

115TH CONGRESS
1ST SESSION

H. R. 2824

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 28, 2017

Received; read twice and referred to the Committee on Finance

AN ACT

To amend title V of the Social Security Act to extend the Maternal, Infant, and Early Childhood Home Visiting Program, and to amend the Social Security Act to make certain revisions to provisions limiting payment of benefits to fugitive felons under titles II, VIII, and XVI of the Social Security Act.

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. TABLE OF CONTENTS.**

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

Sec. 1. Table of Contents.

TITLE I—INCREASING OPPORTUNITY AND SUCCESS FOR CHILDREN AND PARENTS THROUGH EVIDENCE-BASED HOME VISITING ACT

Sec. 101. Short title.

Sec. 102. Continuing evidence-based home visiting program.

Sec. 103. Continuing to demonstrate results to help families.

Sec. 104. Reviewing statewide needs to target resources.

Sec. 105. Improving the likelihood of success in high-risk communities.

Sec. 106. Measuring improvements in family economic self-sufficiency.

Sec. 107. Option to fund evidence-based home visiting on a pay for outcome basis.

Sec. 108. Strengthening evidence-based home visiting through state, local, and private partnerships.

Sec. 109. Data exchange standards for improved interoperability.

Sec. 110. Allocation of funds.

TITLE II—CONTROL UNLAWFUL FUGITIVE FELONS ACT

Sec. 201. Short title.

Sec. 202. Revisions to provisions limiting payment of benefits to fugitive felons under title XVI of the Social Security Act.

3 **TITLE I—INCREASING OPPOR-**
 4 **TUNITY AND SUCCESS FOR**
 5 **CHILDREN AND PARENTS**
 6 **THROUGH EVIDENCE-BASED**
 7 **HOME VISITING ACT**

8 **SEC. 101. SHORT TITLE.**

9 This title may be cited as the “Increasing Oppor-
 10 tunity and Success for Children and Parents through Evi-
 11 dence-Based Home Visiting Act”.

12 **SEC. 102. CONTINUING EVIDENCE-BASED HOME VISITING**
 13 **PROGRAM.**

14 Section 511(j)(1)(H) of the Social Security Act (42
 15 U.S.C. 711(j)(1)(H)) is amended by striking “fiscal year

1 2017” and inserting “each of fiscal years 2017 through
2 2022”.

3 **SEC. 103. CONTINUING TO DEMONSTRATE RESULTS TO**
4 **HELP FAMILIES.**

5 (a) REQUIRE SERVICE DELIVERY MODELS TO DEM-
6 ONSTRATE IMPROVEMENT IN APPLICABLE BENCHMARK
7 AREAS.—Section 511 of the Social Security Act (42
8 U.S.C. 711) is amended in each of subsections (d)(1)(A)
9 and (h)(4)(A) by striking “each of”.

10 (b) DEMONSTRATION OF IMPROVEMENTS IN SUBSE-
11 QUENT YEARS.—Section 511(d)(1) of such Act (42 U.S.C.
12 711(d)(1)) is amended by adding at the end the following:

13 “(D) DEMONSTRATION OF IMPROVEMENTS
14 IN SUBSEQUENT YEARS.—

15 “(i) CONTINUED MEASUREMENT OF
16 IMPROVEMENT IN APPLICABLE BENCH-
17 MARK AREAS.—The eligible entity, after
18 demonstrating improvements for eligible
19 families as specified in subparagraphs (A)
20 and (B), shall continue to track and report
21 not later than 30 days after the end of fis-
22 cal year 2020 and every 3 years thereafter,
23 information demonstrating that the pro-
24 gram results in improvements for the eligi-
25 ble families participating in the program in

1 at least four of the areas specified in sub-
2 paragraph (A) that the service delivery
3 model or models, selected by the entity, in-
4 tend to improve.

5 “(ii) CORRECTIVE ACTION PLAN.—If
6 the eligible entity fails to demonstrate im-
7 provement in at least four of the areas
8 specified in subparagraph (A), the entity
9 shall develop and implement a plan to im-
10 prove outcomes in each of the areas speci-
11 fied in subparagraph (A) that the service
12 delivery model or models, selected by the
13 entity, intend to improve, subject to ap-
14 proval by the Secretary. The plan shall in-
15 clude provisions for the Secretary to mon-
16 itor implementation of the plan and con-
17 duct continued oversight of the program,
18 including through submission by the entity
19 of regular reports to the Secretary.

20 “(iii) TECHNICAL ASSISTANCE.—The
21 Secretary shall provide an eligible entity
22 required to develop and implement an im-
23 provement plan under clause (ii) with tech-
24 nical assistance to develop and implement
25 the plan. The Secretary may provide the

1 technical assistance directly or through
2 grants, contracts, or cooperative agree-
3 ments.

