFECTIVE DATE.—

1 (A) IN GENERAL.—Except as provided in
2 subparagraph (B), the amendments made by
3 subsection (a) shall take effect on the date that
4 is 1 year after the date of the enactment of this
5 Act, without regard to whether final regulations
6 required under subsection (b) have been pro-
7 mulgated.

8 (B) DELAY PERMITTED IF STATE LEGISLA-
9 TION REQUIRED.—In the case of a State plan
10 approved under part E of title IV of the Social
11 Security Act which the Secretary of Health and
12 Human Services determines requires State leg-
13 islation (other than legislation appropriating
14 funds) in order for the plan to meet the addi-
15 tional requirements imposed by subsection (a),
16 the State plan shall not be regarded as failing
17 to comply with the requirements of such part
18 solely on the basis of the failure of the plan to
19 meet such additional requirements before the
20 first day of the first calendar quarter beginning
21 after the close of the first regular session of the
22 State legislature that ends after the 1-year pe-
23 riod beginning with the date of the enactment
24 of this Act. For purposes of the preceding sen-
25 tence, in the case of a State that has a 2-year

1 legislative session, each year of the session is
2 deemed to be a separate regular session of the
3 State legislature. Except as otherwise provided
4 in this Act the amendments made by this Act
5 shall take effect on the date that is 1 year after
6 the date of the enactment of this Act.

7 (b) INCLUSION OF DATA IN AFCARS.—

8 (1) IN GENERAL.—Section 479(c)(3) of the So-
9 cial Security Act (42 U.S.C. 679(c)(3)) is amend-
10 ed—

11 (A) in subparagraph (C)(iii), by striking
12 “and” after the semicolon; and

13 (B) by adding at the end the following:

14 “(E) the number of children in foster care
15 (and to the extent the Secretary determines fea-
16 sible, the number of other children over whom
17 the State agency has responsibility for place-
18 ment, care, or supervision (including children
19 for whom a State child welfare agency has an
20 open case file but who have not been removed
21 from the home and youth who are not in foster
22 care but are receiving services under section
23 477) who are identified as victims of sex traf-
24 ficking (as defined in section 103(10) of the
25 Trafficking Victims Protection Act of 2000) or

1 as victims of severe forms of trafficking in per-
2 sons described in section 103(9)(A) of the Traf-
3 ficking Victims Protection Act of 2000 (relating
4 to sex trafficking); and”.

5 (2) REPORTS TO CONGRESS.—

6 (A) INITIAL REPORT.—Not later than the
7 date that is 2 years after the date of enactment
8 of this Act, the Secretary of Health and Human
9 Services shall—

10 (i) survey each State with a State
11 plan approved under part B or E of title
12 IV of the Social Security Act (42 U.S.C.
13 621 et seq., 670 et seq.) to determine the
14 estimated number of children in foster care
15 and the estimated number of other chil-
16 dren over whom the State agency has re-
17 sponsibility for placement, care, or super-
18 vision (including children for whom a State
19 child welfare agency has an open case file
20 but who have not been removed from the
21 home and youth who are not in foster care
22 but are receiving services under section
23 477 of such Act (42 U.S.C. 677) who are
24 identified as victims of sex trafficking (as
25 defined in section 103(10) of the Traf-

1 ficking Victims Protection Act of 2000) or
2 as victims of severe forms of trafficking in
3 persons described in section 103(9)(A) of
4 the Trafficking Victims Protection Act of
5 2000 (relating to sex trafficking); and

6 (ii) submit a report to Congress that
7 includes the results of such survey, includ-
8 ing State-specific data, along with such
9 recommendations for administrative or leg-
10 islative action as the Secretary of Health
11 and Human Services determines appro-
12 priate relating to the identification of, and
13 provision of services for, such children.

14 (B) ANNUAL REPORTS.—Section 479A of
15 the Social Security Act (42 U.S.C. 679b), as
16 amended by section 117(b), is further amend-
17 ed—

18 (i) in paragraph (6), by striking
19 “and” after the semicolon;

20 (ii) in paragraph (7), by striking the
21 period at the end and inserting “; and”;
22 and

23 (iii) by adding at the end the fol-
24 lowing:

1 “(8) include in the report submitted pursuant
2 to paragraph (5) for the first fiscal year that begins
3 on or after the effective date of a final rule imple-
4 menting the data collection required under subpara-
5 graph (E) of section 479(e)(3), and for each suc-
6 ceeding fiscal year, the State-specific data collected
7 under such subparagraph, along with such other in-
8 formation as the Secretary determines appropriate
9 relating to the identification of, and provision of
10 services for, the population of children identified in
11 such data.”.

12 **SEC. 232. RECOMMENDATIONS TO CONGRESS FOR EXPAND-**
13 **ING HOUSING FOR YOUTH VICTIMS OF TRAF-**
14 **FICKING.**

15 Part A of title XI of the Social Security Act (42
16 U.S.C. 1301 et seq.) is amended by inserting after section
17 1123A, the following:

18 “RECOMMENDATIONS TO CONGRESS FOR EXPANDING
19 HOUSING FOR YOUTH VICTIMS OF TRAFFICKING

20 “SEC. 1123B. (a) IN GENERAL.—Not later than 1
21 year after the enactment of this section, the head of each
22 Federal agency specified in subsection (c) shall submit a
23 report to Congress that contains recommendations for ad-
24 ministrative or legislative changes necessary to use pro-
25 grams, properties, or other resources owned, operated, or
26 funded by the Federal Government to provide safe housing

1 for youth who are victims of trafficking and to provide
2 support to entities that provide housing or other assist-
3 ance to such victims.

4 “(b) CONTENT.—The reports required by subsection
5 (a) shall include with respect to programs, properties, or
6 other resources owned, operated, or funded by each Fed-
7 eral agency specified in subsection (c), information regard-
8 ing—

9 “(1) the availability and suitability of existing
10 Federal, State, and local housing resources that are
11 appropriate for housing youth victims of trafficking
12 or for providing support to entities that provide
13 housing or other assistance to such victims, includ-
14 ing in rural and isolated locations; and

15 “(2) the feasibility of establishing or supporting
16 public-private partnerships to provide housing for
17 such victims or support to entities that provide hous-
18 ing or other assistance to such victims.

19 “(c) AGENCIES SUBJECT TO REPORTING REQUIRE-
20 MENT.—The Federal agencies specified in this subsection
21 are the following:

22 “(1) The Department of Defense.

23 “(2) The Department of Health and Human
24 Services.

25 “(3) The Department of Homeland Security.

1 “(1) COMPOSITION.—The Committee shall be
2 composed of not more than 21 members whose di-
3 verse experience and background enable them to pro-
4 vide balanced points of view with regard to carrying
5 out the duties of the Committee. The Committee
6 shall not be composed solely of Federal officers or
7 employees.

8 “(2) SELECTION.—The Secretary, in consulta-
9 tion with the Attorney General, shall appoint mem-
10 bers to the Committee.

