Union Calendar No. 574

118TH CONGRESS 2D SESSION

H. R. 9076

[Report No. 118-679]

To reauthorize and modernize part B of title IV of the Social Security Act to strengthen child welfare services, expand the availability of prevention services to better meet the needs of vulnerable families, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

July 22, 2024

Mr. LaHood (for himself and Mr. Davis of Illinois) introduced the following bill; which was referred to the Committee on Ways and Means

September 17, 2024

Additional sponsors: Mr. Smith of Nebraska, Mr. Panetta, Ms. Tenney, Ms. Chu, Mr. Moore of Utah, Ms. Moore of Wisconsin, Mrs. Miller of West Virginia, Mr. Evans, Mr. Carey, Mr. Kildee, Mr. Smucker, Mrs. Fischbach, Ms. Van Duyne, Mr. Estes, Mr. Feenstra, Mr. Fitzpatrick, Mr. Steube, Mr. Kustoff, Mr. Wenstrup, Mrs. Steel, Mr. Kelly of Pennsylvania, and Ms. Delbene

September 17, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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

[For text of introduced bill, see copy of bill as introduced on July 22, 2024]

A BILL

To reauthorize and modernize part B of title IV of the Social Security Act to strengthen child welfare services, expand the availability of prevention services to better meet the needs of vulnerable families, 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; REFERENCES.
- 4 (a) Short Title.—This Act may be cited as the "Pro-
- 5 tecting America's Children by Strengthening Families Act".
- 6 (b) References.—Except as otherwise expressly pro-
- 7 vided, wherever in this Act an amendment or repeal is ex-
- 8 pressed in terms of an amendment to, or repeal of, a section
- 9 or other provision, the reference shall be considered to be
- 10 made to that section or other provision of the Social Secu-
- 11 rity Act.
- 12 SEC. 2. TABLE OF CONTENTS.
- 13 The table of contents of this Act is as follows:
 - Sec. 1. Short title; references.
 - Sec. 2. Table of contents.
 - Sec. 3. Reauthorization of child welfare programs.
 - Sec. 4. Enhancements to the court improvement program.
 - Sec. 5. Expanding regional partnership grants to address parental substance use disorder as cause of child removal.
 - Sec. 6. Modernization; reducing administrative burden.
 - Sec. 7. Streamlining funding for Indian tribes.
 - Sec. 8. Accelerating access to Family First prevention services.
 - Sec. 9. Strengthening support for youth aging out of foster care.
 - Sec. 10. Recognizing the importance of relative and kinship caregivers.
 - Sec. 11. Avoiding neglect by addressing poverty.
 - Sec. 12. Strengthening support for caseworkers.
 - Sec. 13. Demonstration projects for improving relationships between incarcerated parents and children in foster care.
 - Sec. 14. Guidance to States on improving data collection and reporting for youth in residential treatment programs.
 - Sec. 15. Streamlining research, training, and technical assistance funding.
 - Sec. 16. Report on post adoption and subsidized guardianship services.
 - Sec. 17. Effective date.

14 SEC. 3. REAUTHORIZATION OF CHILD WELFARE PROGRAMS.

- 15 (a) Reauthorization of Subpart 1; Discre-
- 16 Tionary Funding.—Section 425 (42 U.S.C. 625) is

- 1 amended by striking "2017 through 2023" and inserting
- 2 "2025 through 2029".
- 3 (b) Reauthorization of Subpart 2; Enhanced
- 4 Support.—Section 436(a) (42 U.S.C. 629f(a)) is amended
- 5 by striking "each of fiscal years 2017 through 2023" and
- 6 inserting "fiscal year 2025 and \$420,000,000 for each of
- 7 fiscal years 2026 through 2029".
- 8 (c) Reauthorization of Subpart 2; Discre-
- 9 TIONARY FUNDING.—Section 437(a) (42 U.S.C. 629g(a)) is
- 10 amended by striking "2017 through 2023" and inserting
- 11 "2025 through 2029".
- 12 (d) Funding Limitation.—Section 423(a)(2)(A) (42)
- 13 U.S.C. 623(a)(2)(A)) is amended by inserting ", not to ex-
- 14 ceed \$10,000,000" before the semicolon.
- 15 SEC. 4. ENHANCEMENTS TO THE COURT IMPROVEMENT
- 16 **PROGRAM.**
- 17 (a) Increase in Reservation of Funds.—Section
- 18 436(b)(2) (42 U.S.C. 629f(b)(2)) is amended by inserting
- 19 "for fiscal year 2025 and \$40,000,000 for fiscal year 2026
- 20 and each succeeding fiscal year" before "for grants".
- 21 (b) Extension of State Match Requirement.—
- 22 Section 438(d) (42 U.S.C. 629h(d)) is amended by striking
- 23 "2017 through 2023" and inserting "2025 through 2029".
- 24 (c) Program Improvements.—Section 438(a) (42
- 25 U.S.C. 629h(a)) is amended—

1	(1) in paragraph (1), by adding at the end the
2	following:
3	"(F) that determine the appropriateness
4	and best practices for use of technology to con-
5	duct remote hearings, subject to participant con-
6	sent, including to ensure maximum participa-
7	tion of individuals involved in proceedings and
8	to enable courts to maintain operations in times
9	of public health or other emergencies;";
10	(2) in paragraph (2)(C), by striking "per-
11	sonnel." and inserting "personnel and supporting op-
12	timal use of remote hearing technology; and"; and
13	(3) by adding at the end the following:
14	"(3) to ensure continuity of needed court serv-
15	ices, prevent disruption of the services, and enable
16	their recovery from threats such as public health cri-
17	ses, natural disasters or cyberattacks, including
18	through—
19	"(A) support for technology that allows
20	court proceedings to occur remotely subject to
21	participant consent, including hearings and
22	legal representation;
23	"(B) the development of guidance and pro-
24	tocols for responding to the occurrences and co-
25	ordinating with other agencies; and

1	"(C) other activities carried out to ensure
2	backup systems are in place.".
3	(d) Implementation Guidance on Sharing Best
4	Practices for Technological Changes Needed for
5	Remote Court Proceedings for Foster Care or
6	Adoption.—Section 438 (42 U.S.C. 629h) is amended by
7	adding at the end the following:
8	"(e) Guidance.—
9	"(1) In general.—Every 5 years, the Secretary
10	shall issue implementation guidance for sharing in-
11	formation on best practices for—
12	"(A) technological changes needed for court
13	proceedings for foster care, guardianship, or
14	adoption to be conducted remotely in a way that
15	maximizes engagement and protects the privacy
16	of participants; and
17	"(B) the manner in which the proceedings
18	should be conducted.
19	"(2) Initial issuance.—The Secretary shall
20	issue initial guidance required by paragraph (1) with
21	preliminary information on best practices not later
22	than October 1, 2025.
23	"(3) Additional consultation.—The Sec-
24	retary shall consult with Indian tribes on the develop-
25	ment of appropriate quidelines for State court pro-

1	ceedings involving Indian children to maximize en-
2	gagement of Indian tribes and provide appropriate
3	guidelines on conducting State court proceedings sub-
4	ject to the Indian Child Welfare Act of 1978 (25
5	U.S.C. 1901 et seq.).".
6	SEC. 5. EXPANDING REGIONAL PARTNERSHIP GRANTS TO
7	ADDRESS PARENTAL SUBSTANCE USE DIS-
8	ORDER AS CAUSE OF CHILD REMOVAL.
9	(a) Increase in Reservation of Funds.—Section
10	436(b)(5) (42 U.S.C. 629f(b)(5)) is amended by striking
11	"each of fiscal years 2017 through 2023" and inserting "fis-
12	cal year 2025 and \$30,000,000 for fiscal year 2026 and
13	each succeeding fiscal year".
14	(b) Reauthorization.—Section 437(f) (42 U.S.C.
15	629g(f)) is amended—
16	(1) in paragraph (3)(A)—
17	(A) by striking "In addition to amounts
18	authorized to be appropriated to carry out this
19	section, the" and inserting "The"; and
20	(B) by striking "2017 through 2023" and
21	inserting "2025 through 2029"; and
22	(2) in paragraph (10), by striking "for each of
23	fiscal years 2017 through 2023".

