

106TH CONGRESS
2D SESSION

S. 3189

To provide more child support money to families leaving welfare, to simplify the rules governing the assignment and distribution of child support collected by States on behalf of children, to improve the collection of child support, to promote marriage, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 11 (legislative day, SEPTEMBER 22), 2000

Ms. SNOWE (for herself, Mr. BAYH, Mr. KOHL, Mr. L. CHAFEE, Mr. MOYNIHAN, and Mr. BREAUX) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To provide more child support money to families leaving welfare, to simplify the rules governing the assignment and distribution of child support collected by States on behalf of children, to improve the collection of child support, to promote marriage, 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.**

4 This Act may be cited as the “Child Support Dis-
5 tribution Act of 2000”.

6 **SEC. 2. TABLE OF CONTENTS.**

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

- Sec. 1. Short title.
- Sec. 2. Table of contents.

TITLE I—DISTRIBUTION OF CHILD SUPPORT

- Sec. 101. Distribution of child support collected by States on behalf of children receiving certain welfare benefits.

TITLE II—REVIEW AND ADJUSTMENT OF CHILD SUPPORT ORDERS

- Sec. 201. Mandatory review and modification of child support orders for TANF recipients.

TITLE III—DEMONSTRATION OF EXPANDED INFORMATION AND ENFORCEMENT

- Sec. 301. Guidelines for involvement of public non-IV-D child support enforcement agencies in child support enforcement.
- Sec. 302. Demonstrations involving establishment and enforcement of child support obligations by public non-IV-D child support enforcement agencies.
- Sec. 303. GAO report to Congress on private child support enforcement agencies.
- Sec. 304. Effective date.

TITLE IV—EXPANDED ENFORCEMENT

- Sec. 401. Decrease in amount of child support arrearage triggering passport denial.
- Sec. 402. Use of tax refund intercept program to collect past-due child support on behalf of children who are not minors.
- Sec. 403. Garnishment of compensation paid to veterans for service-connected disabilities in order to enforce child support obligations.

TITLE V—FATHERHOOD PROGRAMS

- Sec. 501. Fatherhood grants.
- Sec. 502. Fatherhood projects of national significance.
- Sec. 503. Grants to States to encourage media campaigns.
- Sec. 504. Responsible fatherhood block grant.

TITLE VI—MISCELLANEOUS

- Sec. 601. Change dates for abstinence evaluation.
- Sec. 602. Report on undistributed child support payments.
- Sec. 603. Use of new hire information to assist in administration of unemployment compensation programs.
- Sec. 604. Immigration provisions.
- Sec. 605. Correction of errors in conforming amendments in the Welfare-To-Work and Child Support Amendments of 1999.
- Sec. 606. Elimination of set-aside of welfare-to-work funds for successful performance bonus.
- Sec. 607. Increase in payment rate to States for expenditures for short term training of staff of certain child welfare agencies.

TITLE VII—EFFECTIVE DATE

Sec. 701. Effective date.

1 **TITLE I—DISTRIBUTION OF**
 2 **CHILD SUPPORT**

3 **SEC. 101. DISTRIBUTION OF CHILD SUPPORT COLLECTED**
 4 **BY STATES ON BEHALF OF CHILDREN RE-**
 5 **CEIVING CERTAIN WELFARE BENEFITS.**

6 (a) MODIFICATION OF RULE REQUIRING ASSIGN-
 7 MENT OF SUPPORT RIGHTS AS A CONDITION OF RECEIV-
 8 ING TANF.—Section 408(a)(3) of the Social Security Act
 9 (42 U.S.C. 608(a)(3)) is amended to read as follows:

10 “(3) NO ASSISTANCE FOR FAMILIES NOT AS-
 11 SIGNING CERTAIN SUPPORT RIGHTS TO THE
 12 STATE.—A State to which a grant is made under
 13 section 403 shall require, as a condition of paying
 14 assistance to a family under the State program
 15 funded under this part, that a member of the family
 16 assign to the State any right the family member
 17 may have (on behalf of the family member or of any
 18 other person for whom the family member has ap-
 19 plied for or is receiving such assistance) to support
 20 from any other person, not exceeding the total
 21 amount of assistance so paid to the family, which ac-
 22 crued during the period that the family receives as-
 23 sistance under the program.”.

1 (b) INCREASING CHILD SUPPORT PAYMENTS TO
2 FAMILIES AND SIMPLIFYING CHILD SUPPORT DISTRIBUTION RULES.—
3 TION RULES.—

4 (1) DISTRIBUTION RULES.—

5 (A) IN GENERAL.—Section 457(a) of such
6 Act (42 U.S.C. 657(a)) is amended to read as
7 follows:

8 “(a) IN GENERAL.—Subject to subsections (d) and
9 (e), the amounts collected on behalf of a family as support
10 by a State pursuant to a plan approved under this part
11 shall be distributed as follows:

12 “(1) FAMILIES RECEIVING ASSISTANCE.—In the
13 case of a family receiving assistance from the State,
14 the State shall—

15 “(A) pay to the Federal Government the
16 Federal share of the amount collected, subject
17 to paragraph (3)(A);

18 “(B) retain, or pay to the family, the State
19 share of the amount collected, subject to para-
20 graph (3)(B); and

21 “(C) pay to the family any remaining
22 amount.

23 “(2) FAMILIES THAT FORMERLY RECEIVED AS-
24 SISTANCE.—In the case of a family that formerly re-
25 ceived assistance from the State:

1 “(A) CURRENT SUPPORT.—To the extent
2 that the amount collected does not exceed the
3 current support amount, the State shall pay the
4 amount to the family.

5 “(B) ARREARAGES.—To the extent that
6 the amount collected exceeds the current sup-
7 port amount, the State—

8 “(i) shall first pay to the family the
9 excess amount, to the extent necessary to
10 satisfy support arrearages not assigned
11 pursuant to section 408(a)(3);

12 “(ii) if the amount collected exceeds
13 the amount required to be paid to the fam-
14 ily under clause (i), shall—

15 “(I) pay to the Federal Govern-
16 ment, the Federal share of the excess
17 amount described in this clause, sub-
18 ject to paragraph (3)(A); and

19 “(II) retain, or pay to the family,
20 the State share of the excess amount
21 described in this clause, subject to
22 paragraph (3)(B); and

23 “(iii) shall pay to the family any re-
24 maining amount.

25 “(3) LIMITATIONS.—

1 “(A) FEDERAL REIMBURSEMENTS.—The
2 total of the amounts paid by the State to the
3 Federal Government under paragraphs (1) and
4 (2) of this subsection with respect to a family
5 shall not exceed the Federal share of the
6 amount assigned with respect to the family pur-
7 suant to section 408(a)(3).

8 “(B) STATE REIMBURSEMENTS.—The
9 total of the amounts retained by the State
10 under paragraphs (1) and (2) of this subsection
11 with respect to a family shall not exceed the
12 State share of the amount assigned with respect
13 to the family pursuant to section 408(a)(3).

14 “(4) FAMILIES THAT NEVER RECEIVED ASSIST-
15 ANCE.—In the case of any other family, the State
16 shall pay the amount collected to the family.

17 “(5) FAMILIES UNDER CERTAIN AGREE-
18 MENTS.—Notwithstanding paragraphs (1) through
19 (4), in the case of an amount collected for a family
20 in accordance with a cooperative agreement under
21 section 454(33), the State shall distribute the
22 amount collected pursuant to the terms of the agree-
23 ment.

24 “(6) STATE FINANCING OPTIONS.—To the ex-
25 tent that the State share of the amount payable to

1 a family pursuant to paragraph (2)(B) of this sub-
2 section exceeds the amount that the State estimates
3 (under procedures approved by the Secretary) would
4 have been payable to the family pursuant to former
5 section 457(a)(2)(B) (as in effect for the State im-
6 mediately before the date this subsection first ap-
7 plies to the State) if such former section had re-
8 mained in effect, the State may elect to use the
9 grant made to the State under section 403(a) to pay
10 the amount, or to have the payment considered a
11 qualified State expenditure for purposes of section
12 409(a)(7), but not both.

13 “(7) STATE OPTION TO PASS THROUGH ADDI-
14 TIONAL SUPPORT WITH FEDERAL FINANCIAL PAR-
15 TICIPATION.—

16 “(A) IN GENERAL.—Notwithstanding
17 paragraphs (1) and (2), a State shall not be re-
18 quired to pay to the Federal Government the
19 Federal share of an amount collected on behalf
20 of a family that is not a recipient of assistance
21 under the State program funded under part A,
22 to the extent that the State pays the amount to
23 the family.

24 “(B) RECIPIENTS OF TANF FOR LESS
25 THAN 5 YEARS.—

1 “(i) IN GENERAL.—Notwithstanding
2 paragraphs (1) and (2), a State shall not
3 be required to pay to the Federal Govern-
4 ment the Federal share of an amount col-
5 lected on behalf of a family that is a recipi-
6 ent of assistance under the State program
7 funded under part A and, if the family in-
8 cludes an adult, that has received the as-
9 sistance for not more than 5 years after
10 the date of the enactment of this para-
11 graph, to the extent that—

12 “(I) the State pays the amount
13 to the family; and

14 “(II) subject to clause (ii), the
15 amount is disregarded in determining
16 the amount and type of the assistance
17 provided to the family.

18 “(ii) LIMITATION.—Of the amount
19 disregarded as described in clause (i)(II),
20 the maximum amount that may be taken
21 into account for purposes of clause (i) shall
22 not exceed \$400 per month, except that, in
23 the case of a family that includes two or
24 more children, the State may elect to in-

1 crease the maximum amount to not more
2 than \$600 per month.

3 “(8) STATES WITH DEMONSTRATION WAIV-
4 ERS.—Notwithstanding the preceding paragraphs,
5 States with demonstration waivers under section
6 1115, effective on or before October 1, 1997, the
7 terms of which allow pass through of child support
8 payments, may pass through payments in accord-
9 ance with such terms with respect to families subject
10 to the waiver.”.

11 (B) APPROVAL OF ESTIMATION PROCE-
12 DURES.—Not later than October 1, 2001, the
13 Secretary of Health and Human Services, in
14 consultation with the States (as defined for
15 purposes of part D of title IV of the Social Se-
16 curity Act), shall establish the procedures to be
17 used to make the estimate described in section
18 457(a)(6) of such Act.

