

105TH CONGRESS
2D SESSION

H. R. 3880

To authorize appropriations for fiscal years 1999, 2000, 2001, and 2002 to carry out the Head Start Act, the Low-Income Home Energy Assistance Act of 1981, and the Community Services Block Grant Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 14, 1998

Mr. MARTINEZ (for himself, Mr. CLAY, Mrs. MINK of Hawaii, Mr. ANDREWS, Mr. SCOTT, Ms. WOOLSEY, Mr. ROMERO-BARCELÓ, Mr. FATTAH, Mr. HINOJOSA, Ms. SANCHEZ, Mr. FORD, and Mr. KUCINICH) introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To authorize appropriations for fiscal years 1999, 2000, 2001, and 2002 to carry out the Head Start Act, the Low-Income Home Energy Assistance Act of 1981, and the Community Services Block Grant Act, 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,*

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Human Services
 3 Amendments of 1998”.

4 SEC. 2. TABLE OF CONTENTS.

5 The table of contents for this Act is as follows:

See. 1. Short title.

Sec. 2. Table of contents.

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 and programs.

Sec. 106. Powers and functions of Head Start agencies.

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Sec. 110. Quality improvement study.

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TITLE III—COMMUNITY SERVICES BLOCK GRANT

Sec. 301. Authorization of appropriations.

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Sec. 304. Withholding.

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Sec. 306. Community food and nutrition.

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 tivities for low-income youth.

Sec. 308. Annual report.

TITLE IV—EFFECTIVE DATES; APPLICATION OF AMENDMENTS

Sec. 401. Effective dates; application of amendments.

TITLE I—HEAD START PROGRAMS

3 SEC. 101. DEFINITIONS.

4 Section 637(4) of the Head Start Act (42 U.S.C.
5 9832(4)) is amended to read as follows:

6 “(4) The term ‘family literacy services’ means
7 services that are of sufficient intensity in terms of
8 hours, and of sufficient duration, to make sustain-
9 able changes in a family (such as eliminating or re-
10 ducing welfare dependency) and that integrate all of
11 the following activities:

12 “(A) Interactive literacy activities between
13 parents and their children.

19 “(D) Instruction for children of parents re-
20 ceiving parent literacy services, particularly in-
21 cluding early childhood education.”.

22 SEC. 102. AUTHORIZATION OF APPROPRIATIONS.

23 Section 639 of the Head Start Act (42 U.S.C. 9834)
24 is amended—

1 (1) in subsection (a) by striking “1995 through
2 1998” and inserting “1999, 2000, 2001, and 2002”,
3 and

4 (2) by amending subsection (b) to read as fol-
5 lows:

6 “(b) From the amount appropriated under subsection
7 (a), the Secretary shall make available—

8 “(1) \$35,000,000 for each of the fiscal years
9 1999 through 2002 to carry out activities authorized
10 under section 642(d); and

11 “(2) subject to subsection (c), \$12,000,000 for
12 fiscal year 1999 and such sums as may be necessary
13 for each of the fiscal years 2000 through 2002, to
14 carry out research, demonstrations, evaluation ac-
15 tivities, and longitudinal studies authorized by sub-
16 sections (b) and (e) of section 649.”.

17 SEC. 103. ALLOTMENT OF FUNDS; LIMITATIONS ON ASSIST-
18 ANCE.

19 Section 640 of the Head Start Act (42 U.S.C. 9835)
20 is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (2)(A)—

23 (i) by striking “handicapped children”
24 and inserting “children with disabilities”,
25 and

1 (ii) by striking “1994” and inserting
2 “1998”, and

3 (B) in paragraph (3)—

4 (i) in subparagraph (B)—

5 (I) amending clause (ii) to read
6 as follows:

7 “(ii) Ensuring that such programs have ade-
8 quate qualified staff and that such staff are fur-
9 nished adequate high quality training, including de-
10 veloping skills working with children with disabilities
11 and children with non-English background, when ap-
12 propriate.”,

13 (II) in clause (vi) by inserting “,
14 and are physically accessible to chil-
15 dren with disabilities and parents with
16 disabilities” before the period at the
17 end, and

18 (III) by adding at the end the
19 following:

20 “(viii) Ensuring that such programs have highly
21 qualified staff that can promote language and lit-
22 eracy growth and that provide children a variety of
23 skills that have been identified through research as
24 predictors of later reading achievement.”.

