

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 5640
OFFERED BY MR. THOMAS OF CALIFORNIA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Child and Family Serv-
3 ices Improvement Act of 2006”.

4 SEC. 2. FINDINGS.

5 The Congress finds as follows:

6 (1) For Federal fiscal year 2004, child protec-
7 tive services (CPS) staff nationwide reported inves-
8 tigating or assessing an estimated 3,000,000 allega-
9 tions of child maltreatment, and determined that
10 872,000 children had been abused or neglected by
11 their parents or other caregivers.

12 (2) Combined, the Child Welfare Services
13 (CWS) and Promoting Safe and Stable Families
14 (PSSF) programs provide States about
15 \$700,000,000 per year for services intended to en-
16 sure the safety, permanency, and well-being of chil-
17 dren. These programs are considered the largest
18 source of targeted Federal funding in the child pro-



1 tection system for prevention—that is, for services
2 to ensure that children are not abused or neglected
3 and, whenever possible, help children remain safely
4 with their families.

5 (3) States have broad flexibility in directing
6 CWS dollars to protect children from abuse and ne-
7 glect. Under the PSSF program, States must invest
8 significant portions of program funds in family pres-
9 ervation services, family support services, time-lim-
10 ited reunification services, and post-adoption support
11 services.

12 (4) However, a 2003 report by the Government
13 Accountability Office (GAO) reported that little re-
14 search is available on the effectiveness of activities
15 supported by CWS funds—evaluations of services
16 supported by PSSF funds have generally shown lit-
17 tle or no effect.

18 (5) Further, the Department of Health and
19 Human Services recently completed initial Child and
20 Family Service Reviews (CFSRs) in each State. No
21 State was in full compliance with all measures of the
22 CFSRs. The CFSRs also revealed that States need
23 to work to prevent repeat abuse and neglect of chil-
24 dren, improve services provided to families to reduce
25 the risk of future harm (including by better moni-



1 toring the participation of families in services), and
2 strengthen upfront services provided to families to
3 prevent unnecessary family break-up and protect
4 children who remain at home.

5 (6) Federal policy should ensure that States are
6 appropriately targeting CWS and PSSF funds to as-
7 sist at-risk families and protect abused and ne-
8 glected children to address issues found in the
9 CFSRs. Encouraging States to invest their CWS
10 and PSSF funds in services that promote and pro-
11 tect the welfare of children, support strong, healthy
12 families, and reduce the reliance on out-of-home
13 care, will help ensure all children are raised in safe,
14 loving families.

15 (7) CFSRs also found a strong correlation be-
16 tween frequent caseworker visits with children and
17 positive outcomes for these children, such as timely
18 achievement of permanency and other indicators of
19 child well-being.

20 (8) However, a December 2005 report by the
21 Department of Health and Human Services Office of
22 Inspector General found that only 20 States were
23 able to produce reports to show whether caseworkers
24 actually visited children in foster care on at least a
25 monthly basis, despite the fact that nearly all States



1 had written standards suggesting monthly visits
2 were State policy. In fact, 7 of these 20 States indi-
3 cated that fewer than half of the children in foster
4 care were visited on a monthly basis.

5 (9) The Deficit Reduction Act of 2005 provided
6 \$40,000,000 in fiscal year 2006 for the PSSF pro-
7 gram which this Act ensures will be available and
8 which the Congressional Budget Office estimates will
9 increase mandatory budget authority by
10 \$40,000,000 each year from 2006 through 2015, for
11 a total of \$400,000,000.

12 (10) A 2003 GAO report found that the aver-
13 age tenure for a child welfare caseworker is less
14 than 2 years and this level of turnover negatively af-
15 fects safety and permanency for children.

16 (11) Targeting additional PSSF funds to en-
17 sure children in foster care are visited on at least a
18 monthly basis will promote better outcomes for vul-
19 nerable children, including by preventing further
20 abuse and neglect.

21 **SEC. 3. REAUTHORIZATION OF THE SAFE AND STABLE FAM-**
22 **ILIES PROGRAM.**

23 (a) ELIMINATION OF FINDINGS.—Section 430 of the
24 Social Security Act (42 U.S.C. 629) is amended by strik-



1 ing all through “(b) PURPOSE.—The purpose” and insert-
2 ing the following:

3 **“SEC. 430. PURPOSE.**

4 “The purpose”.