19 (2) CURRENT SUPPORT AMOUNT DEFINED.—
20 Section 457(c) of such Act (42 U.S.C. 657(c)) is
21 amended by adding at the end the following:

22 “(5) CURRENT SUPPORT AMOUNT.—The term
23 ‘current support amount’ means, with respect to
24 amounts collected as support on behalf of a family,
25 the amount designated as the monthly support obli-

1 gation of the noncustodial parent in the order re-
2 quiring the support.”.

3 (c) BAN ON RECOVERY OF MEDICAID COSTS FOR
4 CERTAIN BIRTHS.—Section 454 of such Act (42 U.S.C.
5 654) is amended—

6 (1) by striking “and” at the end of paragraph
7 (32);

8 (2) by striking the period at the end of para-
9 graph (33) and inserting “; and”; and

10 (3) by inserting after paragraph (33) the fol-
11 lowing:

12 “(34) provide that the State shall not use the
13 State program operated under this part to collect
14 any amount owed to the State by reason of costs in-
15 curred under the State plan approved under title
16 XIX for the birth of a child for whom support rights
17 have been assigned pursuant to section 408(a)(3),
18 471(a)(17), or 1912.”.

19 (d) STATE OPTION TO DISCONTINUE PRE-1997 SUP-
20 PORT ASSIGNMENTS.—Section 457(b) of such Act (42
21 U.S.C. 657(b)) is amended by striking “shall” and insert-
22 ing “may”.

23 (e) CONFORMING AMENDMENTS.—

1 (1) Section 409(a)(7)(B)(i)(I)(aa) of such Act
 2 (42 U.S.C. 609(a)(7)(B)(i)(I)(aa)) is amended by
 3 striking “457(a)(1)(B)” and inserting “457(a)(1)”.

4 (2) Section 404(a) of such Act (42 U.S.C.
 5 604(a)) is amended—

6 (A) by striking “or” at the end of para-
 7 graph (1);

8 (B) by striking the period at the end of
 9 paragraph (2) and inserting “; or”; and

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

11 “(3) to fund payment of an amount pursuant to
 12 clause (i) or (ii) of section 457(a)(2)(B), but only to
 13 the extent that the State properly elects under sec-
 14 tion 457(a)(6) to use the grant to fund the pay-
 15 ment.”.

16 (3) Section 409(a)(7)(B)(i) of such Act (42
 17 U.S.C. 609(a)(7)(B)(i)) is amended by adding at the
 18 end the following:

19 “(V) PORTIONS OF CERTAIN
 20 CHILD SUPPORT PAYMENTS COL-
 21 LECTED ON BEHALF OF AND DISTRIB-
 22 UTED TO FAMILIES NO LONGER RE-
 23 CEIVING ASSISTANCE.—Any amount
 24 paid by a State pursuant to clause (i)
 25 or (ii) of section 457(a)(2)(B), but

1 only to the extent that the State prop-
2 erly elects under section 457(a)(6) to
3 have the payment considered a quali-
4 fied State expenditure.”.

5 (f) EFFECTIVE DATE.—

6 (1) IN GENERAL.—The amendments made by
7 this section shall take effect on October 1, 2005,
8 and shall apply to payments under parts A and D
9 of title IV of the Social Security Act for calendar
10 quarters beginning on or after such date, and with-
11 out regard to whether regulations to implement such
12 amendments (in the case of State programs operated
13 under such part D) are promulgated by such date.

14 (2) STATE OPTION TO ACCELERATE EFFECTIVE
15 DATE.—In addition, a State may elect to have the
16 amendments made by this section apply to the State
17 and to amounts collected by the State, on and after
18 such date as the State may select that is after the
19 date of the enactment of this Act and before October
20 1, 2005.

1 **TITLE II—REVIEW AND ADJUST-**
 2 **MENT OF CHILD SUPPORT**
 3 **ORDERS**

4 **SEC. 201. MANDATORY REVIEW AND MODIFICATION OF**
 5 **CHILD SUPPORT ORDERS FOR TANF RECIPI-**
 6 **ENTS.**

7 (a) REVIEW EVERY 3 YEARS.—Section
 8 466(a)(10)(A)(i) of the Social Security Act (42 U.S.C.
 9 666(a)(10)(A)(i)) is amended—

10 (1) by striking “or,” and inserting “or”; and

11 (2) by striking “upon the request of the State
 12 agency under the State plan or of either parent,”.

13 (b) REVIEW UPON LEAVING TANF.—

14 (1) NOTICE OF CERTAIN FAMILIES LEAVING
 15 TANF.—Section 402(a) of such Act (42 U.S.C.
 16 602(a)) is amended by adding at the end the fol-
 17 lowing:

18 “(8) CERTIFICATION THAT THE CHILD SUP-
 19 PORT ENFORCEMENT PROGRAM WILL BE PROVIDED
 20 NOTICE OF CERTAIN FAMILIES LEAVING TANF PRO-
 21 GRAM.—A certification by the chief executive officer
 22 of the State that the State has established proce-
 23 dures to ensure that the State agency administering
 24 the child support enforcement program under the
 25 State plan approved under part D will be provided

1 notice of the impending discontinuation of assistance
2 to an individual under the State program funded
3 under this part if the individual has custody of a
4 child whose other parent is alive and not living at
5 home with the child.”.

6 (2) REVIEW.—Section 466(a)(10) of such Act
7 (42 U.S.C. 666(a)(10)) is amended—

8 (A) in the paragraph heading, by striking
9 “UPON REQUEST”;

10 (B) in subparagraph (C), by striking “this
11 paragraph” and inserting “subparagraph (A) or
12 (B)”;

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

14 “(D) REVIEW UPON LEAVING TANF.—On
15 receipt of a notice issued pursuant to section
16 402(a)(8), the State child support enforcement
17 agency shall—

18 “(i) examine the case file involved;

19 “(ii) determine what actions (if any)
20 are needed to locate any noncustodial par-
21 ent, establish paternity or a support order,
22 or enforce a support order in the case;

23 “(iii) immediately take the actions;
24 and

1 “(iv) if there is a support order in the
 2 case which the State has not reviewed dur-
 3 ing the 1-year period ending with receipt
 4 of the notice, notwithstanding subpara-
 5 graph (B), review and, if appropriate, ad-
 6 just the order in accordance with subpara-
 7 graph (A).”.

8 (c) EFFECTIVE DATE.—The amendments made by
 9 this section shall take effect on October 1, 2002.

10 **TITLE III—DEMONSTRATIONS OF**
 11 **EXPANDED INFORMATION**
 12 **AND ENFORCEMENT**

13 **SEC. 301. GUIDELINES FOR INVOLVEMENT OF PUBLIC NON-**
 14 **IV-D CHILD SUPPORT ENFORCEMENT AGEN-**
 15 **CIES IN CHILD SUPPORT ENFORCEMENT.**

16 (a) IN GENERAL.—Not later than October 1, 2001,
 17 the Secretary, in consultation with States, local govern-
 18 ments, and individuals or companies knowledgeable about
 19 involving public non-IV–D child support enforcement
 20 agencies in child support enforcement, shall develop rec-
 21 ommendations which address the participation of public
 22 non-IV–D child support enforcement agencies in the es-
 23 tablishment and enforcement of child support obligations.
 24 The matters addressed by the recommendations shall in-
 25 clude substantive and procedural rules which should be

1 followed with respect to privacy safeguards, data security,
2 due process rights, administrative compatibility with State
3 and Federal automated systems, eligibility requirements
4 (such as registration, licensing, and posting of bonds) for
5 access to information and use of enforcement mechanisms,
6 recovery of costs by charging fees, penalties for violations
7 of the rules, treatment of collections for purposes of sec-
8 tion 458 of such Act, and avoidance of duplication of ef-
9 fort.

10 (b) DEFINITIONS.—In this title:

11 (1) CHILD SUPPORT.—The term “child sup-
12 port” has the meaning given in section 459(i)(2) of
13 the Social Security Act.

14 (2) PUBLIC NON-IV-D CHILD SUPPORT EN-
15 FORCEMENT AGENCY.—The term “public non-IV-D
16 child support enforcement agency” means an agency,
17 of a political subdivision of a State, which is prin-
18 cipally responsible for the operation of a child sup-
19 port registry or for the establishment or enforcement
20 of an obligation to pay child support other than pur-
21 suant to the State plan approved under part D of
22 title IV of such Act, or a clerk of court office of a
23 political subdivision of a State.

24 (3) SECRETARY.—The term “Secretary” means
25 the Secretary of Health and Human Services.

1 (4) STATE.—The term “State” shall have the
2 meaning given in section 1101(a)(1) of the Social
3 Security Act for purposes of part D of title IV of
4 such Act.

5 **SEC. 302. DEMONSTRATIONS INVOLVING ESTABLISHMENT**
6 **AND ENFORCEMENT OF CHILD SUPPORT OB-**
7 **LIGATIONS BY PUBLIC NON-IV-D CHILD SUP-**
8 **PORT ENFORCEMENT AGENCIES.**

9 (a) PURPOSE.—The purpose of this section is to de-
10 termine the extent to which public non-IV–D child support
11 enforcement agencies may contribute effectively to the es-
12 tablishment and enforcement of child support obligations.

13 (b) APPLICATIONS.—

14 (1) CONSIDERATION.—The Secretary shall con-
15 sider all applications received from States desiring to
16 conduct demonstration projects under this section.

17 (2) PREFERENCES.—In considering which ap-
18 plications to approve under this section, the Sec-
19 retary shall give preference to applications submitted
20 by States that had a public non-IV–D child support
21 enforcement agency as of January 1, 2000.

22 (3) APPROVAL.—

23 (A) TIMING; LIMITATION ON NUMBER OF
24 PROJECTS.—On July 1, 2002, the Secretary
25 may approve not more than 10 applications for

1 projects providing for the participation of a
2 public non-IV-D child support enforcement
3 agency in the establishment and enforcement of
4 child support obligations, and, if the Secretary
5 receives at least five such applications that meet
6 such requirements as the Secretary may estab-
7 lish, shall approve not less than five such appli-
8 cations.