4 “(iv) NO IMPROVEMENT OR FAILURE
5 TO SUBMIT REPORT.—If the Secretary de-
6 termines after a period of time specified by
7 the Secretary that an eligible entity imple-
8 menting an improvement plan under clause
9 (ii) has failed to demonstrate any improve-
10 ment in at least four of the areas specified
11 in subparagraph (A) that the service deliv-
12 ery model or models intend to improve, or
13 if the Secretary determines that an eligible
14 entity has failed to submit the report re-
15 quired by clause (i), the Secretary shall
16 terminate the grant made to the entity
17 under this section and may include any un-
18 expended grant funds in grants made to
19 nonprofit organizations under subsection
20 (h)(2)(B).”.

21 (c) INCLUDING INFORMATION ON APPLICABLE
22 BENCHMARKS IN APPLICATION.—Section 511(e)(5) of
23 such Act (42 U.S.C. 711(e)(5)) is amended by inserting
24 “that the service delivery model or models, selected by the
25 entity, intend to improve” before the period at the end.

1 **SEC. 104. REVIEWING STATEWIDE NEEDS TO TARGET RE-**
2 **SOURCES.**

3 Section 511(b)(1) of the Social Security Act (42
4 U.S.C. 711(b)(1)) is amended by striking “Not later
5 than” and all that follows through “statewide” the second
6 place it appears and inserting “Each State shall, as a con-
7 dition of receiving payments from an allotment for the
8 State under section 502, review and update the statewide
9 needs assessment not later than October 1, 2020 (which
10 may be separate from but in coordination with the state-
11 wide”.

12 **SEC. 105. IMPROVING THE LIKELIHOOD OF SUCCESS IN**
13 **HIGH-RISK COMMUNITIES.**

14 Section 511(d)(4)(A) of the Social Security Act (42
15 U.S.C. 711(d)(4)(A)) is amended by inserting “, taking
16 into account the staffing, community resource, and other
17 requirements to operate at least one approved model of
18 home visiting and demonstrate improvements for eligible
19 families” before the period.

20 **SEC. 106. MEASURING IMPROVEMENTS IN FAMILY ECO-**
21 **NOMIC SELF-SUFFICIENCY.**

22 Section 511(d)(1)(A)(v) of the Social Security Act
23 (42 U.S.C. 711(d)(1)(A)(v)) is amended by inserting
24 “(which shall include measures of employment and earn-
25 ings)” before the period.

1 **SEC. 107. OPTION TO FUND EVIDENCE-BASED HOME VIS-**
2 **ITING ON A PAY FOR OUTCOME BASIS.**

3 (a) IN GENERAL.—Section 511(c) of the Social Secu-
4 rity Act (42 U.S.C. 711(c)) is amended by redesignating
5 paragraphs (3) and (4) as paragraphs (4) and (5), respec-
6 tively, and by inserting after paragraph (2) the following:

7 “(3) AUTHORITY TO USE GRANT FOR A PAY
8 FOR OUTCOMES INITIATIVE.—An eligible entity to
9 which a grant is made under paragraph (1) may use
10 the grant to pay for the results of a pay for out-
11 comes initiative that satisfies the requirements of
12 subsection (d) and that will not result in a reduction
13 of funding for services delivered under this section
14 while an eligible entity develops or operates such an
15 initiative.”.

16 (b) DEFINITION OF PAY FOR OUTCOMES INITIA-
17 TIVE.—Section 511(k) of such Act (42 U.S.C. 711(k)) is
18 amended by adding at the end the following:

19 “(4) PAY FOR OUTCOMES INITIATIVE.—The
20 term ‘pay for outcomes initiative’ means a perform-
21 ance-based grant, contract, cooperative agreement,
22 or other agreement awarded by a public entity in
23 which a commitment is made to pay for improved
24 outcomes that result in social benefit and direct cost
25 savings or cost avoidance to the public sector. Such
26 an initiative shall include—

1 “(A) a feasibility study that describes how
2 the proposed intervention is based on evidence
3 of effectiveness;

4 “(B) a rigorous, third-party evaluation
5 that uses experimental or quasi-experimental
6 design or other research methodologies that
7 allow for the strongest possible causal infer-
8 ences to determine whether the initiative has
9 met its proposed outcomes;

10 “(C) an annual, publicly available report
11 on the progress of the initiative; and

12 “(D) a requirement that payments are
13 made to the recipient of a grant, contract, or
14 cooperative agreement only when agreed upon
15 outcomes are achieved, except that this require-
16 ment shall not apply with respect to payments
17 to a third party conducting the evaluation de-
18 scribed in subparagraph (B).”.