25 (ii) in subparagraph (C)—

1 (I) in clause (v) by inserting
2 “(including changes that make Head
3 Start programs physically accessible
4 to children and adults with disabil-
5 ities)” after “structural changes”, and

6 (II) in clause (vi) by inserting
7 "children with disabilities," after
8 "communities,"

9 (C) in paragraph (5)—

10 (i) in subparagraph (C)—

11 (I) in clause (ii) by adding after
12 “Association,” “(as well as migrant
13 and Native American Head Start As-
14 sociations),”

15 (II) in clause (iii) by striking
16 “and” at the end,

17 (III) in clause (iv) by striking
18 “and activities relating to children
19 with disabilities” and inserting the
20 following:

21 “services for homeless children, and activities relating to
22 children with disabilities, including coordination with
23 those State officials responsible for administering part C
24 and section 619 of the Individuals with Disabilities Edu-
25 cation Act (20 U.S.C 1431–1445, 1419); and”, and

1 (IV) by adding at the end the fol-
2 lowing:

3 “(v) submit a report to the Secretary, in such
4 manner and containing such information as the Sec-
5 retary may require (including an assessment of the
6 involvement of the Head Start community in plan-
7 ning, establishment and implementation of the
8 project), describing the effectiveness of the collabora-
9 tion grant.”, and

10 (D) in paragraph (6)—

11 (i) by inserting “(A)” after “(6)”,
12 (ii) by striking “From” and inserting
13 “Subject to subparagraph (B), from”, and
14 (iii) by striking “3 percent” and all
15 that follows through the period at the end,
16 and inserting the following:

17 “8 percent for fiscal year 1999, 9 percent for fiscal year
18 2000, and 10 percent for each of the fiscal years 2001
19 and 2002, of the amount appropriated pursuant to section
20 639(a).

21 “(B) The Secretary may carry out subparagraph
22 graph (A) for a fiscal year only after meeting the re-
23 quirements of section 640(g)(1) relating to cost-of-
24 living adjustments.”,

25 (2) in subsection (d)—

1 (A) by striking “section 602(a)” and in-
2 serting “section 602(3)”,

(B) by inserting “and infants or toddlers with disabilities (as defined in section 632(5) of that Act),” after “Act),” and

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

7 “Such policies and procedures shall require Head Start
8 programs to coordinate programmatic efforts with efforts
9 to implement part C and section 619 of the Individuals
10 with Disabilities Education Act (20 U.S.C 1431–1445,
11 1419).”,

12 (3) in subsection (g)—

13 (A) in paragraph (2)—

14 (i) in subparagraph (C) by inserting
15 “and those organizations and public enti-
16 ties that serve children with disabilities”
17 after “spoken”,

18 (ii) in subparagraph (E) by striking
19 “and” at the end.

20 (iii) in subsection (F) by striking the
21 period at the end and inserting a semi-
22 colon, and

23 (iv) by adding at the end the follow-
24 ing:

1 “(G) the extent to which the applicant, in pro-
2 viding services, will plan to coordinate with the local
3 education agency serving the community involved
4 and with schools in which children participating in
5 a Head Start program operated by such agency will
6 enroll following such program, regarding the edu-
7 cational services provided by such local education
8 agency; and

9 “(H) the extent to which the applicant proposes
10 to foster partnerships with other service providers in
11 a manner that will enhance the resource capacity of
12 the applicant.”, and

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

14 “(4)(A) The Secretary may expand Head Start pro-
15 grams in accordance with this subsection by making
16 grants to serve pregnant women, children less than 3 years
17 of age, and the families of such children.

18 “(B)(i) Head Start agencies that apply for such
19 grants shall demonstrate a community need to serve preg-
20 nant women, children less than 3 years of age, and the
21 families of such children.

22 “(ii) Head Start agencies that receive grants made
23 under subparagraph (A) shall use such grants to operate
24 programs that meet the requirements of section 645A and

1 shall agree to comply with the regulations issued by the
2 Secretary that pertain to such section.”.

3 **SEC. 104. DESIGNATION OF HEAD START AGENCIES.**

4 Section 641 of the Head Start Act (42 U.S.C. 9836)
5 is amended—

6 (1) in subsection (c)(1) by striking “this Act”
7 and insert “the Human Services Amendments of
8 1998”, and

9 (2) in subsection (d)—

10 (A) in paragraph (3)—

11 (i) by inserting “and programs under
12 part C and section 619 of the Individuals
13 with Disabilities Education Act (20 U.S.C
14 1431–1445, 1419)” after “(20 U.S.C.
15 2741 et seq.)”, and

16 (ii) by striking “attendance;” and in-
17 serting the following:

18 “attendance, including services provided by the local
19 education agency serving the community in which
20 the proposed Head Start program will operate.”,

21 (B) in paragraph (7)—

22 (i) by inserting “, and children with
23 disabilities and their families,” after “fam-
24 ilies”, and

25 (ii) by striking “and” at the end,

1 (C) in paragraph (8) by striking the period
2 at the end and inserting “; and”.

