

Union Calendar No. 263

106TH CONGRESS
1ST SESSION

H. R. 3073

[Report No. 106-424, Part I]

A BILL

To amend part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood, and for other purposes.

NOVEMBER 5, 1999

The Committee on Education and the Workforce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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[Report No. 106-424, Part I]

To amend part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 14, 1999

Mrs. JOHNSON of Connecticut (for herself, Mr. CARDIN, Mr. ENGLISH, Mr. LEWIS of Kentucky, Mr. MATSUI, Mr. FOLEY, Mr. McCRERY, Mr. STARK, Mr. CAMP, Mr. JEFFERSON, Mr. COYNE, and Mr. THOMAS) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

OCTOBER 28, 1999

Reported from the Committee on Ways and Means with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

OCTOBER 28, 1999

Referral to the Committee on Education and the Workforce extended for a period ending not later than November 5, 1999

NOVEMBER 5, 1999

Additional sponsors: Ms. CARSON, Mr. SHAW, and Mr. GILLMOR

NOVEMBER 5, 1999

The Committee on Education and the Workforce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on October 14, 1999]

A BILL

To amend part A of title IV of the Social Security Act to provide for grants for projects designed to promote responsible fatherhood, 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; TABLE OF CONTENTS.**

4 (a) *SHORT TITLE.—This Act may be cited as the “Fa-*
 5 *thers Count Act of 1999”.*

6 (b) *TABLE OF CONTENTS.—The table of contents of this*
 7 *Act is as follows:*

Sec. 1. Short title; table of contents.

TITLE I—FATHERHOOD GRANT PROGRAM

Sec. 101. Fatherhood grants.

TITLE II—FATHERHOOD PROJECTS OF NATIONAL SIGNIFICANCE

Sec. 201. Fatherhood projects of national significance.

TITLE III—WELFARE-TO-WORK PROGRAM ELIGIBILITY

Sec. 301. Flexibility in eligibility for participation in welfare-to-work program.

Sec. 302. Limited vocational educational training included as allowable activity.

Sec. 303. Certain grantees authorized to provide employment services directly.

Sec. 304. Simplification and coordination of reporting requirements.

Sec. 305. Use of State information to aid administration of welfare-to-work for-
mula grant funds.

**TITLE IV—ALTERNATIVE PENALTY PROCEDURE RELATING TO
 STATE DISBURSEMENT UNITS**

Sec. 401. Alternative penalty procedure relating to State disbursement units.

TITLE V—FINANCING PROVISIONS

*Sec. 501. Use of new hire information to assist in collection of defaulted student
 loans and grants.*

Sec. 502. Elimination of set-aside of portion of welfare-to-work funds for successful performance bonus.

TITLE VI—MISCELLANEOUS

Sec. 601. Change dates for evaluation.

Sec. 602. Report on undistributed child support payments.

Sec. 603. Sense of the Congress.

Sec. 604. Additional funding for welfare evaluation study.

Sec. 605. Training in child abuse and neglect proceedings.

Sec. 606. Use of new hire information to assist in administration of unemployment compensation programs.

Sec. 607. Immigration provisions.

1 **TITLE I—FATHERHOOD GRANT**
 2 **PROGRAM**

3 **SEC. 101. FATHERHOOD GRANTS.**

4 (a) *IN GENERAL.*—Part A of title IV of the Social Se-
 5 *curity Act (42 U.S.C. 601–679b) is amended by inserting*
 6 *after section 403 the following:*

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

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

11 “(1) *promote marriage through counseling, men-*
 12 *toring, disseminating information about the advan-*
 13 *tages of marriage, enhancing relationship skills,*
 14 *teaching how to control aggressive behavior, and other*
 15 *methods;*

16 “(2) *promote successful parenting through coun-*
 17 *seling, mentoring, disseminating information about*
 18 *good parenting practices including family planning,*
 19 *training parents in money management, encouraging*

1 *child support payments, encouraging regular visita-*
2 *tion between fathers and their children, and other*
3 *methods; and*

4 *“(3) help fathers and their families avoid or*
5 *leave cash welfare provided by the program under*
6 *part A and improve their economic status by pro-*
7 *viding work first services, job search, job training,*
8 *subsidized employment, career-advancing education,*
9 *job retention, job enhancement, and other methods.*

10 *“(b) FATHERHOOD GRANTS.—*

11 *“(1) APPLICATIONS.—An entity desiring a grant*
12 *to carry out a project described in subsection (a) may*
13 *submit to the Secretary an application that contains*
14 *the following:*

15 *“(A) A description of the project and how*
16 *the project will be carried out.*

17 *“(B) A description of how the project will*
18 *address all 3 of the purposes of this section.*

19 *“(C) A written commitment by the entity*
20 *that the project will allow an individual to par-*
21 *ticipate in the project only if the individual is—*

22 *“(i) a father of a child who is, or with-*
23 *in the past 24 months has been, a recipient*
24 *of assistance or services under a State pro-*
25 *gram funded under this part;*

1 “(ii) a father, including an expectant
2 or married father, whose income (net of
3 court-ordered child support) is less than 150
4 percent of the poverty line (as defined in
5 section 673(2) of the Omnibus Budget Rec-
6 onciliation Act of 1981, including any revi-
7 sion required by such section, applicable to
8 a family of the size involved); or

9 “(iii) a parent referred to in para-
10 graph (3)(A)(iii).

11 “(D) A written commitment by the entity
12 that the entity will provide for the project, from
13 funds obtained from non-Federal sources,
14 amounts (including in-kind contributions) equal
15 in value to—

16 “(i) 20 percent of the amount of any
17 grant made to the entity under this sub-
18 section; or

19 “(ii) such lesser percentage as the Sec-
20 retary deems appropriate (which shall be
21 not less than 10 percent) of such amount, if
22 the application demonstrates that there are
23 circumstances that limit the ability of the
24 entity to raise funds or obtain resources.

1 “(2) *CONSIDERATION OF APPLICATIONS BY*
2 *INTERAGENCY PANELS.—*

3 “(A) *FIRST PANEL.—*

4 “(i) *ESTABLISHMENT.—There is estab-*
5 *lished a panel to be known as the ‘Father-*
6 *hood Grants Recommendations Panel’ (in*
7 *this subparagraph referred to as the*
8 *‘Panel’).*

9 “(ii) *MEMBERSHIP.—*

10 “(I) *IN GENERAL.—The Panel*
11 *shall be composed of 10 members, as*
12 *follows:*

13 “(aa) *2 members of the Panel*
14 *shall be appointed by the Sec-*
15 *retary.*

16 “(bb) *2 members of the Panel*
17 *shall be appointed by the Sec-*
18 *retary of Labor.*

19 “(cc) *2 members of the Panel*
20 *shall be appointed by the Chair-*
21 *man of the Committee on Ways*
22 *and Means of the House of Rep-*
23 *resentatives.*

24 “(dd) *1 member of the Panel*
25 *shall be appointed by the ranking*

1 *minority member of the Com-*
2 *mittee on Ways and Means of the*
3 *House of Representatives.*

4 *“(ee) 2 members of the Panel*
5 *shall be appointed by the Chair-*
6 *man of the Committee on Finance*
7 *of the Senate.*

8 *“(ff) 1 member of the Panel*
9 *shall be appointed by the ranking*
10 *minority member of the Com-*
11 *mittee on Finance of the Senate.*

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

17 *“(III) TIMING OF APPOINT-*
18 *MENTS.—The appointment of members*
19 *to the Panel shall be completed not*
20 *later than March 1, 2000.*

21 *“(iii) DUTIES.—*

22 *“(I) REVIEW AND MAKE REC-*
23 *COMMENDATIONS ON PROJECT APPLICA-*
24 *TIONS.—The Panel shall review all ap-*
25 *plications submitted pursuant to para-*

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

11 *“(II) TIMING.—The Panel shall*
12 *make such recommendations not later*
13 *than September 1, 2000.*

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

17 *“(v) PROHIBITION ON COMPENSA-*
18 *TION.—Members of the Panel may not re-*
19 *ceive pay, allowances, or benefits by reason*
20 *of their service on the Panel.*

21 *“(vi) TRAVEL EXPENSES.—Each mem-*
22 *ber of the Panel shall receive travel ex-*
23 *penses, including per diem in lieu of sub-*
24 *sistence, in accordance with sections 5702*
25 *and 5703 of title 5, United States Code.*

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

4 “(viii) *CHAIRPERSON.*—*The Chair-*
5 *person of the Panel shall be designated by*
6 *the Secretary at the time of appointment.*