19 (c) EXTENDED AVAILABILITY OF FUNDS.—Section
20 511(j)(3) of such Act (42 U.S.C. 711(j)(3)) is amended—

21 (1) by striking “(3) AVAILABILITY.—Funds”
22 and inserting the following:

23 “(3) AVAILABILITY.—

24 “(A) IN GENERAL.—Except as provided in
25 subparagraph (B), funds”; and

(2) by adding at the end the following:

“(B) FUNDS FOR PAY FOR OUTCOMES INITIATIVES.—Funds made available to an eligible entity under this section for a fiscal year (or portion of a fiscal year) for a pay for outcomes initiative shall remain available for expenditure by the eligible entity for not more than 10 years after the funds are so made available.”.

SEC. 108. STRENGTHENING EVIDENCE-BASED HOME VISITING THROUGH STATE, LOCAL, AND PRIVATE PARTNERSHIPS.

(a) IN GENERAL.—Section 511 of the Social Security Act (42 U.S.C. 711) is amended by adding at the end the following:

“(l) MATCHING REQUIREMENT.—

“(1) PROGRAM HOME VISITING SHARE.—

“(A) IN GENERAL.—An eligible entity to which a grant is made under this section for fiscal year 2020 or any succeeding fiscal year shall not use the grant to cover more than the applicable percentage of the costs of providing services or conducting activities under this section during the fiscal year.

1 “(B) APPLICABLE PERCENTAGE.—In sub-
2 paragraph (A), the term ‘applicable percentage’
3 means, with respect to a fiscal year—

4 “(i) in the case of an eligible entity
5 that is a State or nonprofit organization—

6 “(I) 70 percent, in the case of
7 fiscal year 2020;

8 “(II) 60 percent, in the case of
9 fiscal year 2021; or

10 “(III) 50 percent, in the case of
11 fiscal year 2022 or any succeeding fis-
12 cal year; or

13 “(ii) in the case of an eligible entity
14 that is an Indian Tribe (or a consortium of
15 Indian Tribes), a Tribal Organization, or
16 an Urban Indian Organization, 100 per-
17 cent.

18 “(2) NON-PROGRAM HOME VISITING SHARE.—
19 The share of the costs of providing services or con-
20 ducting activities under this section not covered by
21 grant funds may include—

22 “(A) State expenditures of Federal funds
23 made available other than under this section ex-
24 pended for activities under this section;

1 “(B) State expenditures of State funds ex-
 2 pended for activities under this section as a
 3 condition of receiving Federal funds other than
 4 under this section; and

5 “(C) contributions made for activities
 6 under this section from any other source, paid
 7 in cash or in kind, valued at the fair market
 8 value of such contribution.”.

9 (b) CONFORMING AMENDMENT.—Section
 10 511(h)(2)(A) of such Act (42 U.S.C. 711(h)(2)(A)) is
 11 amended in the second sentence by striking “Such” and
 12 inserting “Except as provided in subsection (l)(1), such”.

13 **SEC. 109. DATA EXCHANGE STANDARDS FOR IMPROVED**
 14 **INTEROPERABILITY.**

15 (a) IN GENERAL.—Section 511(h) of the Social Secu-
 16 rity Act (42 U.S.C. 711(h)) is amended by adding at the
 17 end the following:

18 “(5) DATA EXCHANGE STANDARDS FOR IM-
 19 PROVED INTEROPERABILITY.—

20 “(A) DESIGNATION AND USE OF DATA EX-
 21 CHANGE STANDARDS.—

22 “(i) DESIGNATION.—The head of the
 23 department or agency responsible for ad-
 24 ministering a program funded under this
 25 section shall, in consultation with an inter-

1 agency work group established by the Of-
2 fice of Management and Budget and con-
3 sidering State government perspectives,
4 designate data exchange standards for nec-
5 essary categories of information that a
6 State agency operating the program is re-
7 quired to electronically exchange with an-
8 other State agency under applicable Fed-
9 eral law.

10 “(ii) DATA EXCHANGE STANDARDS
11 MUST BE NONPROPRIETARY AND INTER-
12 OPERABLE.—The data exchange standards
13 designated under clause (i) shall, to the ex-
14 tent practicable, be nonproprietary and
15 interoperable.

16 “(iii) OTHER REQUIREMENTS.—In
17 designating data exchange standards under
18 this paragraph, the Secretary shall, to the
19 extent practicable, incorporate—

20 “(I) interoperable standards de-
21 veloped and maintained by an inter-
22 national voluntary consensus stand-
23 ards body, as defined by the Office of
24 Management and Budget;

1 “(II) interoperable standards de-
2 veloped and maintained by intergov-
3 ernmental partnerships, such as the
4 National Information Exchange
5 Model; and

6 “(III) interoperable standards
7 developed and maintained by Federal
8 entities with authority over con-
9 tracting and financial assistance.

