

106TH CONGRESS  
2D SESSION

# H. R. 4678

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## AN ACT

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.



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## AN ACT

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

Subtitle A—Fatherhood Grant Program

- Sec. 501. Fatherhood grants.

Subtitle B—Fatherhood Projects of National Significance

Sec. 511. Fatherhood projects of national significance.

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 providing  
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 rights the family member  
17                   may have (on behalf of the family member or of any

1 other person for whom the family member has ap-  
2 plied for or is receiving such assistance) to support  
3 from any other person, not exceeding the total  
4 amount of assistance so provided to the family,  
5 which accrues during the period that the family re-  
6 ceives assistance under the program.”.

7 (b) INCREASING CHILD SUPPORT PAYMENTS TO  
8 FAMILIES AND SIMPLIFYING CHILD SUPPORT DISTRIBU-  
9 TION RULES.—

10 (1) DISTRIBUTION RULES.—

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

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

18 “(1) FAMILIES RECEIVING ASSISTANCE.—In the  
19 case of a family receiving assistance from the State,  
20 the State shall—

21 “(A) pay to the Federal Government the  
22 Federal share of the amount collected, subject  
23 to paragraph (3)(A);

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

4           “(C) pay to the family any remaining  
5 amount.

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

9           “(A) CURRENT SUPPORT.—To the extent  
10 that the amount collected does not exceed the  
11 current support amount, the State shall pay the  
12 amount to the family.

13           “(B) ARREARAGES.—To the extent that  
14 the amount collected exceeds the current sup-  
15 port amount, the State—

16           “(i) shall first pay to the family the  
17 excess amount, to the extent necessary to  
18 satisfy support arrearages not assigned  
19 pursuant to section 408(a)(3);

20           “(ii) if the amount collected exceeds  
21 the amount required to be paid to the fam-  
22 ily under clause (i), shall—

23           “(I) pay to the Federal Govern-  
24 ment, the Federal share of the excess

1 amount described in this clause, sub-  
2 ject to paragraph (3)(A); and

3 “(II) retain, or pay to the family,  
4 the State share of the excess amount  
5 described in this clause, subject to  
6 paragraph (3)(B); and

7 “(iii) shall pay to the family any re-  
8 maining amount.

9 “(3) LIMITATIONS.—

10 “(A) FEDERAL REIMBURSEMENTS.—The  
11 total of the amounts paid by the State to the  
12 Federal Government under paragraphs (1) and  
13 (2) of this subsection with respect to a family  
14 shall not exceed the Federal share of the  
15 amount assigned with respect to the family pur-  
16 suant to section 408(a)(3).

17 “(B) STATE REIMBURSEMENTS.—The  
18 total of the amounts retained by the State  
19 under paragraphs (1) and (2) of this subsection  
20 with respect to a family shall not exceed the  
21 State share of the amount assigned with respect  
22 to the family pursuant to section 408(a)(3).

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



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

8           “(6) STATE FINANCING OPTIONS.—To the ex-  
9           tent that the State share of the amount payable to  
10          a family for a month pursuant to paragraph (2)(B)  
11          of this subsection exceeds the amount that the State  
12          estimates (under procedures approved by the Sec-  
13          retary) would have been payable to the family for  
14          the month pursuant to former section 457(a)(2) (as  
15          in effect for the State immediately before the date  
16          this subsection first applies to the State) if such  
17          former section had remained in effect, the State may  
18          elect to use the grant made to the State under sec-  
19          tion 403(a) to pay the amount, or to have the pay-  
20          ment considered a qualified State expenditure for  
21          purposes of section 409(a)(7), but not both.

22          “(7) STATE OPTION TO PASS THROUGH ADDI-  
23          TIONAL SUPPORT WITH FEDERAL FINANCIAL PAR-  
24          TICIPATION.—

1           “(A) IN GENERAL.—Notwithstanding  
2 paragraphs (1) and (2), a State shall not be re-  
3 quired to pay to the Federal Government the  
4 Federal share of an amount collected on behalf  
5 of a family that is not a recipient of assistance  
6 under the State program funded under part A,  
7 to the extent that the State pays the amount to  
8 the family.

9           “(B) RECIPIENTS OF TANF FOR LESS  
10 THAN 5 YEARS.—

11           “(i) IN GENERAL.—Notwithstanding  
12 paragraphs (1) and (2), a State shall not  
13 be required to pay to the Federal Govern-  
14 ment the Federal share of an amount col-  
15 lected on behalf of a family that is a recipi-  
16 ent of assistance under the State program  
17 funded under part A and that has received  
18 the assistance for not more than 5 years  
19 after the date of the enactment of this  
20 paragraph, to the extent that—

21                   “(I) the State pays the amount  
22 to the family; and

23                   “(II) subject to clause (ii), the  
24 amount is disregarded in determining

1 the amount and type of the assistance  
2 provided to the family.

3 “(ii) LIMITATION.—Of the amount  
4 disregarded as described in clause (i)(II),  
5 the maximum amount that may be taken  
6 into account for purposes of clause (i) shall  
7 not exceed \$400 per month, except that, in  
8 the case of a family that includes two or  
9 more children, the State may elect to in-  
10 crease the maximum amount to not more  
11 than \$600 per month.”.