5 (b) LIMITATION ON ADMINISTRATIVE COST REIM-
6 BURSEMENT.—Section 434 of such Act (42 U.S.C. 629d)
7 is amended—

8 (1) in subsection (a), by inserting “, subject to
9 subsection (d),” after “shall”; and

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

11 “(d) LIMITATION ON REIMBURSEMENT FOR ADMIN-
12 ISTRATIVE COSTS.—The Secretary shall not make a pay-
13 ment to a State under this section with respect to expendi-
14 tures for administrative costs during a fiscal year, to the
15 extent that the total amount of the expenditures exceeds
16 10 percent of the total expenditures of the State during
17 the fiscal year under the State plan approved under sec-
18 tion 432.”.

19 (c) FUNDING OF MANDATORY GRANTS AT \$345 MIL-
20 LION PER FISCAL YEAR.—Section 436(a) of such Act (42
21 U.S.C. 629f(a)) is amended by striking “for fiscal year
22 2006.” and all that follows and inserting “for each of fis-
23 cal years 2007 through 2011.”.

24 (d) FUNDING OF DISCRETIONARY GRANTS.—Section
25 437(a) of such Act (42 U.S.C. 629g(a)) is amended by



1 striking “2002 through 2006” and inserting “2007
2 through 2011”.

3 (e) INCREASE IN SET-ASIDES FOR INDIAN TRIBES.—

4 (1) MANDATORY GRANTS.—Section 436(b)(3)
5 of such Act (42 U.S.C. 629f(b)(3)) is amended by
6 striking “1” and inserting “3”.

7 (2) DISCRETIONARY GRANTS.—Section
8 437(b)(3) of such Act (42 U.S.C. 629g(b)(3)) is
9 amended by striking “2” and inserting “3”.

10 (f) COLLECTION OF DATA ON TRIBAL PROMOTING
11 SAFE AND STABLE FAMILIES PLANS.—Section 432(b)(2)
12 of such Act (42 U.S.C. 629b(b)(2)) is amended—

13 (1) by striking subparagraph (A); and

14 (2) in subparagraph (B), by striking “Notwith-
15 standing subparagraph (A) of this paragraph, the”
16 and inserting “The”.

17 (g) AUTHORITY OF INTERTRIBAL CONSORTIA TO
18 APPLY FOR GRANTS.—Section 432(b)(2) of such Act (42
19 U.S.C. 629(b)(b)(2)), as amended by subsection (f) of this
20 section, is amended—

21 (1) by inserting before subparagraph (B) the
22 following:

23 “(A) INTERTRIBAL CONSORTIA.—This sub-
24 part shall not be interpreted to preclude the de-
25 velopment and submission of a single tribal



1 plan under this subpart by the participating
2 tribes of an intertribal consortium.”; and

3 (2) in subparagraph (B)—

4 (A) by inserting “or tribal consortium”
5 after “Indian tribe”; and

6 (B) by inserting “and tribal consortia”
7 after “Indian tribes”.

8 (h) TECHNICAL CORRECTION.—Section 431(a)(6) of
9 such Act (42 U.S.C. 629a(a)(6)) is amended by striking
10 “1986” and inserting “1996”.

11 **SEC. 4. TARGETING OF INCREASED SAFE AND STABLE FAM-**
12 **ILIES PROGRAM RESOURCES TO SUPPORT**
13 **MONTHLY CASEWORKER VISITS.**

14 (a) RESERVATION AND USE OF FUNDS.—

15 (1) IN GENERAL.—Section 436(b) of the Social
16 Security Act (42 U.S.C. 629f(b)) is amended by
17 adding at the end the following:

18 “(4) SUPPORT FOR MONTHLY CASEWORKER
19 VISITS.—

20 “(A) RESERVATION.—In the case of each
21 of fiscal years 2006 through 2011, the Sec-
22 retary shall reserve \$40,000,000 for allotment
23 in accordance with section 433(e).

24 “(B) USE OF FUNDS.—



1 “(i) IN GENERAL.—A State to which
2 an amount is paid from amounts reserved
3 under subparagraph (A) shall use the
4 amount to support monthly caseworker vis-
5 its with children who are in foster care
6 under the responsibility of the State, with
7 a primary emphasis on activities designed
8 to improve caseworker retention, recruit-
9 ment, training, and ability to access the
10 benefits of technology.