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(c) Authority to Waive Planning Phase.—Section
 1
   437(f)(3)(B)(iii) (42 U.S.C. 629g(f)(3)(B)(iii)) is amend-
 3 ed—
 4
             (1) by striking all that precedes "grant award-
 5
        ed" and inserting the following:
 6
                      "(iii) Sufficient planning.—
 7
                           "(I) IN GENERAL.—A": and
 8
             (2) by striking "may not exceed $250,000, and";
 9
        and
10
             (3) by adding after and below the end the fol-
11
        lowing:
12
                           "(II) Exception.—The Secretary,
13
                      on a case-by-case basis, may waive the
14
                      planning phase for a partnership that
15
                      demonstrates that the partnership has
16
                      engaged in sufficient planning before
17
                      submitting an application for a grant
18
                      under this subsection.".
19
        (d) Expanding Availability of Evidence-based
20
    Services.—
21
             (1) IN GENERAL.—Section 437(f)(1) (42 U.S.C.
        629g(f)(1)) is amended by inserting ", and expand
22
23
        the scope of the evidence-based services that may be
24
        approved by the clearinghouse established under sec-
25
        tion 476(d)" before the period.
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1	(2) Considerations for awarding grants.—
2	Section $437(f)(7)$ (42 U.S.C. $629g(f)(7)$) is amend-
3	ed—
4	(A) by striking "and" at the end of sub-
5	paragraph (D);
6	(B) by striking the period at the end of sub-
7	paragraph (E) and inserting "; and"; and
8	(C) by adding at the end the following:
9	"(F) have submitted information pursuant
10	to paragraph (4)(F) that demonstrates the capa-
11	bility to participate in rigorous evaluation of
12	program effectiveness.".
13	(e) Technical Assistance on Using Regional
14	Partnership Grant Funds in Coordination With
15	Other Federal Funds to Better Serve Families Af-
16	FECTED BY A SUBSTANCE USE DISORDER.—Section 435(d)
17	(42 U.S.C. 629e(d)) is amended—
18	(1) by striking "and" at the end of paragraph
19	(4);
20	(2) by striking the period at the end of para-
21	graph (5) and inserting "; and"; and
22	(3) by adding at the end the following:
23	"(6) use grants under section 437(f) in coordina-
24	tion with other Federal funds to better serve families

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1
         in the child welfare system that are affected by a sub-
 2
         stance use disorder.".
 3
         (f) Performance Indicators.—Section 437(f)(8)(A)
    (42\ U.S.C.\ 629g(f)(8)(A)) is amended in the 1st sentence—
 5
              (1) by striking "this subsection" the 1st place it
 6
         appears and inserting "the Protecting America's Chil-
 7
         dren by Strengthening Families Act":
 8
              (2) by inserting "child permanency, reunifica-
         tion, re-entry into care," before "parental recovery";
 9
10
         and
11
              (3) by inserting ", and access to services for fam-
12
         ilies with substance use disorder, including those with
13
         children who are overrepresented in foster care, dif-
14
        ficult to place, or have disproportionately low perma-
15
         nency rates" before the period.
16
         (q) Performance Indicator Consultation Re-
17
    QUIRED.—Section 437(f)(8)(B) (42 U.S.C. 629q(f)(8)(B)) is
    amended by redesignating clause (iii) as clause (iv) and
18
19
    inserting after clause (ii) the following:
20
                        "(iii) The Administrator of the Na-
21
                  tional Institute on Drug Abuse.".
22
         (h) REPORTS TO CONGRESS.—Section 437(f)(9)(B)
23
    (42 \text{ U.S.C. } 629g(f)(9)(B)) \text{ is amended}
              (1) by striking "and" at the end of clause (ii);
24
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1	(2) by striking the period at the end of clause
2	(iii) and inserting "; and"; and
3	(3) by adding at the end the following:
4	"(iv) whether any programs funded by
5	the grants were submitted to the clearing-
6	house established under section 476(d) for
7	review and the results of any such review.".
8	(i) Priority for Statewide Service Growth.—
9	Section 437(f)(7) (42 U.S.C. 629g(f)(7)), as amended by
10	$subsection\ (d)(2)\ of\ this\ section,\ is\ amended$ —
11	(1) by striking "and" at the end of subpara-
12	graph(E);
13	(2) by striking the period at the end of subpara-
14	graph (F) and inserting "; and"; and
15	(3) by adding at the end the following:
16	"(G) are a State or public agency, or out-
17	line a plan to increase the availability of services
18	funded under the grant statewide.".
19	(j) Addition of Juvenile Court as Required
20	Partner.—Section $437(f)(2)(A)$ (42 U.S.C. $629g(f)(2)(A)$)
21	is amended by adding at the end the following:
22	"(iii) The most appropriate adminis-
23	trative office of the juvenile court or State
24	court overseeing court proceedings involving

1	families who come to the attention of the
2	court due to child abuse or neglect.".
3	(k) Additional Optional Partner.—Section
4	437(f)(2)(C) (42 U.S.C. 629g(f)(2)(C)) is amended by redes-
5	ignating clause (ix) as clause (x) and inserting after clause
6	(viii) the following:
7	"(ix) State or local agencies that ad-
8	minister Federal health care, housing, fam-
9	ily support, or other related programs.".
10	(1) Conforming Amendments.—
11	(1) Section $437(f)(2)(D)$ (42 U.S.C.
12	629g(f)(2)(D)) is amended—
13	(A) by adding "and" at the end of clause
14	(i);
15	(B) by striking "; and" at the end of clause
16	(ii) and inserting a period; and
17	(C) by striking clause (iii).
18	(2) Section $437(f)(2)$ (42 U.S.C. $629g(f)(2)$) is
19	amended by striking subparagraph (B) and redesig-
20	nating subparagraphs (C) and (D) as subparagraphs
21	(B) and (C), respectively
22	SEC. 6. MODERNIZATION; REDUCING ADMINISTRATIVE
23	BURDEN.
24	(a) In General.—Section 431 (42 U.S.C. 629a) is
25	amended by adding at the end the following:

1	"(c) Use of Technology.—
2	"(1) USE OF PORTAL.—The services referred to
3	in subsection (a) may include the means of access to
4	and use of an electronic or digital portal to facilitate
5	the provision of community support to care for and
6	meet specific needs of families and children.
7	"(2) Limitation.—Such a portal shall not re-
8	tain or share personally identifiable information
9	about a beneficiary without consent or for any pur-
10	pose other than referral.".
11	(b) Allowing Support for Family Resource Cen-
12	TERS.—Section 431(a) (42 U.S.C. 629a(a)) is amended—
13	(1) in paragraph (2)(A), by inserting ", includ-
14	ing services provided by family resource centers," be-
15	fore "designed"; and
16	(2) by adding at the end the following:
17	"(10) Family resource center.—
18	"(A) In General.—The term family re-
19	source center' means a community or school-
20	based hub of support services for families that—
21	"(i) utilizes an approach that is multi-
22	generational, strengths-based, and family-
23	centered;
24	"(ii) reflects, and is responsive to, com-
25	munity needs and interests;

1	"(iii) provides support at no or low
2	cost for participants; and
3	"(iv) builds communities of peer sup-
4	port for families, including kinship fami-
5	lies, to develop social connections that re-
6	duce isolation and stress.
7	"(B) Special rule.—For purposes of this
8	subpart, an expenditure for a service provided by
9	a family resource center may be treated as an
10	expenditure for any 1 or more of family support
11	services, family preservation services, family re-
12	unification services, or adoption promotion and
13	support services as long as the expenditure is re-
14	lated to serving the children and families in the
15	specified category and consistent with the overall
16	purpose of the category.".
17	(c) UPDATING STATE PLAN REQUIREMENT.—Section
18	422(b)(1) (42 U.S.C. 622(b)(1)) is amended to read as fol-
19	lows:
20	"(1) provide that a State agency will administer
21	or supervise the administration of the plan under this
22	subpart;".
23	(d) Access to Legal Representation.—Section
24	422(b)(4) (42 U.S.C. 622(b)(4)) is amended—

1	(1) by striking "and" at the end of subpara-
2	graph(A);
3	(2) by adding "and" at the end of subparagraph
4	(B); and
5	(3) by adding at the end the following:
6	"(C) the steps that the State will take to en-
7	sure that, with respect to any judicial proceeding
8	involving a child and in which there is an alle-
9	gation of child abuse or neglect, including a pro-
10	ceeding on dependency, adoption, guardianship,
11	or termination of parental rights, information
12	about available independent legal representation
13	is provided to—
14	"(i) the child, as appropriate; and
15	"(ii) any individual who is a parent
16	or guardian, or has legal custody, of the
17	child;".
18	(e) Supporting Mental Health and Well-being
19	OF CHILDREN IN FOSTER CARE.—Section 422(b)(15)(A)
20	(42 U.S.C. 622(b)(15) is amended—
21	(1) in the matter preceding clause (i)—
22	(A) by inserting "and, if applicable, the
23	State agency responsible for mental health serv-
24	ices." before "and in consultation": and