12 (B) APPROVAL OF ESTIMATION PROCE-  
13 DURES.—Not later than October 1, 2001, the  
14 Secretary of Health and Human Services, in  
15 consultation with the States (as defined for  
16 purposes of part D of title IV of the Social Se-  
17 curity Act), shall establish the procedures to be  
18 used to make the estimate described in section  
19 457(a)(6) of such Act.

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

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

1 the amount designated as the monthly support obli-  
2 gation of the noncustodial parent in the order re-  
3 quiring the support.”.

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

7 (1) by striking “and” at the end of paragraph  
8 (32);

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

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

13 “(34) provide that the State shall not use the  
14 State program operated under this part to collect  
15 any amount owed to the State by reason of costs in-  
16 curred under the State plan approved under title  
17 XIX for the birth of a child for whom support rights  
18 have been assigned pursuant to section 408(a)(3),  
19 471(a)(17), or 1912.”.

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

24 (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   **TITLE III—DEMONSTRATIONS OF**  
9       **EXPANDED            INFORMATION**  
10      **AND ENFORCEMENT**

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

14       (a) IN GENERAL.—Not later than October 1, 2001,  
15   the Secretary, in consultation with States, local govern-  
16   ments, and individuals or companies knowledgeable about  
17   involving public non-IV-D child support enforcement agen-  
18   cies in child support enforcement, shall develop rec-  
19   ommendations which address the participation of public  
20   non-IV-D child support enforcement agencies in the estab-  
21   lishment and enforcement of child support obligations.  
22   The matters addressed by the recommendations shall in-  
23   clude substantive and procedural rules which should be  
24   followed with respect to privacy safeguards, data security,  
25   due process rights, administrative compatibility with State

1 and Federal automated systems, eligibility requirements  
2 (such as registration, licensing, and posting of bonds) for  
3 access to information and use of enforcement mechanisms,  
4 recovery of costs by charging fees, penalties for violations  
5 of the rules, treatment of collections for purposes of sec-  
6 tion 458 of such Act, and avoidance of duplication of ef-  
7 fort.

8 (b) DEFINITIONS.—In this title:

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

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

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

24 (4) STATE.—The term “State” shall have the  
25 meaning given in section 1101(a)(1) of the Social

1 Security Act for purposes of part D of title IV of  
2 such Act.

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

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

11 (b) APPLICATIONS.—

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

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

20 (3) APPROVAL.—

21 (A) TIMING; LIMITATION ON NUMBER OF  
22 PROJECTS.—On July 1, 2002, the Secretary  
23 may approve not more than 10 applications for  
24 projects providing for the participation of a  
25 public non-IV-D child support enforcement

1 agency in the establishment and enforcement of  
2 child support obligations, and, if the Secretary  
3 receives at least five such applications that meet  
4 such requirements as the Secretary may estab-  
5 lish, shall approve not less than five such appli-  
6 cations.

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

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

20 (ii) the project includes a research  
21 plan (but such plan shall not be required  
22 to use random assignment) that is focused  
23 on assessing the costs and benefits of the  
24 project; and

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

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

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

1       ance with procedures approved by the head of the  
2       State agency;

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

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

21              (4) for so long as a public non-IV-D child sup-  
22      port enforcement agency is participating in the dem-  
23      onstration project, the public non-IV-D agency shall  
24      be considered part of the State agency for purposes  
25      of section 469A of such Act; and

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

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

16          (e) FEDERAL AUDIT.—

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

24               (2) REPORT TO THE CONGRESS.—

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

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

8 (f) SECRETARIAL REPORT TO THE CONGRESS.—

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

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

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

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



1 help the Congress determine whether the agencies are pro-  
2 viding a needed service in a fair manner using accepted  
3 debt collection practices and at a reasonable fee.

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

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

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

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

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

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

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

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

24 (8) The average period of time required for the  
25 completion of successful enforcement actions yielding

1 collections of past-due child support by both the  
2 child support enforcement programs operated pursu-  
3 ant to State plans approved under part D of title IV  
4 of the Social Security Act and, to the extent known,  
5 by private child support enforcement agencies.

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

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

18 **SEC. 304. EFFECTIVE DATE.**

19 This title shall take effect on the date of the enact-  
20 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)(V), by striking all  
8 that follows “Armed Forces” and inserting a semi-  
9 colon; and

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

11 “(3) LIMITATIONS WITH RESPECT TO COM-  
12 PENSATION PAID TO VETERANS FOR SERVICE-CON-  
13 NECTED DISABILITIES.—Notwithstanding any other  
14 provision of this section:

15 “(A) Compensation described in paragraph  
16 (1)(A)(ii)(V) shall not be subject to withholding  
17 pursuant to this section—

18 “(i) for payment of alimony; or

19 “(ii) for payment of child support if  
20 the individual is fewer than 60 days in ar-  
21 rears in payment of the support.

22 “(B) Not more than 50 percent of any  
23 payment of compensation described in para-  
24 graph (1)(A)(ii)(V) may be withheld pursuant  
25 to this section.”.