11 “(3) PERIOD OF APPOINTMENT; VACANCIES.—
12 Members shall be appointed for the life of the Com-
13 mittee. A vacancy in the Committee shall be filled in
14 the manner in which the original appointment was
15 made and shall not affect the powers or duties of the
16 Committee.

17 “(4) COMPENSATION.—Committee members,
18 with the exception of reimbursement of official travel
19 expenses and per diem for official travel, shall serve
20 without compensation.

21 “(d) DUTIES.—

22 “(1) NATIONAL RESPONSE.—The Committee
23 shall advise the Secretary and the Attorney General
24 on practical and general policies concerning improve-
25 ments to the Nation’s response to domestic sex traf-

1 ficking of minors from the child welfare system and
2 the commercial sexual exploitation of children.

3 “(2) COOPERATION POLICIES.—The Committee
4 shall advise the Secretary and the Attorney General
5 on practical and general policies concerning the co-
6 operation of Federal, State, local, and tribal govern-
7 ments, child welfare agencies, social service pro-
8 viders, physical health and mental health providers,
9 victim service providers, State or local courts with
10 responsibility for conducting or supervising pro-
11 ceedings relating to child welfare or social services
12 for children and their families, Federal, State, and
13 local police, juvenile detention centers and runaway
14 and homeless youth programs, schools, and busi-
15 nesses and organizations that provide services to
16 youth, on responding to domestic sex trafficking of
17 minors and the commercial sexual exploitation of
18 children, including the development and implementa-
19 tion of—

20 “(A) successful interventions with children
21 and teens who are exposed to conditions that
22 make them vulnerable to, or victims of, domes-
23 tic sex trafficking and commercial sexual exploi-
24 tation;

1 “(B) policies that reflect an understanding
2 that safety and well-being of children and teens
3 can be compromised by the sexualization of
4 children, the commodification of children, and a
5 lack of normalcy characterized by isolation, dis-
6 connection from positive, appropriate, and
7 healthy relationships with peers and adults, and
8 an inability to engage in age appropriate activi-
9 ties; and

10 “(C) the relationship between children and
11 teens who are trafficked and the overall coars-
12 ening and desensitization of society to violence
13 that puts the public safety of communities
14 across the Nation at risk.

15 “(3) DEFINITION OF ‘COMMERCIAL SEXUAL EX-
16 PLOITATION OF CHILDREN’.—The Committee shall
17 recommend a comprehensive definition of what con-
18 stitutes the ‘commercial sexual exploitation of chil-
19 dren’.

20 “(4) BEST PRACTICES FOR STATES.—

21 “(A) IN GENERAL.—The Committee shall
22 develop 2 tiers (referred to in this subpara-
23 graph as ‘Tier I’ and ‘Tier II’) of recommended
24 best practices for States to follow in combating
25 the domestic sex trafficking of minors and the

1 commercial sexual exploitation of children. Tier
2 I shall provide States that have not yet ad-
3 dressed domestic sex trafficking of minors and
4 the commercial sexual exploitation of children
5 with an idea of where to begin and what steps
6 to take. Tier II shall provide States that are al-
7 ready working to address domestic sex traf-
8 ficking of minors and the commercial sexual ex-
9 ploitation of children with examples of policies
10 that are already being used effectively by other
11 States to address trafficking issues.

12 “(B) DEVELOPMENT.—The best practices
13 shall be based on multidisciplinary research and
14 promising, evidence-based models and pro-
15 grams.

16 “(C) CONTENT.—The best practices shall
17 be user-friendly, incorporate the most up-to-
18 date technology, and include the following:

19 “(i) Sample training materials, proto-
20 cols, and screening tools to prepare child
21 welfare personnel to identify and serve
22 youth who are at-risk or are victims of do-
23 mestic sex trafficking or commercial sexual
24 exploitation.

1 “(ii) Multidisciplinary strategies to
2 identify victims, manage cases, and im-
3 prove services to meet the unique needs of
4 this youth population.

5 “(iii) Sample protocols and rec-
6 ommendations for effective, cross-system
7 collaboration between Federal, State, local,
8 and tribal governments, child welfare agen-
9 cies, social service providers, physical
10 health and mental health providers, victim
11 service providers, State or local courts with
12 responsibility for conducting or supervising
13 proceedings relating to child welfare or so-
14 cial services for children and their families,
15 Federal, State, and local police, juvenile
16 detention centers and runaway and home-
17 less youth programs, schools, and busi-
18 nesses and organizations that provide serv-
19 ices to youth. These protocols and rec-
20 ommendations should include strategies to
21 identify victims and collect, document, and
22 share data across systems and agencies,
23 and should be designed to help agencies
24 better understand the type of trafficking or
25 commercial sexual exploitation involved,

1 the scope of the problem, the needs of the
2 population to be served, ways to address
3 the demand for trafficked children and
4 youth and increase prosecutions of traf-
5 fickers and purchasers of children and
6 youth, and the degree of victim interaction
7 with multiple systems.

8 “(iv) A list of recommendations to es-
9 tablish safe residential placements for fos-
10 ter youth who have been trafficked (as de-
11 fined by the Committee) as well as training
12 guidelines for caregivers that serve chil-
13 dren and youth being cared for outside the
14 home.

15 “(e) REPORTS.—

16 “(1) IN GENERAL.—The Committee shall sub-
17 mit an interim and a final report on the work of the
18 Committee to—

19 “(A) the Secretary;

20 “(B) the Attorney General;

21 “(C) the Committee on Finance of the
22 Senate; and

23 “(D) the Committee on Ways and Means
24 of the House of Representatives.

1 “(2) REPORTING DATES.—The interim report
2 shall be submitted not later than 1 year after the es-
3 tablishment of the Committee. The final report shall
4 be submitted not later than 2 years after the estab-
5 lishment of the Committee unless the Secretary es-
6 tablishes an extension period for the Committee, in
7 which case the final report shall be submitted not
8 later than the last day of such period.

9 “(f) ADMINISTRATION.—

10 “(1) AGENCY SUPPORT.—The Secretary shall
11 direct the head of the Administration on Children,
12 Youth and Families of the Department of Health
13 and Human Services to provide all necessary sup-
14 port for the Committee.

15 “(2) MEETINGS.—

16 “(A) IN GENERAL.—The Committee will
17 meet at the call of the Secretary at least twice
18 a year to carry out the duties identified in this
19 section, and more often as otherwise required.

20 “(B) PROCEDURES.—The Secretary shall
21 call all of the Committee meetings, prepare and
22 approve all meeting agendas, attend all Com-
23 mittee meetings, adjourn any meeting when the
24 Secretary determines adjournment to be in the
25 public interest, and shall chair meetings when

1 directed to do so by an official or entity to
2 whom the Committee reports.

