

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4857

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

---

## IN THE HOUSE OF REPRESENTATIVES

JUNE 4, 2002

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

---

## A BILL

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

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

○