7 “(ix) *STAFF OF FEDERAL AGENCIES.*—
8 *The Secretary may detail any personnel of*
9 *the Department of Health and Human*
10 *Services and the Secretary of Labor may*
11 *detail any personnel of the Department of*
12 *Labor to the Panel to assist the Panel in*
13 *carrying out its duties under this subpara-*
14 *graph.*

15 “(x) *OBTAINING OFFICIAL DATA.*—*The*
16 *Panel may secure directly from any depart-*
17 *ment or agency of the United States infor-*
18 *mation necessary to enable it to carry out*
19 *this subparagraph. On request of the Chair-*
20 *person of the Panel, the head of the depart-*
21 *ment or agency shall furnish that informa-*
22 *tion to the Panel.*

23 “(xi) *MAILS.*—*The Panel may use the*
24 *United States mails in the same manner*
25 *and under the same conditions as other de-*

1 *partments and agencies of the United*
2 *States.*

3 “(xii) *TERMINATION.*—*The Panel shall*
4 *terminate on September 1, 2000.*

5 “(B) *SECOND PANEL.*—

6 “(i) *ESTABLISHMENT.*—*Effective Jan-*
7 *uary 1, 2001, there is established a panel to*
8 *be known as the ‘Fatherhood Grants Rec-*
9 *ommendations Panel’ (in this subparagraph*
10 *referred to as the ‘Panel’).*

11 “(ii) *MEMBERSHIP.*—

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

15 “(aa) *2 members of the Panel*
16 *shall be appointed by the Sec-*
17 *retary.*

18 “(bb) *2 members of the Panel*
19 *shall be appointed by the Sec-*
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22 *shall be appointed by the Chair-*
23 *man of the Committee on Ways*
24 *and Means of the House of Rep-*
25 *resentatives.*

1 “(dd) 1 member of the Panel
2 shall be appointed by the ranking
3 minority member of the Com-
4 mittee on Ways and Means of the
5 House of Representatives.

6 “(ee) 2 members of the Panel
7 shall be appointed by the Chair-
8 man of the Committee on Finance
9 of the Senate.

10 “(ff) 1 member of the Panel
11 shall be appointed by the ranking
12 minority member of the Com-
13 mittee on Finance of the Senate.

14 “(II) CONFLICTS OF INTEREST.—
15 An individual shall not be eligible to
16 serve on the Panel if such service
17 would pose a conflict of interest for the
18 individual.

19 “(III) TIMING OF APPOINT-
20 MENTS.—The appointment of members
21 to the Panel shall be completed not
22 later than March 1, 2001.

23 “(iii) DUTIES.—

24 “(I) REVIEW AND MAKE REC-
25 OMMENDATIONS ON PROJECT APPLICA-

1 *TIONS.—The Panel shall review all ap-*
2 *plications submitted pursuant to para-*
3 *graph (1), and make recommendations*
4 *to the Secretary regarding which ap-*
5 *plicants should be awarded grants*
6 *under this subsection, with due regard*
7 *for the provisions of paragraph (3), but*
8 *shall not recommend that a project be*
9 *awarded such a grant if the applica-*
10 *tion describing the project does not at-*
11 *tempt to meet the requirement of para-*
12 *graph (1)(B).*

13 *“(II) TIMING.—The Panel shall*
14 *make such recommendations not later*
15 *than September 1, 2001.*

16 *“(iv) TERM OF OFFICE.—Each member*
17 *appointed to the Panel shall serve for the*
18 *life of the Panel.*

19 *“(v) PROHIBITION ON COMPENSA-*
20 *TION.—Members of the Panel may not re-*
21 *ceive pay, allowances, or benefits by reason*
22 *of their service on the Panel.*

23 *“(vi) TRAVEL EXPENSES.—Each mem-*
24 *ber of the Panel shall receive travel ex-*
25 *penses, including per diem in lieu of sub-*

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2 *and 5703 of title 5, United States Code.*

3 “(vii) *MEETINGS.*—*The Panel shall*
4 *meet as often as is necessary to complete the*
5 *business of the Panel.*

6 “(viii) *CHAIRPERSON.*—*The Chair-*
7 *person of the Panel shall be designated by*
8 *the Secretary at the time of appointment.*

9 “(ix) *STAFF OF FEDERAL AGENCIES.*—
10 *The Secretary may detail any personnel of*
11 *the Department of Health and Human*
12 *Services and the Secretary of Labor may*
13 *detail any personnel of the Department of*
14 *Labor to the Panel to assist the Panel in*
15 *carrying out its duties under this subpara-*
16 *graph.*

17 “(x) *OBTAINING OFFICIAL DATA.*—*The*
18 *Panel may secure directly from any depart-*
19 *ment or agency of the United States infor-*
20 *mation necessary to enable it to carry out*
21 *this subparagraph. On request of the Chair-*
22 *person of the Panel, the head of the depart-*
23 *ment or agency shall furnish that informa-*
24 *tion to the Panel.*

1 “(xi) *MAILS.*—*The Panel may use the*
2 *United States mails in the same manner*
3 *and under the same conditions as other de-*
4 *partments and agencies of the United*
5 *States.*

6 “(xii) *TERMINATION.*—*The Panel shall*
7 *terminate on September 1, 2001.*

8 “(3) *MATCHING GRANTS.*—

9 “(A) *GRANT AWARDS.*—

10 “(i) *IN GENERAL.*—*The Secretary shall*
11 *award matching grants, on a competitive*
12 *basis, among entities submitting applica-*
13 *tions therefor which meet the requirements*
14 *of paragraph (1), in amounts that take into*
15 *account the written commitments referred to*
16 *in paragraph (1)(D).*

17 “(ii) *TIMING.*—

18 “(I) *FIRST ROUND.*—*On October*
19 *1, 2000, the Secretary shall award not*
20 *more than \$70,000,000 in matching*
21 *grants after considering the rec-*
22 *ommendations submitted pursuant to*
23 *paragraph (2)(A)(iii)(I).*

24 “(II) *SECOND ROUND.*—*On Octo-*
25 *ber 1, 2001, the Secretary shall award*

1 *not more than \$70,000,000 in match-*
2 *ing grants after considering the rec-*
3 *ommendations submitted pursuant to*
4 *paragraph (2)(B)(iii)(I).*

5 “(iii) *NONDISCRIMINATION.*—*The pro-*
6 *visions of this section shall be applied and*
7 *administered so as to ensure that mothers,*
8 *expectant mothers, and married mothers are*
9 *eligible for benefits and services under*
10 *projects awarded grants under this section*
11 *on the same basis as fathers, expectant fa-*
12 *thers, and married fathers.*

13 “(B) *PREFERENCES.*—*In determining*
14 *which entities to which to award grants under*
15 *this subsection, the Secretary shall give pref-*
16 *erence to an entity—*

17 “(i) *to the extent that the application*
18 *submitted by the entity describes actions*
19 *that the entity will take that are designed*
20 *to encourage or facilitate the payment of*
21 *child support, including but not limited*
22 *to—*

23 “(I) *obtaining agreements with*
24 *the State in which the project will be*
25 *carried out under which the State will*

1 *exercise its authority under the last*
2 *sentence of section 457(a)(2)(B)(iv) in*
3 *every case in which such authority*
4 *may be exercised;*

5 “(II) *obtaining a written commit-*
6 *ment by the agency responsible for ad-*
7 *ministering the State plan approved*
8 *under part D for the State in which*
9 *the project is to be carried out that the*
10 *State will voluntarily cancel child sup-*
11 *port arrearages owed to the State by*
12 *the father as a result of the father pro-*
13 *viding various supports to the family*
14 *such as maintaining a regular child*
15 *support payment schedule or living*
16 *with his children; and*

17 “(III) *obtaining a written com-*
18 *mitment by the entity that the entity*
19 *will help participating fathers who co-*
20 *operate with the agency in improving*
21 *their credit rating;*

22 “(ii) *to the extent that the application*
23 *includes written agreements of cooperation*
24 *with other private and governmental agen-*
25 *cies, including the State or local program*

1 *funded under this part, the local Workforce*
2 *Investment Board, the State or local pro-*
3 *gram funded under part D, and the State*
4 *or local program funded under part E,*
5 *which should include a description of the*
6 *services each such agency will provide to fa-*
7 *thers participating in the project described*
8 *in the application;*

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

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

18 *“(C) MINIMUM PERCENTAGE OF RECIPIENTS*
19 *OF GRANT FUNDS TO BE NONGOVERNMENTAL (IN-*
20 *CLUDING FAITH-BASED) ORGANIZATIONS.—Not*
21 *less than 75 percent of the entities awarded*
22 *grants under this subsection in each fiscal year*
23 *(other than entities awarded such grants pursu-*
24 *ant to the preferences required by subparagraph*
25 *(B)) shall be awarded to—*

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

3 “(ii) governmental organizations that
4 pass through to organizations referred to in
5 clause (i) at least 50 percent of the amount
6 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 entities
12 of differing sizes, entities in differing geo-
13 graphic areas, entities in urban versus
14 rural areas, and entities employing dif-
15 fering methods of achieving the purposes of
16 this section.

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

1 *shall include a comparison of funding for*
2 *projects located in urban areas, projects lo-*
3 *cated in suburban areas, and projects lo-*
4 *cated in rural areas.*

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

12 “(4) *USE OF FUNDS.—*

13 “(A) *IN GENERAL.—Each entity to which a*
14 *grant is made under this subsection shall use*
15 *grant funds provided under this subsection in*
16 *accordance with the application requesting the*
17 *grant, the requirements of this subsection, and*
18 *the regulations prescribed under this subsection,*
19 *and may use the grant funds to support commu-*
20 *nity-wide initiatives to address the purposes of*
21 *this section.*

22 “(B) *NONDISPLACEMENT.—*

23 “(i) *IN GENERAL.—An adult in a work*
24 *activity described in section 407(d) which is*
25 *funded, in whole or in part, by funds pro-*

1 *vided under this section shall not be em-*
2 *ployed or assigned—*

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

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

12 *“(ii) GRIEVANCE PROCEDURE.—*

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

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

21 *“(bb) otherwise, pursuant to*
22 *the grievance procedure estab-*
23 *lished by the State under section*
24 *407(f)(3).*

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

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

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

1 “(E) *PENALTY FOR MISUSE OF GRANT*
2 *FUNDS.—If the Secretary determines that an en-*
3 *tity to which a grant is made under this sub-*
4 *section has used any amount of the grant in vio-*
5 *lation of subparagraph (A), the Secretary shall*
6 *require the entity to remit to the Secretary an*
7 *amount equal to the amount so used, plus all re-*
8 *maining grant funds, and the entity shall there-*
9 *after be ineligible for any grant under this sub-*
10 *section.*

11 “(F) *REMITTANCE OF UNUSED GRANT*
12 *FUNDS.—Each entity to which a grant is award-*
13 *ed under this subsection shall remit to the Sec-*
14 *retary all funds paid under the grant that re-*
15 *main at the end of the 5th fiscal year ending*
16 *after the initial grant award.*

17 “(5) *AUTHORITY OF AGENCIES TO EXCHANGE IN-*
18 *FORMATION.—Each agency administering a program*
19 *funded under this part or a State plan approved*
20 *under part D may share the name, address, telephone*
21 *number, and identifying case number information in*
22 *the State program funded under this part, of fathers*
23 *for purposes of assisting in determining the eligibility*
24 *of fathers to participate in projects receiving grants*
25 *under this section, and in contacting fathers poten-*

1 *tially eligible to participate in the projects, subject to*
2 *all applicable privacy laws.*

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

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

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

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

3 “(9) *FUNDING.—*

4 “(A) *IN GENERAL.—*

5 “(i) *INTERAGENCY PANELS.—Of the*
6 *amounts made available pursuant to section*
7 *403(a)(1)(E) to carry out this section for*
8 *fiscal years 2000 and 2001, a total of*
9 *\$150,000 shall be made available for the*
10 *interagency panels established by paragraph*
11 *(2) of this subsection.*

12 “(ii) *GRANTS.—Of the amounts made*
13 *available pursuant to section 403(a)(1)(E)*
14 *to carry out this section, there shall be made*
15 *available for grants under this subsection—*

16 “(I) *\$17,500,000 for fiscal year*
17 *2001;*

18 “(II) *\$35,000,000 for each of fis-*
19 *cal years 2002 through 2004; and*

20 “(III) *\$17,500,000 for fiscal year*
21 *2005.*

22 “(iii) *EVALUATION.—Of the amounts*
23 *made available pursuant to section*
24 *403(a)(1)(E) to carry out this section for*
25 *fiscal years 2000 through 2006, a total of*

1 \$6,000,000 shall be made available for the
2 evaluation required by paragraph (6) of
3 this subsection.

4 “(B) AVAILABILITY.—

5 “(i) GRANT FUNDS.—The amounts
6 made available pursuant to subparagraph
7 (A)(ii) shall remain available until the end
8 of fiscal year 2005.

9 “(ii) EVALUATION FUNDS.—The
10 amounts made available pursuant to sub-
11 paragraph (A)(iii) shall remain available
12 until the end of fiscal year 2007.”.

13 (b) FUNDING.—Section 403(a)(1)(E) of such Act (42
14 U.S.C. 603(a)(1)(E)) is amended by inserting “, and for
15 fiscal years 2000 through 2006, such sums as are necessary
16 to carry out section 403A” before the period.

17 (c) AUTHORITY TO STATES TO PASS THROUGH CHILD
18 SUPPORT ARREARAGES COLLECTED THROUGH TAX RE-
19 FUND INTERCEPT TO FAMILIES WHO HAVE CEASED TO
20 RECEIVE CASH ASSISTANCE; FEDERAL REIMBURSEMENT
21 OF STATE SHARE OF SUCH PASSED THROUGH ARREAR-
22 AGES.—Section 457(a)(2)(B)(iv) of such Act (42 U.S.C.
23 657(a)(2)(B)(iv)) is amended—

24 (1) by inserting “(except the last sentence of this
25 clause)” after “this section”; and

1 (2) *by adding at the end the following: “Notwith-*
2 *standing the preceding sentences of this clause, if the*
3 *amount is collected on behalf of a family that includes*
4 *a child of a participant in a project funded under*
5 *section 403A and that has ceased to receive cash pay-*
6 *ments under a State program funded under section*
7 *403, then the State may distribute the amount col-*
8 *lected pursuant to section 464 to the family, and the*
9 *aggregate of the amounts otherwise required by this*
10 *section to be paid by the State to the Federal govern-*
11 *ment shall be reduced by an amount equal to the*
12 *State share of the amount collected pursuant to sec-*
13 *tion 464 that would otherwise be retained as reim-*
14 *bursement for assistance paid to the family.”.*

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

20 “(l) *Notwithstanding the preceding provisions of this*
21 *section, this section shall apply to any entity to which funds*
22 *have been provided under section 403A of the Social Secu-*
23 *rity Act in the same manner in which this section applies*
24 *to States, and, for purposes of this section, any project for*

1 *which such funds are so provided shall be considered a pro-*
2 *gram described in subsection (a)(2).”*

3 **TITLE II—FATHERHOOD PRO-**
4 **JECTS OF NATIONAL SIGNIFI-**
5 **CANCE**

6 **SEC. 201. FATHERHOOD PROJECTS OF NATIONAL SIGNIFI-**
7 **CANCE.**

8 *Section 403A of the Social Security Act, as added by*
9 *title I of this Act, is amended by adding at the end the*
10 *following:*

11 *“(c) FATHERHOOD PROJECTS OF NATIONAL SIGNIFI-*
12 *CANCE.—*

13 *“(1) NATIONAL CLEARINGHOUSE.—The Secretary*
14 *shall award a \$5,000,000 grant to a nationally recog-*
15 *nized, nonprofit fatherhood promotion organization*
16 *with at least 4 years of experience in designing and*
17 *disseminating a national public education campaign,*
18 *including the production and successful placement of*
19 *television, radio, and print public service announce-*
20 *ments which promote the importance of responsible*
21 *fatherhood, and with at least 4 years experience pro-*
22 *viding consultation and training to community-based*
23 *organizations interested in implementing fatherhood*
24 *outreach, support, or skill development programs with*

1 *an emphasis on promoting married fatherhood as the*
2 *ideal, to—*

3 “(A) *develop, promote, and distribute to in-*
4 *terested States, local governments, public agen-*
5 *cies, and private nonprofit organizations, in-*
6 *cluding charitable and religious organizations, a*
7 *media campaign that encourages the appropriate*
8 *involvement of both parents in the life of any*
9 *child of the parents, and encourages such organi-*
10 *zations to develop or sponsor programs that spe-*
11 *cifically address the issue of responsible father-*
12 *hood and the advantages conferred on children*
13 *by marriage;*

14 “(B) *develop a national clearinghouse to as-*
15 *ist States, communities, and private entities in*
16 *efforts to promote and support marriage and re-*
17 *sponsible fatherhood by collecting, evaluating,*
18 *and making available (through the Internet and*
19 *by other means) to all interested parties, infor-*
20 *mation regarding media campaigns and father-*
21 *hood programs;*

22 “(C) *develop and distribute materials that*
23 *are for use by entities described in subparagraph*
24 *(A) or (B) and that help young adults manage*
25 *their money, develop the knowledge and skills*

1 *needed to promote successful marriages, plan for*
2 *future expenditures and investments, and plan*
3 *for retirement;*

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

11 “(2) *MULTICITY FATHERHOOD PROJECTS.—*

12 “(A) *IN GENERAL.—The Secretary shall*
13 *award a \$5,000,000 grant to each of 2 nation-*
14 *ally recognized nonprofit fatherhood promotion*
15 *organizations which meet the requirements of*
16 *subparagraph (B), at least 1 of which organiza-*
17 *tions meets the requirement of subparagraph (C).*

18 “(B) *REQUIREMENTS.—The requirements of*
19 *this subparagraph are the following:*

20 “(i) *The organization must have sev-*
21 *eral years of experience in designing and*
22 *conducting programs that meet the purposes*
23 *described in paragraph (1).*

24 “(ii) *The organization must have expe-*
25 *rience in simultaneously conducting such*

1 *programs in more than 1 major metropoli-*
2 *tan area and in coordinating such pro-*
3 *grams with local government agencies and*
4 *private, nonprofit agencies, including State*
5 *or local agencies responsible for conducting*
6 *the program under part D and Workforce*
7 *Investment Boards.*

8 *“(iii) The organization must submit to*
9 *the Secretary an application that meets all*
10 *the conditions applicable to the organiza-*
11 *tion under this section and that provides for*
12 *projects to be conducted in 3 major metro-*
13 *politan areas.*

14 *“(C) USE OF MARRIED COUPLES TO DE-*
15 *LIVER SERVICES IN THE INNER CITY.—The re-*
16 *quirement of this subparagraph is that the orga-*
17 *nization has extensive experience in using mar-*
18 *ried couples to deliver program services in the*
19 *inner city.*

20 *“(3) PAYMENT OF GRANTS IN 4 EQUAL ANNUAL*
21 *INSTALLMENTS.—During each of fiscal years 2002*
22 *through 2005, the Secretary shall provide to each en-*
23 *tity awarded a grant under this subsection an*
24 *amount equal to $\frac{1}{4}$ of the amount of the grant.*

25 *“(4) FUNDING.—*

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

6 “(B) *AVAILABILITY.*—The amounts made
 7 available pursuant to subparagraph (A) shall re-
 8 main available until the end of fiscal year
 9 2005.”.

10 ***TITLE III—WELFARE-TO-WORK***
 11 ***PROGRAM ELIGIBILITY***

12 ***SEC. 301. FLEXIBILITY IN ELIGIBILITY FOR PARTICIPATION***
 13 ***IN WELFARE-TO-WORK PROGRAM.***

14 (a) *HARD-TO-EMPLOY LONG-TERM RECIPIENTS.*—
 15 Section 403(a)(5)(C)(ii) of the Social Security Act (42
 16 U.S.C. 603(a)(5)(C)(ii)) is amended—

17 (1) by striking “*REQUIRED BENEFICIARIES.*—”
 18 and inserting “*HARD-TO-EMPLOY RECIPIENTS.*—”;

19 (2) in the matter preceding subclause (I)—

20 (A) by striking “shall expend at least 70
 21 percent of all” and inserting “may expend”; and

22 (B) by striking “, or for the benefit of non-
 23 custodial parents,”;

24 (3) in the matter preceding item (aa) of sub-
 25 clause (I)—

1 (A) by striking “At least 2” and inserting
2 “Any”;

3 (B) by striking “apply” and inserting “ap-
4 plies”; and

5 (C) by striking “or the noncustodial par-
6 ent”;

7 (4) in item (aa) of subclause (I), by striking “,
8 and has low skills in reading or mathematics”;

9 (5) by adding at the end of subclause (I) the fol-
10 lowing:

11 “(dd) The individual has
12 English reading, writing, or com-
13 puting skills at or below the 8th
14 grade level, or limited proficiency
15 in written or spoken English.

16 “(ee) The individual is home-
17 less.

18 “(ff) The individual has a
19 disability.

20 “(gg) The individual has
21 been a victim of domestic vio-
22 lence.”; and

23 (6) in the matter preceding item (aa) of sub-
24 clause (II), by striking “or the minor children of the
25 non-custodial parent”.

1 **(b) NONCUSTODIAL PARENTS.**—

2 **(1) IN GENERAL.**—Section 403(a)(5)(C) of such
3 *Act (42 U.S.C. 603(a)(5)(C)) is amended—*

4 **(A)** *by redesignating clauses (iii) through*
5 *(viii) as clauses (iv) through (ix), respectively;*
6 *and*

7 **(B)** *by inserting after clause (ii) the fol-*
8 *lowing:*

9 **“(iii) NONCUSTODIAL PARENTS.**—*An*
10 *entity that operates a project with funds*
11 *provided under this paragraph may use the*
12 *funds to provide services in a form de-*
13 *scribed in clause (i) to noncustodial parents*
14 *with respect to whom the requirements of*
15 *the following subclauses are met:*

16 **“(I)** *The noncustodial parent is*
17 *unemployed, underemployed, or having*
18 *difficulty in paying child support obli-*
19 *gations.*

20 **“(II)** *At least 1 of the following*
21 *applies to a minor child of the non-*
22 *custodial parent (with preference in*
23 *the determination of the noncustodial*
24 *parents to be provided services under*
25 *this paragraph to be provided by the*

1 *entity to those noncustodial parents*
2 *with minor children who meet, or who*
3 *have custodial parents who meet, the*
4 *requirements of item (aa)):*

5 *“(aa) The minor child or the*
6 *custodial parent of the minor*
7 *child meets the requirements of*
8 *clause (ii)(II).*

9 *“(bb) The minor child is eli-*
10 *gible for, or is receiving, benefits*
11 *under the program funded under*
12 *this part.*

13 *“(cc) The minor child re-*
14 *ceived benefits under the program*
15 *funded under this part in the 12-*
16 *month period preceding the date*
17 *of the determination but no longer*
18 *receives such benefits.*

19 *“(dd) The minor child is eli-*
20 *gible for, or is receiving, assist-*
21 *ance under the Food Stamp Act of*
22 *1977, benefits under the supple-*
23 *mental security income program*
24 *under title XVI of this Act, med-*
25 *ical assistance under title XIX of*

1 *this Act, or child health assistance*
2 *under title XXI of this Act.*

3 *“(III) In the case of a noncusto-*
4 *dial parent who becomes enrolled in*
5 *the project on or after the date of the*
6 *enactment of this clause, the noncusto-*
7 *dial parent is in compliance with the*
8 *terms of an oral or written personal*
9 *responsibility contract entered into*
10 *among the noncustodial parent, the en-*
11 *tity, and (unless the entity dem-*
12 *onstrates to the Secretary that the enti-*
13 *ty is not capable of coordinating with*
14 *such agency) the agency responsible for*
15 *administering the State plan under*
16 *part D, which was developed taking*
17 *into account the employment and child*
18 *support status of the noncustodial par-*
19 *ent, which was entered into not later*
20 *than 30 (or, at the option of the entity,*
21 *not later than 90) days after the non-*
22 *custodial parent was enrolled in the*
23 *project, and which, at a minimum, in-*
24 *cludes the following:*

1 “(aa) A commitment by the
2 noncustodial parent to cooperate,
3 at the earliest opportunity, in the
4 establishment of the paternity of
5 the minor child, through vol-
6 untary acknowledgement or other
7 procedures, and in the establish-
8 ment of a child support order.

9 “(bb) A commitment by the
10 noncustodial parent to cooperate
11 in the payment of child support
12 for the minor child, which may
13 include a modification of an exist-
14 ing support order to take into ac-
15 count the ability of the noncusto-
16 dial parent to pay such support
17 and the participation of such par-
18 ent in the project.

19 “(cc) A commitment by the
20 noncustodial parent to participate
21 in employment or related activi-
22 ties that will enable the noncusto-
23 dial parent to make regular child
24 support payments, and if the non-
25 custodial parent has not attained

1 20 years of age, such related ac-
2 tivities may include completion of
3 high school, a general equivalency
4 degree, or other education directly
5 related to employment.

6 “(dd) A description of the
7 services to be provided under this
8 paragraph, and a commitment by
9 the noncustodial parent to par-
10 ticipate in such services, that are
11 designed to assist the noncustodial
12 parent obtain and retain employ-
13 ment, increase earnings, and en-
14 hance the financial and emotional
15 contributions to the well-being of
16 the minor child.

17 In order to protect custodial parents
18 and children who may be at risk of do-
19 mestic violence, the preceding provi-
20 sions of this subclause shall not be con-
21 strued to affect any other provision of
22 law requiring a custodial parent to co-
23 operate in establishing the paternity of
24 a child or establishing or enforcing a
25 support order with respect to a child,

1 or entitling a custodial parent to
2 refuse, for good cause, to provide such
3 cooperation as a condition of assist-
4 ance or benefit under any program,
5 shall not be construed to require such
6 cooperation by the custodial parent as
7 a condition of participation of either
8 parent in the program authorized
9 under this paragraph, and shall not be
10 construed to require a custodial parent
11 to cooperate with or participate in any
12 activity under this clause. The entity
13 operating a project under this clause
14 with funds provided under this para-
15 graph shall consult with domestic vio-
16 lence prevention and intervention orga-
17 nizations in the development of the
18 project.”.

19 (2) CONFORMING AMENDMENT.—Section
20 412(a)(3)(C)(ii) of such Act (42 U.S.C.
21 612(a)(3)(C)(ii)) is amended by striking “(vii)” and
22 inserting “(viii)”.

23 (c) RECIPIENTS WITH CHARACTERISTICS OF LONG-
24 TERM DEPENDENCY; CHILDREN AGING OUT OF FOSTER
25 CARE.—

1 (1) *IN GENERAL.*—Subclause (II) of section
2 403(a)(5)(C)(iv) of such Act (42 U.S.C.
3 603(a)(5)(C)(iv)(II)), as so redesignated by subsection
4 (b)(1)(A) of this section, is amended to read as fol-
5 lows:

6 “(II) to children—

7 “(aa) who have attained 18
8 years of age but not 25 years of
9 age; and

10 “(bb) who, before attaining
11 18 years of age, were recipients of
12 foster care maintenance payments
13 (as defined in section 475(4))
14 under part E or were in foster
15 care under the responsibility of a
16 State.”.

17 (2) *CONFORMING AMENDMENTS.*—Section
18 403(a)(5)(C)(iv) of such Act (42 U.S.C.
19 603(a)(5)(C)(iv)), as so redesignated by subsection
20 (b)(1)(A) of this section, is amended—

21 (A) in the heading by inserting “*HARD TO*
22 *EMPLOY*” before “*INDIVIDUALS*”; and

23 (B) in the last sentence by striking “*clause*
24 *(ii)*” and inserting “*clauses (ii) and (iii) and, as*
25 *appropriate, clause (v)*”.

1 (d) *CUSTODIAL PARENTS WITH INCOME BELOW POV-*
2 *ERTY LINE WHO ARE NOT ON WELFARE.*—

3 (1) *IN GENERAL.*—Section 403(a)(5)(C) of such
4 *Act (42 U.S.C. 603(a)(5)(C)), as amended by section*
5 *301(b)(1) of this Act, is amended—*

6 (A) *by redesignating clauses (vi) through*
7 *(ix) as clauses (vii) through (x), respectively; and*

8 (B) *by inserting after clause (v) the fol-*
9 *lowing:*

10 “(vi) *CUSTODIAL PARENTS WITH IN-*
11 *COME BELOW POVERTY LINE WHO ARE NOT*
12 *ON WELFARE.*—*An entity that operates a*
13 *project with funds provided under this*
14 *paragraph may use the funds to provide as-*
15 *sistance in a form described in clause (i) to*
16 *custodial parents—*

17 “(I) *whose income is less than 100*
18 *percent of the poverty line (as defined*
19 *in section 673(2) of the Omnibus*
20 *Budget Reconciliation Act of 1981, in-*
21 *cluding any revision required by such*
22 *section, applicable to a family of the*
23 *size involved); and*

1 “(II) who are not otherwise re-
2 cipients of assistance under a State
3 program funded under this part.”.

4 (2) CONFORMING AMENDMENTS.—

5 (A) Section 403(a)(5)(C)(iv) of such Act (42
6 U.S.C. 603(a)(5)(C)(iv)), as so redesignated by
7 subsection (b)(1)(A) of this section, and as
8 amended by subsection (c)(2) of this section, is
9 amended in the last sentence by striking “clause
10 (v)” and inserting “clauses (v) and (vi)”.

11 (B) Section 412(a)(3)(C)(ii) of such Act (42
12 U.S.C. 612(a)(3)(C)(ii)), as amended by sub-
13 section (b)(2) of this section, is amended by
14 striking “(viii)” and inserting “(ix)”.

15 **SEC. 302. LIMITED VOCATIONAL EDUCATIONAL TRAINING**

16 **INCLUDED AS ALLOWABLE ACTIVITY.**

17 Section 403(a)(5)(C)(i) of the Social Security Act (42
18 U.S.C. 603(a)(5)(C)(i)) is amended by inserting after sub-
19 clause (VI) the following:

20 “(VII) Not more than 6 months of
21 vocational educational training.”.

22 **SEC. 303. CERTAIN GRANTEES AUTHORIZED TO PROVIDE**

23 **EMPLOYMENT SERVICES DIRECTLY.**

24 Section 403(a)(5)(C)(i)(IV) of the Social Security Act
25 (42 U.S.C. 603(a)(5)(C)(i)(IV)) is amended by inserting “,

1 *or if the entity is not a private industry council or work-*
2 *force investment board, the direct provision of such services”*
3 *before the period.*

4 **SEC. 304. SIMPLIFICATION AND COORDINATION OF RE-**
5 **PORTING REQUIREMENTS.**

6 (a) *ELIMINATION OF CURRENT REQUIREMENTS.*—*Sec-*
7 *tion 411(a)(1)(A) of the Social Security Act (42 U.S.C.*
8 *611(a)(1)(A)) is amended—*

9 (1) *in the matter preceding clause (i), by insert-*
10 *ing “(except for information relating to activities car-*
11 *ried out under section 403(a)(5))” after “part”; and*
12 (2) *by striking clause (xviii).*

13 (b) *ESTABLISHMENT OF REPORTING REQUIREMENT.*—
14 *Section 403(a)(5)(C) of the Social Security Act (42 U.S.C.*
15 *603(a)(5)(C)), as amended by subsections (b)(1) and (d)(1)*
16 *of section 301 of this Act, is amended by adding at the end*
17 *the following:*

18 “(xi) *REPORTING REQUIREMENTS.*—
19 *The Secretary of Labor, in consultation*
20 *with the Secretary of Health and Human*
21 *Services, States, and organizations that rep-*
22 *resent State or local governments, shall es-*
23 *tablish requirements for the collection and*
24 *maintenance of financial and participant*
25 *information and the reporting of such infor-*

1 *mation by entities carrying out activities*
2 *under this paragraph.”.*

3 **SEC. 305. USE OF STATE INFORMATION TO AID ADMINIS-**
4 **TRATION OF WELFARE-TO-WORK GRANT**
5 **FUNDS.**

6 *(a) AUTHORITY OF STATE AGENCIES TO DISCLOSE TO*
7 *PRIVATE INDUSTRY COUNCILS THE NAMES, ADDRESSES,*
8 *AND TELEPHONE NUMBERS OF POTENTIAL WELFARE-TO-*
9 *WORK PROGRAM PARTICIPANTS.—*

10 *(1) STATE IV-D AGENCIES.—Section 454A(f) of*
11 *the Social Security Act (42 U.S.C. 654a(f)) is amend-*
12 *ed by adding at the end the following:*

13 *“(5) PRIVATE INDUSTRY COUNCILS RECEIVING*
14 *WELFARE-TO-WORK GRANTS.—Disclosing to a private*
15 *industry council (as defined in section*
16 *403(a)(5)(D)(ii)) to which funds are provided under*
17 *section 403(a)(5) the names, addresses, telephone*
18 *numbers, and identifying case number information in*
19 *the State program funded under part A, of noncusto-*
20 *dial parents residing in the service delivery area of*
21 *the private industry council, for the purpose of identi-*
22 *fying and contacting noncustodial parents regarding*
23 *participation in the program under section*
24 *403(a)(5).”.*

1 (2) *STATE TANF AGENCIES.*—Section 403(a)(5)
2 of such Act (42 U.S.C. 603(a)(5)) is amended by add-
3 ing at the end the following:

4 “(K) *INFORMATION DISCLOSURE.*—If a
5 State to which a grant is made under section
6 403 establishes safeguards against the use or dis-
7 closure of information about applicants or re-
8 cipients of assistance under the State program
9 funded under this part, the safeguards shall not
10 prevent the State agency administering the pro-
11 gram from furnishing to a private industry
12 council the names, addresses, telephone numbers,
13 and identifying case number information in the
14 State program funded under this part, of non-
15 custodial parents residing in the service delivery
16 area of the private industry council, for the pur-
17 pose of identifying and contacting noncustodial
18 parents regarding participation in the program
19 under this paragraph.”.