1	(B) by inserting "mental health providers,"
2	before "other experts";
3	(2) in clause (ii), by inserting "a list of services
4	provided to support the physical and" before "emo-
5	tional";
6	(3) in clause (iv), by inserting "and mental
7	health" before "services";
8	(4) in clause (v), by inserting ", informed con-
9	sent of youth, and compliance with professional prac-
10	tice guidelines" before the semicolon; and
11	(5) in clause (vi), by inserting ", licensed mental
12	health providers," before "or other".
13	(f) Reduction of Administrative Burden.—
14	(1) In general.—Subpart 3 of part B of title
15	IV (42 U.S.C. 629m) is amended by redesignating
16	section 440 as section 443 and inserting before such
17	section the following:
18	"SEC. 441. REDUCTION OF ADMINISTRATIVE BURDEN.
19	"(a) In General.—The Secretary shall reduce the
20	burden of administering this part imposed on the recipients
21	of funds under this part, by—
22	"(1) reviewing and revising administrative data
23	collection instruments and forms to eliminate dupli-
24	cation and streamline reporting requirements for the

- 1 recipients while collecting all data required under this 2 part;
- "(2) in coordination with activities required
 under the Paperwork Reduction Act, conducting an
 analysis of the total number of hours reported by the
 recipients to comply with paperwork requirements
 and exploring, in consultation with the recipients,
 how to reduce the number of hours required for the
 compliance by at least 15 percent;
- "(3) collecting input from the recipients with respect to fiscal and oversight requirements and making changes to ensure consistency with standards and guidelines for other Federal formula grant programs based on the input; and
- 15 "(4) respecting the sovereignty of Indian tribes 16 when complying with this subsection.
- 17 "(b) Limitation on Applicability.—Subsection (a)
- 18 of this section shall not apply to any reporting or data col-
- 19 lection otherwise required by law that would affect the abil-
- 20 ity of the Secretary to monitor and ensure compliance with
- 21 State plans approved under this part or ensure that funds
- 22 are expended consistent with this part.
- 23 "SEC. 442. PUBLIC ACCESS TO STATE PLANS.
- 24 "The Secretary shall—

1	"(1) create a standardized format for State plans
2	required under sections 422 and 432 used to monitor
3	compliance with those sections;
4	"(2) produce comparisons and analyses of trends
5	in State plans to inform future technical assistance
6	and policy development;
7	"(3) make the State plans available on a public
8	website; and
9	"(4) include on the website aggregated national
10	summaries of State submissions as the Secretary
11	deems appropriate.".
12	(2) Implementation.—Within 2 years after the
13	date of the enactment of this Act, the Secretary of
14	Health and Human Services shall—
15	(A) comply with section 441 of the Social
16	Security Act, as added by the amendment made
17	by paragraph (1); and
18	(B) notify each recipient of funds under
19	part B of title IV of the Social Security Act of
20	any change made by the Secretary pursuant to
21	such section affecting the recipient.
22	(3) Report.—Within 3 years after the date of
23	the enactment of this Act, the Secretary of Health and
24	Human Services shall submit to the Committee on
25	Ways and Means of the House of Representatives and

- 1 the Committee on Finance of the Senate a report de-
- 2 scribing the efforts of the Secretary to comply with
- 3 section 441 of the Social Security Act, as added by
- 4 the amendment made by paragraph (1), including the
- 5 specific actions to comply with each paragraph of
- 6 such section.
- 7 (g) Primary Prevention Partners.—Section
- 8 435(a)(2)(B) (42 U.S.C. 429e(a)(2)(B)) is amended by in-
- 9 serting "including community-based partners with exper-
- 10 tise in preventing unnecessary child welfare system involve-
- 11 ment" before the semicolon.
- 12 SEC. 7. STREAMLINING FUNDING FOR INDIAN TRIBES.
- 13 (a) SUBPART 1.—
- 14 (1) Tribal set-aside; direct payments to
- 15 TRIBES; EXEMPTIVE AUTHORITY.—
- 16 (A) In General.—Section 428 (42 U.S.C.
- 17 628) is amended by striking subsections (a) and
- 18 (b) and inserting the following:
- 19 "(a) Reservation of Funds; Direct Payments.—
- 20 Out of any amount appropriated pursuant to section 425
- 21 for a fiscal year, the Secretary shall reserve 3 percent for
- 22 grants to Indian tribes and tribal organizations, which
- 23 shall be paid directly to Indian tribes and tribal organiza-
- 24 tions with a plan approved under this subpart, in accord-
- 25 ance with section 433(a).".

1	(B) Conforming amendment.—Section
2	423(a) (42 U.S.C. 623(a)) is amended by strik-
3	ing "the sum appropriated pursuant to section
4	425 for each fiscal year" and inserting "for each
5	fiscal year, the sum appropriated pursuant to
6	section 425 remaining after applying section
7	428(a)".
8	(C) TECHNICAL AMENDMENT.—Section
9	428(c) (42 U.S.C. 628(c)) is amended by striking
10	"450b" and inserting "5304".
11	(2) Improving compliance with the indian
12	CHILD WELFARE ACT.—
13	(A) State plan requirement.—Section
14	422(b)(9) (42 U.S.C. 622(b)(9)) is amended by
15	striking "Act;" and inserting "Act of 1978, in-
16	cluding how the State will ensure timely notice
17	to Indian tribes of State custody proceedings in-
18	volving Indian children, foster care or adoptive
19	placements of Indian children, and case record-
20	keeping as such matters relate to transfers of ju-
21	risdiction, termination of parental rights, and
22	active efforts;".
23	(B) Technical assistance.—Subpart 1 of
24	part B of title IV (42 U.S.C. 621 et seq.) is
25	amended by adding at the end the following:

1	"SEC. 429B. EFFECTIVE IMPLEMENTATION OF THE INDIAN
2	CHILD WELFARE ACT OF 1978.
3	"(a) In General.—Not later than October 1, 2025,
4	the Secretary, in consultation with Indian tribal organiza-
5	tions and States, shall develop a plan and provide technical
6	assistance supporting effective implementation of the In-
7	dian Child Welfare Act of 1978, including specific measures
8	identified in State plans as required by section 422(b)(9)
9	of this Act. The technical assistance plan shall be based on
10	data sufficient to assess State strengths and areas for im-
11	provement in implementing Federal standards established
12	under the Indian Child Welfare Act of 1978, including, at
13	a minimum, the following:
14	"(1) Timely identification of Indian children
15	and extended family members.
16	"(2) Timely tribal notice of State child custody
17	proceedings involving an Indian child.
18	"(3) Reports of cases in which a transfer of ju-
19	risdiction (as defined under the Indian Child Welfare
20	Act of 1978) was granted or was not granted, and
21	reasons specified for denial in cases where transfer
22	was denied.
23	"(4) In cases in which a State court orders a fos-
24	ter care placement of an Indian child, whether re-
25	quirements for active efforts to prevent the breakup of

- the Indian family, testimony of a qualified expert
 witness, and evidentiary standards were met.
- "(5) Whether an Indian child was placed in a placement that is required to be preferred under the Indian Child Welfare Act of 1978, and if not, the reasons specified.
- "(6) In cases in which a State court orders the termination of parental rights to an Indian child, whether requirements for active efforts to prevent the breakup of the Indian family, testimony of a qualified expert witness, and evidentiary standards were met.
- 12 "(b) Interagency Coordination.—On request of the 13 Secretary, the Secretary of the Interior shall provide the
- 14 Secretary with such guidance and assistance as may be nec-
- 15 essary to facilitate informing States and public child wel-
- 16 fare agencies on how to comply with the Indian Child Wel-
- 17 fare Act of 1978, including specific measures identified in
- 18 State plans as required by section 422(b)(9) of this Act.
- 19 "(c) Biennial Reports to Congress.—The Sec-
- 20 retary shall biennially submit to the Committee on Ways
- 21 and Means of the House of Representatives and the Com-
- 22 mittee on Finance of the Senate a written report on how—
- 23 "(1) the States are complying with the Indian
- 24 Child Welfare Act of 1978 and section 422(b)(9) of