9 (B) REQUIREMENTS.—The Secretary may
10 not approve an application for a project
11 unless—

12 (i) the applicant and the Secretary
13 have entered into a written agreement
14 which addresses at a minimum, privacy
15 safeguards, data security, due process
16 rights, automated systems, liability, over-
17 sight, and fees, and the applicant has
18 made a commitment to conduct the project
19 in accordance with the written agreement
20 and such other requirements as the Sec-
21 retary may establish;

22 (ii) the project includes a research
23 plan (but such plan shall not be required
24 to use random assignment) that is focused

1 on assessing the costs and benefits of the
2 project; and

3 (iii) the project appears likely to con-
4 tribute significantly to the achievement of
5 the purpose of this title.

6 (c) DEMONSTRATION AUTHORITY.—On approval of
7 an application submitted by a State under this section—

8 (1) the State agency responsible for admin-
9 istering the State plan under part D of title IV of
10 the Social Security Act may, subject to the privacy
11 safeguards of section 454(26) of such Act, provide
12 to any public non-IV–D child support enforcement
13 agency participating in the demonstration project all
14 information in the State Directory of New Hires and
15 any information obtained through information com-
16 parisons under section 453(j)(3) of such Act about
17 an individual with respect to whom the public non-
18 IV–D agency is seeking to establish or enforce a
19 child support obligation, if the public non-IV–D
20 agency meets such requirements as the State may
21 establish and has entered into an agreement with
22 the State under which the public non-IV–D agency
23 has made a binding commitment to carry out estab-
24 lishment and enforcement activities with respect to
25 the child support obligation subject to the same data

1 security, privacy protection, and due process require-
2 ments applicable to the State agency and in accord-
3 ance with procedures approved by the head of the
4 State agency;

5 (2) the State agency may charge and collect
6 fees from any such public non-IV-D agency to re-
7 cover costs incurred by the State agency in providing
8 information and services to the public non-IV-D
9 agency under the demonstration project;

10 (3) if a public non-IV-D child support enforce-
11 ment agency has agreed to collect past-due support
12 (as defined in section 464(c) of such Act) owed by
13 a named individual, and the State agency has sub-
14 mitted a notice to the Secretary of the Treasury
15 pursuant to section 464 of such Act on behalf of the
16 public non-IV-D agency, then the Secretary of the
17 Treasury shall consider the State agency to have
18 agreed to collect such support for purposes of such
19 section 464, and the State agency may collect from
20 the public non-IV-D agency any fee which the State
21 is required to pay for the cost of applying the offset
22 procedure in the case;

23 (4) for so long as a public non-IV-D child sup-
24 port enforcement agency is participating in the dem-
25 onstration project, the public non-IV-D agency shall

1 be considered part of the State agency for purposes
2 of section 469A of such Act; and

3 (5) for so long as a public non-IV–D child sup-
4 port enforcement agency is participating in the dem-
5 onstration project, the public non-IV–D agency shall
6 be considered part of the State agency for purposes
7 of section 303(e) of such Act but only with respect
8 to any child support obligation that the public non-
9 IV–D agency has agreed to collect.

10 (d) WAIVER AUTHORITY.—The Secretary may waive
11 or vary the applicability of any provision of section 303(e),
12 454(31), 464, 466(a)(7), 466(a)(17), and 469A of the So-
13 cial Security Act to the extent necessary to enable the con-
14 duct of demonstration projects under this section, subject
15 to the preservation of the data security, privacy protection,
16 and due process requirements of part D of title IV of such
17 Act.

18 (e) FEDERAL AUDIT.—

19 (1) IN GENERAL.—The Comptroller General of
20 the United States shall conduct an audit of the dem-
21 onstration projects conducted under this section for
22 the purpose of examining and evaluating the manner
23 in which information and enforcement tools are used
24 by the public non-IV–D child support enforcement
25 agencies participating in the projects.

1 (2) REPORT TO THE CONGRESS.—

2 (A) IN GENERAL.—The Comptroller Gen-
3 eral of the United States shall submit to the
4 Congress a report on the audit required by
5 paragraph (1).

6 (B) TIMING.—The report required by sub-
7 paragraph (A) shall be so submitted not later
8 than October 1, 2004.

9 (f) SECRETARIAL REPORT TO THE CONGRESS.—

10 (1) IN GENERAL.—The Secretary shall submit
11 to the Congress a report on the demonstration
12 projects conducted under this section, which shall in-
13 clude the results of any research or evaluation con-
14 ducted pursuant to this title, and shall include policy
15 recommendations regarding the establishment and
16 enforcement of child support obligations by the
17 agencies involved.

18 (2) TIMING.—The report required by paragraph
19 (1) shall be so submitted not later than October 1,
20 2005.

21 **SEC. 303. GAO REPORT TO CONGRESS ON PRIVATE CHILD**
22 **SUPPORT ENFORCEMENT AGENCIES.**

23 (a) IN GENERAL.—Not later than October 1, 2001,
24 the Comptroller General of the United States shall submit
25 to the Congress a report on the activities of private child

1 support enforcement agencies that shall be designed to
2 help the Congress determine whether the agencies are pro-
3 viding a needed service in a fair manner using accepted
4 debt collection practices and at a reasonable fee.

5 (b) MATTERS TO BE ADDRESSED.—Among the mat-
6 ters addressed by the report required by subsection (a)
7 shall be the following:

8 (1) The number of private child support en-
9 forcement agencies.

10 (2) The types of debt collection activities con-
11 ducted by the private agencies.

12 (3) The fees charged by the private agencies.

13 (4) The methods used by the private agencies
14 to collect fees from custodial parents.

15 (5) The nature and degree of cooperation the
16 private agencies receive from State agencies respon-
17 sible for administering State plans under part D of
18 title IV of the Social Security Act.

19 (6) The extent to which the conduct of the pri-
20 vate agencies is subject to State or Federal regula-
21 tion, and if so, the extent to which the regulations
22 are effectively enforced.

23 (7) The amount of child support owed but un-
24 collected and changes in this amount in recent years.

1 (8) The average period of time required for the
2 completion of successful enforcement actions yielding
3 collections of past-due child support by both the
4 child support enforcement programs operated pursu-
5 ant to State plans approved under part D of title IV
6 of the Social Security Act and, to the extent known,
7 by private child support enforcement agencies.

8 (9) The types of Federal and State child sup-
9 port enforcement remedies and resources currently
10 available to private child support enforcement agen-
11 cies, and the types of such remedies and resources
12 now restricted to use by State agencies admin-
13 istering State plans referred to in paragraph (8).

14 (c) PRIVATE CHILD SUPPORT ENFORCEMENT AGEN-
15 CY DEFINED.—In this section, the term “private child
16 support enforcement agency” means a person or any other
17 non-public entity which seeks to establish or enforce an
18 obligation to pay child support (as defined in section
19 459(i)(2) of the Social Security Act).

20 **SEC. 304. EFFECTIVE DATE.**

21 This title shall take effect on the date of the enact-
22 ment of this Act.

1 **TITLE IV—EXPANDED**
2 **ENFORCEMENT**

3 **SEC. 401. DECREASE IN AMOUNT OF CHILD SUPPORT AR-**
4 **REARAGE TRIGGERING PASSPORT DENIAL.**

5 Section 452(k) of the Social Security Act (42 U.S.C.
6 652(k)) is amended by striking “\$5,000” and inserting
7 “\$2,500”.

8 **SEC. 402. USE OF TAX REFUND INTERCEPT PROGRAM TO**
9 **COLLECT PAST-DUE CHILD SUPPORT ON BE-**
10 **HALF OF CHILDREN WHO ARE NOT MINORS.**

11 Section 464 of the Social Security Act (42 U.S.C.
12 664) is amended—

13 (1) in subsection (a)(2)(A), by striking “(as
14 that term is defined for purposes of this paragraph
15 under subsection (c))”; and

16 (2) in subsection (c)—

17 (A) in paragraph (1)—

18 (i) by striking “(1) Except as pro-
19 vided in paragraph (2), as used in” and in-
20 serting “In”; and

21 (ii) by inserting “(whether or not a
22 minor)” after “a child” each place it ap-
23 pears; and

24 (B) by striking paragraphs (2) and (3).

1 **SEC. 403. GARNISHMENT OF COMPENSATION PAID TO VET-**
 2 **ERANS FOR SERVICE-CONNECTED DISABIL-**
 3 **ITIES IN ORDER TO ENFORCE CHILD SUP-**
 4 **PORT OBLIGATIONS.**

5 Section 459(h) of the Social Security Act (42 U.S.C.
 6 659(h)) is amended—

7 (1) in paragraph (1)(A)(ii)—

8 (A) in subclause (IV), by striking “or”
 9 after the semicolon;

10 (B) in subclause (V), by adding “or” after
 11 the semicolon; and

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

13 “(VI) subject to paragraph (3),
 14 other than periodic benefits or pay-
 15 ments described in subclause (V), by
 16 the Secretary of Veterans Affairs as
 17 compensation for a service-connected
 18 disability paid by the Secretary to a
 19 former member of the Armed
 20 Forces;”; and

21 (2) by adding at the end the following:

22 “(3) LIMITATIONS WITH RESPECT TO COM-
 23 PENSATION PAID TO VETERANS FOR SERVICE-CON-
 24 NECTED DISABILITIES.—

25 “(A) ALIMONY AND CHILD SUPPORT.—

26 Subject to subparagraph (B), compensation de-

1 scribed in paragraph (1)(A)(ii)(VI) shall not be
 2 subject to withholding pursuant to this
 3 section—

4 “(i) for payment of alimony; or

5 “(ii) for payment of child support if
 6 the individual is fewer than 60 days in ar-
 7 rears in payment of the support.

8 “(B) LIMITATION.—Not more than 50 per-
 9 cent of any payment of compensation described
 10 in subparagraph (A) may be withheld pursuant
 11 to this section.”.