3 “(3) SUBCOMMITTEES.—The Committee shall
4 be authorized to establish subcommittees or working
5 groups, as necessary and consistent with the mission
6 of the Committee, and any such subcommittees or
7 working groups shall operate under the provisions of
8 the Federal Advisory Committee Act of 1972 (5
9 U.S.C. App.), the Sunshine in Government Act of
10 1976 (5 U.S.C. 552b), and other appropriate Fed-
11 eral regulations. Such subcommittees or working
12 groups shall have no authority to make decisions on
13 behalf of the Committee, nor shall they report di-
14 rectly to any official or entity listed in subsection
15 (d).

16 “(4) RECORDKEEPING.—The records of the
17 Committee and any subcommittees and working
18 groups shall be maintained in accordance with ap-
19 propriate Department of Health and Human Serv-
20 ices policies and procedures and shall be available
21 for public inspection and copying, subject to the
22 Freedom of Information Act (5 U.S.C. 552).

23 “(g) FUNDING.—

24 “(1) IN GENERAL.—From the unobligated bal-
25 ance of funds made available to carry out section

1 414 of the Social Security Act (42 U.S.C. 614),
2 \$400,000 of such funds are hereby transferred and
3 made available to carry out this section. Amounts
4 transferred and made available to carry out this sec-
5 tion shall remain available for expenditure until the
6 date on which the Committee terminates and shall
7 not be subject to reduction under a sequestration
8 order issued under the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985 (2 U.S.C. 900 et
10 seq.).

11 “(2) UNOBLIGATED AMOUNTS.—Any amounts
12 made available to carry out this section that are un-
13 obligated on the date on which the Committee termi-
14 nates shall be returned to the Treasury of the
15 United States .

16 “(h) TERMINATION.—The Committee shall terminate
17 2 years after the date of establishment unless the Sec-
18 retary determines that more time is necessary to allow the
19 Committee to complete its duties, in which case the Com-
20 mittee shall terminate at the end of an extension period
21 established by the Secretary (not to exceed 24 months).”.

1 **TITLE III—CHILD SUPPORT**
 2 **ENFORCEMENT**

3 **SEC. 301. SHORT TITLE OF TITLE.**

4 This title may be cited as the “Child Support Im-
 5 provement and Work Promotion Act”.

6 **Subtitle A—Increased Reliability of**
 7 **Child Support**

8 **SEC. 311. COMPLIANCE WITH MULTILATERAL CHILD SUP-**
 9 **PORT CONVENTIONS.**

10 (a) SECRETARY’S AUTHORITY TO ENSURE COMPLI-
 11 ANCE WITH MULTILATERAL CHILD SUPPORT CONVEN-
 12 TION.—

13 (1) IN GENERAL.—Section 452 of the Social
 14 Security Act (42 U.S.C. 652) is amended—

15 (A) by redesignating the second subsection

16 (l) (as added by section 7306 of Public Law
 17 109–171) as subsection (m); and

18 (B) by adding at the end the following:

19 “(n) SECRETARY’S AUTHORITY TO ENSURE COMPLI-
 20 ANCE WITH MULTILATERAL CHILD SUPPORT CONVEN-
 21 TION.—Consistent with the national policy of the United
 22 States to fully comply with the obligations of any multilat-
 23 eral child support convention to which the United States
 24 is a party, the Secretary shall utilize Federal and, as ap-
 25 propriate, State enforcement mechanisms in furtherance

1 of this policy and take such steps as may be necessary
2 within the Secretary’s authority to ensure compliance with
3 the United States treaty obligations under such convention
4 in the event the Secretary determines that a State plan
5 does not comply with such obligations.”.

6 (2) CONFORMING AMENDMENT.—Section
7 453(k)(3) of the Social Security Act (42 U.S.C.
8 653(k)(3)) is amended by striking “452(l)” and in-
9 serting “452(m)”.

10 (b) ACCESS TO THE FEDERAL PARENT LOCATOR
11 SERVICE.—Section 453(c) of the Social Security Act (42
12 U.S.C. 653(c)) is amended—

13 (1) by striking “and” at the end of paragraph
14 (3);

15 (2) by striking the period at the end of para-
16 graph (4) and inserting “; and”; and

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

18 “(5) an entity designated as a Central Author-
19 ity for child support enforcement in a foreign recip-
20 roating country or a foreign treaty country for pur-
21 poses specified in section 459A(c)(2).”.

22 (c) STATE OPTION TO REQUIRE INDIVIDUALS IN
23 FOREIGN COUNTRIES TO APPLY THROUGH THEIR COUN-
24 TRY’S APPROPRIATE CENTRAL AUTHORITY.—Section 454
25 of the Social Security Act (42 U.S.C. 654) is amended—

1 (1) in paragraph (4)(A)(ii), by inserting before
2 the semicolon “(except that, if the individual apply-
3 ing for the services resides in a foreign reciprocating
4 country or foreign treaty country, the State may opt
5 to require the individual to request the services
6 through the Central Authority for child support en-
7 forcement in the foreign reciprocating country or the
8 foreign treaty country, and if the individual resides
9 in a foreign country that is not a foreign recipro-
10 cating country or a foreign treaty country, a State
11 may accept or reject the application)”; and

12 (2) in paragraph (32)—

13 (A) in subparagraph (A), by inserting “, a
14 foreign treaty country,” after “a foreign recip-
15 rocating country”; and

16 (B) in subparagraph (C), by striking “or
17 foreign obligee” and inserting “, foreign treaty
18 country, or foreign individual”.

19 (d) AMENDMENTS TO INTERNATIONAL SUPPORT EN-
20 FORCEMENT PROVISIONS.—Section 459A of the Social Se-
21 curity Act (42 U.S.C. 659a) is amended—

22 (1) in subsection (c)—

23 (A) in the matter preceding paragraph (1),
24 by striking “foreign countries that are the sub-
25 ject of a declaration under this section” and in-

1 serting “foreign reciprocating countries or for-
2 eign treaty countries”; and

3 (B) in paragraph (2), by inserting “and
4 foreign treaty countries” after “foreign recipro-
5 eating countries”;

6 (2) in subsection (d), by striking “the subject of
7 a declaration pursuant to subsection (a)” and insert-
8 ing “foreign reciprocating countries or foreign treaty
9 countries”; and

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

11 “(e) REFERENCES.—In this part:

12 “(1) FOREIGN RECIPROCATING COUNTRY.—The
13 term ‘foreign reciprocating country’ means a foreign
14 country (or political subdivision thereof) with respect
15 to which the Secretary has made a declaration pur-
16 suant to subsection (a).

17 “(2) FOREIGN TREATY COUNTRY.—The term
18 ‘foreign treaty country’ means a foreign country for
19 which the 2007 Family Maintenance Convention is
20 in force.

21 “(3) 2007 FAMILY MAINTENANCE CONVEN-
22 TION.—The term ‘2007 Family Maintenance Con-
23 vention’ means the Hague Convention of 23 Novem-
24 ber 2007 on the International Recovery of Child
25 Support and Other Forms of Family Maintenance.”.

1 (e) COLLECTION OF PAST-DUE SUPPORT FROM FED-
2 ERAL TAX REFUNDS.—Section 464(a)(2)(A) of the Social
3 Security Act (42 U.S.C. 664(a)(2)(A)) is amended by
4 striking “under section 454(4)(A)(ii)” and inserting
5 “under paragraph (4)(A)(ii) or (32) of section 454”.