20 (b) *SAFEGUARDING OF INFORMATION DISCLOSED TO*
21 *PRIVATE INDUSTRY COUNCILS.*—Section
22 403(a)(5)(A)(ii)(I) of such Act (42 U.S.C.
23 603(a)(5)(A)(ii)(I)) is amended—

24 (1) by striking “and” at the end of item (dd);

1 (2) by striking the period at the end of item (ee)
2 and inserting “; and”; and

3 (3) by adding at the end the following:

4 “(ff) describes how the State
5 will ensure that a private indus-
6 try council to which information
7 is disclosed pursuant to section
8 403(a)(5)(K) or 454A(f)(5) has
9 procedures for safeguarding the
10 information and for ensuring that
11 the information is used solely for
12 the purpose described in that sec-
13 tion.”.

14 **TITLE IV—ALTERNATIVE PEN-**
15 **ALTY PROCEDURE RELATING**
16 **TO STATE DISBURSEMENT**
17 **UNITS**

18 **SEC. 401. ALTERNATIVE PENALTY PROCEDURE RELATING**
19 **TO STATE DISBURSEMENT UNITS.**

20 (a) *IN GENERAL.*—Section 455(a) of the Social Secu-
21 rity Act (42 U.S.C. 655(a)) is amended by adding at the
22 end the following:

23 “(5)(A)(i) If—

24 “(I) the Secretary determines that a State plan
25 under section 454 would (in the absence of this para-

1 *graph) be disapproved for the failure of the State to*
2 *comply with subparagraphs (A) and (B)(i) of section*
3 *454(27), and that the State has made and is con-*
4 *tinuing to make a good faith effort to so comply; and*

5 *“(II) the State has submitted to the Secretary,*
6 *not later than April 1, 2000, a corrective compliance*
7 *plan that describes how, by when, and at what cost*
8 *the State will achieve such compliance, which has*
9 *been approved by the Secretary,*

10 *then the Secretary shall not disapprove the State plan*
11 *under section 454, and the Secretary shall reduce the*
12 *amount otherwise payable to the State under paragraph*
13 *(1)(A) of this subsection for the fiscal year by the penalty*
14 *amount.*

15 *“(ii) All failures of a State during a fiscal year to*
16 *comply with any of the requirements of section 454B shall*
17 *be considered a single failure of the State to comply with*
18 *subparagraphs (A) and (B)(i) of section 454(27) during the*
19 *fiscal year for purposes of this paragraph.*

20 *“(B) In this paragraph:*

21 *“(i) The term ‘penalty amount’ means, with re-*
22 *spect to a failure of a State to comply with subpara-*
23 *graphs (A) and (B)(i) of section 454(27)—*

24 *“(I) 4 percent of the penalty base, in the*
25 *case of the 1st fiscal year in which such a failure*

1 *by the State occurs (regardless of whether a pen-*
2 *alty is imposed in that fiscal year under this*
3 *paragraph with respect to the failure), except as*
4 *provided in subparagraph (C)(i) of this para-*
5 *graph;*

6 *“(II) 8 percent of the penalty base, in the*
7 *case of the 2nd such fiscal year;*

8 *“(III) 16 percent of the penalty base, in the*
9 *case of the 3rd such fiscal year;*

10 *“(IV) 25 percent of the penalty base, in the*
11 *case of the 4th such fiscal year; or*

12 *“(V) 30 percent of the penalty base, in the*
13 *case of the 5th or any subsequent such fiscal*
14 *year.*

15 *“(i) The term ‘penalty base’ means, with respect*
16 *to a failure of a State to comply with subparagraphs*
17 *(A) and (B)(i) of section 454(27) during a fiscal*
18 *year, the amount otherwise payable to the State under*
19 *paragraph (1)(A) of this subsection for the preceding*
20 *fiscal year.*

21 *“(C)(i) The Secretary shall waive all penalties im-*
22 *posed against a State under this paragraph for any failure*
23 *of the State to comply with subparagraphs (A) and (B)(i)*
24 *of section 454(27) if the Secretary determines that, before*
25 *April 1, 2000, the State has achieved such compliance.*

1 “(ii) If a State with respect to which a reduction is
2 required to be made under this paragraph with respect to
3 a failure to comply with subparagraphs (A) and (B)(i) of
4 section 454(27) achieves such compliance on or after April
5 1, 2000, and on or before September 30, 2000, then the pen-
6 alty amount applicable to the State shall be 1 percent of
7 the penalty base with respect to the failure involved.

8 “(D) The Secretary may not impose a penalty under
9 this paragraph against a State for a fiscal year for which
10 the amount otherwise payable to the State under paragraph
11 (1)(A) of this subsection is reduced under paragraph (4)
12 of this subsection for failure to comply with section
13 454(24)(A).”.

14 (b) *INAPPLICABILITY OF PENALTY UNDER TANF PRO-*
15 *GRAM.*—Section 409(a)(8)(A)(i)(III) of such Act (42 U.S.C.
16 609(a)(8)(A)(i)(III)) is amended by striking “section
17 454(24)” and inserting “paragraph (24), or subparagraph
18 (A) or (B)(i) of paragraph (27), of section 454”.

19 (c) *EFFECTIVE DATE.*—The amendments made by this
20 section shall take effect on October 1, 1999.

1 **TITLE V—FINANCING**
2 **PROVISIONS**

3 **SEC. 501. USE OF NEW HIRE INFORMATION TO ASSIST IN**
4 **COLLECTION OF DEFAULTED STUDENT**
5 **LOANS AND GRANTS.**

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

9 “(6) *INFORMATION COMPARISONS AND DISCLO-*
10 *SURE FOR ENFORCEMENT OF OBLIGATIONS ON HIGH-*
11 *ER EDUCATION ACT LOANS AND GRANTS.*—

12 “(A) *FURNISHING OF INFORMATION BY THE*
13 *SECRETARY OF EDUCATION.*—The Secretary of
14 *Education shall furnish to the Secretary, on a*
15 *quarterly basis or at such less frequent intervals*
16 *as may be determined by the Secretary of Edu-*
17 *cation, information in the custody of the Sec-*
18 *retary of Education for comparison with infor-*
19 *mation in the National Directory of New Hires,*
20 *in order to obtain the information in such direc-*
21 *tory with respect to individuals who—*

22 “(i) *are borrowers of loans made under*
23 *title IV of the Higher Education Act of*
24 *1965 that are in default; or*

1 “(i) owe an obligation to refund an
2 overpayment of a grant awarded under such
3 title.

4 “(B) REQUIREMENT TO SEEK MINIMUM IN-
5 FORMATION NECESSARY.—The Secretary of Edu-
6 cation shall seek information pursuant to this
7 section only to the extent essential to improving
8 collection of the debt described in subparagraph
9 (A).

10 “(C) DUTIES OF THE SECRETARY.—

11 “(i) INFORMATION COMPARISON; DIS-
12 CLOSURE TO THE SECRETARY OF EDU-
13 CATION.—The Secretary, in cooperation
14 with the Secretary of Education, shall com-
15 pare information in the National Directory
16 of New Hires with information in the cus-
17 tody of the Secretary of Education, and dis-
18 close information in that Directory to the
19 Secretary of Education, in accordance with
20 this paragraph, for the purposes specified in
21 this paragraph.