12 **TITLE V—FATHERHOOD** 13 **PROGRAMS**

14 **SEC. 501. FATHERHOOD GRANTS.**

15 (a) IN GENERAL.—Part A of title IV of the Social
 16 Security Act (42 U.S.C. 601 et seq.) is amended by insert-
 17 ing after section 403 the following:

18 **“SEC. 403A. FATHERHOOD PROGRAMS.**

19 “(a) PURPOSE.—The purpose of this section is to
 20 make grants available to public and private entities for
 21 projects designed to—

22 “(1) promote marriage through such activities
 23 as—

24 “(A) counseling, mentoring, disseminating
 25 information about the advantages of marriage,

1 enhancing relationship skills, teaching how to
2 control aggressive behavior, disseminating infor-
3 mation on the causes and treatment of domestic
4 violence and child abuse, and other methods;
5 and

6 “(B) sustaining marriages through mar-
7 riage preparation programs, premarital coun-
8 seling, and marital inventories, and through di-
9 vorce education and reduction programs, includ-
10 ing mediation and counseling;

11 “(2) promote successful parenting through such
12 activities as counseling, mentoring, disseminating in-
13 formation about good parenting practices including
14 prepregnancy family planning, training parents in
15 money management, encouraging child support pay-
16 ments, encouraging regular visitation between fa-
17 thers and their children, and other methods; and

18 “(3) help fathers and their families avoid or
19 leave cash welfare provided by the program under
20 part A and improve their economic status by pro-
21 viding such activities as work first services, job
22 search, job training, subsidized employment, career-
23 advancing education, job retention, job enhancement,
24 and other methods.

25 “(b) FATHERHOOD GRANTS.—

1 “(1) APPLICATIONS.—An entity desiring a
2 grant to carry out a project described in subsection
3 (a) may submit to the Secretary an application that
4 contains the following:

5 “(A) A description of the project and how
6 the project will be carried out.

7 “(B) A description of how the project will
8 address all three of the purposes of this section.

9 “(C) A written commitment by the entity
10 that the project will allow an individual to par-
11 ticipate in the project only if the individual is—

12 “(i) a father of a child who is, or
13 within the past 24 months has been, a re-
14 cipient of assistance or services under a
15 State program funded under this part;

16 “(ii) a father, including an expectant
17 or married father, whose income (net of
18 court-ordered child support) is less than
19 150 percent of the poverty line (as defined
20 in section 673(2) of the Omnibus Budget
21 Reconciliation Act of 1981, including any
22 revision required by such section, applica-
23 ble to a family of the size involved);

24 “(iii) a parent referred to in para-
25 graph (3)(A)(iii); or

1 “(iv) at risk of parenthood outside
2 marriage, but not more than 25 percent of
3 the participants in the project may qualify
4 for participation under this clause.

5 “(D) A written commitment by the entity
6 that the entity will provide for the project, from
7 funds obtained from non-Federal sources,
8 amounts (including in-kind contributions) equal
9 in value to—

10 “(i) 20 percent of the amount of any
11 grant made to the entity under this sub-
12 section; or

13 “(ii) such lesser percentage as the
14 Secretary deems appropriate (which shall
15 be not less than 10 percent) of such
16 amount, if the application demonstrates
17 that there are circumstances that limit the
18 ability of the entity to raise funds or ob-
19 tain resources.

20 “(E) A written commitment by the entity
21 that the entity will make available to each indi-
22 vidual participating in the project education
23 about the causes of domestic violence and child
24 abuse and local programs to prevent and treat
25 abuse, education about alcohol, tobacco, and

1 other drugs and the effects of abusing such
2 substances, and information about sexually
3 transmitted diseases and their transmission, in-
4 cluding HIV/AIDS and human papillomavirus
5 (HPV).

6 “(2) CONSIDERATION OF APPLICATIONS BY
7 INTERAGENCY PANEL.—

8 “(A) ESTABLISHMENT.—There is estab-
9 lished a panel to be known as the ‘Fatherhood
10 Grants Recommendations Panel’ (in this sub-
11 paragraph referred to as the ‘Panel’).

12 “(B) MEMBERSHIP.—

13 “(i) IN GENERAL.—The Panel shall be
14 composed of 10 members, as follows:

15 “(I) Two members of the Panel
16 shall be appointed by the Secretary.

17 “(II) Two members of the Panel
18 shall be appointed by the Secretary of
19 Labor.

20 “(III) Two members of the Panel
21 shall be appointed by the Chairman of
22 the Committee on Ways and Means of
23 the House of Representatives.

24 “(IV) One member of the Panel
25 shall be appointed by the ranking mi-

1 nority member of the Committee on
2 Ways and Means of the House of
3 Representatives.

4 “(V) Two members of the Panel
5 shall be appointed by the Chairman of
6 the Committee on Finance of the Sen-
7 ate.

8 “(VI) One member of the Panel
9 shall be appointed by the ranking mi-
10 nority member of the Committee on
11 Finance of the Senate.

12 “(ii) QUALIFICATIONS.—An individual
13 shall not be eligible to serve on the Panel
14 unless the individual has experience in pro-
15 grams for fathers, programs for the poor,
16 programs for children, program adminis-
17 tration, program research, or programs of
18 domestic violence prevention and treat-
19 ment.

20 “(iii) CONFLICTS OF INTEREST.—An
21 individual shall not be eligible to serve on
22 the Panel if such service would pose a con-
23 flict of interest for the individual.

24 “(iv) TIMING OF APPOINTMENTS.—
25 The appointment of members to the Panel

1 shall be completed not later than April 1,
2 2001.

3 “(C) DUTIES.—

4 “(i) REVIEW AND MAKE REC-
5 OMMENDATIONS ON PROJECT APPLICA-
6 TIONS.—The Panel shall review all applica-
7 tions submitted pursuant to paragraph (1),
8 and make recommendations to the Sec-
9 retary regarding which applicants should
10 be awarded grants under this subsection,
11 with due regard for the provisions of para-
12 graph (3), but shall not recommend that a
13 project be awarded such a grant if the ap-
14 plication describing the project does not at-
15 tempt to meet the requirement of para-
16 graph (1)(B).

17 “(ii) TIMING.—The Panel shall make
18 such recommendations not later than Octo-
19 ber 1, 2001.

20 “(D) TERM OF OFFICE.—Each member
21 appointed to the Panel shall serve for the life
22 of the Panel.

23 “(E) PROHIBITION ON COMPENSATION.—
24 Members of the Panel may not receive pay, al-

1 lowances, or benefits by reason of their service
2 on the Panel.

3 “(F) TRAVEL EXPENSES.—Each member
4 of the Panel shall receive travel expenses, in-
5 cluding per diem in lieu of subsistence, in ac-
6 cordance with sections 5702 and 5703 of title
7 5, United States Code.

8 “(G) MEETINGS.—The Panel shall meet as
9 often as is necessary to complete the business
10 of the Panel.

11 “(H) CHAIRPERSON.—The Chairperson of
12 the Panel shall be designated by the Secretary
13 at the time of appointment.

14 “(I) STAFF OF FEDERAL AGENCIES.—The
15 Secretary may detail any personnel of the De-
16 partment of Health and Human Services and
17 the Secretary of Labor may detail any per-
18 sonnel of the Department of Labor to the Panel
19 to assist the Panel in carrying out its duties
20 under this paragraph.

21 “(J) OBTAINING OFFICIAL DATA.—The
22 Panel may secure directly from any department
23 or agency of the United States information nec-
24 essary to enable it to carry out this paragraph.

25 On request of the Chairperson of the Panel, the

1 head of the department or agency shall furnish
2 that information to the Panel.

3 “(K) **MAILS.**—The Panel may use the
4 United States mails in the same manner and
5 under the same conditions as other departments
6 and agencies of the United States.

7 “(L) **TERMINATION.**—The Panel shall ter-
8minate on October 1, 2001.

9 “(3) **RULES GOVERNING GRANTS.**—

10 “(A) **GRANT AWARDS.**—

11 “(i) **IN GENERAL.**—The Secretary
12 shall award matching grants, on a competi-
13 tive basis, among entities submitting appli-
14 cations therefor which meet the require-
15 ments of paragraph (1), in amounts that
16 take into account the written commitments
17 referred to in paragraph (1)(D).

18 “(ii) **TIMING.**—On October 1, 2001,
19 the Secretary shall award not more than
20 \$140,000,000 in matching grants after
21 considering the recommendations sub-
22 mitted pursuant to paragraph (2)(C)(i).

23 “(iii) **NONDISCRIMINATION.**—The pro-
24 visions of this section shall be applied and
25 administered so as to ensure that mothers,

1 expectant mothers, and married mothers
2 are eligible for benefits and services under
3 projects awarded grants under this section
4 on the same basis as fathers, expectant fa-
5 thers, and married fathers.

6 “(B) PREFERENCES.—In determining
7 which entities to which to award grants under
8 this subsection, the Secretary shall give pref-
9 erence to an entity—

10 “(i) to the extent that the application
11 submitted by the entity sets forth clear
12 and practical methods to encourage and
13 sustain marriage;

14 “(ii) to the extent that the application
15 submitted by the entity describes actions
16 that the entity will take that are designed
17 to encourage or facilitate the payment of
18 child support, including but not limited
19 to—

20 “(I) obtaining a written commit-
21 ment by the agency responsible for
22 administering the State plan approved
23 under part D for the State in which
24 the project is to be carried out that
25 the State will voluntarily cancel child

1 support arrearages owed to the State
2 by the father as a result of the father
3 providing various supports to the fam-
4 ily such as maintaining a regular child
5 support payment schedule, living with
6 his children, or marrying the mother
7 of his children, unless the father has
8 been convicted of a crime involving
9 domestic violence or child abuse;

10 “(II) obtaining a written commit-
11 ment by the entity that the entity will
12 help participating fathers who cooper-
13 ate with the agency in improving their
14 credit rating; and

15 “(III) helping fathers arrange
16 and maintain a consistent schedule of
17 visits with their children, unless it
18 would be unsafe;

19 “(iii) to the extent that the applica-
20 tion includes written agreements of co-
21 operation with other private and govern-
22 mental agencies, including the State or
23 local program funded under this part, the
24 local Workforce Investment Board, the
25 State or local program funded under part

1 D, community-based domestic violence pro-
2 grams, and the State or local program
3 funded under part E, which should include
4 a description of the services each such
5 agency will provide to fathers participating
6 in the project described in the application;

7 “(iv) to the extent that the application
8 describes a project that will enroll a high
9 percentage of project participants within 6
10 months before or after the birth of the
11 child; or

12 “(v) to the extent that the application
13 sets forth clear and practical methods by
14 which fathers will be recruited to partici-
15 pate in the project.