6 (f) STATE LAW REQUIREMENT CONCERNING THE
7 UNIFORM INTERSTATE FAMILY SUPPORT ACT
8 (UIFSA).—Section 466(f) (42 U.S.C. 666(f)) is amend-
9 ed—

10 (1) by striking “on and after January 1,
11 1998,”;

12 (2) by striking “and as in effect on August 22,
13 1996,”; and

14 (3) by striking “adopted as of such date” and
15 inserting “adopted as of September 30, 2008”.

16 (g) FULL FAITH AND CREDIT FOR CHILD SUPPORT
17 ORDERS.—Section 1738B of title 28, United States Code,
18 is amended—

19 (1) in subsection (b)—

20 (A) by inserting “(1) CHILD.—The term”
21 before “‘child’”;

22 (B) by striking “‘child’s State’” and all
23 that follows through “a child resides.”;

1 (C) by inserting “(2) CHILD’S HOME
2 STATE.—The term” before “‘child’s home
3 State’”;

4 (D) by inserting after paragraph (2), as
5 designated by subparagraph (C), the following:

6 “(3) CHILD’S STATE.—The term ‘child’s State’
7 means the State in which a child resides.”;

8 (E) by inserting “(4) CHILD SUPPORT.—
9 The term” before “‘child support’”;

10 (F) by inserting “(5) CHILD SUPPORT
11 ORDER.—The term” before “‘child support
12 order’”;

13 (G) by inserting “(6) CONTESTANT.—The
14 term” before “‘contestant’”;

15 (H) by striking “‘court’ means” and all
16 that follows through “modification of a child
17 support order.”;

18 (I) by inserting “(7) MODIFICATION.—The
19 term” before “‘modification’”;

20 (J) by inserting “(8) STATE.—The term”
21 before “‘State’”; and

22 (K) by adding at the end the following:

23 “(9) TRIBUNAL.—The term ‘tribunal’ means a
24 court or administrative agency of a State that is au-
25 thorized by State law to establish the amount of

1 child support payable by a contestant or make a
2 modification of a child support order.”;

3 (2) by striking “court” each place it appears
4 except subsection (b)(9), as added by paragraph (1)
5 of this section, and inserting “tribunal”;

6 (3) by striking “courts” each place it appears
7 and inserting “tribunals”;

8 (4) in subsection (e)(1), by striking “sub-
9 sections (e), (f), and (g)” and inserting “this sec-
10 tion”;

11 (5) by striking subsection (i);

12 (6) by redesignating subsections (e), (f), (g),
13 and (h) as subsections (f), (g), (h), and (i), respec-
14 tively;

15 (7) by striking subsection (d) and inserting the
16 following:

17 “(d) CONTINUING, EXCLUSIVE JURISDICTION.—A
18 tribunal of a State that has made a child support order
19 consistently with this section has continuing, exclusive ju-
20 risdiction to modify the order if—

21 “(1) the order is the controlling order, as deter-
22 mined under subsection (g); and

23 “(2)(A) the State is the child’s State or the res-
24 idence of any individual contestant; or

1 “(B) the contestants provide consent (by pro-
2 viding consent in a record or in a hearing) for the
3 tribunal to continue to exercise jurisdiction to mod-
4 ify the order.

5 “(e) RESTRICTIONS ON EXERCISING CONTINUING,
6 EXCLUSIVE JURISDICTION.—A tribunal of a State that
7 has made a child support order may not exercise con-
8 tinuing, exclusive jurisdiction to modify the order if—

9 “(1) each individual contestant files a consent
10 in a record with the issuing tribunal stating that a
11 tribunal of another State (which has jurisdiction of
12 at least 1 of the individual contestants or that is a
13 tribunal of the State of the residence of the child)
14 may modify the order and assume continuing, exclu-
15 sive jurisdiction; or

16 “(2) the order is not the controlling order, as
17 determined under subsection (g).”;

18 (8) in subsection (f), as redesignated by para-
19 graph (6) of this section—

20 (A) in paragraph (1), by striking “sub-
21 section (i)” and inserting “subsection (j)”; and

22 (B) in paragraph (2)—

23 (i) in subparagraph (A), by inserting
24 “and the contestants have not provided
25 consent (by providing consent in a record

1 or in a hearing) for the tribunal of the
2 other State to continue to exercise jurisdic-
3 tion to modify the order” before the semi-
4 colon; and

5 (ii) in subparagraph (B), by inserting
6 “with jurisdiction of at least 1 of the indi-
7 vidual contestants or that is a tribunal of
8 the State of the residence of the child”
9 after “of another State”;

10 (9) in subsection (g), as redesignated by para-
11 graph (6) of this section—

12 (A) in the subsection heading, by striking
13 “RECOGNITION OF CHILD SUPPORT ORDERS”
14 and inserting “DETERMINATION OF CONTROL-
15 LING CHILD SUPPORT ORDER”;

16 (B) in the matter preceding paragraph (1),
17 by striking “to recognize for purposes of con-
18 tinuing, exclusive jurisdiction and enforcement”
19 and inserting “is the controlling order and shall
20 be recognized”; and

21 (C) by striking “must be recognized” each
22 place it appears and inserting “is the control-
23 ling order”;

1 (10) in subsection (h), as redesignated by para-
2 graph (6) of this section, by striking “subsections
3 (e) and (f)” and inserting “subsections (f) and (g)”;

4 (11) in subsection (i), as redesignated by para-
5 graph (6) of this section—

6 (A) in paragraph (1), by inserting “or col-
7 lect arrears and interest due on a child support
8 order” after “enforce a child support order”;

9 (B) by striking paragraph (2) and insert-
10 ing the following:

11 “(2) LAW OF STATE OF ISSUANCE OF ORDER.—

12 A tribunal shall apply the law of the State of the tri-
13 bunal that issued a child support order registered in
14 the State of the tribunal with regard to—

15 “(A) the nature, extent, amount, and dura-
16 tion of current payments under the child sup-
17 port order;

18 “(B) the computation and payment of ar-
19 rears and accrual of interest on arrears under
20 the child support order; and

21 “(C) the existence and satisfaction of other
22 obligations under the child support order.”;

23 (C) in paragraph (3), by striking “child
24 support order, a” and inserting “child support

1 order registered in the State of a tribunal, the”;
2 and

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

4 “(4) PROSPECTIVE APPLICATION OF LAW.—

5 After a tribunal determines which is the controlling
6 order and issues an order consolidating arrears, if
7 any, a tribunal shall apply the law of the State of
8 the tribunal that issued the controlling order (in-
9 cluding the law of the State relating to interest on
10 arrears)—

11 “(A) for support paid after the date of the
12 order consolidating arrears; and

13 “(B) relating to consolidated arrears.”;
14 and

15 (12) by adding at the end the following:

16 “(j) REGISTRATION FOR MODIFICATION.—

17 “(1) IN GENERAL.—A tribunal may modify a
18 child support order issued in another State which
19 has been registered in the State of the tribunal if,
20 after notice and hearing, the tribunal finds—

21 “(A) that—

22 “(i) no individual contestant or child
23 resides in the State of the tribunal issuing
24 the child support order;

1 “(ii) the individual contestant seeking
2 to modify, or to modify and enforce, a
3 child support order issued in another State
4 does not reside in the State in which the
5 registering tribunal is located; and

6 “(iii) the tribunal of the State in
7 which the child support order has been
8 registered has personal jurisdiction of the
9 parties not seeking to modify, or modify
10 and enforce, the child support order;

11 “(B) that the State in which the child sup-
12 port order has been registered—

13 “(i)(I) is the residence of the child; or

14 “(II) has personal jurisdiction of an
15 individual contestant; and

16 “(ii) each individual contestant has
17 filed a consent in a record with the issuing
18 tribunal for a tribunal in the registering
19 State to modify the support order and as-
20 sume continuing, exclusive jurisdiction; or

21 “(C) that all of the individual contestants
22 reside in the State in which the registering tri-
23 bunal is located and the child does not reside in
24 the issuing State.

1 “(2) LIMITATIONS.—A tribunal may not modify
2 any term of a child support order that may not be
3 modified under the law of the issuing State, includ-
4 ing the duration of the obligation of support. If 2 or
5 more tribunals have issued child support orders for
6 the same obligor and same child, the law of the
7 State of the tribunal issuing the controlling order, as
8 determined under subsection (g), establishes the
9 terms of the child support order which are not modi-
10 fiable.

11 “(3) PROCEEDING TO MODIFY.—In a pro-
12 ceeding to modify a child support order, the law of
13 the State of the tribunal that issued the initial con-
14 trolling order, as determined under subsection (g),
15 governs the duration of the obligation of support.
16 The obligor’s fulfillment of the duty of support es-
17 tablished by that controlling order precludes a tri-
18 bunal of another State from imposing a further obli-
19 gation of child support on the obligor.

20 “(4) PARTIES RESIDING OUTSIDE THE UNITED
21 STATES.—Notwithstanding paragraph (1), a tribunal
22 in the issuing State retains jurisdiction to modify an
23 order issued in that State if—

24 “(A) 1 party resides in another State; and

1 “(B) the other party resides outside of the
2 United States.”.

3 **SEC. 312. RELIEF FROM PASSPORT SANCTIONS FOR CER-**
4 **TAIN INDIVIDUALS.**

5 Section 452(k) of the Social Security Act (42 U.S.C.
6 652(k)) is amended—

7 (1) in paragraph (2), by striking “The Sec-
8 retary of State” and inserting “Subject to para-
9 graph (3), the Secretary of State”;

10 (2) by redesignating paragraph (3) as para-
11 graph (4); and

12 (3) by inserting after paragraph (2) the fol-
13 lowing new paragraph:

14 “(3)(A) Notwithstanding paragraph (2), the Sec-
15 retary of State may issue a passport to an individual with
16 respect to whom the Secretary has transmitted certifi-
17 cation under paragraph (1) if—

18 “(i) the individual submits an application for
19 relief to the Secretary of State, in such form and
20 manner as the Secretary of State shall require; and

21 “(ii) the Secretary of State certifies that the
22 application includes evidence that the individual—

23 “(I) has an annual income of less than
24 \$100,000;

1 “(II) is not incurring any new child sup-
2 port obligations, but only owes arrearages;

3 “(III) does not owe arrearages of child
4 support for a child who is less than 18 years
5 old;

6 “(IV) has been making child support pay-
7 ments consistently and in good faith for each of
8 the most recently preceding 12 months; and

9 “(V) has a current offer to work outside of
10 the United States, an offer to interview for
11 work outside of the United States, a profes-
12 sional history of working outside of the United
13 States, a job that requires travel outside of the
14 United States, or is enrolled in a professional
15 training program that requires travel outside of
16 the United States.

17 “(B) The Secretary of State shall revoke a passport
18 issued to an individual under subparagraph (A) upon a
19 determination that the individual has failed to make child
20 support payments consistently and in good faith for more
21 than 6 months.

22 “(C) The Secretary of State shall report the issuance
23 of a passport under this paragraph to the Secretary.

24 “(D) The Secretary shall report the issuance of a
25 passport under this paragraph to the State agency that

1 certified in accordance with section 454(31) that the indi-
 2 vidual to whom the passport is issued owed child support
 3 arrearages in an amount exceeding \$2,500.”.

4 **SEC. 313. CHILD SUPPORT ENFORCEMENT PROGRAMS FOR**
 5 **INDIAN TRIBES.**

6 (a) **TRIBAL ACCESS TO THE FEDERAL PARENT LO-**
 7 **CATOR SERVICE.**—Section 453(e)(1) of the Social Security
 8 Act (42 U.S.C. 653(e)(1)) is amended by inserting “or In-
 9 dian tribe or tribal organization (as defined in subsections
 10 (e) and (l) of section 4 of the Indian Self-Determination
 11 and Education Assistance Act (25 U.S.C. 450b)),” after
 12 “any State”.

13 (b) **WAIVER AUTHORITY FOR INDIAN TRIBES OR**
 14 **TRIBAL ORGANIZATIONS OPERATING CHILD SUPPORT**
 15 **ENFORCEMENT PROGRAMS.**—Section 1115(b) of the So-
 16 cial Security Act (42 U.S.C. 1315(b)) is amended—

17 (1) by redesignating paragraphs (1) through
 18 (3) as subparagraphs (A) through (C), respectively,
 19 and realigning the left margin of subparagraph (C)
 20 so as to align with subparagraphs (A) and (B) (as
 21 so redesignated);

22 (2) by inserting “(1)” after “(b)”; and

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

24 “(2) An Indian tribe or tribal organization operating
 25 a program under section 455(f) shall be considered a State

1 for purposes of authority to conduct an experimental,
2 pilot, or demonstration project under subsection (a) to as-
3 sist in promoting the objectives of part D of title IV and
4 receiving payments under the second sentence of that sub-
5 section. The Secretary may waive compliance with any re-
6 quirements of section 455(f) or regulations promulgated
7 under that section to the extent and for the period the
8 Secretary finds necessary for an Indian tribe or tribal or-
9 ganization to carry out such project. Costs of the project
10 which would not otherwise be included as expenditures of
11 a program operating under section 455(f) and which are
12 not included as part of the costs of projects under section
13 1110, shall, to the extent and for the period prescribed
14 by the Secretary, be regarded as expenditures under a
15 tribal plan or plans approved under such section, or for
16 the administration of such tribal plan or plans, as may
17 be appropriate. An Indian tribe or tribal organization ap-
18 plying for or receiving start-up program development
19 funding pursuant to section 309.16 of title 45, Code of
20 Federal Regulations, shall not be considered to be an In-
21 dian tribe or tribal organization operating a program
22 under section 455(f) for purposes of this paragraph.”.