1	this Act, as informed by data collected under this sec-
2	tion; and
3	"(2) the Secretary is assisting States and Indian
4	tribes to improve implementation of Federal stand-
5	ards established under the Indian Child Welfare Act
6	of 1978.".
7	(3) Reporting requirements; administra-
8	TIVE COSTS.—
9	(A) In General.—Section 428 (42 U.S.C.
10	628) is amended by redesignating subsection (c)
11	as subsection (d) and inserting before such sub-
12	section the following:
13	"(b) Authority to Streamline Reporting Re-
14	QUIREMENTS.—The Secretary shall, in consultation with
15	the affected Indian tribes, modify any reporting require-
16	ment imposed by or under this part on an Indian tribe,
17	tribal organization, or tribal consortium if the total of the
18	amounts allotted to the Indian tribe, tribal organization,
19	or tribal consortium under this part for the fiscal year is
20	not more than \$50,000, and in a manner that limits the
21	administrative burden on any tribe to which not more than
22	\$50,000 is allotted under this subpart for the fiscal year.
23	"(c) Tribal Authority to Substitute the Fed-
24	ERAL NEGOTIATED INDIRECT COST RATE FOR ADMINIS-
25	TRATIVE COSTS CAP.—For purposes of sections 422(b)(14)

1	and 424(e), an Indian tribal organization may elect to have
2	the weighted average of the indirect cost rates in effect under
3	part 220 of title 2, Code of Federal Regulations with respect
4	to the administrative costs of the Indian tribal organization
5	apply in lieu of the percentage specified in each such sec-
6	tion.".
7	(B) Conforming amendments.—Section
8	431(a) (42 U.S.C. 629a(a)) is amended in each
9	of paragraphs (5) and (6) by striking "428(c)"
10	and inserting "428(d)".
11	(b) Subpart 2.—
12	(1) Tribal Plan exemption.—Section
13	432(b)(2)(B) (42 U.S.C. 629b(b)(2)(B)) is amended—
14	(A) by striking "section 433(a)" the 1st
15	place it appears and inserting "sections 433(a)
16	and $437(c)(1)$ combined"; and
17	(B) by striking "section 433(a)" the 2nd
18	place it appears and inserting "such sections".
19	(2) Application of tribal set-aside before
20	OTHER SET-ASIDES.—Section 436(b)(3) (42 U.S.C.
21	429f(b)(3)) is amended by striking "After applying
22	paragraphs (4) and (5) (but before applying para-
23	graphs (1) or (2)), the" and inserting "The".
24	(3) Increase in funding for tribal court
25	IMPROVEMENT PROGRAM.—Section $438(c)(3)$ (42)

1	U.S.C. $629h(c)(3)$) is amended by inserting "for fiscal
2	year 2025, and \$2,000,000 for each of fiscal years
3	2026 through 2029," before "for grants".
4	SEC. 8. ACCELERATING ACCESS TO FAMILY FIRST PREVEN-
5	TION SERVICES.
6	(a) In General.—Section 435 (42 U.S.C. 629e) is
7	amended by adding at the end the following:
8	"(f) Prevention Services Evaluation Partner-
9	SHIPS.—
10	"(1) Purpose.—The purpose of this subsection
11	is to authorize the Secretary to make competitive
12	grants to support the timely evaluation of—
13	"(A) services and programs described in sec-
14	tion 471(e); or
15	"(B) kinship navigator programs described
16	in section $474(a)(7)$.
17	"(2) Grants.—In accordance with applications
18	approved under this subsection, the Secretary may
19	make grants, on a competitive basis, to eligible enti-
20	ties to carry out projects designed to evaluate a serv-
21	ice or program provided by the eligible entity, or an
22	entity in partnership with the eligible entity, with re-
23	spect to the requirements for a promising practice,
24	supported practice, or well-supported practice de-
25	scribed in section $471(e)(4)(C)$.

1	"(3) Applications.—
2	"(A) In general.—An eligible entity may
3	apply to the Secretary for a grant under this
4	subsection to carry out a project that meets the
5	following requirements:
6	"(i) The project is designed in accord-
7	ance with paragraph (2).
8	"(ii) The project is to be carried out by
9	the applicant in partnership with—
10	"(I) a State agency that admin-
11	isters, or supervises the administration
12	of, the State plan approved under part
13	E, or an agency administering the
14	plan under the supervision of the State
15	agency; and
16	"(II) if the applicant is unable or
17	unwilling to do so, at least 1 external
18	evaluator to carry out the evaluation of
19	the service or program provided by the
20	applicant.
21	"(B) Contents.—The application shall
22	contain the following:
23	"(i) A description of the project, in-
24	cluding—

1	"(I) a statement explaining why a
2	grant is necessary to carry out the
3	project; and
4	"(II) the amount of grant funds
5	that would be disbursed to each entity
6	described in $subparagraph$ $(A)(ii)$ in
7	partnership with the applicant.
8	"(ii) A certification from each entity
9	described in subparagraph (A)(ii) that pro-
10	vides assurances that the individual or enti-
11	ty is in partnership with the applicant and
12	will fulfill the responsibilities of the entity
13	specified in the description provided pursu-
14	ant to clause (i) of this subparagraph.
15	"(iii) A certification from the appli-
16	cant that provides assurances that the ap-
17	plicant intends to comply with subpara-
18	$graph\ (A)(ii)(II),\ if\ applicable.$
19	"(iv) At the option of the eligible enti-
20	ty, a certification from the applicant that
21	the applicant requires an external evaluator
22	secured by the Secretary pursuant to para-
23	graph (5), if applicable.

1	"(4) Priorities.—In approving applications
2	under this subsection, the Secretary shall prioritize
3	$the\ following:$
4	"(A) Addressing, with respect to the clear-
5	inghouse of practices described in section
6	476(d)(2), deficiencies or gaps identified by the
7	Secretary in consultation with—
8	"(i) States, political subdivisions of a
9	State, and tribal communities carrying out,
10	or receiving the benefits of, a service or pro-
11	gram; and
12	"(ii) child welfare experts, including
13	individuals with lived experience.
14	"(B) Maximizing the number of evidence-
15	based services or programs to be included in the
16	clearinghouse of practices described in section
17	476(d)(2).
18	"(C) Timely completion of evaluations and
19	the production of evidence.
20	"(D) Supporting services or programs that
21	are based on, or are adaptations to new popu-
22	lation settings of, a service or program with reli-
23	able evidence about the benefits and risks of the
24	service or program.

1	"(5) Availability of external eval-
2	UATORS.—
3	"(A) In general.—Before accepting appli-
4	cations under this subsection, the Secretary shall
5	make reasonable efforts to identify at least 1 en-
6	tity to serve as an external evaluator for any eli-
7	gible entity that includes a certification under
8	paragraph $(3)(B)(iv)$ with an application under
9	$this\ subsection.$
10	"(B) No effect on consideration of ap-
11	PLICATION.—The Secretary may not consider
12	whether an eligible entity is in partnership with
13	an external evaluator described in paragraph
14	(A) in approving an application under this sub-
15	section submitted by the eligible entity.
16	"(6) Reports.—
17	"(A) By Grant recipients.—Within 1
18	year after receiving a grant under this sub-
19	section, and every year thereafter for the next 5
20	years, the grant recipient shall submit to the
21	Secretary a written report on—
22	"(i) the use of grant funds;
23	"(ii) whether the program or service
24	evaluated by the project meets a require-

1	ment specified in section $471(e)(4)(C)$, in-
2	cluding information about—
3	"(I) how the program or service is
4	being carried out in accordance with
5	standards specified in the requirement;
6	"(II) any outcomes of the pro-
7	gram or service; and
8	"(III) any outcome with respect to
9	which the service or program compares
10	favorably to a comparison practice;
11	and
12	"(iii) whether the Secretary has in-
13	cluded the program or service in an update
14	to the clearinghouse of practices described in
15	section $476(d)(2)$.
16	"(B) By the secretary.—The Secretary
17	shall submit to the Committee on Ways and
18	Means of the House of Representatives and to the
19	Committee on Finance of the Senate an annual
20	written report on—
21	"(i) the grants awarded under this
22	subsection;
23	"(ii) the programs funded by the
24	grants;

1	"(iii) any technical assistance provided
2	by the Secretary in carrying out this sub-
3	section, including with respect to the efforts
4	to secure external evaluators pursuant to
5	paragraph (5); and
6	"(iv) any efforts by the Secretary to
7	support program evaluation and review
8	pursuant to section 471(e) and inclusion of
9	programs in the pre-approved list of serv-
10	ices and programs described in section
11	471(e)(4)(D) or the clearinghouse of prac-
12	tices described in section $476(d)(2)$.
13	"(7) Funding.—
14	"(A) Limitations.—Of the amounts avail-
15	able to carry out this subsection, the Secretary
16	may use not more than 5 percent to provide tech-
17	nical assistance.
18	"(B) Carryover.—Amounts made avail-
19	able to carry out this subsection shall remain
20	available until expended.
21	"(8) Definitions.—In this subsection:
22	"(A) Eligible entity.—The term 'eligible
23	entity' means any of the following providing a
24	service or program or, in the sole determination