16 “(C) MINIMUM PERCENTAGE OF RECIPI-
17 ENTS OF GRANT FUNDS TO BE NONGOVERN-
18 MENTAL (INCLUDING FAITH-BASED) ORGANIZA-
19 TIONS.—Not less than 75 percent of the enti-
20 ties awarded grants under this subsection in
21 each fiscal year (other than entities awarded
22 such grants pursuant to the preferences re-
23 quired by subparagraph (B)) shall be awarded
24 to—

1 “(i) nongovernmental (including faith-
2 based) organizations; or

3 “(ii) governmental organizations that
4 pass through to organizations referred to
5 in clause (i) at least 50 percent of the
6 amount of the grant.

7 “(D) DIVERSITY OF PROJECTS.—

8 “(i) IN GENERAL.—In determining
9 which entities to which to award grants
10 under this subsection, the Secretary shall
11 attempt to achieve a balance among enti-
12 ties of differing sizes, entities in differing
13 geographic areas, entities in urban versus
14 rural areas, and entities employing dif-
15 fering methods of achieving the purposes
16 of this section.

17 “(ii) REPORT TO THE CONGRESS.—
18 Within 90 days after each award of grants
19 under subparagraph (A)(ii), the Secretary
20 shall submit to the Committee on Ways
21 and Means of the House of Representa-
22 tives and the Committee on Finance of the
23 Senate a brief report on the diversity of
24 projects selected to receive funds under the
25 grant program. The report shall include a

1 comparison of funding for projects located
2 in urban areas, projects located in subur-
3 ban areas, and projects located in rural
4 areas.

5 “(E) PAYMENT OF GRANT IN FOUR EQUAL
6 ANNUAL INSTALLMENTS.—During the fiscal
7 year in which a grant is awarded under this
8 subsection and each of the succeeding 3 fiscal
9 years, the Secretary shall provide to the entity
10 awarded the grant an amount equal to $\frac{1}{4}$ of
11 the amount of the grant.

12 “(4) USE OF FUNDS.—

13 “(A) IN GENERAL.—Each entity to which
14 a grant is made under this section shall use
15 grant funds provided under this section in ac-
16 cordance with the application requesting the
17 grant, the requirements of this section, and the
18 regulations prescribed under this section, and
19 may use grant funds to support community-
20 wide initiatives to address the purposes of this
21 section, but may not use grant funds for court
22 proceedings on matters of child visitation or
23 child custody or for legislative advocacy.

24 “(B) NONDISPLACEMENT.—

1 “(i) IN GENERAL.—An adult in a
2 work activity described in section 407(d)
3 which is funded, in whole or in part, by
4 funds provided under this section shall not
5 be employed or assigned—

6 “(I) when any other individual is
7 on layoff from the same or any sub-
8 stantially equivalent job; or

9 “(II) if the employer has termi-
10 nated the employment of any regular
11 employee or otherwise caused an in-
12 voluntary reduction of its workforce in
13 order to fill the vacancy so created
14 with such an adult.

15 “(ii) GRIEVANCE PROCEDURE.—

16 “(I) IN GENERAL.—Complaints
17 alleging violations of clause (i) in a
18 State may be resolved—

19 “(aa) if the State has estab-
20 lished a grievance procedure
21 under section 403(a)(5)(I)(iv),
22 pursuant to the grievance proce-
23 dure; or

24 “(bb) otherwise, pursuant to
25 the grievance procedure estab-

1 lished by the State under section
2 407(f)(3).

3 “(II) FORFEITURE OF GRANT IF
4 GRIEVANCE PROCEDURE NOT AVAIL-
5 ABLE.—If a complaint referred to in
6 subclause (I) is made against an enti-
7 ty to which a grant has been made
8 under this section with respect to a
9 project, and the complaint cannot be
10 brought to, or cannot be resolved
11 within 90 days after being brought, by
12 a grievance procedure referred to in
13 subclause (I), then the entity shall im-
14 mediately return to the Secretary all
15 funds provided to the entity under
16 this section for the project, and the
17 Secretary shall immediately rescind
18 the grant.

19 “(C) RULE OF CONSTRUCTION.—This sec-
20 tion shall not be construed to require the par-
21 ticipation of a father in a project funded under
22 this section to be discontinued by the project on
23 the basis of changed economic circumstances of
24 the father.

1 “(D) RULE OF CONSTRUCTION ON MAR-
2 RIAGE.—This section shall not be construed to
3 authorize the Secretary to define marriage for
4 purposes of this section.

5 “(E) PENALTY FOR MISUSE OF GRANT
6 FUNDS.—If the Secretary determines that an
7 entity to which a grant is made under this sub-
8 section has used any amount of the grant in
9 violation of subparagraph (A), the Secretary
10 shall require the entity to remit to the Sec-
11 retary an amount equal to the amount so used,
12 plus all remaining grant funds, and the entity
13 shall thereafter be ineligible for any grant
14 under this subsection.

15 “(F) REMITTANCE OF UNUSED GRANT
16 FUNDS.—Each entity to which a grant is
17 awarded under this subsection shall remit to
18 the Secretary all funds paid under the grant
19 that remain at the end of the fifth fiscal year
20 ending after the initial grant award.

21 “(5) AUTHORITY OF AGENCIES TO EXCHANGE
22 INFORMATION.—Each agency administering a pro-
23 gram funded under this part or a State plan ap-
24 proved under part D may share the name, address,
25 telephone number, and identifying case number in-

1 formation in the State program funded under this
2 part, of fathers for purposes of assisting in deter-
3 mining the eligibility of fathers to participate in
4 projects receiving grants under this section, and in
5 contacting fathers potentially eligible to participate
6 in the projects, subject to all applicable privacy laws.

7 “(6) REGULATIONS.—The Secretary shall pre-
8 scribe such regulations as may be necessary to carry
9 out this subsection.

10 “(7) LIMITATION ON APPLICABILITY OF OTHER
11 PROVISIONS OF THIS PART.—Sections 404 through
12 410 shall not apply to this section or to amounts
13 paid under this section, and shall not be applied to
14 an entity solely by reason of receipt of funds pursu-
15 ant to this section. A project shall not be considered
16 a State program funded under this part solely by
17 reason of receipt of funds paid under this section.

18 “(8) FUNDING.—

19 “(A) IN GENERAL.—

20 “(i) INTERAGENCY PANEL.—Of the
21 amounts made available pursuant to sec-
22 tion 403(a)(1)(E) to carry out this section
23 for fiscal year 2001, a total of \$150,000
24 shall be made available for the interagency

1 panel established by paragraph (2) of this
2 subsection.

3 “(ii) GRANTS.—Of the amounts made
4 available pursuant to section 403(a)(1)(E)
5 to carry out this section for fiscal years
6 2002 through 2005, a total of
7 \$140,000,000 shall be made available for
8 grants under this subsection.

9 “(iii) EVALUATION.—Of the amounts
10 made available pursuant to section
11 403(a)(1)(E) to carry out this section for
12 fiscal years 2001 through 2006, a total of
13 \$6,000,000 shall be made available for the
14 evaluation required by section 501(d) of
15 the Child Support Distribution Act of
16 2000.

17 “(B) AVAILABILITY.—

18 “(i) GRANT FUNDS.—The amounts
19 made available pursuant to subparagraph
20 (A)(ii) shall remain available until the end
21 of fiscal year 2006.

22 “(ii) EVALUATION FUNDS.—The
23 amounts made available pursuant to sub-
24 paragraph (A)(iii) shall remain available
25 until the end of fiscal year 2008.”.

1 (b) FUNDING.—Section 403(a)(1)(E) of such Act (42
2 U.S.C. 603(a)(1)(E)) is amended by inserting “, and for
3 fiscal years 2001 through 2007, such sums as are nec-
4 essary to carry out section 403A” before the period.

5 (c) APPLICABILITY OF CHARITABLE CHOICE PROVI-
6 SIONS OF WELFARE REFORM.—Section 104 of the Per-
7 sonal Responsibility and Work Opportunity Reconciliation
8 Act of 1996 (42 U.S.C. 604a) is amended by adding at
9 the end the following:

10 “(1) Notwithstanding the preceding provisions of this
11 section, this section shall apply to any entity to which
12 funds have been provided under section 403A of the Social
13 Security Act in the same manner in which this section ap-
14 plies to States, and, for purposes of this section, any
15 project for which such funds are so provided shall be con-
16 sidered a program described in subsection (a)(2).”.

17 (d) EVALUATION.—

18 (1) IN GENERAL.—The Secretary of Health and
19 Human Services (in this subsection referred to as
20 the “Secretary”), in consultation with the Secretary
21 of Labor, shall, directly or through a grant, con-
22 tract, or interagency agreement, conduct an evalua-
23 tion of the projects funded under section
24 403(a)(5)(L) of the Social Security Act (as added by

1 section 504(a)) or section 403A of such Act (as
2 added by subsection (a)).

3 (2) OUTCOMES ASSESSMENT.—The evaluation
4 conducted under paragraph (1) shall assess, among
5 other outcomes selected by the Secretary, the effects
6 of the projects on marriage, parenting, employment,
7 earnings, the payment of child support, and the inci-
8 dence of domestic violence and child abuse.

9 (3) PROJECT SELECTION.—In selecting projects
10 for the evaluation, the Secretary should include
11 projects that, in the Secretary’s judgment, are most
12 likely to impact the matters described in the pur-
13 poses of the section under which the project is fund-
14 ed.

15 (4) RANDOM ASSIGNMENT.—In conducting the
16 evaluation, the Secretary should use random assign-
17 ment wherever possible.

18 **SEC. 502. FATHERHOOD PROJECTS OF NATIONAL SIGNIFI-**
19 **CANCE.**

20 Section 403A of the Social Security Act, as added
21 by section 501, is amended by adding at the end the fol-
22 lowing:

23 “(c) FATHERHOOD PROJECTS OF NATIONAL SIG-
24 NIFICANCE.—

1 “(1) NATIONAL CLEARINGHOUSE.—The Sec-
2 retary shall award a \$5,000,000 grant to a nation-
3 ally recognized, nonprofit fatherhood promotion or-
4 ganization with at least 4 years of experience in de-
5 signing and disseminating a national public edu-
6 cation campaign, including the production and suc-
7 cessful placement of television, radio, and print pub-
8 lic service announcements which promote the impor-
9 tance of responsible fatherhood, and with at least 4
10 years experience providing consultation and training
11 to community-based organizations interested in im-
12 plementing fatherhood outreach, support, or skill de-
13 velopment programs with an emphasis on promoting
14 married fatherhood as the ideal, to—

15 “(A) develop, promote, and distribute to
16 interested States, local governments, public
17 agencies, and private nonprofit organizations,
18 including charitable and religious organizations,
19 a media campaign that encourages the appro-
20 priate involvement of both parents in the life of
21 any child of the parents, and encourages such
22 organizations to develop or sponsor programs
23 that specifically address the issue of responsible
24 fatherhood and the advantages conferred on
25 children by marriage;

1 “(B) develop a national clearinghouse to
2 assist States, communities, and private entities
3 in efforts to promote and support marriage and
4 responsible fatherhood by collecting, evaluating,
5 and making available (through the Internet and
6 by other means) to all interested parties, infor-
7 mation regarding media campaigns and father-
8 hood programs;

9 “(C) develop and distribute materials that
10 are for use by entities described in subpara-
11 graph (A) or (B) and that help young adults
12 manage their money, develop the knowledge and
13 skills needed to promote successful marriages,
14 plan for future expenditures and investments,
15 and plan for retirement;

16 “(D) develop and distribute materials that
17 are for use by entities described in subpara-
18 graphs (A) and (B) and that list all the sources
19 of public support for education and training
20 that are available to young adults, including
21 government spending programs as well as bene-
22 fits under Federal and State tax laws; and

23 “(E) develop and distribute materials that
24 are for use by entities described in subpara-
25 graphs (A) and (B) and that provide informa-

1 tion on domestic violence and child abuse pre-
2 vention and treatment.

3 “(2) MULTICITY FATHERHOOD PROJECTS.—

4 “(A) IN GENERAL.—The Secretary shall
5 award a \$5,000,000 grant to each of two na-
6 tionally recognized nonprofit fatherhood pro-
7 motion organizations which meet the require-
8 ments of subparagraph (B), at least one of
9 which organizations meets the requirement of
10 subparagraph (C).

11 “(B) REQUIREMENTS.—The requirements
12 of this subparagraph are the following:

13 “(i) The organization must have sev-
14 eral years of experience in designing and
15 conducting programs that meet the pur-
16 poses described in paragraph (1).

17 “(ii) The organization must have ex-
18 perience in simultaneously conducting such
19 programs in more than one major metro-
20 politan area and in coordinating such pro-
21 grams with local government agencies and
22 private, nonprofit agencies, including State
23 or local agencies responsible for conducting
24 the program under part D and Workforce
25 Investment Boards.

1 “(iii) The organization must submit to
2 the Secretary an application that meets all
3 the conditions applicable to the organiza-
4 tion under this section and that provides
5 for projects to be conducted in three major
6 metropolitan areas.

7 “(C) USE OF MARRIED COUPLES TO DE-
8 LIVER SERVICES IN THE INNER CITY.—The re-
9 quirement of this subparagraph is that the or-
10 ganization has extensive experience in using
11 married couples to deliver program services in
12 the inner city.

13 “(3) PAYMENT OF GRANTS IN FOUR EQUAL AN-
14 NUAL INSTALLMENTS.—During each of fiscal years
15 2002 through 2005, the Secretary shall provide to
16 each entity awarded a grant under this subsection
17 an amount equal to $\frac{1}{4}$ of the amount of the grant.

18 “(4) DOMESTIC VIOLENCE INFORMATION.—The
19 organization receiving a grant under paragraph (1)
20 shall consult with domestic violence groups in the
21 development of any media campaign under such
22 grant and any material distributed as part of such
23 campaign shall include a local telephone number or
24 contact information for a domestic violence center or
25 resource.

1 “(5) FUNDING.—

2 “(A) IN GENERAL.—Of the amounts made
3 available pursuant to section 403(a)(1)(E) to
4 carry out this section, \$3,750,000 shall be
5 made available for grants under this subsection
6 for each of fiscal years 2002 through 2005.

7 “(B) AVAILABILITY.—The amounts made
8 available pursuant to subparagraph (A) shall
9 remain available until the end of fiscal year
10 2005.”.

11 **SEC. 503. GRANTS TO STATES TO ENCOURAGE MEDIA CAM-**
12 **PAIGNS.**

13 (a) IN GENERAL.—Part D of title IV of the Social
14 Security Act (42 U.S.C. 670 et seq.) is amended by adding
15 at the end the following:

16 **“SEC. 469C. GRANTS TO STATES TO ENCOURAGE MEDIA**
17 **CAMPAIGNS PROMOTING FATHERHOOD**
18 **SKILLS.**

19 “(a) DEFINITIONS.—In this section:

20 “(1) CHILDREN AT RISK.—The term ‘children
21 at risk’ means a young child whose family income
22 does not exceed the poverty line (as defined in sec-
23 tion 673(2) of the Omnibus Budget Reconciliation
24 Act of 1981).

1 “(2) MEDIA CAMPAIGN.—The term ‘media cam-
2 paign’ includes any communication or series of com-
3 munications prepared for distribution through a
4 broadcasting station, newspaper, magazine, outdoor
5 advertising facility, mailing, or any other type of
6 general public advertising.

7 “(3) STATE.—The term ‘State’ means any of
8 the several States, the District of Columbia, the
9 Commonwealth of Puerto Rico, the United States
10 Virgin Islands, Guam, American Samoa, and the
11 Commonwealth of the Northern Mariana Islands.

12 “(4) YOUNG CHILD.—The term ‘young child’
13 means an individual under age 5.

14 “(b) IN GENERAL.—The Secretary shall award
15 grants in accordance with this section to States for the
16 purpose of encouraging States—

17 “(1) to develop and carry out media campaigns,
18 in conjunction with local and private organizations
19 within the State, that promote the formation and
20 maintenance of married two-parent families,
21 strengthen fragile families, and promote responsible
22 fatherhood; and

23 “(2) to obtain donations of media access nec-
24 essary for such campaigns.

1 “(c) AMOUNT OF GRANT.—The amount of the grant
2 to be made to a State under this section for a fiscal year
3 shall be an amount equal to the lesser of—

4 “(1) 100 percent of State expenditures during
5 the fiscal year for activities described in subsection
6 (b); or

7 “(2) the allotment of the State under sub-
8 section (d) for the fiscal year.

9 “(d) ALLOTMENTS TO STATES.—

10 “(1) IN GENERAL.—Except as provided in para-
11 graph (2), from the funds appropriated under sub-
12 section (h) for making grants under this section for
13 the fiscal year, the allotment of a State for a fiscal
14 year is equal to the sum of—

15 “(A) an amount that bears the same ratio
16 to 50 percent of such funds as the number of
17 young children in the State bears to the number
18 of such children in all States; and

19 “(B) an amount that bears the same ratio
20 to 50 percent of such funds as the number of
21 children at risk in the State bears to the num-
22 ber of such children in all States.

23 “(2) MINIMUM ALLOTMENTS.—No allotment
24 for a fiscal year for any State awarded a grant

1 under this section for such fiscal year shall be less
2 than—

3 “(A) in the case of a State other than a
4 commonwealth or territory, 1 percent; and

5 “(B) in the case of a commonwealth or ter-
6 ritory, .5 percent,

7 of the total amount of allotments made under this
8 subsection for such fiscal year.

9 “(e) USE OF FUNDS.—The chief executive officer of
10 a State receiving a grant under this section shall certify
11 that—

12 “(1) 50 percent of such funds shall be used to
13 strengthen fragile families and promote responsible
14 fatherhood; and

15 “(2) 50 percent of such funds shall be used to
16 promote the formation and maintenance of married
17 two-parent families.

18 “(f) STATE EXPENDITURES.—

19 “(1) CASH OR IN KIND.—State expenditures
20 under subsection (c)(1) may be in cash or in kind,
21 including equipment or services contributed directly
22 or through donations from public entities or private
23 nonprofit organizations, including charitable and re-
24 ligious organizations. Amounts provided by the Fed-
25 eral Government, or services assisted or subsidized

1 to any significant extent by the Federal Government,
2 may not be included in determining the amount of
3 such State expenditures.

4 “(2) NO CREDIT FOR PRE-AWARD EXPENDI-
5 TURES.—Only State expenditures made after a
6 grant has been awarded under this section may be
7 counted for purposes of determining whether the
8 State has satisfied the expenditure requirement
9 under subsection (c)(1).

10 “(g) STATE ADMINISTRATION.—Each State to which
11 a grant is made under this section—

12 “(1) may administer State programs funded
13 with the grant directly or through grants to or con-
14 tracts with local governments and public agencies,
15 and private nonprofit organizations, including chari-
16 table and religious organizations; and

17 “(2) shall monitor, evaluate, and annually re-
18 port on such programs to the Secretary in such
19 manner as the Secretary determines in consultation
20 with the States.

21 The State shall ensure that any entity administering a
22 program under a grant under this section has received
23 State and local domestic violence information and resource
24 materials and the State shall require such entity to coordi-

1 nate with State or local domestic violence centers in the
2 development of media campaign programs.

3 “(h) APPROPRIATIONS.—There is authorized to be
4 appropriated to carry out this section and is appropriated
5 \$25,000,000 for each of fiscal years 2001 and 2002 for
6 the purpose of making grants under this section.”.

7 (b) EVALUATION.—

8 (1) IN GENERAL.—The Secretary of Health and
9 Human Services shall conduct an evaluation of the
10 impact of the media campaigns funded under section
11 469C of the Social Security Act, as added by this
12 section.

13 (2) REPORT.—Not later than December 31,
14 2003, the Secretary of Health and Human Services
15 shall report to Congress the results of the evaluation
16 under paragraph (1).

17 (3) FUNDING.—There is authorized to be ap-
18 propriated, and is appropriated, \$1,000,000 for fis-
19 cal year 2002 to conduct the evaluation under this
20 subsection to remain available until expended.

21 **SEC. 504. RESPONSIBLE FATHERHOOD BLOCK GRANT.**

22 (a) GRANT.—Section 403(a)(5) of the Social Security
23 Act (42 U.S.C. 603(a)(5)) is amended by adding at the
24 end the following:

1 “(L) RESPONSIBLE FATHERHOOD BLOCK
2 GRANT.—

3 “(i) DEFINITIONS.—In this subpara-
4 graph:

5 “(I) CHILDREN AT RISK.—The
6 term ‘children at risk’ means a young
7 child whose family income does not
8 exceed the poverty line (as defined in
9 section 673(2) of the Omnibus Budget
10 Reconciliation Act of 1981).

11 “(II) STATE.—The term ‘State’
12 means the 50 States of the United
13 States, the District of Columbia, the
14 Commonwealth of Puerto Rico, the
15 United States Virgin Islands, Guam,
16 American Samoa, and the Common-
17 wealth of the Northern Mariana Is-
18 lands.

19 “(III) YOUNG CHILD.—The term
20 ‘young child’ means an individual
21 under age 5.

22 “(ii) AUTHORITY.—The Secretary
23 shall award grants to States in accordance
24 with this subparagraph to encourage
25 States to provide support for the efforts of

1 local governments and public agencies, and
2 private nonprofit organizations, including
3 charitable and religious organizations, to
4 promote the formation and maintenance of
5 married two-parent families, strengthen
6 fragile families, and promote responsible
7 fatherhood.

8 “(iii) REQUIREMENT OF MATCHING
9 FUNDS.—

10 “(I) IN GENERAL.—To be eligible
11 to receive a grant under this subpara-
12 graph, the State shall agree to make
13 available (directly or through dona-
14 tions from public entities or profit or
15 nonprofit organizations, including
16 charitable and religious organizations)
17 non-Federal contributions toward the
18 costs of the activities to be carried out
19 by a State pursuant to clause (v) in
20 an amount that is not less than 25
21 percent of such costs.

22 “(II) DETERMINATION OF
23 AMOUNT CONTRIBUTED.—Non-Fed-
24 eral contributions required in sub-
25 clause (I) may be in cash or in kind,

1 fairly evaluated, including equipment
2 or services. Amounts provided by the
3 Federal Government, or services as-
4 sisted or subsidized to any significant
5 extent by the Federal Government,
6 may not be included in determining
7 the amount of such non-Federal con-
8 tributions.

9 “(iv) ALLOTMENTS TO STATES.—

10 “(I) IN GENERAL.—Except as
11 provided in subclause (II), from the
12 funds appropriated under clause (viii)
13 for grants under this subparagraph
14 for the fiscal year, the allotment of a
15 State for such fiscal year is equal to
16 the sum of—

17 “(aa) an amount that bears
18 the same ratio to 50 percent of
19 such funds as the number of
20 young children in the State bears
21 to the number of such children in
22 all States; and

23 “(bb) an amount that bears
24 the same ratio to 50 percent of
25 such funds as the number of chil-

1 dren at risk in the State bears to
2 the number of such children in
3 all States.

4 “(II) MINIMUM ALLOTMENTS.—
5 No allotment for a fiscal year for any
6 State awarded a grant under this sub-
7 paragraph for such fiscal year shall be
8 less than—

9 “(aa) in the case of a State
10 other than a commonwealth or
11 territory, 1 percent; and

12 “(bb) in the case of a com-
13 monwealth or territory, 0.5 per-
14 cent,

15 of the total amount of allotments
16 made under this subparagraph for
17 such fiscal year.

18 “(v) USE OF FUNDS.—

19 “(I) IN GENERAL.—A State that
20 receives a grant under this subpara-
21 graph shall use the funds received to
22 support programs of local govern-
23 ments and public agencies, and pri-
24 vate nonprofit organizations, including
25 charitable and religious organizations,

1 that encourage the appropriate in-
2 volvement of both parents in the life
3 of any child of the parents, with a pri-
4 ority for programs that specifically
5 address the issue of responsible fa-
6 therhood, promote the formation and
7 maintenance of married 2-parent fam-
8 ilies, and strengthen fragile families.

9 “(II) RESTRICTIONS ON USE.—

10 States shall prohibit entities receiving
11 funds under this subparagraph from
12 using such funds for court pro-
13 ceedings on matters of child visitation
14 or child custody or legislative advo-
15 cacy.

16 “(III) DOMESTIC VIOLENCE SUP-

17 PORT.—States shall require programs
18 receiving funds under this subpara-
19 graph to coordinate with State and
20 local domestic violence programs and
21 to make available to each individual
22 participating in the program informa-
23 tion regarding the causes of domestic
24 violence and child abuse and local pro-
25 grams to prevent and treat abuse.

1 “(IV) CERTIFICATION OF SET-
2 ASIDE.—The chief executive officer of
3 a State receiving funds under this
4 subparagraph shall certify that—

5 “(aa) 50 percent of such
6 funds shall be used to strengthen
7 fragile families and promote re-
8 sponsible fatherhood; and

9 “(bb) 50 percent of such
10 funds shall be used to promote
11 the formation and maintenance
12 of married two-parent families.

13 “(V) SUPPLEMENT NOT SUP-
14 PLANT.—

15 “(aa) IN GENERAL.—Except
16 as provided in item (bb),
17 amounts paid to a State under
18 this subparagraph shall be used
19 to supplement and not supplant
20 other Federal, State, or local
21 funds provided to the State
22 under this part or any other pro-
23 vision of law.

24 “(bb) EXCEPTION.—Item
25 (aa) shall not apply to amounts

1 provided to the State under this
2 part.

3 “(VI) PREFERENCE.—In award-
4 ing funds under this subparagraph,
5 States shall give a preference to each
6 program that certifies that the pro-
7 gram serves participants, a majority
8 of whom meet 1 of the following cri-
9 teria:

10 “(aa) The participant is a
11 parent of a child who is, or with-
12 in the past 24 months has been,
13 a recipient of assistance or serv-
14 ices under a State program fund-
15 ed under this part.

16 “(bb) The participant is a
17 parent, including an expectant
18 parent or a married parent,
19 whose income (after adjustment
20 for court-ordered child support
21 paid or received) does not exceed
22 150 percent of the poverty line
23 (as defined in section 673(2) of
24 the Omnibus Budget Reconcili-

1 ation Act of 1981) applicable to
2 the family.

3 The method of implementing such
4 preference shall be determined by the
5 State.

6 “(vi) STATE ADMINISTRATION.—Each
7 State to which a grant is made under this
8 subparagraph shall monitor, evaluate, and
9 provide a report on programs funded with
10 this grant to the Secretary in such manner
11 as the Secretary determines in consultation
12 with the States.

13 “(vii) COORDINATION WITH OTHER
14 PROVISIONS.—

15 “(I) For purposes of this sub-
16 paragraph, the limitations contained
17 in subparagraph (C) shall not apply.

18 “(II) For purposes of sections
19 404, 405, 407, and 408, a grant
20 under this subparagraph shall not be
21 considered to be a grant made under
22 section 403.

23 “(viii) AUTHORIZATION OF APPRO-
24 PRIATIONS.—There are authorized to be
25 appropriated to carry out this subpara-

1 graph, \$50,000,000 for each fiscal year be-
 2 ginning on or after October 1, 2001, for
 3 the purpose of making grants under this
 4 subparagraph.”.

5 (b) CONFORMING AMENDMENT.—Section
 6 403(a)(5)(I)(i) of the Social Security Act (42 U.S.C.
 7 603(a)(5)(I)(i)) is amended by inserting “(other than
 8 grants under subparagraph (L))” before the period.

9 **TITLE VI—MISCELLANEOUS**

10 **SEC. 601. CHANGE DATES FOR ABSTINENCE EVALUATION.**

11 (a) IN GENERAL.—Section 403(a)(5)(G)(iii) of the
 12 Social Security Act (42 U.S.C. 603(a)(5)(G)(iii)), as
 13 amended by section 606(a) of this Act, is amended by
 14 striking “2001” and inserting “2005”.

15 (b) INTERIM REPORT REQUIRED.—Section
 16 403(a)(5)(G) of such Act (42 U.S.C. 603(a)(5)(G)), as so
 17 amended, is amended by adding at the end the following:

18 “(iv) INTERIM REPORT.—Not later
 19 than January 1, 2002, the Secretary shall
 20 submit to the Congress a interim report on
 21 the evaluations referred to in clause (i).”.

22 **SEC. 602. REPORT ON UNDISTRIBUTED CHILD SUPPORT** 23 **PAYMENTS.**

24 Not later than 6 months after the date of the enact-
 25 ment of this Act, the Secretary of Health and Human

1 Services shall submit to the Committee on Ways and
2 Means of the House of Representatives and the Committee
3 on Finance of the Senate a report on the procedures that
4 the States use generally to locate custodial parents for
5 whom child support has been collected but not yet distrib-
6 uted due to a change in address. The report shall include
7 an estimate of the total amount of such undistributed
8 child support and the average length of time it takes for
9 such child support to be distributed. The Secretary shall
10 include in the report recommendations as to whether addi-
11 tional procedures should be established at the State or
12 Federal level to expedite the payment of undistributed
13 child support.

14 **SEC. 603. USE OF NEW HIRE INFORMATION TO ASSIST IN**
15 **ADMINISTRATION OF UNEMPLOYMENT COM-**
16 **PENSATION PROGRAMS.**

17 (a) IN GENERAL.—Section 453(j) of the Social Secu-
18 rity Act (42 U.S.C. 653(j)) is amended by adding at the
19 end the following:

20 “(7) INFORMATION COMPARISONS AND DISCLO-
21 SURE TO ASSIST IN ADMINISTRATION OF UNEMPLOY-
22 MENT COMPENSATION PROGRAMS.—

23 “(A) IN GENERAL.—If a State agency re-
24 sponsible for the administration of an unem-
25 ployment compensation program under Federal

1 or State law transmits to the Secretary the
 2 name and social security account number of an
 3 individual, the Secretary shall, if the informa-
 4 tion in the National Directory of New Hires in-
 5 dicates that the individual may be employed,
 6 disclose to the State agency the name, address,
 7 and employer identification number of any pu-
 8 tative employer of the individual, subject to this
 9 paragraph.

10 “(B) CONDITION ON DISCLOSURE.—The
 11 Secretary shall make a disclosure under sub-
 12 paragraph (A) only to the extent that the Sec-
 13 retary determines that the disclosure would not
 14 interfere with the effective operation of the pro-
 15 gram under this part.

16 “(C) USE OF INFORMATION.—A State
 17 agency may use information provided under this
 18 paragraph only for purposes of administering a
 19 program referred to in subparagraph (A).”.

20 (b) EFFECTIVE DATE.—The amendment made by
 21 subsection (a) shall take effect on October 1, 2000.

22 **SEC. 604. IMMIGRATION PROVISIONS.**

23 (a) NONIMMIGRANT ALIENS INELIGIBLE TO RE-
 24 CEIVE VISAS AND EXCLUDED FROM ADMISSION FOR
 25 NONPAYMENT OF CHILD SUPPORT.—

1 (1) IN GENERAL.—Section 212(a)(10) of the
2 Immigration and Nationality Act (8 U.S.C.
3 1182(a)(10)) is amended by adding at the end the
4 following:

5 “(F) NONPAYMENT OF CHILD SUPPORT.—

6 “(i) IN GENERAL.—Any non-
7 immigrant alien is inadmissible who is le-
8 gally obligated under a judgment, decree,
9 or order to pay child support (as defined in
10 section 459(i) of the Social Security Act),
11 and whose failure to pay such child sup-
12 port has resulted in an arrearage exceeding
13 \$2,500, until child support payments
14 under the judgment, decree, or order are
15 satisfied or the nonimmigrant alien is in
16 compliance with an approved payment
17 agreement.

18 “(ii) WAIVER AUTHORIZED.—The At-
19 torney General may waive the application
20 of clause (i) in the case of an alien, if the
21 Attorney General—

22 “(I) has received a request for
23 the waiver from the court or adminis-
24 trative agency having jurisdiction over
25 the judgment, decree, or order obli-

1 gating the alien to pay child support
2 that is referred to in such clause; or
3 “(II) determines that there are
4 prevailing humanitarian or public in-
5 terest concerns.”.

6 (2) EFFECTIVE DATE.—The amendment made
7 by this subsection shall take effect 180 days after
8 the date of the enactment of this Act.

9 (b) AUTHORIZATION TO SERVE LEGAL PROCESS IN
10 CHILD SUPPORT CASES ON CERTAIN ARRIVING
11 ALIENS.—

12 (1) IN GENERAL.—Section 235(d) of the Immi-
13 gration and Nationality Act (8 U.S.C. 1225(d)) is
14 amended by adding at the end the following:

15 “(5) AUTHORITY TO SERVE PROCESS IN CHILD
16 SUPPORT CASES.—

17 “(A) IN GENERAL.—To the extent con-
18 sistent with State law, immigration officers are
19 authorized to serve on any alien who is an ap-
20 plicant for admission to the United States legal
21 process with respect to any action to enforce or
22 establish a legal obligation of an individual to
23 pay child support (as defined in section 459(i)
24 of the Social Security Act).

1 “(B) DEFINITION.—For purposes of sub-
2 paragraph (A), the term ‘legal process’ means
3 any writ, order, summons or other similar proc-
4 ess, which is issued by—

5 “(i) a court or an administrative
6 agency of competent jurisdiction in any
7 State, territory, or possession of the
8 United States; or

9 “(ii) an authorized official pursuant to
10 an order of such a court or agency or pur-
11 suant to State or local law.”.

12 (2) EFFECTIVE DATE.—The amendment made
13 by this subsection shall apply to aliens applying for
14 admission to the United States on or after 180 days
15 after the date of the enactment of this Act.

16 (c) AUTHORIZATION TO SHARE CHILD SUPPORT EN-
17 FORCEMENT INFORMATION TO ENFORCE IMMIGRATION
18 AND NATURALIZATION LAW.—

19 (1) SECRETARIAL RESPONSIBILITY.—Section
20 452 of the Social Security Act (42 U.S.C. 652) is
21 amended by adding at the end the following:

22 “(m) If the Secretary receives a certification by a
23 State agency, in accordance with section 454(35), that an
24 individual who is a nonimmigrant alien (as defined in sec-
25 tion 101(a)(15) of the Immigration and Nationality Act)

1 owes arrearages of child support in an amount exceeding
2 \$2,500, the Secretary may, at the request of the State
3 agency, the Secretary of State, or the Attorney General,
4 or on the Secretary's own initiative, provide such certifi-
5 cation to the Secretary of State and the Attorney General
6 in order to enable them to carry out their responsibilities
7 under sections 212(a)(10) and 235(d) of such Act.”.

8 (2) STATE AGENCY RESPONSIBILITY.—Section
9 454 of the Social Security Act (42 U.S.C. 654), as
10 amended by section 101(c) of this Act, is amended—

11 (A) by striking “and” at the end of para-
12 graph (33);

13 (B) by striking the period at the end of
14 paragraph (34) and inserting “; and”; and

15 (C) by inserting after paragraph (34) the
16 following:

17 “(35) provide that the State agency will have in
18 effect a procedure for certifying to the Secretary, in
19 such format and accompanied by such supporting
20 documentation as the Secretary may require, deter-
21 minations that nonimmigrant aliens owe arrearages
22 of child support in an amount exceeding \$2,500.”.

1 **SEC. 605. CORRECTION OF ERRORS IN CONFORMING**
2 **AMENDMENTS IN THE WELFARE-TO-WORK**
3 **AND CHILD SUPPORT AMENDMENTS OF 1999.**

4 The amendments made by section 2402 of Public
5 Law 106–246 shall take effect as if included in the enact-
6 ment of section 806 of H.R. 3424 of the 106th Congress
7 by section 1000(a)(4) of Public Law 106–113.

8 **SEC. 606. ELIMINATION OF SET-ASIDE OF WELFARE-TO-**
9 **WORK FUNDS FOR SUCCESSFUL PERFORM-**
10 **ANCE BONUS.**

11 (a) IN GENERAL.—Section 403(a)(5) of the Social
12 Security Act (42 U.S.C. 603(a)(5)), as amended by sec-
13 tion 504, is amended by striking subparagraph (E) and
14 redesignating subparagraphs (F) through (L) as subpara-
15 graphs (E) through (K), respectively.

16 (b) CONFORMING AMENDMENTS.—

17 (1) Section 403(a)(5)(A)(i) of such Act (42
18 U.S.C. 603(a)(5)(A)(i)) is amended by striking
19 “subparagraph (I)” and inserting “subparagraph
20 (H)”.

21 (2) Subclause (I) of each of subparagraphs
22 (A)(iv) and (B)(v) of section 403(a)(5) of such Act
23 (42 U.S.C. 603(a)(5)(A)(iv)(I) and (B)(v)(I)) is
24 amended—

25 (A) in item (aa)—

1 (i) by striking “(I)” and inserting
2 “(H)”;

3 (ii) by striking “(G), and (H)” and
4 inserting “and (G)”;

5 (B) in item (bb), by striking “(F)” and in-
6 serting “(E)”.

7 (3) Section 403(a)(5)(B)(v) of such Act (42
8 U.S.C. 603(a)(5)(B)) is amended in the matter pre-
9 ceeding subclause (I) by striking “(I)” and inserting
10 “(H)”.

11 (4) Subparagraphs (E) and (F) of section
12 403(a)(5) of such Act (42 U.S.C. 603(a)(5)(F) and
13 (G)), as redesignated by subsection (a) of this sec-
14 tion, are each amended by striking “(I)” and insert-
15 ing “(H)”.

16 (5) Section 412(a)(3)(A) of such Act (42
17 U.S.C. 612(a)(3)(A)) is amended by striking
18 “403(a)(5)(I)” and inserting “403(a)(5)(H)”.

19 (c) FUNDING.—Section 403(a)(5)(I)(i)(II) of such
20 Act (42 U.S.C. 603(a)(5)(I)(i)(II)) is amended by striking
21 “\$1,450,000,000” and inserting “\$1,400,000,000”.

22 (d) EFFECTIVE DATE.—The amendments made by
23 this section shall take effect on the date of the enactment
24 of this Act.

1 **SEC. 607. INCREASE IN PAYMENT RATE TO STATES FOR EX-**
2 **PENDITURES FOR SHORT TERM TRAINING OF**
3 **STAFF OF CERTAIN CHILD WELFARE AGEN-**
4 **CIES.**

5 Section 474(a)(3)(B) of the Social Security Act (42
6 U.S.C. 674(a)(3)(B)) is amended by inserting “, or State-
7 licensed or State-approved child welfare agencies providing
8 services,” after “child care institutions”.

9 **TITLE VII—EFFECTIVE DATE**

10 **SEC. 701. EFFECTIVE DATE.**

11 (a) IN GENERAL.—Except as provided in sections
12 101(e), 201(c), 304, 603(b), 605(b) and 606, and in sub-
13 section (b) of this section, this Act and the amendments
14 made by this Act shall take effect on October 1, 2001,
15 and shall apply to payments under part D of title IV of
16 the Social Security Act for calendar quarters beginning
17 on or after such date, and without regard to whether regu-
18 lations to implement such amendments are promulgated
19 by such date.

20 (b) DELAY PERMITTED IF STATE LEGISLATION RE-
21 QUIRED.—In the case of a State plan approved under sec-
22 tion 454 of the Social Security Act which requires State
23 legislation (other than legislation appropriating funds) in
24 order for the plan to meet the additional requirements im-
25 posed by the amendments made by this Act, the State plan
26 shall not be regarded as failing to comply with the addi-

1 tional requirements solely on the basis of the failure of
2 the plan to meet the additional requirements before the
3 first day of the first calendar quarter beginning after the
4 close of the first regular session of the State legislature
5 that begins after the date of the enactment of this Act.
6 For purposes of the previous sentence, in the case of a
7 State that has a 2-year legislative session, each year of
8 such session shall be deemed to be a separate regular ses-
9 sion of the State legislature.

○