1 **SEC. 314. PARENTING TIME ARRANGEMENTS.**

2 (a) STATE PLAN AMENDMENTS.—Section 454 of the
3 Social Security Act (42 U.S.C. 654), as amended by sec-
4 tion 311(c), is further amended—

5 (1) in paragraph (4)(A), in the matter pre-
6 ceding clause (i), by inserting “, establishment of
7 voluntary parenting time arrangements,” after “es-
8 tablishment of paternity”;

9 (2) in paragraph (9)—

10 (A) in subparagraph (D), by striking “;
11 and” and inserting a semicolon;

12 (B) in subparagraph (E), by inserting
13 “and” after the semicolon; and

14 (C) by adding at the end the following:

15 “(F) in establishing a voluntary parenting time
16 arrangement at the time that a support order (as
17 defined in section 453(p)) is initially issued under
18 this part pursuant to the requirements, standards,
19 and procedures described in paragraph (35);”;

20 (3) in paragraph (13), by inserting “estab-
21 lishing voluntary parenting time arrangements,”
22 after “obtaining support orders,”;

23 (4) in paragraph (15)—

24 (A) in subparagraph (A), by striking
25 “and” after the semicolon;

1 (B) in subparagraph (B), by inserting
2 “and” after the semicolon; and

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

4 “(C) a process for including in the annual re-
5 views and reports required under subparagraph (A)
6 information, in such form and manner as the Sec-
7 retary shall require, regarding the policies and prac-
8 tices implemented by the State or which the State
9 plans to implement to facilitate access to and visita-
10 tion of children by noncustodial parents;”;

11 (5) in paragraph (26)(A), by inserting “to es-
12 tablish voluntary parenting time arrangements,”
13 after “to establish paternity;”;

14 (6) in paragraph (33), by striking “and” after
15 the semicolon;

16 (7) in paragraph (34), by striking the period at
17 the end and inserting “; and”; and

18 (8) by inserting after paragraph (34) the fol-
19 lowing:

20 “(35) provide that the State shall implement proce-
21 dures for the establishment of a voluntary parenting time
22 arrangement at the time that a support order (as defined
23 in section 453(p)) is initially issued under this part for
24 parents who are not subject to a divorce or dissolution
25 decree and for whom the voluntary parenting time ar-

1 rangement is not contested, in accordance with such re-
2 quirements and standards as the Secretary determines
3 necessary and that include exceptions for family or domes-
4 tic violence, dating violence, sexual assault, and stalking.”.

5 (b) SECRETARIAL GUIDANCE.—The Secretary shall
6 issue guidance for States for the establishment of vol-
7 untary parenting time arrangements. The guidance shall
8 provide that in establishing such arrangements, a State
9 shall establish procedures to ensure—

10 (1) the informed and voluntary participation of
11 both parents in the establishment of a voluntary
12 parenting time arrangement that is free from coer-
13 cion and threats of recrimination;

14 (2) each parent’s informed consent to the terms
15 and legal implications of any parenting time plan es-
16 tablished under a voluntary parenting time arrange-
17 ment; and

18 (3) that all voluntary parenting time arrange-
19 ments comply with State law.

1 **SEC. 315. EFFICIENT USE OF THE NATIONAL DIRECTORY**
2 **OF NEW HIRES DATABASE FOR FEDERALLY**
3 **SPONSORED RESEARCH ASSESSING THE EF-**
4 **FECTIVENESS OF FEDERAL POLICIES AND**
5 **PROGRAMS IN ACHIEVING POSITIVE LABOR**
6 **MARKET OUTCOMES.**

7 Section 453 (42 U.S.C. 653) is amended—

8 (1) in subsection (i)(2)(A), by striking “24”
9 and inserting “48”; and

10 (2) in subsection (j), by striking paragraph (5)
11 and inserting the following:

12 “(5) RESEARCH.—

13 “(A) IN GENERAL.—Subject to subpara-
14 graph (B) of this paragraph, the Secretary may
15 provide access to data in each component of the
16 Federal Parent Locator Service maintained
17 under this section and to information reported
18 by employers pursuant to section 453A(b),
19 for—

20 “(i) research undertaken by a State or
21 Federal agency (including through grant or
22 contract) for purposes found by the Sec-
23 retary to be likely to contribute to achiev-
24 ing the purposes of part A or this part; or

25 “(ii) an evaluation or statistical anal-
26 ysis undertaken to assess the effectiveness

1 of a Federal program in achieving positive
2 labor market outcomes (including through
3 grant or contract), by—

4 “(I) the Department of Health
5 and Human Services;

6 “(II) the Social Security Admin-
7 istration;

8 “(III) the Department of Labor;

9 “(IV) the Department of Edu-
10 cation;

11 “(V) the Department of Housing
12 and Urban Development;

13 “(VI) the Department of Justice;

14 “(VII) the Department of Vet-
15 erans Affairs;

16 “(VIII) the Bureau of the Cen-
17 sus;

18 “(IX) the Department of Agri-
19 culture; or

20 “(X) the National Science Foun-
21 dation.

22 “(B) PERSONAL IDENTIFIERS.—Data or
23 information provided under this paragraph may
24 include a personal identifier only if, in addition

1 to meeting the requirements of subsections (l)
2 and (m)—

3 “(i) the State or Federal agency con-
4 ducting the research described in subpara-
5 graph (A)(i), or the Federal department or
6 agency undertaking the evaluation or sta-
7 tistical analysis described in subparagraph
8 (A)(ii), as applicable, enters into an agree-
9 ment with the Secretary regarding the se-
10 curity and use of the data or information;

11 “(ii) the agreement includes such re-
12 strictions or conditions with respect to the
13 use, safeguarding, disclosure, or redisclo-
14 sure of the data or information (including
15 by contractors or grantees) as the Sec-
16 retary deems appropriate;

17 “(iii) the data or information is used
18 exclusively for the purposes defined in the
19 agreement; and

20 “(iv) the Secretary determines that
21 the provision of data or information under
22 this paragraph is the minimum amount
23 needed to conduct the research, evaluation,
24 or statistical analysis, as applicable, and

1 will not interfere with the effective oper-
 2 ation of the program under this part.

3 “(C) PENALTIES FOR UNAUTHORIZED DIS-
 4 CLOSURE OF DATA.—Any individual who will-
 5 fully discloses a personal identifier (such as a
 6 name or social security number) provided under
 7 this paragraph, in any manner to an entity not
 8 entitled to receive the data or information, shall
 9 be fined under title 18, United States Code, im-
 10 prisoned not more than 5 years, or both.”.

11 **Subtitle B—Child Support**
 12 **Enforcement Task Force**

13 **SEC. 321. CHILD SUPPORT ENFORCEMENT TASK FORCE.**

14 (a) ESTABLISHMENT.—There is established in the ex-
 15 ecutive branch a task force to be known as the Child Sup-
 16 port Enforcement Task Force (referred to in this section
 17 as the “Task Force”).