1                   **TITLE V—FATHERHOOD**  
2                   **PROGRAMS**  
3                   **Subtitle A—Fatherhood Grant**  
4                   **Program**

5   **SEC. 501. FATHERHOOD GRANTS.**

6           (a) IN GENERAL.—Part A of title IV of the Social  
7 Security Act (42 U.S.C. 601–619) is amended by inserting  
8 after section 403 the following:

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

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

13                   “(1) promote marriage through such activities  
14 as—

15                           “(A) counseling, mentoring, disseminating  
16 information about the advantages of marriage,  
17 enhancing relationship skills, teaching how to  
18 control aggressive behavior, disseminating infor-  
19 mation on the causes and treatment of domestic  
20 violence and child abuse, and other methods;  
21 and

22                           “(B) sustaining marriages through mar-  
23 riage preparation programs, premarital coun-  
24 seling, and marital inventories, and through di-

1           vorce education and reduction programs, includ-  
2           ing mediation and counseling;

3           “(2) promote successful parenting through such  
4           activities as counseling, mentoring, disseminating in-  
5           formation about good parenting practices including  
6           pregnancy family planning, training parents in  
7           money management, encouraging child support pay-  
8           ments, encouraging regular visitation between fa-  
9           thers and their children, and other methods; and

10          “(3) help fathers and their families avoid or  
11          leave cash welfare provided by the program under  
12          part A and improve their economic status by pro-  
13          viding such activities as work first services, job  
14          search, job training, subsidized employment, career-  
15          advancing education, job retention, job enhancement,  
16          and other methods.

17          “(b) FATHERHOOD GRANTS.—

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

22                         “(A) A description of the project and how  
23                         the project will be carried out.

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

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

4           “(i) a father of a child who is, or  
5 within the past 24 months has been, a re-  
6 cipient of assistance or services under a  
7 State program funded under this part;

8           “(ii) a father, including an expectant  
9 or married father, whose income (net of  
10 court-ordered child support) is less than  
11 150 percent of the poverty line (as defined  
12 in section 673(2) of the Omnibus Budget  
13 Reconciliation Act of 1981, including any  
14 revision required by such section, applica-  
15 ble to a family of the size involved);

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

18           “(iv) at risk of parenthood outside  
19 marriage, but not more than 25 percent of  
20 the participants in the project may qualify  
21 for participation under this clause.

22           “(D) A written commitment by the entity  
23 that the entity will provide for the project, from  
24 funds obtained from non-Federal sources,

1 amounts (including in-kind contributions) equal  
2 in value to—

3 “(i) 20 percent of the amount of any  
4 grant made to the entity under this sub-  
5 section; or

6 “(ii) such lesser percentage as the  
7 Secretary deems appropriate (which shall  
8 be not less than 10 percent) of such  
9 amount, if the application demonstrates  
10 that there are circumstances that limit the  
11 ability of the entity to raise funds or ob-  
12 tain resources.

13 “(E) A written commitment by the entity  
14 that the entity will make available to each indi-  
15 vidual participating in the project education  
16 about the causes of domestic violence and child  
17 abuse and local programs to prevent and treat  
18 abuse, education about alcohol, tobacco, and  
19 other drugs and the effects of abusing such  
20 substances, and information about sexually  
21 transmitted diseases and their transmission, in-  
22 cluding HIV/AIDS and human papillomavirus  
23 (HPV).

24 “(2) CONSIDERATION OF APPLICATIONS BY  
25 INTERAGENCY PANEL.—



1           “(A) ESTABLISHMENT.—There is estab-  
2           lished a panel to be known as the ‘Fatherhood  
3           Grants Recommendations Panel’ (in this sub-  
4           paragraph referred to as the ‘Panel’).

5           “(B) MEMBERSHIP.—

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

8                           “(I) Two members of the Panel  
9                           shall be appointed by the Secretary.

10                           “(II) Two members of the Panel  
11                           shall be appointed by the Secretary of  
12                           Labor.

13                           “(III) Two members of the Panel  
14                           shall be appointed by the Chairman of  
15                           the Committee on Ways and Means of  
16                           the House of Representatives.

17                           “(IV) One member of the Panel  
18                           shall be appointed by the ranking mi-  
19                           nority member of the Committee on  
20                           Ways and Means of the House of  
21                           Representatives.

22                           “(V) Two members of the Panel  
23                           shall be appointed by the Chairman of  
24                           the Committee on Finance of the Sen-  
25                           ate.

1                   “(VI) One member of the Panel  
2                   shall be appointed by the ranking mi-  
3                   nority member of the Committee on  
4                   Finance of the Senate.

5                   “(ii) QUALIFICATIONS.—An individual  
6                   shall not be eligible to serve on the Panel  
7                   unless the individual has experience in pro-  
8                   grams for fathers, programs for the poor,  
9                   programs for children, program adminis-  
10                  tration, program research, or programs of  
11                  domestic violence prevention and treat-  
12                  ment.

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

17                  “(iv) TIMING OF APPOINTMENTS.—  
18                  The appointment of members to the Panel  
19                  shall be completed not later than April 1,  
20                  2001.

21                  “(C) DUTIES.—

22                  “(i) REVIEW AND MAKE REC-  
23                  COMMENDATIONS ON PROJECT APPLICA-  
24                  TIONS.—The Panel shall review all applica-  
25                  tions submitted pursuant to paragraph (1),

1 and make recommendations to the Sec-  
2 retary regarding which applicants should  
3 be awarded grants under this subsection,  
4 with due regard for the provisions of para-  
5 graph (3), but shall not recommend that a  
6 project be awarded such a grant if the ap-  
7 plication describing the project does not at-  
8 tempt to meet the requirement of para-  
9 graph (1)(B).