11 “(ii) NONSUPPLANTATION.—A State
12 to which an amount is paid from amounts
13 reserved pursuant to subparagraph (A)
14 shall not use the amount to supplant any
15 Federal funds paid to the State under part
16 E that could be used as described in clause
17 (i).”.

18 (2) EFFECT ON AMOUNTS RESERVED FOR IN-
19 DIAN TRIBES.—Section 436(b)(3) of such Act (42
20 U.S.C. 629b(b)(3)) is amended by striking “The”
21 and inserting “After applying paragraph (4) (but be-
22 fore applying paragraphs (1) or (2)), the”.

23 (b) ALLOTMENT OF FUNDS.—Section 433 of such
24 Act (42 U.S.C. 629c) is amended—



1 (1) in subsection (d), by inserting “subsection
2 (a), (b), or (c) of” before “this section” the 1st and
3 2nd places it appears; and

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

5 “(e) SPECIAL RULES APPLICABLE TO FUNDS RE-
6 SERVED TO SUPPORT MONTHLY CASEWORKER VISITS.—

7 “(1) ALLOTMENTS.—

8 “(A) TERRITORIES.—From the amount re-
9 served pursuant to section 436(b)(4)(A) for fis-
10 cal year 2006 or any succeeding fiscal year, the
11 Secretary shall allot to each jurisdiction speci-
12 fied in subsection (b) of this section that meets
13 the requirements of paragraph (2) of this sub-
14 section for the fiscal year an amount deter-
15 mined in the same manner as the allotment to
16 each of such jurisdictions is determined under
17 section 423 (without regard to the initial allot-
18 ment of \$70,000 to each State).

19 “(B) OTHER STATES.—From the amount
20 reserved pursuant to section 436(b)(4)(A) for
21 fiscal year 2006 or any succeeding fiscal year
22 that remains after applying subparagraph (A)
23 of this paragraph for the fiscal year, the Sec-
24 retary shall allot to each State (other than an
25 Indian tribe) not specified in subsection (b) of



1 this section that meets the requirements of
2 paragraph (2) of this subsection for the fiscal
3 year an amount equal to such remaining
4 amount multiplied by the food stamp percent-
5 age of the State (as defined in subsection (c)(2)
6 of this section) for the fiscal year, except that
7 in applying subsection (c)(2)(A) of this section,
8 ‘subsection (e)(1)(B)’ shall be substituted for
9 ‘such paragraph (1)’.

10 “(2) REQUIREMENTS.—The requirements of
11 this paragraph are the following:

12 “(A) AMOUNTS ALLOTTED FOR FISCAL
13 YEAR 2007.—In the case of amounts reserved
14 pursuant to section 436(b)(4)(A) for fiscal year
15 2007, the State has provided to the Secretary
16 data which shows, for the most recent fiscal
17 year for which such information is available—

18 “(i) the percentage of children in fos-
19 ter care under the responsibility of the
20 State who were visited by the caseworker
21 handling the case of the child at least once
22 each month while the child was in such
23 care; and

24 “(ii) the percentage of the visits that
25 occurred in the residence of the child.



1 “(B) AMOUNTS ALLOTTED FOR SUC-
2 CEEDING FISCAL YEARS.—In the case of
3 amounts reserved pursuant to section
4 436(b)(4)(A) for fiscal year 2008 or any suc-
5 ceeding fiscal year:

6 “(i) DATA SHOWING FREQUENCY AND
7 LOCATION OF CASEWORKER VISITS.—The
8 State has provided to the Secretary data
9 which shows, for the preceding fiscal year,
10 that—

11 “(I) for at least 90 percent of the
12 children in foster care under the re-
13 sponsibility of the State—

14 “(aa) the caseworker han-
15 dling the case of the child visited
16 the child at least once each
17 month while the child was in
18 such care; and

19 “(bb) the majority of the
20 visits occurred in the residence of
21 the child; or

22 “(II) the State made the req-
23 uisite annual progress, as determined
24 by the Secretary, to comply with sub-
25 clause (I) by October 1, 2011.



1 “(ii) STATE ABILITY TO VERIFY FRE-
2 QUENCY OF CASEWORKER VISITS.—The
3 Secretary has verified that the State has in
4 effect such policies and standards as may
5 be necessary to enable the State to deter-
6 mine whether, for at least 90 percent of
7 the children in foster care under the re-
8 sponsibility of the State, a caseworker vis-
9 ited the child at least once each month
10 during the fiscal year.

11 “(iii) VERIFICATION OF NONSUPPLAN-
12 TATION COMPLIANCE.—The State has pro-
13 vided to the Secretary such documentation
14 as may be necessary to verify that the
15 State has complied with section
16 436(b)(4)(B)(ii) during the fiscal year.”.

17 (c) PAYMENTS TO STATES.—Section 434(a) of such
18 Act (42 U.S.C. 629d(a)), as amended by section 3(b)(1)
19 of this Act, is amended by striking “the lesser of—” and
20 all that follows and inserting the following: “the sum of—

21 “(1) the lesser of—

22 “(A) 75 percent of the total expenditures
23 by the State for activities under the plan during
24 the fiscal year or the immediately succeeding
25 fiscal year; or



1 “(B) the allotment of the State under sub-
2 section (a), (b), or (c) of section 433, whichever
3 is applicable, for the fiscal year; and

4 “(2) the lesser of—

5 “(A) 75 percent of the total expenditures
6 by the State in accordance with section
7 436(b)(4)(B) during the fiscal year or the im-
8 mediately succeeding fiscal year; or

9 “(B) the allotment of the State under sec-
10 tion 433(e) for the fiscal year.”.

11 **SEC. 5. IMPROVEMENTS TO THE CHILD WELFARE SERV-**
12 **ICES PROGRAM.**

13 (a) **FUNDING.**—Subpart 1 of part B of title IV of
14 the Social Security Act (42 U.S.C. 620–628b) is amended
15 by striking sections 420 and 425 and inserting after sec-
16 tion 424 the following:

17 “LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS

18 “SEC. 425. To carry out this subpart, there are au-
19 thorized to be appropriated to the Secretary not more than
20 \$325,000,000 for each of fiscal years 2007 through
21 2011.”.

22 (b) **PURPOSE OF PROGRAM.**—Such subpart is further
23 amended—

24 (1) by redesignating sections 421 and 423 as
25 sections 423 and 424, respectively, and by transfer-



1 ring section 423 (as so redesignated) so that it ap-
2 pears after section 422; and

3 (2) by inserting after the subpart heading the
4 following:

5 “PURPOSE

6 “SEC. 421. The purpose of this subpart is to promote
7 State flexibility in the development and expansion of a co-
8 ordinated child and family services program that utilizes
9 community-based agencies and ensures all children are
10 raised in safe, loving families, by—

11 “(1) protecting and promoting the welfare of all
12 children;

13 “(2) preventing the neglect, abuse, or exploi-
14 tation of children;

15 “(3) supporting at-risk families through serv-
16 ices which allow children, where appropriate, to re-
17 main safely with their families or return to their
18 families in a timely manner;

19 “(4) promoting the safety, permanence, and
20 well-being of children in foster care; and

21 “(5) providing training, professional develop-
22 ment and support to ensure a well-qualified child
23 welfare workforce.”.

24 (c) MODIFICATION OF STATE PLAN REQUIRE-
25 MENTS.—Section 422 of such Act (42 U.S.C. 622) is
26 amended—



1 (1) in subsection (b)—

2 (A) by striking paragraphs (3) through (5)
3 and inserting the following:

4 “(3) include a description of the services and
5 activities which the State will fund under the State
6 program carried out pursuant to this subpart, and
7 how the services and activities will achieve the pur-
8 pose of this subpart;”;

9 (B) by striking paragraph (6) and insert-
10 ing after paragraph (3) (as added by subpara-
11 graph (A) of this paragraph) the following:

12 “(4) contain a description of—

13 “(A) the steps the State will take to pro-
14 vide child welfare services statewide and to ex-
15 pand and strengthen the range of existing serv-
16 ices and develop and implement services to im-
17 prove child outcomes; and

18 “(B) the child welfare services staff devel-
19 opment and training plans of the State;”;

20 (C) by redesignating paragraphs (7)
21 through (9) as paragraphs (5) through (7), re-
22 spectively;

23 (D) in paragraph (10)—

24 (i) by striking subparagraph (A);



1 (ii) in subparagraph (B), by inserting
2 “, which may include a residential edu-
3 cational program” after “in some other
4 planned, permanent living arrangement,”;