18 (b) MEMBERSHIP.—

19 (1) COMPOSITION.—The Task Force shall be
 20 composed of 15 members consisting of—

21 (A) the Assistant Secretary of the Admin-
 22 istration for Children and Families of the De-
 23 partment of Health and Human Services;

24 (B) 5 members appointed by the Senate, of
 25 which—

1 (i) 1 shall be appointed by the Major-
2 ity Leader of the Senate;

3 (ii) 1 shall be appointed by the Minor-
4 ity Leader of the Senate;

5 (iii) 1 shall be appointed by the Chair-
6 man of the Committee on Finance of the
7 Senate;

8 (iv) 1 shall be appointed by the Rank-
9 ing Member of the Committee on Finance
10 of the Senate; and

11 (v) 1 shall be jointly appointed by the
12 Chairman and Ranking Member of the
13 Committee on Finance of the Senate;

14 (C) 5 members appointed by the House of
15 Representatives, of which—

16 (i) 1 shall be appointed by the Speak-
17 er of the House of Representatives;

18 (ii) 1 shall be appointed by the Minor-
19 ity Leader of the House of Representa-
20 tives;

21 (iii) 1 shall be appointed by the Chair-
22 man of the Committee on Ways and Means
23 of the House of Representatives;

24 (iv) 1 shall be appointed by the Rank-
25 ing Member of the Committee on Ways

1 and Means of the House of Representa-
2 tives; and

3 (v) 1 shall be jointly appointed by the
4 Chairman and Ranking Member of the
5 Committee on Ways and Means of the
6 House of Representatives; and

7 (D) 4 members appointed by the Presi-
8 dent.

9 (2) DATE.—The appointments of the members
10 of the Task Force shall be made not later than 6
11 months after the date of enactment of this Act.

12 (3) EXPERTISE.—The membership of the Task
13 Force shall consist of individuals who are knowledge-
14 able on issues regarding child support and related
15 activities.

16 (4) PERIOD OF APPOINTMENT; VACANCIES.—
17 Members shall be appointed for the life of the Task
18 Force. A vacancy in the Task Force shall be filled
19 in the manner in which the original appointment was
20 made and shall not affect the powers or duties of the
21 Task Force.

22 (5) QUORUM.—

23 (A) IN GENERAL.—A majority of the Task
24 Force shall constitute a quorum, but a lesser
25 number of members may hold hearings.

1 (B) REPORT.—The Task Force may not
2 submit the report required under subsection (c)
3 until all of the members have been appointed.

4 (6) MEETINGS.—

5 (A) INITIAL MEETING.—Not later than 30
6 days after the Task Force has a majority, the
7 Task Force shall hold its first meeting.

8 (B) CHAIRPERSON AND VICE CHAIR-
9 PERSON.—During the first meeting of the Task
10 Force, the Task Force shall select a Chair-
11 person and Vice Chairperson from among the
12 members appointed as of the date of the meet-
13 ing.

14 (C) OTHER MEETINGS.—Following the
15 first meeting of the Task Force, any subsequent
16 meetings shall be at the call of the Chairperson
17 or Vice Chairperson.

18 (D) PUBLIC MEETINGS.—In addition to
19 any other meetings held by the Task Force, the
20 Task Force shall hold at least 3 meetings that
21 are open to the public and preceded by timely
22 public notice in the Federal Register of the
23 time, place, and subject of the meeting. At least
24 one public meeting of the Task Force shall
25 focus on issues relevant to family courts or

1 other State or local courts with responsibility
2 for conducting or supervising proceedings relat-
3 ing to child support enforcement, child welfare,
4 or social services for children and their families.
5 At the public meetings of the Task Force, sub-
6 ject to such requirements and limitations as are
7 determined appropriate by the Chairperson, ap-
8 pearances may be made and oral and written
9 statements given by members of the public and
10 the Task Force shall engage, at a minimum,
11 with the following groups:

12 (i) Administrators of State child sup-
13 port programs.

14 (ii) Judges who preside over family
15 courts or other State or local courts with
16 responsibility for conducting or supervising
17 proceedings relating to child support en-
18 forcement, child welfare, or social services
19 for children and their families, and organi-
20 zations that represent such judges.

21 (iii) Custodial parents and organiza-
22 tions that represent such parents.

23 (iv) Noncustodial parents and organi-
24 zations that represent such parents.

1 (v) Organizations that represent fidu-
2 ciary entities that are affected by child
3 support enforcement policies.

4 (7) COMPENSATION.—Members of the Task
5 Force—

6 (A) shall not receive compensation for
7 service on the Task Force; and

8 (B) shall be allowed travel expenses, in-
9 cluding per diem in lieu of subsistence, at rates
10 authorized for employees of agencies under sub-
11 chapter I of chapter 57 of title 5, United States
12 Code, while away from their homes or regular
13 places of business in the performance of service
14 for the Task Force.

15 (c) REPORT TO CONGRESS.—Not later than January
16 1, 2016, the Task Force shall prepare and submit a report
17 to Congress that contains the Task Force’s findings and
18 recommendations for improvements in child support en-
19 forcement. The report shall include the following:

20 (1) An evaluation of the effectiveness of exist-
21 ing child support enforcement programs and collec-
22 tion practices employed by State agencies admin-
23 istering programs under part D of title IV of the So-
24 cial Security Act (42 U.S.C. 651 et seq.) and an
25 analysis of the extent to which such practices result

1 in any unintended consequences or performance
2 issues associated with such programs and practices.

3 (2) Recommendations for methods to enhance
4 the effectiveness of child support enforcement pro-
5 grams and collection practices.

6 (3) An analysis of the feasibility of the estab-
7 lishment of a centralized lien registry by each State
8 to contain all liens placed against real and personal
9 property for overdue child support that would ensure
10 access to and sharing of registry data among all nec-
11 essary entities and individuals prior to any sale or
12 distribution of property or funds.

13 (4) A compilation of State recovery and dis-
14 tribution policies.

15 (5) Recommendations for methods to foster en-
16 gagement by fathers in their children's lives through
17 consideration of parental time and visitation with
18 children.

19 (6) An analysis of the role for alternative dis-
20 pute resolution in making child support determina-
21 tions.

22 (7) Identification of best practices for—

23 (A) determining which services and sup-
24 port programs available to custodial and non-
25 custodial parents are non-duplicative, evidenced-

1 based, and produce quality outcomes, and con-
2 necting custodial and noncustodial parents to
3 those services and support programs;

4 (B) providing employment support, job
5 training, and job placement for custodial and
6 noncustodial parents; and

7 (C) establishing services, supports, and
8 child support payment tracking for noncustodial
9 parents, including options for the prevention of,
10 and intervention on, uncollectible arrearages,
11 such as retroactive obligations and Medicaid
12 birthing costs.

13 (8) Recommendations for methods for States to
14 use to collect child support payments from individ-
15 uals who owe excessive arrearages as determined
16 under section 454(31) of the Social Security Act (42
17 U.S.C. 654(31)).