1	of the Secretary, able to provide a service or pro-
2	gram if awarded a grant under this subsection:
3	"(i) A State, a political subdivision of
4	a State, or an agency or department of a
5	State or political subdivision of a State.
6	"(ii) An entity described in subpara-
7	$graph \ (A) \ or \ (B) \ of section \ 426(a)(1).$
8	"(iii) An Indian tribe or tribal organi-
9	zation.
10	"(B) External evaluator.—The term
11	'external evaluator' means an entity with the
12	ability and willingness to evaluate a service or
13	program pursuant to paragraph (2) that is not
14	provided by the entity.
15	"(C) Service or program.—The term
16	'service or program'—
17	"(i) means a service or program de-
18	scribed in section 471(e); and
19	"(ii) includes a kinship navigator pro-
20	gram described in section $474(a)(7)$.".
21	(b) Funding.—Section 437(b) (42 U.S.C. 629g(b)) is
22	amended by adding at the end the following:
23	"(5) Preventive services evaluation part-
24	NERSHIPS.—The Secretary shall reserve \$5,000,000

1	for grants under section 435(f) for each of fiscal years
2	2026 through 2029.".
3	SEC. 9. STRENGTHENING SUPPORT FOR YOUTH AGING OUT
4	OF FOSTER CARE.
5	(a) Caseworker Visits.—Section 422(b)(17) (42
6	U.S.C. 622(b)(17)) is amended by inserting ", and include
7	a description of how the State may offer virtual caseworker
8	visits to youth in care who have attained the age of 18 years
9	and provided informed consent for virtual visits" before the
10	semicolon.
11	(b) Youth and Family Engagement in Child Wel-
12	Fare Program Planning.—Section 432(b)(1) (42 U.S.C.
13	629b(b)(1)) is amended to read as follows:
14	"(1) In general.—The Secretary shall approve
15	a plan that meets the requirements of subsection (a)
16	only if—
17	"(A) the plan was developed jointly by the
18	Secretary and the State, and the State, in devel-
19	oping the plan, consulted with—
20	"(i) appropriate public and nonprofit
21	private agencies;
22	"(ii) community-based organizations
23	involved in providing services for children
24	and families in the areas of family preser-
25	vation, family support, family reunifica-

1	tion, foster care, kinship, and adoption pro-
2	motion and support;
3	"(iii) parents with child welfare expe-
4	rience, foster parents, adoptive parents, and
5	kinship caregivers; and
6	"(iv) children, youth, and young adults
7	with experience in the child welfare system,
8	including State boards and councils com-
9	prised of youth with lived experience who
10	represent the diversity of children in the
11	State to whom the plan would apply; and
12	"(B) the State has made publicly accessible
13	on a website of the State agency a report that
14	outlines how the State has implemented the sug-
15	gestions of the children and youth referred to in
16	$subparagraph\ (A)(iv).$ ".
17	SEC. 10. RECOGNIZING THE IMPORTANCE OF RELATIVE
18	AND KINSHIP CAREGIVERS.
19	(a) In General.—Section 431(a) (42 U.S.C.
20	629a(a)), as amended by section 6(b)(2) of this Act, is
21	amended—
22	(1) in paragraph (1)—
23	(A) in the matter preceding subparagraph
24	(A)—

1	(i) by striking "children" and insert-
2	ing "children, youth,"; and
3	(ii) by striking "adoptive and ex-
4	tended" and inserting "kinship and adop-
5	tive";
6	(B) in subparagraph (D), by striking "par-
7	ents and other caregivers (including foster par-
8	ents)" and inserting "parents, kinship care-
9	givers, and foster parents";
10	(C) by striking "and" at the end of sub-
11	paragraph(E);
12	(D) by striking the period at the end of sub-
13	paragraph (F) and inserting "; and"; and
14	(E) by adding at the end the following:
15	"(G)(i) peer-to-peer mentoring and support
16	programs with demonstrated experience fostering
17	constructive relationships between children and
18	families and mentors with relevant lived experi-
19	ence or interactions with the child welfare sys-
20	tem; and
21	"(ii) for purposes of this subpart, an ex-
22	penditure for a service described in clause (i)
23	may be treated as an expenditure for any 1 or
24	more of family support services, family preserva-
25	tion services, family reunification services, or

1	adoption promotion and support services, as long
2	as the expenditure is related to serving the chil-
3	dren and families in the specified category and
4	consistent with the overall purpose of the cat-
5	egory.";
6	(2) in paragraph (2)(B)—
7	(A) in clause (i), by striking "children" and
8	inserting "children, youth,"; and
9	(B) in clause (ii), by striking "extended"
10	and inserting 'kinship";
11	(3) in paragraph (7)(A), by inserting "with kin-
12	ship caregivers or" before "in a foster family home";
13	and
14	(4) by adding at the end the following:
15	"(11) Youth.—The term 'youth' means an indi-
16	vidual who has not attained 26 years of age.".
17	(b) Kinship Navigators.—
18	(1) In General.—Section 427 (42 U.S.C. 627)
19	is amended—
20	(A) in the section heading, by striking
21	"FAMILY CONNECTION GRANTS" and insert-
22	ing "KINSHIP NAVIGATORS";
23	(B) in subsection (a)—

1	(i) in the matter preceding paragraph
2	(1), by striking "helping" and inserting
3	"administering programs to help";
4	(ii) by striking "of—" and all that fol-
5	lows through "a kinship" and inserting "of
6	a kinship'';
7	(iii) in paragraph (1)(C)—
8	(I) by striking "and" at the end
9	of clause (iii);
10	(II) by adding "and" at the end
11	of clause (iv); and
12	(III) by adding at the end the fol-
13	lowing:
14	"(v) connections to individualized as-
15	sistance, as needed;";
16	(iv) by striking paragraphs (2)
17	through (4);
18	(v) by redesignating subparagraphs
19	(A) through (G) of paragraph (1) as para-
20	graphs (1) through (7), respectively;
21	(vi) by redesignating clauses (i)
22	through (iv) and clause (v) (as added by
23	clause (iii)(III) of this subparagraph) as
24	subparagraphs (A) $through$ (E), $respec-$
25	tively;

1	(vii) by moving each provision so re-
2	designated 2 ems to the left; and
3	(viii) by striking "caregiving;" and in-
4	serting "caregiving.";
5	(C) in subsection (b) —
6	(i) in paragraph (1), by striking "1 or
7	more of";
8	(ii) by redesignating paragraphs (3)
9	and (4) as paragraphs (4) and (5), respec-
10	tively, and inserting after paragraph (2)
11	$the\ following:$
12	"(3) a description of how the entity will directly
13	fund, or provide data to the Secretary for, an evalua-
14	tion which will publish and submit information to
15	the clearinghouse described in section $476(d)(2)$ and
16	which is designed to meet the requirements of section
17	471(e)(4)(C), or a description of how the funds will
18	be used to help the State transition to a program for
19	which the State will seek reimbursement under section
20	474(a)(7);";
21	(iii) in paragraph (4) (as so redesig-
22	nated), by striking "and" at the end;
23	(iv) in paragraph (5) (as so redesig-
24	nated), by striking the period and inserting
25	"; and"; and

1	(v) by adding at the end the following:
2	"(6) if the entity is a State, local or tribal child
3	welfare agency—
4	"(A) documentation of support from a rel-
5	evant community-based organization with expe-
6	rience serving kinship families when applicable;
7	or
8	"(B) a description of how the organization
9	plans to coordinate its services and activities
10	with those offered by the relevant community-
11	based organizations.";
12	(D) by striking subsection (d) and inserting
13	$the\ following:$
14	"(d) Federal Share.—An entity to which a grant
15	is made under this section may use the grant to pay not
16	more than 75 percent of the cost of the activities to be car-
17	ried out by the entity pursuant to this section.";
18	(E) in subsection (g)—
19	(i) by striking all that precedes "2 per-
20	cent" and inserting the following:
21	"(g) Reservation of Funds for Technical As-
22	SISTANCE.—The Secretary may reserve"; and
23	(ii) by striking "subsection (h)" the
24	2nd place it appears and inserting "section
25	437(b)(6)"; and