10 “(ii) TIMING.—The Panel shall make  
11 such recommendations not later than Octo-  
12 ber 1, 2001.

13 “(D) TERM OF OFFICE.—Each member  
14 appointed to the Panel shall serve for the life  
15 of the Panel.

16 “(E) PROHIBITION ON COMPENSATION.—  
17 Members of the Panel may not receive pay, al-  
18 lowances, or benefits by reason of their service  
19 on the Panel.

20 “(F) TRAVEL EXPENSES.—Each member  
21 of the Panel shall receive travel expenses, in-  
22 cluding per diem in lieu of subsistence, in ac-  
23 cordance with sections 5702 and 5703 of title  
24 5, United States Code.

1           “(G) MEETINGS.—The Panel shall meet as  
2 often as is necessary to complete the business  
3 of the Panel.

4           “(H) CHAIRPERSON.—The Chairperson of  
5 the Panel shall be designated by the Secretary  
6 at the time of appointment.

7           “(I) STAFF OF FEDERAL AGENCIES.—The  
8 Secretary may detail any personnel of the De-  
9 partment of Health and Human Services and  
10 the Secretary of Labor may detail any per-  
11 sonnel of the Department of Labor to the Panel  
12 to assist the Panel in carrying out its duties  
13 under this paragraph.

14           “(J) OBTAINING OFFICIAL DATA.—The  
15 Panel may secure directly from any department  
16 or agency of the United States information nec-  
17 essary to enable it to carry out this paragraph.  
18 On request of the Chairperson of the Panel, the  
19 head of the department or agency shall furnish  
20 that information to the Panel.

21           “(K) MAILS.—The Panel may use the  
22 United States mails in the same manner and  
23 under the same conditions as other departments  
24 and agencies of the United States.

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

3           “(3) RULES GOVERNING GRANTS.—

4           “(A) GRANT AWARDS.—

5           “(i) IN GENERAL.—The Secretary  
6           shall award matching grants, on a competi-  
7           tive basis, among entities submitting appli-  
8           cations therefor which meet the require-  
9           ments of paragraph (1), in amounts that  
10          take into account the written commitments  
11          referred to in paragraph (1)(D).

12          “(ii) TIMING.—On October 1, 2001,  
13          the Secretary shall award not more than  
14          \$140,000,000 in matching grants after  
15          considering the recommendations sub-  
16          mitted pursuant to paragraph (2)(C)(i).

17          “(iii) NONDISCRIMINATION.—The pro-  
18          visions of this section shall be applied and  
19          administered so as to ensure that mothers,  
20          expectant mothers, and married mothers  
21          are eligible for benefits and services under  
22          projects awarded grants under this section  
23          on the same basis as fathers, expectant fa-  
24          thers, and married fathers.

1           “(B) PREFERENCES.—In determining  
2 which entities to which to award grants under  
3 this subsection, the Secretary shall give pref-  
4 erence to an entity—

5           “(i) to the extent that the application  
6 submitted by the entity sets forth clear  
7 and practical methods to encourage and  
8 sustain marriage;

9           “(ii) to the extent that the application  
10 submitted by the entity describes actions  
11 that the entity will take that are designed  
12 to encourage or facilitate the payment of  
13 child support, including but not limited  
14 to—

15           “(I) obtaining a written commit-  
16 ment by the agency responsible for  
17 administering the State plan approved  
18 under part D for the State in which  
19 the project is to be carried out that  
20 the State will voluntarily cancel child  
21 support arrearages owed to the State  
22 by the father as a result of the father  
23 providing various supports to the fam-  
24 ily such as maintaining a regular child  
25 support payment schedule, living with

1 his children, or marrying the mother  
2 of his children, unless the father has  
3 been convicted of a crime involving  
4 domestic violence or child abuse;

5 “(II) obtaining a written commit-  
6 ment by the entity that the entity will  
7 help participating fathers who cooper-  
8 ate with the agency in improving their  
9 credit rating; and

10 “(III) helping fathers arrange  
11 and maintain a consistent schedule of  
12 visits with their children, unless it  
13 would be unsafe;

14 “(iii) to the extent that the applica-  
15 tion includes written agreements of co-  
16 operation with other private and govern-  
17 mental agencies, including the State or  
18 local program funded under this part, the  
19 local Workforce Investment Board, the  
20 State or local program funded under part  
21 D, community-based domestic violence pro-  
22 grams, and the State or local program  
23 funded under part E, which should include  
24 a description of the services each such

1 agency will provide to fathers participating  
2 in the project described in the application;

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

8 “(v) to the extent that the application  
9 sets forth clear and practical methods by  
10 which fathers will be recruited to partici-  
11 pate in the project.

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

21 “(i) nongovernmental (including faith-  
22 based) organizations; or

23 “(ii) governmental organizations that  
24 pass through to organizations referred to



1 in clause (i) at least 50 percent of the  
2 amount of the grant.

3 “(D) DIVERSITY OF PROJECTS.—

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

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

1           “(E) PAYMENT OF GRANT IN FOUR EQUAL  
2 ANNUAL INSTALLMENTS.—During the fiscal  
3 year in which a grant is awarded under this  
4 subsection and each of the succeeding 3 fiscal  
5 years, the Secretary shall provide to the entity  
6 awarded the grant an amount equal to one-  
7 fourth of the amount of the grant.