5 (iii) by redesignating subparagraph
6 (B) as subparagraph (A); and

7 (iv) by striking subparagraph (C) and
8 inserting after subparagraph (A) the fol-
9 lowing:

10 “(B) has in effect policies and administra-
11 tive and judicial procedures for children aban-
12 doned at or shortly after birth which enable
13 permanent decisions to be made expeditiously
14 with respect to the placement of the children;”;

15 (E) in paragraph (14), by striking “and”
16 at the end;

17 (F) in paragraph (15), by striking the pe-
18 riod and inserting a semicolon;

19 (G) by redesignating paragraphs (10)
20 through (15) as paragraphs (8) through (13),
21 respectively; and

22 (H) by adding at the end the following:

23 “(14) include assurances that not more than 10
24 percent of the expenditures of the State with respect



1 to activities funded from amounts provided under
2 this subpart will be for administrative costs; and

3 “(15) outlines how the State will ensure that
4 physicians or other appropriate medical professionals
5 are actively consulted and involved in—

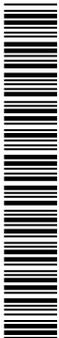
6 “(A) assessing the health and well-being of
7 children in foster care under the responsibility
8 of the State; and

9 “(B) determining appropriate medical
10 treatment for the children.”; and

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

12 “(c) DEFINITIONS.—In this subpart:

13 “(1) ADMINISTRATIVE COSTS.—The term ‘ad-
14 ministrative costs’ means costs for the following, but
15 only to the extent incurred in administering the
16 State plan developed pursuant to this subpart: pro-
17 curement, payroll management, personnel functions
18 (other than the portion of the salaries of supervisors
19 attributable to time spent directly supervising the
20 provision of services by caseworkers), management,
21 maintenance and operation of space and property,
22 data processing and computer services, accounting,
23 budgeting, auditing, and travel expenses (except
24 those related to the provision of services by case-



1 workers or the oversight of programs funded under
2 this subpart).

3 “(2) OTHER TERMS.—For definitions of other
4 terms used in this part, see section 475.”

5 (d) PROVISIONS RELATING TO STATE ALLOT-
6 MENTS.—Section 423 of such Act, as so redesignated by
7 subsection (b)(1) of this section, is amended—

8 (1) in subsection (a)—

9 (A) by inserting “IN GENERAL.—” after
10 “(a)”;

11 (B) by striking “420” and inserting
12 “425”; and

13 (C) by striking “He” and inserting “The
14 Secretary”;

15 (2) in subsection (b)—

16 (A) by inserting “DETERMINATION OF
17 STATE ALLOTMENT PERCENTAGES.—” after
18 “(b)”;

19 (B) by striking “per centum” each place it
20 appears and inserting “percent”;

21 (3) in subsection (c), by inserting “PROMULGA-
22 TION OF STATE ALLOTMENT PERCENTAGES.—”
23 after “(c)”;

24 (4) in subsection (d)—



1 (A) by inserting “UNITED STATES DE-
2 FINED.—” after “(d)”; and

3 (B) by striking “fifty” and inserting “50”;
4 and

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

6 “(e) REALLOTMENT OF FUNDS.—

7 “(1) IN GENERAL.—The amount of any allot-
8 ment to a State for a fiscal year under the preceding
9 provisions of this section which the State certifies to
10 the Secretary will not be required for carrying out
11 the State plan developed as provided in section 422
12 shall be available for reallocation from time to time,
13 on such dates as the Secretary may fix, to other
14 States which the Secretary determines—

15 “(A) need sums in excess of the amounts
16 allotted to such other States under the pre-
17 ceeding provisions of this section, in carrying out
18 their State plans so developed; and

19 “(B) will be able to so use such excess
20 sums during the fiscal year.

21 “(2) CONSIDERATIONS.—The Secretary shall
22 make the reallocations on the basis of the State
23 plans so developed, after taking into consideration—

24 “(A) the population under 21 years of age;



1 “(B) the per capita income of each of such
2 other States as compared with the population
3 under 21 years of age; and

4 “(C) the per capita income of all such
5 other States with respect to which such a deter-
6 mination by the Secretary has been made.

7 “(3) AMOUNTS REALLOTTED TO A STATE
8 AMOUNTS DEEMED PART OF STATE ALLOTMENT.—
9 Any amount so reallocated to a State is deemed part
10 of the allotment of the State under this section.”.

11 (e) PAYMENTS TO STATES.—

12 (1) EXCLUSION OF EXPENDITURES FOR CHILD
13 DAY CARE, FOSTER CARE MAINTENANCE PAYMENTS,
14 AND ADOPTION ASSISTANCE PAYMENTS FROM AL-
15 LOWABLE EXPENDITURES.—Section 424 of such
16 Act, as so redesignated by subsection (b)(1) of this
17 section, is amended—

18 (A) in subsection (c)—

19 (i) in paragraph (1)—

20 (I) by striking “No” and insert-
21 ing “Except as provided in paragraph
22 (2), no”;

23 (II) by striking “, for any fiscal
24 year beginning after September 30,
25 1979,”;



1 (III) in subparagraph (A), by
2 striking “necessary” and all that fol-
3 lows through “living”; and

4 (IV) in subparagraph (C), by
5 striking “, to the extent” and all that
6 follows through “1979”; and

7 (ii) by striking paragraph (2) and in-
8 serting the following:

9 “(2) In the case of a State which demonstrates
10 to the Secretary that the State made an expenditure
11 described in paragraph (1) in fiscal year 2005, the
12 Secretary shall not make a payment to the State
13 under this part for any fiscal year beginning after
14 September 30, 2006, with respect to the State ex-
15 penditures so described, to the extent that the Fed-
16 eral payment with respect to the expenditures so de-
17 scribed for the fiscal year exceeds the lesser of—

18 “(A) the total amount of the Federal pay-
19 ment under this part for fiscal year 1979; or

20 “(B) the total amount of the Federal pay-
21 ment with respect to the expenditures so de-
22 scribed for fiscal year 2005.”; and

23 (B) in subsection (d)—



1 (i) by striking “(excluding expendi-
2 tures for activities specified in subsection
3 (c)(1))”; and

4 (ii) by striking “such activities” and
5 inserting “activities specified in subsection
6 (c)(1)”.

7 (2) LIMITATION ON ADMINISTRATIVE COST RE-
8 IMBURSEMENT.—Section 424 of such Act (42
9 U.S.C. 623), as so redesignated by subsection (b)(1)
10 of this section, is amended by adding at the end the
11 following:

12 “(e) LIMITATION ON REIMBURSEMENT FOR ADMIN-
13 ISTRATIVE COSTS.—The Secretary shall not make a pay-
14 ment to a State under this section with respect to expendi-
15 tures during a fiscal year for administrative costs, to the
16 extent that the total amount of the expenditures exceeds
17 10 percent of the total expenditures of the State during
18 the fiscal year for activities funded from amounts provided
19 under this subpart.”.

20 (3) TECHNICAL AMENDMENT.—Section 424(a)
21 of such Act, as so redesignated by subsection (b)(1)
22 of this section, is amended by striking “per centum”
23 and inserting “percent”.

24 (f) ELIMINATION OF OBSOLETE PROVISION.—Sec-
25 tion 426 of such Act (42 U.S.C. 626) is amended by strik-



1 ing subsection (b) and redesignating subsection (c) as sub-
2 section (b).

3 (g) CONFORMING AMENDMENTS.—

4 (1) Section 428(b) of such Act (42 U.S.C.
5 628(b)) is amended by striking “421” and inserting
6 “423”.

7 (2) Section 429 of such Act (42 U.S.C. 628a)
8 is amended—

9 (A)(i) by striking the following:

10 “CHILD WELFARE TRAINEESHIPS

11 “SEC. 429. The Secretary”; and

12 (ii) inserting the following:

13 “(c) CHILD WELFARE TRAINEESHIPS.—The Sec-
14 retary”; and

15 (B) by transferring the provision to the
16 end of section 426 (as amended by subsection
17 (f) of this section).

18 (3) Section 429A of such Act (42 U.S.C. 628b)
19 is redesignated as section 429.

20 (4) Section 433(b) of such Act (42 U.S.C.
21 629c(b)) is amended by striking “421” and inserting
22 “423”.

23 (5) Section 437(c)(2) of such Act (42 U.S.C.
24 629g(c)(2)) is amended by striking “421” and in-
25 serting “423”.