1	(F) by striking subsection (h).
2	(2) Reservation of discretionary funds.—
3	Section 437(b) (42 U.S.C. 629g(b)), as amended by
4	section 8(b) of this Act, is amended by adding at the
5	end the following:
6	"(6) Kinship navigators.—The Secretary shall
7	reserve \$10,000,000 for grants under section 427 for
8	each of fiscal years 2026 through 2029.".
9	(3) Conforming amendment.—Section
10	474(a)(7) (42 U.S.C. 674(a)(7)) is amended by strik-
11	ing "427(a)(1)" and inserting "427(a)".
12	SEC. 11. AVOIDING NEGLECT BY ADDRESSING POVERTY.
13	(a) Family Preservation Services.—Section
14	431(a)(1) (42 U.S.C. 629a(a)(1)), as amended by section
15	10(a)(1) of this Act, is amended—
16	(1) in subparagraph (F), by striking "and" after
17	$the \ semicolon;$
18	(2) in subparagraph (G), by striking the period
19	and inserting "; and"; and
20	(3) by adding at the end the following:
21	"(H)(i) services providing nonrecurring
22	short term benefits (including supports related to
23	housing instability, utilities, transportation, and
24	food assistance, among other basic needs) that
25	address immediate needs related to a specific cri-

1	sis, situation, or event affecting the ability of a
2	child to remain in a home established for the
3	child that is not intended to meet an ongoing
4	$need;\ and$
5	"(ii) for purposes of this subpart, an ex-
6	penditure for a service described in clause (i)
7	may be treated as an expenditure for any 1 or
8	more of family support services, family preserva-
9	tion services, family reunification services, or
10	adoption promotion and support services as long
11	as the expenditure is related to serving the chil-
12	dren and families in the specified category and
13	consistent with the overall purpose of the cat-
14	egory.".
15	(b) State Plan Requirements.—Section 432(a) (42
16	U.S.C. 629b(a)) is amended—
17	(1) in paragraph (9), by striking "and" after the
18	semicolon;
19	(2) in paragraph (10), by striking the period
20	and inserting "; and"; and
21	(3) by adding at the end the following:
22	"(11) provides a description of policies in place,
23	including training for employees, to address child
24	welfare reports and investigations of neglect con-
25	cerning the living arrangements or subsistence needs

- 1 of a child with the goal to prevent the separation of
- 2 a child from a parent of the child solely due to pov-
- 3 erty, to ensure access to services described in section
- 4 431(a)(1)(H).".

5 SEC. 12. STRENGTHENING SUPPORT FOR CASEWORKERS.

- 6 (a) Reauthorization of, and Increase in Fund-
- 7 Ing for, Caseworker Visits.—Section 436(b)(4)(A) (42
- 8 U.S.C. 629f(b)(4)(A)) is amended by striking "each of fiscal
- 9 years 2017 through 2023" and inserting "fiscal year 2025
- 10 and \$26,000,000 for fiscal year 2026 and each succeeding
- 11 fiscal year".
- 12 (b) Minimum Grant Amount.—Section 433(e) (42
- 13 U.S.C. 629c(e)) is amended by striking paragraphs (1) and
- 14 (2) and inserting the following:
- 15 "(1) Base allotment.—From the amount re-
- served pursuant to section 436(b)(4)(A) for any fiscal
- 17 year, the Secretary shall first allot to each State
- 18 (other than an Indian tribe) that has provided to the
- 19 Secretary such documentation as may be necessary to
- 20 verify that the jurisdiction has complied with section
- 21 436(b)(4)(B)(ii) during the fiscal year, a base allot-
- 22 ment of \$100,000, and shall then allot to each of those
- 23 States an amount determined in paragraph (2) or (3)
- of this subsection, as applicable.

"(2) TERRITORIES.—From the amount reserved pursuant to section 436(b)(4)(A) for any fiscal year that remains after applying paragraph (1) of this subsection for the fiscal year, the Secretary shall allot to each jurisdiction specified in subsection (b) of this section to which a base allotment is made under such paragraph (1) an amount determined in the same manner as the allotment to each of such jurisdictions is determined under section 423 (without regard to the initial allotment of \$70,000 to each State).

"(3) OTHER STATES.—From the amount reserved pursuant to section 436(b)(4)(A) for any fiscal year that remains after applying paragraphs (1) and (2) of this subsection for the fiscal year, the Secretary shall allot to each State (other than an Indian tribe) not specified in subsection (b) of this section to which a base allotment was made under paragraph (1) of this subsection an amount equal to such remaining amount multiplied by the supplemental nutrition assistance program benefits percentage of the State (as defined in subsection (c)(2) of this section) for the fiscal year, except that in applying subsection (c)(2)(A) of this section, 'subsection (e)(3)' shall be substituted for 'such paragraph (1)'."

1	(c) Requirement to Use Funds to Improve Qual-
2	ity of Caseworker Visits With Foster Children.—
3	Section $436(b)(4)(B)(i)$ (42 U.S.C. $629f(b)(4)(B)(i)$) is
4	amended to read as follows:
5	"(i) In general.—A State to which
6	an amount is paid from amounts reserved
7	under subparagraph (A) shall use the
8	amount to improve the quality of monthly
9	caseworker visits with children who are in
10	foster care under the responsibility of the
11	State, with an emphasis on—
12	"(I) reducing caseload ratios and
13	the administrative burden on case-
14	workers, to improve caseworker deci-
15	sion making on the safety, perma-
16	nency, and well-being of foster children
17	and on activities designed to increase
18	retention, recruitment, and training of
19	case workers;
20	"(II) implementing technology so-
21	lutions to streamline caseworker duties
22	and modernize systems, ensuring im-
23	proved efficiency and effectiveness in
24	child welfare services;

1	"(III) improving caseworker safe-
2	ty;
3	"(IV) mental health resources to
4	support caseworker well-being, includ-
5	ing peer-to-peer support programs; and
6	``(V) recruitment campaigns
7	aimed at attracting qualified case-
8	worker candidates.".
9	(d) Elimination of Cost-share Penalty Tied to
10	Monthly Caseworker Visit Standard.—Section 424(f)
11	(42 U.S.C. 624(f)) is amended—
12	(1) by striking " $(1)(A)$ "; and
13	(2) by striking paragraphs (1)(B) and (2).
14	SEC. 13. DEMONSTRATION PROJECTS FOR IMPROVING RE-
15	LATIONSHIPS BETWEEN INCARCERATED PAR-
16	ENTS AND CHILDREN IN FOSTER CARE.
17	(a) In General.—Section 439 (42 U.S.C. 629i) is
18	amended to read as follows:
19	"SEC. 439. STATE PARTNERSHIP PLANNING AND DEM-
20	ONSTRATION GRANTS TO SUPPORT MEAN-
21	INGFUL RELATIONSHIPS BETWEEN FOSTER
22	CHILDREN AND THE INCARCERATED PAR-
23	ENTS OF THE CHILDREN.
24	"(a) Authority.—

1	"(1) In General.—The Secretary may make
2	demonstration grants to eligible State partnerships to
3	develop, implement, and provide support for pro-
4	grams that enable and sustain meaningful relation-
5	ships between covered foster children and the incarcer
6	ated parents of the children.
7	"(2) Payment of annual installments.—The
8	Secretary shall pay each demonstration grant in 3
9	annual installments.
10	"(3) 1-YEAR PLANNING GRANTS.—The Secretary
11	may make a planning grant to a recipient of a dem-
12	onstration grant, to be paid to the recipient 1 year
13	before payment of the 1st annual installment of the
14	demonstration grant and in an amount not greater
15	than any installment of the demonstration grant, if—
16	"(A) the recipient includes a request for a
17	planning grant in the application under sub-
18	section (c); and
19	"(B) the Secretary determines that a plan-
20	ning grant would assist the recipient and im-
21	prove the effectiveness of the demonstration
22	grant.
23	"(b) Eligible State Partnership Defined.—

1	"(1) In general.—In this section, the term 'eli-
2	gible State partnership' means an agreement entered
3	into by, at a minimum, the following:
4	"(A) The State child welfare agency respon-
5	sible for the administration of the State plans
6	under this part.
7	"(B) The State agency responsible for adult
8	corrections.
9	"(2) Additional partners.—For purposes of
10	this section, an eligible State partnership may in-
11	clude any entity with experience in serving incarcer-
12	ated parents and their children.
13	"(3) Partnerships entered into by indian
14	TRIBES OR TRIBAL CONSORTIA.—Notwithstanding
15	paragraph (1), if an Indian tribe or tribal consor-
16	tium enters into a partnership pursuant to this sec-
17	tion that does not consist solely of tribal child welfare
18	agencies (or a consortium of the agencies), the part-
19	nership shall be considered an eligible State partner-
20	ship for purposes of this section.
21	"(c) Application Requirements.—An eligible State
22	partnership seeking a demonstration grant under this sec-
23	tion to carry out a program described in subsection (a)(1)
24	shall submit an application to the Secretary at such time,
25	in such manner, and containing such information as the