22 “(ii) CONDITION ON DISCLOSURE.—
23 The Secretary shall make disclosures in ac-
24 cordance with clause (i) only to the extent
25 that the Secretary determines that such dis-

1 *closures do not interfere with the effective*
2 *operation of the program under this part.*
3 *Support collection under section 466(b)*
4 *shall be given priority over collection of any*
5 *defaulted student loan or grant overpay-*
6 *ment against the same income.*

7 “(D) *USE OF INFORMATION BY THE SEC-*
8 *RETARY OF EDUCATION.—The Secretary of Edu-*
9 *cation may use information resulting from a*
10 *data match pursuant to this paragraph only—*

11 “(i) *for the purpose of collection of the*
12 *debt described in subparagraph (A) owed by*
13 *an individual whose annualized wage level*
14 *(determined by taking into consideration*
15 *information from the National Directory of*
16 *New Hires) exceeds \$16,000; and*

17 “(ii) *after removal of personal identi-*
18 *fiers, to conduct analyses of student loan de-*
19 *faults.*

20 “(E) *DISCLOSURE OF INFORMATION BY THE*
21 *SECRETARY OF EDUCATION.—*

22 “(i) *DISCLOSURES PERMITTED.—The*
23 *Secretary of Education may disclose infor-*
24 *mation resulting from a data match pursu-*
25 *ant to this paragraph only to—*

1 “(I) a guaranty agency holding a
2 loan made under part B of title IV of
3 the Higher Education Act of 1965 on
4 which the individual is obligated;

5 “(II) a contractor or agent of the
6 guaranty agency described in subclause
7 (I);

8 “(III) a contractor or agent of the
9 Secretary; and

10 “(IV) the Attorney General.

11 “(ii) *PURPOSE OF DISCLOSURE.*—The
12 Secretary of Education may make a disclo-
13 sure under clause (i) only for the purpose of
14 collection of the debts owed on defaulted stu-
15 dent loans, or overpayments of grants, made
16 under title IV of the Higher Education Act
17 of 1965.

18 “(iii) *RESTRICTION ON REDISCLO-*
19 *SURE.*—An entity to which information is
20 disclosed under clause (i) may use or dis-
21 close such information only as needed for
22 the purpose of collecting on defaulted stu-
23 dent loans, or overpayments of grants, made
24 under title IV of the Higher Education Act
25 of 1965.

1 “(F) *REIMBURSEMENT OF HHS COSTS.*—
 2 *The Secretary of Education shall reimburse the*
 3 *Secretary, in accordance with subsection (k)(3),*
 4 *for the additional costs incurred by the Secretary*
 5 *in furnishing the information requested under*
 6 *this subparagraph.”.*

7 (b) *PENALTIES FOR MISUSE OF INFORMATION.*—*Sec-*
 8 *tion 402(a) of the Child Support Performance and Incen-*
 9 *tive Act of 1998 (112 Stat. 669) is amended in the matter*
 10 *added by paragraph (2) by inserting “or any other person”*
 11 *after “officer or employee of the United States”.*

12 (c) *EFFECTIVE DATE.*—*The amendments made by this*
 13 *section shall become effective October 1, 1999.*

14 **SEC. 502. ELIMINATION OF SET-ASIDE OF PORTION OF WEL-**
 15 **FARE-TO-WORK FUNDS FOR SUCCESSFUL**
 16 **PERFORMANCE BONUS.**

17 (a) *IN GENERAL.*—*Section 403(a)(5) of the Social Se-*
 18 *curity Act (42 U.S.C. 603(a)(5)) is amended by striking*
 19 *subparagraph (E) and redesignating subparagraphs (F)*
 20 *through (K) (as added by section 305(a)(2) of this Act) as*
 21 *subparagraphs (E) through (J), respectively.*

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 “sub-*
 25 *paragraph (I)” and inserting “subparagraph (H)”.*

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

5 *(A) in item (aa)—*

6 *(i) by striking “(I)” and inserting*
7 *“(H)”*; and

8 *(ii) by striking “(G), and (H)” and*
9 *inserting “and (G)”*; and

10 *(B) in item (bb), by striking “(F)” and in-*
11 *serting “(E)”*.

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

16 (4) *Subparagraphs (E) and (F) of section*
17 *403(a)(5) of such Act (42 U.S.C. 603(a)(5)(F) and*
18 *(G)), as so redesignated by subsection (a) of this sec-*
19 *tion, are each amended by striking “(I)” and insert-*
20 *ing “(H)”*.

21 (5) *Section 412(a)(3)(A) of such Act (42 U.S.C.*
22 *612(a)(3)(A)) is amended by striking “403(a)(5)(I)”*
23 *and inserting “403(a)(5)(H)”*.

24 (c) *FUNDING AMENDMENT.—Section 403(a)(5)(H)(i)*
25 *of such Act (42 U.S.C. 603(a)(5)(H)(i)), as so redesignated*

1 *by subsection (a) of this section, is amended by striking*
 2 *“\$1,500,000,000” and all that follows and inserting “for*
 3 *grants under this paragraph—*

4 *“(I) \$1,500,000,000 for fiscal year*
 5 *1998; and*

6 *“(II) \$1,400,000,000 for fiscal*
 7 *year 1999.”.*

8 **TITLE VI—MISCELLANEOUS**

9 **SEC. 601. CHANGE DATES FOR EVALUATION.**

10 *(a) IN GENERAL.—Section 403(a)(5)(G)(iii) of the So-*
 11 *cial Security Act (42 U.S.C. 603(a)(5)(G)(iii)), as so redes-*
 12 *ignated by section 502(a) of this Act, is amended by strik-*
 13 *ing “2001” and inserting “2005”.*

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

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 enactment*
 25 *of this Act, the Secretary of Health and Human Services*

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

13 **SEC. 603. SENSE OF THE CONGRESS.**

14 *It is the sense of the Congress that the States may use*
15 *funds provided under the program of block grants for tem-*
16 *porary assistance for needy families under part A of title*
17 *IV of the Social Security Act to promote fatherhood activi-*
18 *ties of the type described in section 403A of such Act, as*
19 *added by this Act.*

20 **SEC. 604. ADDITIONAL FUNDING FOR WELFARE EVALUA-**
21 **TION STUDY.**

22 *Section 414(b) of the Social Security Act (42 U.S.C.*
23 *614(b)) is amended by striking “appropriated \$10,000,000”*
24 *and all that follows and inserting “appropriated—*

1 “(1) \$10,000,000 for each of fiscal years 1996
2 *through 1999;*

3 “(2) \$12,300,000 for fiscal year 2000;

4 “(3) \$17,500,000 for fiscal year 2001;

5 “(4) \$15,500,000 for fiscal year 2002; and

6 “(5) \$4,000,000 for fiscal year 2003.”.

7 **SEC. 605. TRAINING IN CHILD ABUSE AND NEGLECT PRO-**
8 **CEEDINGS.**

9 (a) *IN GENERAL*—Section 474(a)(3) of the Social Se-
10 *curity Act (42 U.S.C. 674(a)(3)) is amended—*

11 (1) *by redesignating subparagraphs (C), (D),*
12 *and (E) as subparagraphs (D), (E), and (F), respec-*
13 *tively; and*

14 (2) *by inserting after subparagraph (B) the fol-*
15 *lowing:*

16 “(C) 75 percent of so much of such expendi-
17 *tures as are for the short-term training (includ-*
18 *ing cross-training with personnel employed by,*
19 *or under contract with, the State or local agency*
20 *administering the plan in the political subdivi-*
21 *sion, training on topics relevant to the legal rep-*
22 *resentation of clients in proceedings conducted by*
23 *or under the supervision of an abuse and neglect*
24 *court, and training on related topics such as*
25 *child development and the importance of achiev-*

1 *ing safety, permanency, and well-being for a*
2 *child) of judges, judicial personnel, law enforce-*
3 *ment personnel, agency attorneys, attorneys rep-*
4 *resenting a parent in proceedings conducted by,*
5 *or under the supervision of, an abuse and neglect*
6 *court, attorneys representing a child in such pro-*
7 *ceedings, guardians ad litem, and volunteers who*
8 *participate in court-appointed special advocate*
9 *programs, to the extent the training is related to*
10 *the court's role in expediting adoption proce-*
11 *dures, implementing reasonable efforts, and pro-*
12 *viding for timely permanency planning and case*
13 *reviews, except that any such training shall be*
14 *offered by the State or local agency admin-*
15 *istering the plan, either directly or through con-*
16 *tract, in collaboration with the appropriate judi-*
17 *cial governing body operating in the State,".*

18 *(b) DEFINITIONS.—Section 475 of such Act (42 U.S.C.*
19 *675) is amended by adding at the end the following:*

20 *“(8) The term ‘abuse and neglect courts’ means*
21 *the State and local courts that carry out State or*
22 *local laws requiring proceedings (conducted by or*
23 *under the supervision of the courts)—*

1 “(A) that implement part B or this part,
2 including preliminary disposition of such pro-
3 ceedings;

4 “(B) that determine whether a child was
5 abused or neglected;

6 “(C) that determine the advisability or ap-
7 propriateness of placement in a family foster
8 home, group home, or a special residential care
9 facility; or

10 “(D) that determine any other legal disposi-
11 tion of a child in the abuse and neglect court
12 system.

