

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 7906
OFFERED BY MR. SMITH OF MISSOURI**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Strengthening State
3 and Tribal Child Support Enforcement Act”.

**4 SEC. 2. IMPROVING THE EFFECTIVENESS OF TRIBAL CHILD
5 SUPPORT ENFORCEMENT AGENCIES.**

6 (a) IMPROVING THE COLLECTION OF PAST-DUE
7 CHILD SUPPORT THROUGH STATE AND TRIBAL PARITY
8 IN THE ALLOWABLE USE OF TAX INFORMATION.—

9 (1) AMENDMENT TO THE SOCIAL SECURITY
10 ACT.—Section 464 of the Social Security Act (42
11 U.S.C. 664) is amended by adding at the end the
12 following:

13 “(d) APPLICABILITY TO INDIAN TRIBES AND TRIBAL
14 ORGANIZATIONS RECEIVING A GRANT UNDER THIS
15 PART.—This section, except for the requirement to dis-
16 tribute amounts in accordance with section 457, shall
17 apply to an Indian tribe or tribal organization receiving
18 a grant under section 455(f) in the same manner in which

1 this section applies to a State with a plan approved under
2 this part.”.

3 (2) AMENDMENTS TO THE INTERNAL REVENUE
4 CODE.—

5 (A) Section 6103(a)(2) of the Internal
6 Revenue Code of 1986 is amended by striking
7 “any local child support enforcement agency”
8 and inserting “any tribal or local child support
9 enforcement agency”.

10 (B) Section 6103(a)(3) of such Code is
11 amended by inserting “, (8)” after “(6)”.

12 (C) Section 6103(l) of such Code is
13 amended—

14 (i) in paragraph (6)—

15 (I) by striking “or local” in sub-
16 paragraph (A) and inserting “tribal,
17 or local”;

18 (II) by striking “AND LOCAL” in
19 the heading thereof and inserting
20 “TRIBAL, AND LOCAL”;

21 (III) by striking “The following”
22 in subparagraph (B) and inserting
23 “The”;

1 (IV) by striking the colon and all
2 that follows in subparagraph (B) and
3 inserting a period; and

4 (V) by adding at the end the fol-
5 lowing:

6 “(D) STATE, TRIBAL, OR LOCAL CHILD
7 SUPPORT ENFORCEMENT AGENCY.—For pur-
8 poses of this paragraph, the following shall be
9 treated as a State, tribal, or local child support
10 enforcement agency:

11 “(i) Any agency of a State or political
12 subdivision thereof operating pursuant to a
13 plan described in section 454 of the Social
14 Security Act which has been approved by
15 the Secretary of Health and Human Serv-
16 ices under part D of title IV of such Act.

17 “(ii) Any child support enforcement
18 agency of an Indian tribe or tribal organi-
19 zation receiving a grant under section
20 455(f) of the Social Security Act.”;

21 (ii) in paragraph (8)—

22 (I) in subparagraph (A), by strik-
23 ing “or State or local” and inserting
24 “State, tribal, or local”;

1 (II) in subparagraph (B), by
2 striking “enforced pursuant to a plan
3 described” and all that follows
4 through “of such Act” and inserting
5 “enforced pursuant to the provisions
6 of part D of title IV of the Social Se-
7 curity Act”;

8 (III) by adding at the end of sub-
9 paragraph (B) the following: “The in-
10 formation disclosed to any child sup-
11 port enforcement agency under sub-
12 paragraph (A) with respect to any in-
13 dividual with respect to whom child
14 support obligations are sought to be
15 established or enforced may be dis-
16 closed by such agency to any agent of
17 such agency which is under contract
18 with such agency for purposes of, and
19 to the extent necessary in, estab-
20 lishing and collecting child support
21 obligations from, and locating, individ-
22 uals owing such obligations.”;

23 (IV) by striking subparagraph
24 (C) and inserting the following:

1 “(C) STATE, TRIBAL, OR LOCAL CHILD
2 SUPPORT ENFORCEMENT AGENCY.—For pur-
3 poses of this paragraph, the term ‘State, tribal,
4 or local child support enforcement agency’ has
5 the same meaning as when used in paragraph
6 (6)(D).”; and

7 (V) by striking “AND LOCAL” in
8 the heading thereof and inserting
9 “TRIBAL, AND LOCAL”; and

10 (iii) in paragraph (10)(B), by adding
11 at the end the following new clause:

12 “(iii) The information disclosed to any
13 child support enforcement agency under
14 subparagraph (A) with respect to any indi-
15 vidual with respect to whom child support
16 obligations are sought to be established or
17 enforced may be disclosed by such agency
18 to any agent of such agency which is under
19 contract with such agency for purposes of,
20 and to the extent necessary in, establishing
21 and collecting child support obligations
22 from, and locating, individuals owing such
23 obligations.”.

24 (D) Section 6103(p)(4) of such Code is
25 amended—

1 (i) by striking “subsection (l)(10),
2 (13)(A), (13)(B), (13)(C), (13)(D)(i), (16),
3 (18), (19), or (20), or any entity” in the
4 matter preceding subparagraph (A) and in-
5 serting “subsection (l)(6), (8), (10),
6 (13)(A), (13)(B), (13)(C), (13)(D)(i), (16),
7 (18), (19), or (20), or any Indian tribe or
8 tribal organization receiving a grant under
9 section 455(f) of the Social Security Act,
10 or any entity”;

11 (ii) by striking “subsection (l)(10)” in
12 subparagraph (F)(i) and inserting “sub-
13 section (l)(6), (8), (10)”;

14 (iii) by striking “subsection (l)(10),
15 (13)(A), (13)(B), (13)(C), (13)(D)(i), (16),
16 (18), (19), or (20) or any entity” each
17 place it appears in the matter following
18 subparagraph (F)(iii) and inserting “sub-
19 section (l)(6), (8), (10), (13)(A), (13)(B),
20 (13)(C), (13)(D)(i), (16), (18), (19), or
21 (20), or any Indian tribe or tribal organi-
22 zation receiving a grant under section
23 455(f) of the Social Security Act, or any
24 entity”; and

1 (iv) by inserting “, (8)” after “para-
2 graph (6)(A)” in the matter following sub-
3 paragraph (F)(iii).

4 (E) Section 6103(p)(9) of such Code is
5 amended by striking “or local” and inserting
6 “tribal, or local”.

7 (F) Section 6402(c) of such Code is
8 amended by adding at the end the following:
9 “For purposes of this subsection, any reference
10 to a State shall include a reference to any In-
11 dian tribe or tribal organization receiving a
12 grant under section 455(f) of the Social Secu-
13 rity Act.”.

14 (b) REIMBURSEMENT FOR REPORTS.—Section
15 453(g) of the Social Security Act (42 U.S.C. 653(g)) is
16 amended—

17 (1) in the subsection heading, by striking
18 “STATE”; and

19 (2) by striking “and State” and inserting “,
20 State, and tribal”.

21 (c) TECHNICAL AMENDMENTS.—Paragraphs (7) and
22 (33) of section 454 of the Social Security Act (42 U.S.C.
23 654) are each amended by striking “450b” and inserting
24 “5304”.