1	Secretary may require. The application shall include the
2	following:
3	"(1) A summary of the program, including how
4	the program will support a meaningful relationship
5	between a covered foster child and an incarcerated
6	parent of the child.
7	"(2) A description of the activities to be carried
8	out by the program, which must include all of the ac-
9	tivities described in subsection (d) that are in the best
10	interest of the covered foster child.
11	"(3) A framework for identifying—
12	"(A) each covered foster child eligible for
13	services under the program, including, to the ex-
14	tent practicable, coordination of data between
15	relevant State child welfare agencies and court
16	systems; and
17	"(B) the roles and responsibilities of the en-
18	tities in the partnership.
19	"(4) Documentation that the applicant is an eli-
20	gible State partnership.
21	"(5) Assurances that the applicant will partici-
22	pate fully in the evaluation described in subsection
23	(f)(2) and shall maintain records for the program, in-
24	cluding demographic information disaggregated by
25	relevant characteristics with respect to covered foster

1	children and incarcerated parents who participate in
2	the program.
3	"(d) Program Activities.—To the extent that the ac-
4	tivities are in the best interest of the covered foster child,
5	the activities referred to in subsection (c)(2) shall include
6	the following:
7	"(1) Revision of policies.—Through consulta-
8	tion with incarcerated parents and their families,
9	grantees shall promote organizational policies of par-
10	ticipating child welfare entities and collaborating cor-
11	rectional facilities to promote meaningful relation-
12	ships through regular and developmentally appro-
13	priate communication and visitation between covered
14	foster children and the incarcerated parents, includ-
15	ing, when appropriate, the following:
16	"(A) For child welfare entities—
17	"(i) inclusion of parents in case plan-
18	ning and decision making for children;
19	"(ii) regular sharing of information
20	and responses to requests for information
21	between caseworkers and incarcerated par-
22	ents with respect to the case information of
23	a child, any changes to a case, permanency
24	plans, requirements to maintain parental

1	rights, and any efforts to terminate paren-
2	tal rights;
3	"(iii) appropriate opportunities for in-
4	carcerated parents to demonstrate their re-
5	lationship with a covered foster child given
6	their incarceration, including training and
7	courses required for a service plan; and
8	"(iv) the enhanced visitation described
9	in paragraph (2).
10	"(B) For correctional facilities, fostering
11	visitation and communication that is develop-
12	mentally appropriate in terms of—
13	"(i) the nature of communication and
14	visitation, including—
15	"(I) the ability to physically
16	touch parents;
17	"(II) engaging with parents in lo-
18	cations that are appropriate for the
19	age and development of the child;
20	"(III) exchanging items that are
21	appropriate to the age and develop-
22	ment of the child, include expectations
23	that are appropriate for the age and
24	development of the child related to be-
25	havior, attire, and wait times; and

1	"(IV) allowing appropriate adults
2	to bring children if legal guardians are
3	not available to promote regular con-
4	tact;
5	"(ii) reasonable inclusion of all chil-
6	dren of the parent;
7	"(iii) communication and visitation at
8	times when the children are available;
9	"(iv) security procedures to comfort
10	children and be minimally invasive; and
11	"(v) promoting parent-child relation-
12	ships regardless of the sentence imposed on
13	the parent.
14	"(2) Enhanced visitation.—
15	"(A) Grantees shall facilitate weekly com-
16	munication and, for at least 9 days each year,
17	in-person visitation between a covered foster
18	child and any incarcerated parent of the child.
19	"(B) Electronic visitation (such as live
20	video visits, phone calls, and recorded books)
21	may be used but shall not be the sole method to
22	promote a meaningful relationship for purposes
23	of the grant.
24	"(C) Enhanced visitation programs shall—

1	"(i) integrate best practices for visita-
2	tion programs with incarcerated parents
3	and their children;
4	"(ii) adopt developmentally appro-
5	priate visitation policies and procedures
6	such as those described in paragraph
7	(1)(B);
8	"(iii) reduce or eliminate the cost of
9	developmentally appropriate communica-
10	tion and visitation for the covered foster
11	child, which may include the purchase of
12	communication technology, covering trans-
13	portation, insurance, and lodging costs,
14	costs related to providing appropriate visi-
15	tation spaces and activities, and other rel-
16	evant costs;
17	"(iv) to the extent practicable, inte-
18	grate appropriate parenting education to
19	help prepare and process visits; and
20	"(v) avoid restricting visitation and
21	communication as a punishment for the in-
22	carcerated parents.
23	"(3) Training.—Grantees shall incorporate on-
24	going training for child welfare workers, correctional
25	facility staff, and other program providers to under-

1	stand the importance of promoting meaningful rela-
2	tionships between children and incarcerated parents.
3	"(4) Case management.—Grantees shall pro-
4	vide case management services for the incarcerated
5	parents of a covered foster child to promote the rela-
6	tionship, access to services, and coordination with the
7	caseworkers of the covered foster child to strengthen
8	$the \ relationship.$
9	"(5) Legal assistance.—Grantees shall facili-
10	tate access to necessary legal services and may use
11	grant funds for services that are not reimbursable
12	under other Federal programs.
13	"(e) Federal Share.—The Federal share of the cost
14	of any activity carried out using a grant made under this
15	section shall be not greater than 75 percent.
16	"(f) Technical Assistance, Evaluations, and Re-
17	PORTS.—
18	"(1) Technical assistance.—The Secretary
19	shall provide technical assistance with respect to
20	grants under this section, including by—
21	"(A) assisting grantees in understanding
22	best practices in promoting meaningful relation-
23	ships between incarcerated parents and their
24	children as well as consulting with appropriate
25	stakeholders when developing their programs;

1	"(B) assisting grantees with establishing
2	and analyzing implementation and performance
3	indicators; and
4	"(C) conducting an annual technical assist-
5	ance and training meeting and an annual
6	grantee meeting so that grantees can learn from
7	the experiences of other grantees.
8	"(2) Evaluations.—The Secretary shall con-
9	duct an evaluation of program outcomes, including
10	with respect to parent and child well-being, parent-
11	child interactions, parental involvement, awareness of
12	child development and parenting practices, placement
13	stability, and termination of parental rights with re-
14	spect to covered foster children and incarcerated par-
15	ents, to measure program effectiveness, as determined
16	by the Secretary, and identify opportunities for im-
17	proved program practices and implementation.
18	"(3) Reports to the congress.—
19	"(A) Initial report.—Not later than 3
20	years after the date of the enactment of this sec-
21	tion, the Secretary shall submit to the Committee
22	on Ways and Means of the House of Representa-
23	tives and the Committee on Finance of the Sen-

ate a report that includes—

24

1	"(i) the number of applications for
2	grants under this section;
3	"(ii) the number of grants awarded,
4	and the amounts for each grant; and
5	"(iii) information on the grants, in-
6	cluding—
7	"(I) interim results of the evalua-
8	tion described in paragraph (2);
9	"(II) disaggregated data on cov-
10	ered foster children and incarcerated
11	parents;
12	"(III) information on the com-
13	position of eligible State partnerships;
14	"(IV) best practices for facili-
15	tating meaningful relationships be-
16	tween covered foster children and in-
17	carcerated parents; and
18	"(V) barriers to implementation
19	or expansion of programs funded under
20	$this\ section.$
21	"(B) Final report.—Not later than 6
22	years after the date of the enactment of this sec-
23	tion, the Secretary shall submit to the Committee
24	on Ways and Means of the House of Representa-

1	tives and the Committee on Finance of the Sen-
2	ate a report that includes—
3	"(i) the final results of the evaluation
4	described in paragraph (2); and
5	"(ii) recommendations for refinements
6	to grant requirements to improve program
7	out comes.
8	"(g) Authority of Secretary With Respect to
9	Indian Tribes and Tribal Organizations.—
10	"(1) Waiver or modification of require-
11	MENTS.—In making a grant to an Indian tribe or
12	tribal organization under this section, the Secretary
13	may waive the matching requirement of subsection (e)
14	or modify an application requirement imposed by or
15	under subsection (c) if the Secretary determines that
16	the waiver or modification is appropriate to the
17	needs, culture, and circumstances of the Indian tribe
18	or tribal organization.
19	"(2) EVALUATION.—The Secretary shall use trib-
20	ally relevant data in carrying out the evaluation
21	$under \ subsection \ (f)(2) \ with \ respect \ to \ an \ Indian$
22	tribe or tribal organization.
23	"(h) Limitations on Authorization of Appropria-
24	TIONS.—There is authorized to be appropriated to the Sec-

retary not more than \$35,000,000 for each of fiscal years 2026 through 2029 to carry out this section. 3 "(i) Definition of Covered Foster Child.—In this section, the term 'covered foster child' means a child 5 that— 6 "(1) is in foster care; and 7 "(2) has at least 1 parent incarcerated in a Fed-8 eral, State, or local correctional facility.". 9 (b) Conforming Amendments.— 10 (1)Section 431(a)(2)(B)(vii)(42)U.S.C.11 629a(a)(2)(B)(vii)) is amended by striking "(as de-12 fined in section 439(b)(2)". 13 (2) Section 431(a) (42 U.S.C. 629a(a)), as 14 amended by sections 6(b)(2) and 10(a)(4) of this Act, 15 is amended by adding at the end the following: 16 "(12) Mentoring.—The term 'mentoring' means 17 a structured, managed program in which children are 18 appropriately matched with screened and trained 19 adult volunteers for one on-one relationships, involv-20 ing meetings and activities on a regular basis, in-21 tended to meet, in part, the child's need for involve-22 ment with a caring and supportive adult who pro-

vides a positive role model.".