8           “(4) USE OF FUNDS.—

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

20           “(B) NONDISPLACEMENT.—

21           “(i) IN GENERAL.—An adult in a  
22 work activity described in section 407(d)  
23 which is funded, in whole or in part, by  
24 funds provided under this section shall not  
25 be employed or assigned—

1 “(I) when any other individual is  
2 on layoff from the same or any sub-  
3 stantially equivalent job; or

4 “(II) if the employer has termi-  
5 nated the employment of any regular  
6 employee or otherwise caused an in-  
7 voluntary reduction of its workforce in  
8 order to fill the vacancy so created  
9 with such an adult.

10 “(ii) GRIEVANCE PROCEDURE.—

11 “(I) IN GENERAL.—Complaints  
12 alleging violations of clause (i) in a  
13 State may be resolved—

14 “(aa) if the State has estab-  
15 lished a grievance procedure  
16 under section 403(a)(5)(I)(iv),  
17 pursuant to the grievance proce-  
18 dure; or

19 “(bb) otherwise, pursuant to  
20 the grievance procedure estab-  
21 lished by the State under section  
22 407(f)(3).

23 “(II) FORFEITURE OF GRANT IF  
24 GRIEVANCE PROCEDURE NOT AVAIL-  
25 ABLE.—If a complaint referred to in

1           subclause (I) is made against an enti-  
2           ty to which a grant has been made  
3           under this section with respect to a  
4           project, and the complaint cannot be  
5           brought to, or cannot be resolved  
6           within 90 days after being brought, by  
7           a grievance procedure referred to in  
8           subclause (I), then the entity shall im-  
9           mediately return to the Secretary all  
10          funds provided to the entity under  
11          this section for the project, and the  
12          Secretary shall immediately rescind  
13          the grant.

14           “(C) RULE OF CONSTRUCTION.—This sec-  
15          tion shall not be construed to require the par-  
16          ticipation of a father in a project funded under  
17          this section to be discontinued by the project on  
18          the basis of changed economic circumstances of  
19          the father.

20           “(D) RULE OF CONSTRUCTION ON MAR-  
21          RIAGE.—This section shall not be construed to  
22          authorize the Secretary to define marriage for  
23          purposes of this section.

24           “(E) PENALTY FOR MISUSE OF GRANT  
25          FUNDS.—If the Secretary determines that an

1           entity to which a grant is made under this sub-  
2           section has used any amount of the grant in  
3           violation of subparagraph (A), the Secretary  
4           shall require the entity to remit to the Sec-  
5           retary an amount equal to the amount so used,  
6           plus all remaining grant funds, and the entity  
7           shall thereafter be ineligible for any grant  
8           under this subsection.

9           “(F) REMITTANCE OF UNUSED GRANT  
10          FUNDS.—Each entity to which a grant is  
11          awarded under this subsection shall remit to  
12          the Secretary all funds paid under the grant  
13          that remain at the end of the fifth fiscal year  
14          ending after the initial grant award.

15          “(5) AUTHORITY OF AGENCIES TO EXCHANGE  
16          INFORMATION.—Each agency administering a pro-  
17          gram funded under this part or a State plan ap-  
18          proved under part D may share the name, address,  
19          telephone number, and identifying case number in-  
20          formation in the State program funded under this  
21          part, of fathers for purposes of assisting in deter-  
22          mining the eligibility of fathers to participate in  
23          projects receiving grants under this section, and in  
24          contacting fathers potentially eligible to participate  
25          in the projects, subject to all applicable privacy laws.

1           “(6) EVALUATION.—The Secretary, in consulta-  
2           tion with the Secretary of Labor, shall, directly or  
3           by grant, contract, or interagency agreement, con-  
4           duct an evaluation of projects funded under this sec-  
5           tion (other than under subsection (c)(1)). The eval-  
6           uation shall assess, among other outcomes selected  
7           by the Secretary, effects of the projects on marriage,  
8           parenting, employment, earnings, payment of child  
9           support, and incidence of domestic violence and child  
10          abuse. In selecting projects for the evaluation, the  
11          Secretary should include projects that, in the Sec-  
12          retary’s judgment, are most likely to impact the  
13          matters described in the purposes of this section. In  
14          conducting the evaluation, random assignment  
15          should be used wherever possible.

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

19          “(8) LIMITATION ON APPLICABILITY OF OTHER  
20          PROVISIONS OF THIS PART.—Sections 404 through  
21          410 shall not apply to this section or to amounts  
22          paid under this section, and shall not be applied to  
23          an entity solely by reason of receipt of funds pursu-  
24          ant to this section. A project shall not be considered

1 a State program funded under this part solely by  
2 reason of receipt of funds paid under this section.

3 “(9) FUNDING.—

4 “(A) IN GENERAL.—

5 “(i) INTERAGENCY PANEL.—Of the  
6 amounts made available pursuant to sec-  
7 tion 403(a)(1)(E) to carry out this section  
8 for fiscal year 2001, a total of \$150,000  
9 shall be made available for the interagency  
10 panel established by paragraph (2) of this  
11 subsection.