13 “(9) The term ‘agency attorney’ means an attor-
14 ney or other individual, including any government
15 attorney, district attorney, attorney general, State at-
16 torney, county attorney, city solicitor or attorney,
17 corporation counsel, or privately retained special
18 prosecutor, who represents the State or local agency
19 administrating the programs under part B and this
20 part in a proceeding conducted by, or under the su-
21 pervision of, an abuse and neglect court, including a
22 proceeding for termination of parental rights.

23 “(10) The term ‘attorney representing a child’
24 means an attorney or a guardian ad litem who rep-

1 resents a child in a proceeding conducted by, or under
2 the supervision of, an abuse and neglect court.

3 “(11) The term ‘attorney representing a parent’
4 means an attorney who represents a parent who is an
5 official party to a proceeding conducted by, or under
6 the supervision of, an abuse and neglect court.”.

7 (c) *CONFORMING AMENDMENTS*—

8 (1) Section 473(a)(6)(B) of such Act (42 U.S.C.
9 673(a)(6)(B)) is amended by striking “474(a)(3)(E)”
10 and inserting “474(a)(3)(F)”.

11 (2) Section 474(a)(3)(E) of such Act (42 U.S.C.
12 674(a)(3)(E)) (as so redesignated by subsection
13 (a)(1)(A) of this section) is amended by striking “sub-
14 paragraph (C)” and inserting “subparagraph (D)”.

15 (3) Section 474(c) of such Act (42 U.S.C. 674(c))
16 is amended by striking “subsection (a)(3)(C)” and in-
17 serting “subsection (a)(3)(D)”.

18 (d) *SUNSET*.—Effective on October 1, 2004—

19 (1) section 474(a)(3) of the Social Security Act
20 (42 U.S.C. 674(a)(3)) is amended by striking sub-
21 paragraph (C) and redesignating subparagraphs (D),
22 (E), and (F) as subparagraphs (C), (D), and (E), re-
23 spectively;

24 (2) section 475 of such Act (42 U.S.C. 675) is
25 amended by striking paragraphs (8) through (11);

1 (3) section 473(a)(6)(B) of such Act (42 U.S.C.
2 673(a)(6)(B)) is amended by striking “474(a)(3)(F)”
3 and inserting “474(a)(3)(E)”.

4 (4) section 474(a)(3)(E) of such Act (42 U.S.C.
5 674(a)(3)(E)) (as so redesignated by subsection
6 (a)(1)(A) of this section) is amended by striking “sub-
7 paragraph (D)” and inserting “subparagraph (C)”;
8 and

9 (5) section 474(c) of such Act (42 U.S.C. 674(c))
10 is amended by striking “subsection (a)(3)(D)” and
11 inserting “subsection (a)(3)(C)”.

12 **SEC. 606. USE OF NEW HIRE INFORMATION TO ASSIST IN**
13 **ADMINISTRATION OF UNEMPLOYMENT COM-**
14 **PENSATION PROGRAMS.**

15 (a) *IN GENERAL.*—Section 453(j) of the Social Secu-
16 rity Act (42 U.S.C. 653(j)), as amended by section 501(a)
17 of this Act, is further amended by adding at the end the
18 following:

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

22 “(A) *IN GENERAL.*—If a State agency re-
23 sponsible for the administration of an unemploy-
24 ment compensation program under Federal or
25 State law transmits to the Secretary the name

1 *and social security account number of an indi-*
2 *vidual, the Secretary shall, if the information in*
3 *the National Directory of New Hires indicates*
4 *that the individual may be employed, disclose to*
5 *the State agency the name and address of any*
6 *putative employer of the individual, subject to*
7 *this paragraph.*

8 “(B) *CONDITION ON DISCLOSURE.—The*
9 *Secretary shall make a disclosure under subpara-*
10 *graph (A) only to the extent that the Secretary*
11 *determines that the disclosure would not interfere*
12 *with the effective operation of the program under*
13 *this part.*

14 “(C) *USE OF INFORMATION.—A State agen-*
15 *cy may use information provided under this*
16 *paragraph only for purposes of administering a*
17 *program referred to in subparagraph (A).”.*

18 “(b) *EFFECTIVE DATE.—The amendment made by sub-*
19 *section (a) shall take effect on October 1, 1999.*

20 **SEC. 607. IMMIGRATION PROVISIONS.**

21 “(a) *ALIENS INELIGIBLE TO RECEIVE VISAS AND EX-*
22 *CLUDED FROM ADMISSION FOR NONPAYMENT OF CHILD*
23 *SUPPORT.—*

24 “(1) *IN GENERAL.—Section 212(a)(10) of the Im-*
25 *migration and Nationality Act (8 U.S.C.*

1 1182(a)(10)) is amended by adding at the end the fol-
2 lowing:

3 “(F) *NONPAYMENT OF CHILD SUPPORT.*—

4 “(i) *IN GENERAL.*—Any alien is inad-
5 missible who is legally obligated under a
6 judgment, decree, or order to pay child sup-
7 port (as defined in section 459(i) of the So-
8 cial Security Act), and whose failure to pay
9 such child support has resulted in an ar-
10 rearage exceeding \$5,000, until child sup-
11 port payments under the judgment, decree,
12 or order are satisfied or the alien is in com-
13 pliance with an approved payment agree-
14 ment.

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

19 “(I) has received a request for the
20 waiver from the court or administra-
21 tive agency having jurisdiction over
22 the judgment, decree, or order obli-
23 gating the alien to pay child support
24 that is referred to in such clause; or

1 “(II) determines that there are
2 prevailing humanitarian or public in-
3 terest concerns.”.

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

7 (b) *AUTHORIZATION TO SERVE LEGAL PROCESS IN*
8 *CHILD SUPPORT CASES ON CERTAIN ARRIVING ALIENS.*—

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

12 “(5) *AUTHORITY TO SERVE PROCESS IN CHILD*
13 *SUPPORT CASES.*—

14 “(A) *IN GENERAL.*—To the extent consistent
15 *with State law, immigration officers are author-*
16 *ized to serve on any alien who is an applicant*
17 *for admission to the United States legal process*
18 *with respect to any action to enforce or establish*
19 *a legal obligation of an individual to pay child*
20 *support (as defined in section 459(i) of the So-*
21 *cial Security Act).*

22 “(B) *DEFINITION.*—For purposes of sub-
23 *paragraph (A), the term ‘legal process’ means*
24 *any writ, order, summons or other similar proc-*
25 *ess, which is issued by—*

1 “(i) a court or an administrative agen-
2 cy of competent jurisdiction in any State,
3 territory, or possession of the United States;
4 or

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

8 (2) *EFFECTIVE DATE.*—*The amendment made by*
9 *this subsection shall apply to aliens applying for ad-*
10 *mission to the United States on or after 180 days*
11 *after the date of the enactment of this Act.*

12 (c) *AUTHORIZATION TO SHARE CHILD SUPPORT EN-*
13 *FORCEMENT INFORMATION TO ENFORCE IMMIGRATION AND*
14 *NATURALIZATION LAW.*—

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

18 “(m) *If the Secretary receives a certification by a State*
19 *agency, in accordance with section 454(32), that an indi-*
20 *vidual who is a nonimmigrant alien owes arrearages of*
21 *child support in an amount exceeding \$5,000, the Secretary*
22 *may, at the request of the State agency, the Secretary of*
23 *State, or the Attorney General, or on the Secretary’s own*
24 *initiative, provide such certification to the Secretary of*
25 *State and the Attorney General information in order to en-*

1 *able them to carry out their responsibilities under sections*
2 *212(a)(10) and 235(d) of the Immigration and Nationality*
3 *Act.”.*

4 (2) *STATE AGENCY RESPONSIBILITY.—Section*
5 *454 of the Social Security Act (42 U.S.C. 654) is*
6 *amended—*

7 (A) *by striking “and” at the end of para-*
8 *graph (32);*

9 (B) *by striking the period at the end of*
10 *paragraph (33) and inserting “; and”; and*

11 (C) *by inserting after paragraph (33) the*
12 *following:*

13 *“(34) provide that the State agency will have in*
14 *effect a procedure for certifying to the Secretary, in*
15 *such format and accompanied by such supporting*
16 *documentation as the Secretary may require, deter-*
17 *minations for purposes of section 452(m) that non-*
18 *immigrant aliens owe arrearages of child support in*
19 *an amount exceeding \$5,000.”.*