

116TH CONGRESS  
2D SESSION

# S. 2683

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IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2020

Referred to the Committee on Education and Labor

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## AN ACT

To establish a task force to assist States in implementing hiring requirements for child care staff members to improve child safety.

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

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Child Care Protection  
3 Improvement Act of 2020”.

4 **SEC. 2. TASK FORCE TO ASSIST IN IMPROVING CHILD SAFE-**  
5 **TY.**

6       (a) **ESTABLISHMENT.**—There is established a task  
7 force, to be known as the Interagency Task Force for  
8 Child Safety (referred to in this section as the “Task  
9 Force”) to identify, evaluate, and recommend best prac-  
10 tices and technical assistance to assist Federal and State  
11 agencies in fully implementing the requirements of section  
12 658H(b) of the Child Care and Development Block Grant  
13 Act of 1990 (42 U.S.C. 9858f(b)) for child care staff  
14 members.

15       (b) **COMPOSITION.**—Not later than 60 days after the  
16 date of enactment of this Act, the President shall appoint  
17 the members of the Task Force, which shall—

18               (1) consist of only Federal officers and employ-  
19 ees; and

20               (2) include—

21                       (A) the Director of the Office of Child  
22 Care of the Department of Health and Human  
23 Services (or the Director’s designee), the Asso-  
24 ciate Commissioner of the Children’s Bureau of  
25 the Department of Health and Human Services  
26 (or the Associate Commissioner’s designee), and

1 the Director of the Federal Bureau of Inves-  
2 tigation (or the Director's designee); and

3 (B) such other Federal officers and em-  
4 ployees (or their designees) as may be ap-  
5 pointed by the President.

6 (c) CHAIRPERSON.—The chairperson of the Task  
7 Force shall be the Assistant Secretary of the Administra-  
8 tion for Children and Families of the Department of  
9 Health and Human Services.

10 (d) CONSULTATION.—The Task Force shall consult  
11 with representatives from State child care agencies, State  
12 child protective services, State criminal justice agencies,  
13 providers of child care services, including providers in the  
14 private sector, and other relevant stakeholders on identi-  
15 fying problems in implementing, and proposing solutions  
16 to implement, the requirements of section 658H(b) of the  
17 Child Care and Development Block Grant Act of 1990,  
18 as described in that section. Such consultation shall in-  
19 clude consultation with State agencies that are at different  
20 stages of such implementation.

21 (e) TASK FORCE DUTIES.—The Task Force shall—

22 (1) develop recommendations for improving im-  
23 plementation of the requirements of section 658H(b)  
24 of the Child Care and Development Block Grant Act  
25 of 1990, including recommendations about how the

1 Task Force and member agencies will collaborate  
2 and coordinate efforts to implement such require-  
3 ments, as described in that section; and

4 (2) develop recommendations in which the Task  
5 Force identifies best practices and evaluates tech-  
6 nical assistance to assist relevant Federal and State  
7 agencies in implementing section 658H(b) of the  
8 Child Care and Development Block Grant Act of  
9 1990, which identification and evaluation shall in-  
10 clude—

11 (A) an analysis of available research and  
12 information at the Federal and State levels re-  
13 garding the status of the interstate require-  
14 ments of that section for child care staff mem-  
15 bers who have resided in one or more States  
16 during the previous 5 years and who seek em-  
17 ployment in a child care program in a different  
18 State;

19 (B) a list of State agencies that are not re-  
20 sponding to interstate requests covered by that  
21 section for relevant information on child care  
22 staff members;

23 (C) identification of the challenges State  
24 agencies are experiencing in responding to such  
25 interstate requests;

1 (D) an analysis of the length of time it  
2 takes the State agencies in a State to receive  
3 such results from State agencies in another  
4 State in response to such an interstate request,  
5 in accordance with that section;

6 (E) an analysis of the average processing  
7 time for the interstate requests, in accordance  
8 with that section;

9 (F) identification of any fees (and entities  
10 responsible for paying any such fees) associated  
11 with the interstate requests in each State to  
12 meet requirements, in accordance with section  
13 658H of the Child Care and Development Block  
14 Grant Act of 1990 (42 U.S.C. 9858f), including  
15 identification of—

16 (i) the extent to which such fees are  
17 consistent with subsection (f) of that sec-  
18 tion; and

19 (ii) information regarding factors that  
20 impact such fees;

21 (G) a list of States that are participating  
22 in the National Fingerprint File program, as  
23 administered by the Federal Bureau of Inves-  
24 tigation, and an analysis of reasons States have  
25 or have not chosen to participate in the pro-

1           gram, including barriers to participation such  
2           as barriers related to State regulatory require-  
3           ments and statutes; and

4           (H) a list of States that have closed record  
5           laws or systems that prevent the States from  
6           sharing complete criminal records data or infor-  
7           mation with State agencies in another State.

8       (f) MEETINGS.—Not later than 3 months after the  
9       date of enactment of this Act, the Task Force shall hold  
10      its first meeting.

11      (g) FINAL REPORT.—Not later than 1 year after the  
12      first meeting of the Task Force, the Task Force shall sub-  
13      mit to the Secretary of Health and Human Services, the  
14      Committee on Health, Education, Labor, and Pensions of  
15      the Senate, and the Committee on Education and Labor  
16      of the House of Representatives a final report containing  
17      all of the recommendations required by paragraphs (1)  
18      and (2) of subsection (e). The report shall also include  
19      a list of the members of the Task Force, the agencies such  
20      members represent, and the individuals and entities with  
21      whom the Task Force consulted under subsection (d).

22      (h) NO COMPENSATION FOR MEMBERS.—A member  
23      of the Task Force shall serve without compensation in ad-  
24      dition to any compensation received for the service of the  
25      member as an officer or employee of the United States.

1       (i) EXEMPTION FROM FACA.—The Federal Advisory  
2 Committee Act (5 U.S.C. App.) shall not apply to the  
3 Task Force.

4       (j) SUNSET.—The Task Force shall terminate 1 year  
5 after submitting its final report under subsection (g), but  
6 not later than the end of fiscal year 2021.

Passed the Senate March 5, 2020.

Attest:

JULIE E. ADAMS,

*Secretary.*