18 (9) Recommendations for such legislative and
19 administrative actions as the Task Force determines
20 appropriate for improvement in child support en-
21 forcement.

22 (d) POWERS OF THE TASK FORCE.—

23 (1) HEARINGS.—

24 (A) IN GENERAL.—The Task Force may
25 hold such hearings, sit, and act at such times

1 and places, take such testimony, and receive
2 such evidence as the Task Force considers ad-
3 visable to carry out this section.

4 (B) INFORMATION FROM FEDERAL AGEN-
5 CIES.—The Task Force may secure directly
6 from any Federal agency such information as
7 the Task Force considers necessary to carry out
8 this section. Upon request of the Chairperson,
9 the head of such agency shall furnish such in-
10 formation to the Task Force.

11 (2) RULES.—For the purposes of carrying out
12 its duties in preparing the report required under
13 subsection (c), the Task Force may adopt such rules
14 for its organization and procedures as it determines
15 appropriate.

16 (3) POSTAL SERVICES.—The Task Force may
17 use the United States mails in the same manner and
18 under the same conditions as other agencies of the
19 Federal Government.

20 (4) DONATIONS AND VOLUNTEERS.—The Task
21 Force may accept, use, and dispose of donations of
22 money and property and may accept such volunteer
23 services of individuals as it determines appropriate.

24 (5) PERSONNEL MATTERS.—

1 (A) STAFF.—The Chairperson may, with-
2 out regard to the civil service laws and regula-
3 tions, appoint and terminate an executive direc-
4 tor and such other additional employees as may
5 be necessary to enable the Task Force to per-
6 form its duties. The employment of an executive
7 director shall be subject to confirmation by the
8 Task Force.

9 (B) COMPENSATION.—The Chairperson
10 may fix the compensation of the executive direc-
11 tor and other employees of the Task Force
12 without regard to chapter 51 and subchapter
13 III of chapter 53 of title 5, United States Code,
14 relating to classification of positions and Gen-
15 eral Schedule pay rates, except that the rate of
16 pay for the executive director and other per-
17 sonnel may not exceed the rate payable for level
18 V of the Executive Schedule under section 5316
19 of such title.

20 (C) DETAIL OF GOVERNMENT EMPLOY-
21 EES.—Any Federal Government employee may
22 be detailed to the Task Force without reim-
23 bursement, and such detail shall be without
24 interruption or loss of civil service status, bene-
25 fits, or privilege.

1 (D) TEMPORARY AND INTERMITTENT
2 SERVICES.—The Chairperson may procure tem-
3 porary and intermittent services under section
4 3109(b) of title 5, United States Code, at rates
5 for individuals which do not exceed the daily
6 equivalent of the annual rate of basic pay pre-
7 scribed for level V of the Executive Schedule
8 under section 5316 of such title.

9 (e) TERMINATION.—The Task Force shall terminate
10 60 days after submission of the report required under sub-
11 section (c).

12 (f) FUNDING.—

13 (1) IN GENERAL.—From the unobligated bal-
14 ance of funds made available to carry out section
15 414 of the Social Security Act (42 U.S.C. 614),
16 \$2,000,000 of such funds are hereby transferred and
17 made available to carry out this section. Amounts
18 transferred and made available to carry out this sec-
19 tion shall remain available through fiscal year 2016
20 and shall not be subject to reduction under a seques-
21 tration order issued under the Balanced Budget and
22 Emergency Deficit Control Act of 1985 (2 U.S.C.
23 900 et seq.).

24 (2) UNOBLIGATED AMOUNTS.—Any amounts
25 made available to carry out this section that are un-

1 obligated on the date of the termination of the Task
2 Force under subsection (e) shall be returned to the
3 Treasury of the United States .

4 (g) ADMINISTRATION.—

5 (1) IN GENERAL.—Upon the request of the
6 Task Force, the Secretary of Health and Human
7 Services shall provide to the Task Force, on a reim-
8 bursable basis, the administrative support services
9 necessary for the Task Force to carry out its respon-
10 sibilities under this Act. These administrative serv-
11 ices may include human resource management,
12 budget, leasing, accounting, and payroll services.

13 (2) TRAVEL EXPENSES.—The members of the
14 Task Force shall be allowed travel expenses, includ-
15 ing per diem in lieu of subsistence, at rates author-
16 ized for employees of agencies under subchapter I of
17 chapter 57 of title 5, United States Code, while
18 away from their homes or regular places of business
19 in the performance of services for the Task Force.

20 **Subtitle C—Effective Dates**

21 **SEC. 331. EFFECTIVE DATES.**

22 (a) IN GENERAL.—Except as provided in subsection
23 (b), this title and the amendments made by this title take
24 effect on the date of enactment of this Act.

25 (b) EXCEPTIONS.—

1 (1) UIFSA STATE LAW REQUIREMENTS; PAR-
2 ENTING TIME ARRANGEMENTS.—

3 (A) IN GENERAL.—Subject to subpara-
4 graph (B), the amendments made by sections
5 311(f) and 314(a) take effect on October 1,
6 2014.

7 (B) DELAY.—In the case of a State plan
8 under part D of title IV of the Social Security
9 Act (42 U.S.C. 651 et seq.) which the Secretary
10 of Health and Human Services determines re-
11 quires State legislation or State regulation in
12 order for the plan to meet the additional re-
13 quirements imposed by the amendments made
14 by sections 311(f) and 314(a), the State plan
15 shall not be regarded as failing to comply with
16 the requirements of such sections solely on the
17 basis of its failure to meet these additional re-
18 quirements before the first day of the first cal-
19 endar quarter beginning after the close of the
20 first regular session of the State legislature that
21 begins after the date of enactment of this Act.
22 For purposes of the previous sentence, in the
23 case of a State that has a 2-year legislative ses-
24 sion, each year of the session is considered to

1 be a separate regular session of the State legis-
2 lature.

3 (2) RELIEF FROM PASSPORT SANCTIONS; CHILD
4 SUPPORT ENFORCEMENT PROGRAMS FOR INDIAN
5 TRIBES.—The amendments made by sections 312
6 and 313 shall take effect on the date that is 1 year
7 after the date of enactment of this Act.

8 **TITLE IV—BUDGETARY EFFECTS**

9 **SEC. 401. DETERMINATION OF BUDGETARY EFFECTS.**

10 The budgetary effects of this Act, for the purpose of
11 complying with the Statutory Pay-As-You-Go Act of 2010,
12 shall be determined by reference to the latest statement
13 titled “Budgetary Effects of PAYGO Legislation” for this
14 Act, submitted for printing in the Congressional Record
15 by the Chairman of the Senate Budget Committee, pro-
16 vided that such statement has been submitted prior to the
17 vote on passage.

Calendar No. 279

113TH CONGRESS
1ST Session
S. 1870

A BILL

To reauthorize and restructure adoption incentive payments, to better enable State child welfare agencies to prevent sex trafficking of children and serve the needs of children who are victims of sex trafficking, to increase the reliability of child support for children, and for other purposes.

DECEMBER 19, 2013

Read twice and placed on the calendar