

115TH CONGRESS
2D SESSION

H. R. 4983

To amend part E of title IV of the Social Security Act to require States to provide for the placement of a foster child in a cottage home, and to make a child so placed eligible for foster care maintenance payments.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2018

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

A BILL

To amend part E of title IV of the Social Security Act to require States to provide for the placement of a foster child in a cottage home, and to make a child so placed eligible for foster care maintenance payments.

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 “Caring Homes and
5 Improved Lives for Dependents (CHILD) Act”.

1 **SEC. 2. PLACEMENT OF FOSTER CHILDREN IN COTTAGE**
2 **HOMES.**

3 (a) STATE PLAN REQUIREMENT.—Section 471(a) of
4 the Social Security Act (42 U.S.C. 671(a)), as amended
5 by the Family First Prevention Services Act, is amend-
6 ed—

7 (1) by striking “and” at the end of paragraph
8 (36);

9 (2) by striking the period at the end of para-
10 graph (37) and inserting “; and”; and

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

12 “(38) provides that, with respect to a child who
13 has attained 6 years of age and who is removed
14 from the child’s home, if a suitable relative or other
15 designated caregiver is not available as a placement
16 for the child, placing the child in a foster family
17 home or a cottage home shall be considered the least
18 restrictive setting for the child.”.

19 (b) ELIGIBILITY FOR FOSTER CARE MAINTENANCE
20 PAYMENTS OF CERTAIN CHILDREN PLACED IN A COT-
21 TAGE HOME.—Section 472(a)(2)(C) of such Act (42
22 U.S.C. 672(a)(2)(C)) is amended by striking “home or
23 child-care institution” and inserting “home, a child-care
24 institution, or (if the child has attained 6 years of age
25 and a suitable relative or other designated caregiver is not

1 available as a placement for the child) a cottage home that
2 is not a foster family home or child-care institution”.

3 (c) DEFINITION OF COTTAGE HOME.—Section
4 472(c) of such Act (42 U.S.C. 672(c)), as amended by
5 the Family First Prevention Services Act, is amended by
6 adding at the end the following:

7 “(3) COTTAGE HOME.—The term ‘cottage
8 home’ means a residential operation—

9 “(A) in which not more than 12 children
10 reside;

11 “(B) that has and implements a trauma-
12 informed treatment plan for its residents;

13 “(C) that involves family members of a
14 child in the treatment for the child, and main-
15 tains contact with the family of the child, if
16 available and if the involvement is clinically ap-
17 propriate for the well-being of the child;

18 “(D) that is licensed by the State in which
19 it is situated or has been approved, by the
20 agency of such State responsible for licensing or
21 approval of institutions of this type; and

22 “(E) that is accredited by the Council on
23 Accreditation or another national accrediting
24 body.”.

25 (d) EFFECTIVE DATE.—

1 (1) IN GENERAL.—The amendments made by
2 this section shall take effect on the date of the en-
3 actment of this Act, and shall apply to payments
4 under part E of title IV of the Social Security Act
5 for calendar quarters beginning on or after such
6 date.

7 (2) DELAY PERMITTED IF STATE LEGISLATION
8 REQUIRED.—If the Secretary of Health and Human
9 Services determines that State legislation (other
10 than legislation appropriating funds) is required in
11 order for a State plan under part E of title IV of
12 the Social Security Act to meet the additional re-
13 quirements imposed by the amendments made by
14 this section, the plan shall not be regarded as failing
15 to meet any of the additional requirements before
16 the first day of the first calendar quarter beginning
17 after the first regular session of the State legislature
18 that begins after the date of the enactment of this
19 Act. For purposes of the preceding sentence, if the
20 State has a 2-year legislative session, each year of
21 the session is deemed to be a separate regular ses-
22 sion of the State legislature.

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