23

1	SEC. 14. GUIDANCE TO STATES ON IMPROVING DATA COL-
2	LECTION AND REPORTING FOR YOUTH IN
3	RESIDENTIAL TREATMENT PROGRAMS.
4	Within 2 years after the date of the enactment of this
5	Act, the Secretary of Health and Human Services, in con-
6	sultation with the Department of Education, the Adminis-
7	tration for Children and Families, the Centers for Medicare
8	and Medicaid Services, the Administration for Community
9	Living, the Department of Justice, and other relevant policy
10	experts, as determined by the Secretary, shall issue and dis-
11	seminate, or update and revise, as applicable, guidance to
12	State agencies in administering State plans approved
13	under parts B and E of title IV of the Social Security Act
14	on the following:
15	(1) Best practices for Federal and State agencies
16	to collect data and share information related to the
17	well-being of youth residing in residential treatment
18	facilities, including those facilities operating in mul-
19	tiple States or serving out-of-state youth.
20	(2) Best practices on improving State collection
21	and sharing of data related to incidences of maltreat-
22	ment of youth residing in residential treatment facili-
23	ties, including with respect to meeting the require-
24	ment of section $471(a)(9)(A)$ of such Act for such
25	youth in foster care.

1	(3) Best practices on improving oversight of
2	youth residential programs receiving Federal funding,
3	and research-based strategies for risk assessment re-
4	lated to the health, safety, and well-being of youth in
5	the facilities.
6	SEC. 15. STREAMLINING RESEARCH, TRAINING, AND TECH-
7	NICAL ASSISTANCE FUNDING.
8	(a) Repurposing Discretionary Research Set-
9	ASIDE.—Section 435(c) (42 U.S.C. 629e(c)) is amended to
10	read as follows:
11	"(c) Evaluation, Research, and Technical As-
12	SISTANCE WITH RESPECT TO TARGETED PROGRAM RE-
13	SOURCES.—Of the amount reserved under section 437(b)(1)
14	for a fiscal year, the Secretary shall use not less than—
15	"(1) \$1,000,000 for technical assistance to grant-
16	ees under section 437(f) and to support design of local
17	site evaluations with the goal of publishing and sub-
18	mitting evaluation findings to the clearinghouse es-
19	tablished under section 476(d), or to award grants to
20	allow current or former grantees under section 437(f)
21	to analyze, publish, and submit to the clearinghouse
22	data collected during past grants; and
23	"(2) \$1,000,000 for technical assistance required
24	under section 429B of this Act to support effective im-
25	plementation of the Indian Child Welfare Act of 1978

1	and to support development of associated State plan
2	measures described pursuant to section 422(b)(9) of
3	this Act.".
4	(b) Elimination of Research Set-Aside From
5	Mandatory Funds.—
6	(1) In General.—Section 436(b) (42 U.S.C.
7	629f(b)), as amended by the preceding provisions of
8	this Act, is amended by striking paragraph (1) and
9	redesignating paragraphs (2) through (5) as para-
10	graphs (1) through (4), respectively.
11	(2) Conforming amendments.—
12	(A) Section $433(a)$ (42 U.S.C. $629c(a)$) is
13	amended by striking "436(b)(3)" and inserting
14	"436(b)(2)".
15	(B) Section 433(e) (42 U.S.C. 629c(e)), as
16	amended by section 12(b) of this Act, is amended
17	by striking " $436(b)(4)(A)$ " and inserting
18	" $436(b)(3)(A)$ " each place it appears.
19	(C) Section $434(a)(2)(A)$ (42 U.S.C.
20	629d(a)(2)(A)) is amended by striking
21	" $436(b)(4)(B)$ " and inserting " $436(b)(3)(B)$ ".
22	(D) Section $437(b)(1)$ (42 U.S.C.
23	629g(b)(1)) is amended by striking "436(b)(1)"
24	and inserting "435".

1	(E) Section $437(f)(3)$ (42 U.S.C. $629g(f)(3)$)
2	is amended by striking "436(b)(5)" and insert-
3	ing "436(b)(4)".
4	(F) Section $438(c)$ (42 U.S.C. $629g(c)$) is
5	amended in each of paragraphs (1) through (3)
6	is amended by striking "436(b)(2)" and insert-
7	ing "436(b)(1)".
8	SEC. 16. REPORT ON POST ADOPTION AND SUBSIDIZED
9	GUARDIANSHIP SERVICES.
10	(a) In General.—Within 2 years after the date of the
11	enactment of this Act, the Secretary of Health and Human
12	Services shall prepare and submit to the Committee on
13	Ways and Means of the House of Representatives and the
14	Committee on Finance of the Senate a report on children
15	who enter into foster care under the supervision of a State
16	administering a plan approved under part B or E of title
17	IV of the Social Security Act after finalization of an adop-
18	tion or legal guardianship.
19	(b) Information.—The Secretary shall include in the
20	report information, to the extent available through the
21	Adoption and Foster Care Analysis and Reporting System
22	and other data sources, regarding the incidence of adoption
23	disruption and dissolution affecting children described in
24	subsection (a) and factors associated with such cir-
25	cumstances, including—

1	(1) whether affected individuals received pre- or
2	post-legal adoption services; and
3	(2) other relevant information, such as the age of
4	$the\ child\ involved.$
5	(c) Post-Adoption Services and Guardianship.—
6	The Secretary shall include in the report—
7	(1) a summary of post-adoption services and
8	guardianship in each State that are available to fam-
9	ilies that adopted children from foster care and the
10	extent to which the services are evidence-based or evi-
11	$dence\-informed.$
12	(2) a summary of funding and funding sources
13	for the services in each State, including set-asides
14	under the Promoting Safe and Stable Families pro-
15	gram.
16	SEC. 17. EFFECTIVE DATE.
17	(a) In General.—The amendments made by this Act
18	shall take effect on October 1, 2025, and shall apply to pay-
19	ments under part B of title IV of the Social Security Act
20	for calendar quarters beginning on or after such date.
21	(b) Delay Permitted if State Legislation Re-
22	QUIRED.—If the Secretary of Health and Human Services
23	determines that State legislation (other than legislation ap-
24	propriating funds) is required in order for a State plan
25	developed pursuant to part B of title IV of the Social Secu-

- 1 rity Act to meet the additional requirements imposed by
- 2 the amendments made by this Act, the plan shall not be
- 3 regarded as failing to meet any of the additional require-
- 4 ments before the 1st day of the 1st calendar quarter begin-
- 5 ning after the first regular session of the State legislature
- 6 that begins after the date of the enactment of this Act. For
- 7 purposes of the preceding sentence, if the State has a 2-
- 8 year legislative session, each year of the session is deemed
- 9 to be a separate regular session of the State legislature.
- 10 (c) Application to Programs Operated by Indian
- 11 Tribal Organizations.—In the case of an Indian tribe,
- 12 tribal organization, or tribal consortium that the Secretary
- 13 of Health and Human Services determines requires time
- 14 to take action necessary to comply with the additional re-
- 15 quirements imposed by the amendments made by this Act
- 16 (whether the tribe, organization, or tribal consortium has
- 17 a plan under section 479B of the Social Security Act or
- 18 a cooperative agreement or contract entered into with a
- 19 State), the Secretary shall provide the tribe, organization,
- 20 or tribal consortium with such additional time as the Sec-
- 21 retary determines is necessary for the tribe, organization,
- 22 or tribal consortium to take the action to comply with the
- 23 additional requirements before being regarded as failing to
- 24 comply with the requirements.

Union Calendar No. 574

118TH CONGRESS H. R. 9076

[Report No. 118-679]

A BILL

To reauthorize and modernize part B of title IV of the Social Security Act to strengthen child wel-fare services, expand the availability of preven-tion services to better meet the needs of vulner-able families, and for other purposes.

SEPTEMBER 17, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed