

107TH CONGRESS
2D SESSION

H. R. 4857

To amend part D of title IV of the Social Security Act to modify the calculation of the child support automation penalty and provide for the reinvestment of any such penalty.

IN THE HOUSE OF REPRESENTATIVES

JUNE 4, 2002

Mr. MATSUI introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To amend part D of title IV of the Social Security Act to modify the calculation of the child support automation penalty and provide for the reinvestment of any such penalty.

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.**

4 This Act may be cited as the “Child Support Rein-
5 vestment Act of 2002”.

1 **SEC. 2. MODIFICATION OF CALCULATION OF PENALTY FOR**
2 **FAILURE TO AUTOMATE CHILD SUPPORT IN-**
3 **FORMATION SYSTEMS; REINVESTMENT OF**
4 **PENALTY.**

5 Section 455(a)(4) of the Social Security Act (42
6 U.S.C. 655(a)(4)) is amended—

7 (1) in subparagraph (B)(ii), by striking “pre-
8 ceding fiscal year” and inserting “1st year in which
9 the failure occurred”; and

10 (2) in subparagraph (C), by adding at the end
11 the following:

12 “(iv)(I) The Secretary shall reduce, by
13 the amount described in the applicable
14 clause of subparagraph (D) of this para-
15 graph, the amount of any reduction that,
16 in the absence of this clause, would be re-
17 quired to be made under this paragraph by
18 reason of the failure of a State to achieve
19 compliance with a subparagraph of section
20 454(24) if—

21 “(aa) the State has submitted,
22 and the Secretary has approved, a
23 corrective compliance plan under sub-
24 paragraph (A)(i)(II) of this paragraph
25 with respect to the failure; and

1 “(bb) the Secretary finds that
2 the State has made and is continuing
3 to make a good faith effort to comply
4 with the plan.

5 “(II) The State shall expend for oper-
6 ation of the State plan approved under sec-
7 tion 454 an amount equal to the amount
8 by which any reduction that, in the ab-
9 sence of this clause, would be required to
10 be made under this paragraph is reduced
11 under this clause.”; and

12 (3) by redesignating subparagraph (D) as sub-
13 paragraph (E) and inserting after subparagraph (C)
14 the following:

15 “(D)(i) The amount described in this sub-
16 paragraph is—

17 “(I) 25 percent of the reduction, if
18 the State has increased expenditures by
19 more than 5 but not more than 7 percent;

20 “(II) 50 percent of the reduction, if
21 the State has increased expenditures by
22 more than 7 but not more than 9 percent;

23 “(III) 75 percent of the reduction, if
24 the State has increased expenditures by

1 more than 9 but not more than 11 percent;
2 or

3 “(IV) 100 percent of the reduction, if
4 the State has increased expenditures by
5 more than 11 percent.

6 “(ii) In subparagraph (D), the term
7 ‘increased expenditures’ means, with re-
8 spect to a State and a fiscal year, the less-
9 er of—

10 “(I) the average annual increase
11 in the State share of expenditures
12 under the State plan approved under
13 this part in the 5-year period ending
14 with the preceding fiscal year; or

15 “(II) the increase in the State
16 share of such expenditures in the pre-
17 ceding fiscal year.”.

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