12 “(ii) GRANTS.—Of the amounts made  
13 available pursuant to section 403(a)(1)(E)  
14 to carry out this section for fiscal years  
15 2002 through 2005, a total of  
16 \$140,000,000 shall be made available for  
17 grants under this subsection.

18 “(iii) EVALUATION.—Of the amounts  
19 made available pursuant to section  
20 403(a)(1)(E) to carry out this section for  
21 fiscal years 2001 through 2006, a total of  
22 \$6,000,000 shall be made available for the  
23 evaluation required by paragraph (6) of  
24 this subsection.

25 “(B) AVAILABILITY.—

1                   “(i) GRANT FUNDS.—The amounts  
2                   made available pursuant to subparagraph  
3                   (A)(ii) shall remain available until the end  
4                   of fiscal year 2006.

5                   “(ii) EVALUATION FUNDS.—The  
6                   amounts made available pursuant to sub-  
7                   paragraph (A)(iii) shall remain available  
8                   until the end of fiscal year 2008.”.

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

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

18           “(l) Notwithstanding the preceding provisions of this  
19 section, this section shall apply to any entity to which  
20 funds have been provided under section 403A of the Social  
21 Security Act in the same manner in which this section ap-  
22 plies to States, and, for purposes of this section, any  
23 project for which such funds are so provided shall be con-  
24 sidered a program described in subsection (a)(2).”.



1 **Subtitle B—Fatherhood Projects of**  
2 **National Significance**

3 **SEC. 511. FATHERHOOD PROJECTS OF NATIONAL SIGNIFI-**  
4 **CANCE.**

5 Section 403A of the Social Security Act, as added  
6 by subtitle A of this title, is amended by adding at the  
7 end the following:

8 “(c) FATHERHOOD PROJECTS OF NATIONAL SIG-  
9 NIFICANCE.—

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

24 “(A) develop, promote, and distribute to  
25 interested States, local governments, public

1 agencies, and private nonprofit organizations,  
2 including charitable and religious organizations,  
3 a media campaign that encourages the appro-  
4 priate involvement of both parents in the life of  
5 any child of the parents, and encourages such  
6 organizations to develop or sponsor programs  
7 that specifically address the issue of responsible  
8 fatherhood and the advantages conferred on  
9 children by marriage;

10 “(B) develop a national clearinghouse to  
11 assist States, communities, and private entities  
12 in efforts to promote and support marriage and  
13 responsible fatherhood by collecting, evaluating,  
14 and making available (through the Internet and  
15 by other means) to all interested parties, infor-  
16 mation regarding media campaigns and father-  
17 hood programs;

18 “(C) develop and distribute materials that  
19 are for use by entities described in subpara-  
20 graph (A) or (B) and that help young adults  
21 manage their money, develop the knowledge and  
22 skills needed to promote successful marriages,  
23 plan for future expenditures and investments,  
24 and plan for retirement;

1           “(D) develop and distribute materials that  
2           are for use by entities described in subpara-  
3           graphs (A) and (B) and that list all the sources  
4           of public support for education and training  
5           that are available to young adults, including  
6           government spending programs as well as bene-  
7           fits under Federal and State tax laws; and

8           “(E) develop and distribute materials that  
9           are for use by entities described in subpara-  
10          graphs (A) and (B) and that provide informa-  
11          tion on domestic violence and child abuse pre-  
12          vention and treatment.

13          “(2) MULTICITY FATHERHOOD PROJECTS.—

14                 “(A) IN GENERAL.—The Secretary shall  
15                 award a \$5,000,000 grant to each of two na-  
16                 tionally recognized nonprofit fatherhood pro-  
17                 motion organizations which meet the require-  
18                 ments of subparagraph (B), at least one of  
19                 which organizations meets the requirement of  
20                 subparagraph (C).

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

23                         “(i) The organization must have sev-  
24                         eral years of experience in designing and

1           conducting programs that meet the pur-  
2           poses described in paragraph (1).

3           “(ii) The organization must have ex-  
4           perience in simultaneously conducting such  
5           programs in more than one major metro-  
6           politan area and in coordinating such pro-  
7           grams with local government agencies and  
8           private, nonprofit agencies, including State  
9           or local agencies responsible for conducting  
10          the program under part D and Workforce  
11          Investment Boards.

12          “(iii) The organization must submit to  
13          the Secretary an application that meets all  
14          the conditions applicable to the organiza-  
15          tion under this section and that provides  
16          for projects to be conducted in three major  
17          metropolitan areas.

18          “(C) USE OF MARRIED COUPLES TO DE-  
19          LIVER SERVICES IN THE INNER CITY.—The re-  
20          quirement of this subparagraph is that the or-  
21          ganization has extensive experience in using  
22          married couples to deliver program services in  
23          the inner city.

24          “(3) PAYMENT OF GRANTS IN FOUR EQUAL AN-  
25          NUAL INSTALLMENTS.—During each of fiscal years

1 2002 through 2005, the Secretary shall provide to  
2 each entity awarded a grant under this subsection  
3 an amount equal to one-fourth of the amount of the  
4 grant.

5 “(4) FUNDING.—

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

11 “(B) AVAILABILITY.—The amounts made  
12 available pursuant to subparagraph (A) shall  
13 remain available until the end of fiscal year  
14 2005.”.