3 SEC. 105. AMENDMENTS TO QUALITY STANDARDS; MON-
4 ITORING OF HEAD START AGENCIES AND
5 PROGRAMS.

6 Section 641A of the Head Start Act (42 U.S.C.
7 9836a) is amended—

8 (1) in subsection (a)(3)(C)—

11 “(i) review and revise as necessary the per-
12 formance standards in effect under this section;
13 and”, and

14 (B) in clause (ii) by striking “November 2,
15 1978” and inserting “the date of the enactment

16 of the Human Services Amendments of 1998”,
17 (2) in subsection (b)(1) by striking “Not later
18 than 1 year after the date of enactment of this sec-
19 tion the” and inserting “The”

23 (4) in subsection (e) by adding at the end the
24 following: "Such report shall be widely disseminated

1 and available for public review in both written and
2 electronic formats.”.

3 **SEC. 106. POWERS AND FUNCTIONS OF HEAD START**
4 **AGENCIES.**

5 Section 642 of the Head Start Act (42 U.S.C. 9837)
6 is amended—

7 (1) in subsection (c) by inserting “and part C
8 and section 619 of the Individuals with Disabilities
9 Education Act (20 U.S.C 1431–1445, 1419)” after
10 “(20 U.S.C. 2741 et seq.)”, and

11 (2) in subsection (d)(2)—

12 (A) in subparagraph (C) by striking “and”
13 at the end,

14 (B) in subparagraph (D) by striking the
15 period at the end and inserting “; and”,

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

17 “(E) linking the services provided in such program
18 with the educational services provided by such local edu-
19 cation agency.”, and

20 (4) by amending subsection (d)(5) to read as
21 follows:

22 “(5) The Secretary, in cooperation with the Secretary
23 of Education, shall—

24 (A) disseminate to Head Start agencies infor-
25 mation on effective policies and activities relating to

1 the transition of children from Head Start programs
2 to public schools; and

3 “(B) provide technical assistance to such agen-
4 cies to promote and to assist such agencies to adopt
5 and implement such effective policies and activi-
6 ties.”.

7 **SEC. 107. PARTICIPATION IN HEAD START PROGRAMS.**

8 Section 645(a)(1) of the Head Start Act (42 U.S.C.
9 9840(a)(1)) is amended by inserting “(but not to more
10 than 25 percent of total program enrollment)” after “rea-
11 sonable extent”.

12 **SEC. 108. PROGRAMS FOR FAMILIES WITH INFANTS AND
13 TODDLERS.**

14 Section 645A of the Head Start Act (42 U.S.C.
15 9840a) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (1) by inserting “(includ-
18 ing very young children with disabilities and
19 their families)” after “young children”, and

20 (B) in paragraph (2) by striking “and
21 evaluations” and all that follows through “sec-
22 tion”, and inserting “under this section and
23 evaluation of such programs”,

24 (2) in subsection (b)—

1 (A) in paragraph (7) by striking “and” at
2 the end,

3 (B) by redesignating paragraph (8) as
4 paragraph (9), and

5 (C) by inserting after paragraph (7) the
6 following:

7 “(8) ensure formal linkages with the agencies
8 described in section 644(b) of the Individuals With
9 Disabilities Education Act Amendments of 1997 and
10 providers of early intervention services for very
11 young children with disabilities under the Individuals
12 with Disabilities Education Act (20 U.S.C. 1400 et
13 seq.); and”,

14 (4) in subsection (c)(2) by striking “(or” and
15 all that follows through “subsection (e)(3))”,

16 (5) in subsection (d)—

17 (A) in paragraph (1) by adding "and" at
18 the end.

19 (B) by striking paragraph (2), and

20 (C) by redesignating paragraph (3) as
21 paragraph (2),

22 (6) by striking subsection (e),

23 (7) in subsection (f) by striking “From” and all
24 that follows through “subsection (e)”, and inserting

1 “From the amounts specified in section 640(a)(6),”,

2 and

3 (8) in subsection (h)—

4 (A) by striking “(h)” and all that follows

5 through paragraph (2), and

6 (B) in paragraph (3)—

7 (i) by striking “(3) MONITORING.—”

8 and inserting the following:

9 “(h) SECRETARIAL RESPONSIBILITY FOR MONITOR-

10 ING.—”, and

11 (ii) by striking “subsection (f)” and

12 inserting “subsection (e)”, and

13 (9) by redesignating subsections (f), (g), and

14 (h) as subsections (e), (f), and (g), respectively.