10 “(B) DATA EXCHANGE STANDARDS FOR
11 FEDERAL REPORTING.—

12 “(i) DESIGNATION.—The head of the
13 department or agency responsible for ad-
14 ministering a program referred to in this
15 section shall, in consultation with an inter-
16 agency work group established by the Of-
17 fice of Management and Budget, and con-
18 sidering State government perspectives,
19 designate data exchange standards to gov-
20 ern Federal reporting and exchange re-
21 quirements under applicable Federal law.

22 “(ii) REQUIREMENTS.—The data ex-
23 change reporting standards required by
24 clause (i) shall, to the extent practicable—

1 “(I) incorporate a widely accept-
2 ed, nonproprietary, searchable, com-
3 puter-readable format;

4 “(II) be consistent with and im-
5 plement applicable accounting prin-
6 ciples;

7 “(III) be implemented in a man-
8 ner that is cost-effective and improves
9 program efficiency and effectiveness;
10 and

11 “(IV) be capable of being contin-
12 ually upgraded as necessary.

13 “(iii) INCORPORATION OF NONPROPRI-
14 ETARY STANDARDS.—In designating data
15 exchange standards under this paragraph,
16 the Secretary shall, to the extent prac-
17 ticable, incorporate existing nonproprietary
18 standards, such as the eXtensible Markup
19 Language.

20 “(iv) RULE OF CONSTRUCTION.—
21 Nothing in this paragraph shall be con-
22 strued to require a change to existing data
23 exchange standards for Federal reporting
24 about a program referred to in this sec-
25 tion, if the head of the department or

1 agency responsible for administering the
2 program finds the standards to be effective
3 and efficient.”.

4 (b) EFFECTIVE DATE.—The amendments made by
5 this section shall take effect 2 years after the date of the
6 enactment of this title.

7 **SEC. 110. ALLOCATION OF FUNDS.**

8 Section 511(j) of the Social Security Act (42 U.S.C.
9 711(j)) is amended by adding at the end the following:

10 “(4) ALLOCATION OF FUNDS.—To the extent
11 that the grant amount awarded under this section to
12 an eligible entity is determined on the basis of rel-
13 ative population or poverty considerations, the Sec-
14 retary shall make the determination using the most
15 accurate Federal data available for the eligible enti-
16 ty.”.

17 **TITLE II—CONTROL UNLAWFUL**
18 **FUGITIVE FELONS ACT**

19 **SEC. 201. SHORT TITLE.**

20 This title may be cited as the “Control Unlawful Fu-
21 gitive Felons Act of 2017”.

1 **SEC. 202. REVISIONS TO PROVISIONS LIMITING PAYMENT**
2 **OF BENEFITS TO FUGITIVE FELONS UNDER**
3 **TITLE XVI OF THE SOCIAL SECURITY ACT.**

4 (a) FUGITIVE FELON WARRANT REQUIREMENT.—
5 Section 1611(e)(4)(A)(i) of the Social Security Act (42
6 U.S.C. 1382(e)(4)(A)(i)) is amended—

7 (1) by striking “fleeing to avoid” and inserting
8 “the subject of an arrest warrant for the purpose
9 of”;

10 (2) by striking “the place from which the per-
11 son flees” the first place it appears and inserting
12 “the jurisdiction issuing the warrant”; and

13 (3) by striking “the place from which the per-
14 son flees” the second place it appears and inserting
15 “the jurisdiction”.

16 (b) PROBATION AND PAROLE WARRANT REQUIRE-
17 MENT.—Section 1611(e)(4)(A)(ii) of such Act (42 U.S.C.
18 1382(e)(4)(A)(ii)) is amended to read as follows:

19 “(ii) the subject of an arrest warrant for vio-
20 lating a condition of probation or parole imposed
21 under Federal or State law.”.

22 (c) DISCLOSURE.—Section 1611(e)(5) of such Act
23 (42 U.S.C. 1382(e)(5)) is amended—

24 (1) by striking “any recipient of” and inserting
25 “any individual who is a recipient of (or would be

1 such a recipient but for the application of paragraph
2 (4)(A))”; and

3 (2) by striking “the recipient” each place it ap-
4 pears and inserting “the individual”.

5 (d) EFFECTIVE DATE.—The amendments made by
6 this section shall be effective with respect to benefits pay-
7 able for months that begin on or after January 1, 2021.

 Passed the House of Representatives September 26,
2017.

Attest:

KAREN L. HAAS,
Clerk.