## 15 **TITLE VI—MISCELLANEOUS**

### 16 **SEC. 601. CHANGE DATES FOR ABSTINENCE EVALUATION.**

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

21 (b) INTERIM REPORT REQUIRED.—Section  
22 403(a)(5)(G) of such Act (42 U.S.C. 603(a)(5)(G)), as so  
23 amended, is amended by adding at the end the following:

24 “(iv) INTERIM REPORT.—Not later  
25 than January 1, 2002, the Secretary shall

1 submit to the Congress a interim report on  
2 the evaluations referred to in clause (i).”.

3 **SEC. 602. REPORT ON UNDISTRIBUTED CHILD SUPPORT**  
4 **PAYMENTS.**

5 Not later than 6 months after the date of the enact-  
6 ment of this Act, the Secretary of Health and Human  
7 Services shall submit to the Committee on Ways and  
8 Means of the House of Representatives and the Committee  
9 on Finance of the Senate a report on the procedures that  
10 the States use generally to locate custodial parents for  
11 whom child support has been collected but not yet distrib-  
12 uted due to a change in address. The report shall include  
13 an estimate of the total amount of such undistributed  
14 child support and the average length of time it takes for  
15 such child support to be distributed. The Secretary shall  
16 include in the report recommendations as to whether addi-  
17 tional procedures should be established at the State or  
18 Federal level to expedite the payment of undistributed  
19 child support.

20 **SEC. 603. USE OF NEW HIRE INFORMATION TO ASSIST IN**  
21 **ADMINISTRATION OF UNEMPLOYMENT COM-**  
22 **PENSATION PROGRAMS.**

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

1           “(7) INFORMATION COMPARISONS AND DISCLO-  
2           SURE TO ASSIST IN ADMINISTRATION OF UNEMPLOY-  
3           MENT COMPENSATION PROGRAMS.—

4           “(A) IN GENERAL.—If a State agency re-  
5           sponsible for the administration of an unem-  
6           ployment compensation program under Federal  
7           or State law transmits to the Secretary the  
8           name and social security account number of an  
9           individual, the Secretary shall, if the informa-  
10          tion in the National Directory of New Hires in-  
11          dicates that the individual may be employed,  
12          disclose to the State agency the name, address,  
13          and employer identification number of any pu-  
14          tative employer of the individual, subject to this  
15          paragraph.

16          “(B) CONDITION ON DISCLOSURE.—The  
17          Secretary shall make a disclosure under sub-  
18          paragraph (A) only to the extent that the Sec-  
19          retary determines that the disclosure would not  
20          interfere with the effective operation of the pro-  
21          gram under this part.

22          “(C) USE OF INFORMATION.—A State  
23          agency may use information provided under this  
24          paragraph only for purposes of administering a  
25          program referred to in subparagraph (A).”.

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

3 **SEC. 604. IMMIGRATION PROVISIONS.**

4 (a) NONIMMIGRANT ALIENS INELIGIBLE TO RECEIVE  
5 VISAS AND EXCLUDED FROM ADMISSION FOR NON-  
6 PAYMENT OF CHILD SUPPORT.—

7 (1) IN GENERAL.—Section 212(a)(10) of the  
8 Immigration and Nationality Act (8 U.S.C.  
9 1182(a)(10)) is amended by adding at the end the  
10 following:

11 “(F) NONPAYMENT OF CHILD SUPPORT.—

12 “(i) IN GENERAL.—Any non-  
13 immigrant alien is inadmissible who is le-  
14 gally obligated under a judgment, decree,  
15 or order to pay child support (as defined in  
16 section 459(i) of the Social Security Act),  
17 and whose failure to pay such child sup-  
18 port has resulted in an arrearage exceeding  
19 \$2,500, until child support payments  
20 under the judgment, decree, or order are  
21 satisfied or the nonimmigrant alien is in  
22 compliance with an approved payment  
23 agreement.

24 “(ii) WAIVER AUTHORIZED.—The At-  
25 torney General may waive the application



1 of clause (i) in the case of an alien, if the  
2 Attorney General—

3 “(I) has received a request for  
4 the waiver from the court or adminis-  
5 trative agency having jurisdiction over  
6 the judgment, decree, or order obli-  
7 gating the alien to pay child support  
8 that is referred to in such clause; or

9 “(II) determines that there are  
10 prevailing humanitarian or public in-  
11 terest concerns.”.

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

15 (b) AUTHORIZATION TO SERVE LEGAL PROCESS IN  
16 CHILD SUPPORT CASES ON CERTAIN ARRIVING  
17 ALIENS.—

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

21 “(5) AUTHORITY TO SERVE PROCESS IN CHILD  
22 SUPPORT CASES.—

23 “(A) IN GENERAL.—To the extent con-  
24 sistent with State law, immigration officers are  
25 authorized to serve on any alien who is an ap-

1           plicant for admission to the United States legal  
2           process with respect to any action to enforce or  
3           establish a legal obligation of an individual to  
4           pay child support (as defined in section 459(i)  
5           of the Social Security Act).