1 **SEC. 6. REAUTHORIZATION OF THE COURT IMPROVEMENT**
2 **PROGRAM.**

3 Section 438 of the Social Security Act (42 U.S.C.
4 629h) is amended in each of subsections (c)(1)(A) and (d)
5 by striking “2006” and inserting “2011”.

6 **SEC. 7. REAUTHORIZATION OF PROGRAM FOR MENTORING**
7 **CHILDREN OF PRISONERS.**

8 Section 439 of the Social Security Act (42 U.S.C.
9 629i) is amended—

10 (1) in subsection (c), by striking “2002 through
11 2006” and inserting “2007 through 2011”; and

12 (2) in subsection (h), by striking paragraph (1)
13 and inserting the following:

14 “(1) LIMITATIONS ON AUTHORIZATION OF AP-
15 PROPRIATIONS; RESERVATION OF CERTAIN
16 AMOUNTS.—To carry out this section, there are au-
17 thorized to be appropriated to the Secretary such
18 sums as may be necessary for fiscal years 2007
19 through 2011.”.

20 **SEC. 8. AVAILABILITY OF ADDITIONAL PROMOTING SAFE**
21 **AND STABLE FAMILIES RESOURCES FOR FIS-**
22 **CAL YEAR 2006.**

23 (a) APPROPRIATION.—Out of any money in the
24 Treasury of the United States not otherwise appropriated,
25 there are appropriated to the Secretary of Health and
26 Human Services \$40,000,000 for fiscal year 2006 to carry



1 out subpart 2 of part B of title IV of the Social Security
2 Act, in addition to any amount otherwise made available
3 for fiscal year 2006 to carry out such subpart.

4 (b) AVAILABILITY OF FUNDS.— Notwithstanding
5 section 434(b)(2) of such Act, the amounts paid to States
6 from the amount appropriated under subsection (a) of this
7 section shall remain available for expenditure by the
8 States through fiscal year 2008.

9 **SEC. 9. REPORTS.**

10 Section 435 of the Social Security Act (42 U.S.C.
11 629e) is amended by adding at the end the following:

12 “(e) REPORTS.—

13 “(1) CONTENT.—The Secretary shall submit to
14 the Committee on Ways and Means of the House of
15 Representatives and the Committee on Finance of
16 the Senate biennial reports on—

17 “(A) the level of expenditures, and the pro-
18 grams and activities funded, under subpart 1
19 and this subpart by each State, territory, and
20 Indian tribe to which funds are paid under this
21 part;

22 “(B) the number of children and families
23 served by each such State, territory, and Indian
24 tribe under the programs; and



1 “(C) how spending under the programs
2 has helped achieve the goals identified by each
3 such State, territory, and Indian tribe as part
4 of the annual planning process undertaken in
5 developing plans pursuant to this part.

6 “(2) TIMING.—The Secretary shall submit the
7 biennial reports required by paragraph (1) not later
8 than July 1, 2008, and not later than July 1 of
9 every other calendar year thereafter.”.

10 **SEC. 10. EFFECTIVE DATES.**

11 (a) IN GENERAL.—Except as otherwise provided in
12 this section, the amendments made by this Act shall take
13 effect on October 1, 2006, and shall apply to payments
14 under part B of title IV of the Social Security Act for
15 calendar quarters beginning on or after such date, without
16 regard to whether regulations to implement the amend-
17 ments are promulgated by such date.

18 (b) DELAY PERMITTED IF STATE LEGISLATION RE-
19 QUIRED.—If the Secretary of Health and Human Services
20 determines that State legislation (other than legislation
21 appropriating funds) is required in order for a State plan
22 developed pursuant to subpart 1 of part B, or a State plan
23 approved under subpart 2 of part B, of title IV of the
24 Social Security Act to meet the additional requirements
25 imposed by the amendments made by this Act, the plan



1 shall not be regarded as failing to meet any of the addi-
2 tional requirements before the 1st day of the 1st calendar
3 quarter beginning after the first regular session of the
4 State legislature that begins after the date of the enact-
5 ment of this Act. If the State has a 2-year legislative ses-
6 sion, each year of the session is deemed to be a separate
7 regular session of the State legislature.

8 (c) AVAILABILITY OF ADDITIONAL PROMOTING SAFE
9 AND STABLE FAMILIES RESOURCES FOR FISCAL YEAR
10 2006.—Section 8 shall take effect on the date of the en-
11 actment of this Act.