15 **SEC. 109. HEAD START FELLOWSHIPS.**

16 Section 648A(d)(6) of the Head Start Act (42 U.S.C.

17 9843) is amended by striking “1,000,000” and inserting

18 “2,000,000”.

19 **SEC. 110. QUALITY IMPROVEMENT STUDY.**

20 (a) STUDY.—The Secretary of Health and Human

21 Services shall conduct a study regarding the use and ef-

22 fects of the quality improvement funds under section

23 640(a)(3) of the Head Start Act (42 U.S.C. 9835(a)(3))

24 since fiscal year 1991.

1 (b) REPORT.—The Secretary shall submit a report to
2 the Congress not later than September 2000 containing
3 the results of the study, including—

4 (1) the types of activities funded with quality
5 improvement funds under section 640(a)(3) of the
6 Head Start Act (42 U.S.C. 9835(a)(3)),

7 (2) the extent to which such quality improve-
8 ment funds accomplish the goals of section
9 640(a)(3)(B) of such Act, and

10 (3) the effect of such quality improvement
11 funds on teacher training, salaries, benefits, recruit-
12 ment, and retention.

13 **TITLE II—LOW-INCOME HOME
14 ENERGY ASSISTANCE PRO-
15 GRAMS**

16 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

17 Section 2602 of the Low Income Home Energy As-
18 sistance Act (42 U.S.C. 8621) is amended—

19 (1) in subsection (b) by striking “1995 through
20 1999” and inserting “2000 through 2003”,

21 (2) in subsection (c)(1) by striking the last sen-
22 tence and inserting the following: “The program
23 year shall begin on October 1 of the fiscal year fol-
24 lowing the year for which the appropriation is
25 made.”, and

1 (3) in subsection (d) by striking “1996” and all
2 that follows through “1999.” and inserting “2000
3 through 2003.”.

4 SEC. 202. TECHNICAL DEFINITIONS CHANGES.

5 Paragraph (4) of section 2603 of the Low Income
6 Home Energy Assistance Act (42 U.S.C. 8622(4)) is
7 amended—

8 (1) by striking “the” before “term” and insert-
9 ing “The”, and

10 (2) by striking the semicolon at the end and in-
11 serting a period.

12 SEC. 203. TECHNICAL CHANGES TO STATE ALLOTMENTS.

13 Section 2604 of the Low Income Home Energy As-
14 sistance Act (42 U.S.C. 8623) is amended—

15 (1) by inserting the following:

16 "(e) Beginning in fiscal year 1994, no funds payable
17 to a State under this section shall be transferred to any
18 programs.",

19 (2) by striking subsection (f),

20 (3) in subsection (g) by striking “through (f)”
21 and inserting “through (e)”, and

22 (4) by redesignating subsection (g)

23 SEC. 204. APPLICATIONS AND REQUIREMENTS.
24 Section 2605 of the Low Income Home Energy As-
25 istance Act (42 U.S.C. 3624) is repealed in its entirety.

1 (k)(1) and (k)(2)(A) by inserting before the period “, par-
2 ticularly those low-income households with the lowest in-
3 comes that pay a high proportion of household income for
4 home energy.”.

5 **TITLE III—COMMUNITY** 6 **SERVICES BLOCK GRANT**

7 SEC. 301. AUTHORIZATION OF APPROPRIATIONS.

8 Section 672(b) of the Community Services Block
9 Grant Act (42 U.S.C. 9901(b)) is amended to read as fol-
10 lows:

11 "(b) There are authorized to be appropriated
12 \$650,000,000 for fiscal year 1999 and such sums as may
13 be necessary for fiscal years 2000, 2001, and 2002 to
14 carry out this subtitle.".

