

109TH CONGRESS
1ST SESSION

H. R. 3711

To ensure that foster children affected or displaced by Hurricane Katrina
receive the critical assistance they need and deserve.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 8, 2005

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

A BILL

To ensure that foster children affected or displaced by Hurricane Katrina receive the critical assistance they need and deserve.

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 “Emergency Action for
5 Vulnerable Children Act”.

6 **SEC. 2. FOSTER CHILDREN IN AREAS AFFECTED BY HURRI-**
7 **CANE KATRINA DEEMED ELIGIBLE FOR FOS-**
8 **TER CARE MAINTENANCE PAYMENTS.**

9 (a) IN GENERAL.—Each State with a plan approved
10 under part E of title IV of the Social Security Act shall,

1 during the 12-month period that begins with September
2 2005, make foster care maintenance payments (as defined
3 in section 475(4) of such Act) in accordance with such
4 part on behalf of each child who is in foster care under
5 the responsibility of the State, and who resides or, just
6 before August 28, 2005, had resided in an area for which
7 a major disaster has been declared under the Robert T.
8 Stafford Disaster Relief and Emergency Assistance Act
9 (42 U.S.C. 5121 et seq.) as a result of Hurricane Katrina.

10 (b) PAYMENTS TO STATES.—In lieu of any entitle-
11 ment to payment under section 474 of the Social Security
12 Act with respect to any child described in subsection (a)
13 of this section, each State with such a plan shall be enti-
14 tled to a payment for each quarter in which there is a
15 month in which the State has made a foster care mainte-
16 nance payment pursuant to such subsection (a), in an
17 amount equal to the sum of—

18 (1) the total of the amounts expended by the
19 State during the quarter pursuant to such sub-
20 section (a) for children described in such subsection
21 (a) who are in foster family homes (as defined in
22 section 472(c)(1) of such Act) or child-care institu-
23 tions (as defined in section 472(c)(2) of such Act);
24 and

1 (2) the total of the amounts expended by the
2 State during the quarter as found necessary by the
3 Secretary for the provision of child placement serv-
4 ices for such children, for the proper and efficient
5 administration of the plan with respect to such chil-
6 dren, or for the provision of services which seek to
7 improve the well-being of such children.

○