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

10           “(i) a court or an administrative  
11           agency of competent jurisdiction in any  
12           State, territory, or possession of the  
13           United States; or

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

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

21           (c) AUTHORIZATION TO SHARE CHILD SUPPORT EN-  
22           FORCEMENT INFORMATION TO ENFORCE IMMIGRATION  
23           AND NATURALIZATION LAW.—

1           (1) SECRETARIAL RESPONSIBILITY.—Section  
2           452 of the Social Security Act (42 U.S.C. 652) is  
3           amended by adding at the end the following:

4           “(m) If the Secretary receives a certification by a  
5           State agency, in accordance with section 454(35), that an  
6           individual who is a nonimmigrant alien (as defined in sec-  
7           tion 101(a)(15) of the Immigration and Nationality Act)  
8           owes arrearages of child support in an amount exceeding  
9           \$2,500, the Secretary may, at the request of the State  
10          agency, the Secretary of State, or the Attorney General,  
11          or on the Secretary’s own initiative, provide such certifi-  
12          cation to the Secretary of State and the Attorney General  
13          information in order to enable them to carry out their re-  
14          sponsibilities under sections 212(a)(10) and 235(d) of  
15          such Act.”.

16          (2) STATE AGENCY RESPONSIBILITY.—Section  
17          454 of the Social Security Act (42 U.S.C. 654), as  
18          amended by section 101(c) of this Act, is amended—

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

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

23                 (C) by inserting after paragraph (34) the  
24                 following:

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

7 **SEC. 605. CORRECTION OF ERRORS IN CONFORMING**  
8                                   **AMENDMENTS IN THE WELFARE-TO-WORK**  
9                                   **AND CHILD SUPPORT AMENDMENTS OF 1999.**

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

14 **SEC. 606. ELIMINATION OF SET-ASIDE OF WELFARE-TO-**  
15                                   **WORK FUNDS FOR SUCCESSFUL PERFORM-**  
16                                   **ANCE BONUS.**

17           (a) IN GENERAL.—Section 403(a)(5) of the Social  
18 Security Act (42 U.S.C. 603(a)(5)) is amended by striking  
19 subparagraph (E) and redesignating subparagraphs (F)  
20 through (K) as subparagraphs (E) through (J), respec-  
21 tively.

22           (b) CONFORMING AMENDMENTS.—

23                   (1) Section 403(a)(5)(A)(i) of such Act (42  
24           U.S.C. 603(a)(5)(A)(i)) is amended by striking

1 “subparagraph (I)” and inserting “subparagraph  
2 (H)”.

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

7 (A) in item (aa)—

8 (i) by striking “(I)” and inserting  
9 “(H)”; and

10 (ii) by striking “(G), and (H)” and  
11 inserting “and (G)”; and

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

14 (3) Section 403(a)(5)(B)(v) of such Act (42  
15 U.S.C. 603(a)(5)(B)) is amended in the matter pre-  
16 ceding subclause (I) by striking “(I)” and inserting  
17 “(H)”.

18 (4) Subparagraphs (E) and (F) of section  
19 403(a)(5) of such Act (42 U.S.C. 603(a)(5)(F) and  
20 (G)), as so redesignated by subsection (a) of this  
21 section, are each amended by striking “(I)” and in-  
22 serting “(H)”.

23 (5) Section 412(a)(3)(A) of such Act (42  
24 U.S.C. 612(a)(3)(A)) is amended by striking  
25 “403(a)(5)(I)” and inserting “403(a)(5)(H)”.

1 (c) FUNDING.—Section 403(a)(5)(I)(i)(II) of such  
2 Act (42 U.S.C. 603(a)(5)(I)(i)(II)) is amended by striking  
3 “\$1,450,000,000” and inserting “\$1,400,000,000”.

4 (d) EFFECTIVE DATE.—The amendments made by  
5 this section shall take effect on the date of the enactment  
6 of this Act.

7 **SEC. 607. INCREASE IN PAYMENT RATE TO STATES FOR EX-**  
8 **PENDITURES FOR SHORT TERM TRAINING OF**  
9 **STAFF OF CERTAIN CHILD WELFARE AGEN-**  
10 **CIES.**

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

15 **TITLE VII—EFFECTIVE DATE**

16 **SEC. 701. EFFECTIVE DATE.**

17 (a) IN GENERAL.—Except as provided in sections  
18 101(e), 304, 603(b), 605(b) and 606, and in subsection  
19 (b) of this section, this Act and the amendments made  
20 by this Act shall take effect on October 1, 2001, and shall  
21 apply to payments under part D of title IV of the Social  
22 Security Act for calendar quarters beginning on or after  
23 such date, and without regard to whether regulations to  
24 implement such amendments are promulgated by such  
25 date.

1           (b) DELAY PERMITTED IF STATE LEGISLATION RE-  
2 QUIRED.—In the case of a State plan approved under sec-  
3 tion 454 of the Social Security Act which requires State  
4 legislation (other than legislation appropriating funds) in  
5 order for the plan to meet the additional requirements im-  
6 posed by the amendments made by this Act, the State plan  
7 shall not be regarded as failing to comply with the addi-  
8 tional requirements solely on the basis of the failure of  
9 the plan to meet the additional requirements before the  
10 first day of the first calendar quarter beginning after the  
11 close of the first regular session of the State legislature  
12 that begins after the date of the enactment of this Act.  
13 For purposes of the previous sentence, in the case of a  
14 State that has a 2-year legislative session, each year of  
15 such session shall be deemed to be a separate regular ses-  
16 sion of the State legislature.

Passed the House of Representatives September 7,  
2000.

Attest:

*Clerk.*