15 SEC. 302. DEFINITIONS.

16 Section 673(1) of the Community Services Block
17 Grant Act (42 U.S.C. 9902(1)) is amended—

18 (1) in subparagraph (A) by inserting before the
19 semicolon at the end the following:

20 “and, in making the request, giving preference to an
21 existing eligible entity of the kind described in the
22 1st sentence of this paragraph”,

23 (2) in subparagraph (B) by inserting after
24 "new area" the last place it appears the following:

1 “and, in making the request, giving preference to an
2 existing eligible entity of the kind described in the
3 1st sentence of this paragraph ”, and
4 (3) in subparagraph (C)—
5 (A) by striking “entity, any” and inserting
6 “entity or nonprofit private”,
7 (B) by striking “or any political subdivi-
8 sion of the State”,
9 (C) by striking “or a political subdivision
10 of the State”, and
11 (D) by striking “such organization” the
12 1st place it appears and inserting “an existing
13 eligible entity of the kind described in the 1st
14 sentence of this paragraph”.

15 **SEC. 303. APPLICATIONS AND REQUIREMENTS.**

16 Section 675 of the Community Services Block Grant
17 Act (42 U.S.C. 9904) is amended—

18 (1) by amending subsection (b) to read as fol-
19 lows:

20 “(b) No funds shall be allotted to such State for any
21 fiscal year under this subtitle unless the chief executive
22 officer of the State conducts public or legislative hearings
23 on the proposal for the use and the distribution of funds
24 to be provided under this subtitle for such fiscal year and

1 provides an opportunity for public comment on such pro-
2 posal.”,

3 (2) in subsection (c)—

4 (A) in paragraph (1)(B)(ii) by inserting “,
5 with particular attention towards improving lit-
6 eracy skills of the low-income families in the
7 community” before the semicolon at the end,

8 (B) in paragraph (2)(B)(v) by inserting “,
9 including considering the locality for which any
10 carryover funds were originally designated and
11 giving preference to reprogramming such funds
12 to that locality” before the period at the end,

13 (C) in paragraph (5)—

14 (i) by striking “or” the last place it
15 appears, and

16 (ii) by inserting before the semicolon
17 at the end the following:

18 “, welfare reform efforts under the amendments
19 made by the Personal Responsibility and Work Op-
20 portunity Reconciliation Act of 1996 (Public Law
21 104–193; 110 Stat. 2105), community services, em-
22 ployment or entrepreneurship opportunities, or serv-
23 ices designed to assist low-income or at-risk youth to
24 secure meaningful employment and to perform com-
25 munity service”, and

(3) by redesignating subsections (f), (g), and (h) as (e), (f), and (g), respectively.

3 SEC. 304. WITHHOLDING.

4 Section 679(b)(1) of the Community Services Block
5 Grant Act (42 U.S.C. 9908(b)(1)) is amended by striking
6 “and Labor” and inserting “and the Workforce”.

7 SEC. 305. DISCRETIONARY AUTHORITY OF THE SECRETARY.

8 Section 681(c)(1) of the Community Services Block
9 Grant Act (42 U.S.C. 9910(c)(1)) is amended by striking
10 “and Labor” and inserting “and the Workforce”.

11 SEC. 306. COMMUNITY FOOD AND NUTRITION.

12 Section 681A(c) of the Community Services Block
13 Grant Act (42 U.S.C. 9910a(c)) is amended by striking
14 “and Labor” and inserting “and the Workforce”.

15 SEC. 307. NATIONAL OR REGIONAL PROGRAMS DESIGNED
16 TO PROVIDE INSTRUCTIONAL ACTIVITIES
17 FOR LOW-INCOME YOUTH.

18 Section 682(f) of the Community Services Block
19 Grant Act (42 U.S.C. 9910c(f)) is amended to read as
20 follows:

21 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
22 is authorized to be appropriated \$20,000,000 for each of
23 the fiscal years 1999 through 2002 for grants to carry
24 out this section.”.

1 **SEC. 308. ANNUAL REPORT.**

2 Section 683(b) of the Community Services Block
3 Grant Act (42 U.S.C. 9911(b)) is amended by striking
4 “and Labor” and inserting “and the Workforce”.

5 **TITLE IV—EFFECTIVE DATES;**
6 **APPLICATION OF AMENDMENTS**

7 **SEC. 401. EFFECTIVE DATES; APPLICATION OF AMEND-
8 MENTS.**

9 (a) EFFECTIVE DATES.—(1) Except as provided in
10 paragraph (2) and subsection (b), this Act and the amend-
11 ments made by this Act shall take effect on the date of
12 the enactment of this Act.

13 (2) The amendments made by title II of this Act shall
14 take effect on October 1, 1999.

15 (b) APPLICATION OF AMENDMENTS.—The amend-
16 ments made by titles I and III of this Act shall not apply
17 with respect to fiscal years beginning before October 1,
18 1998.

○