

112TH CONGRESS
1ST SESSION

H. R. 3134

To amend the Child Care and Development Block Grant Act of 1990 to include providing diapers and diapering supplies among the activities for which funds may be employed to improve the quality of and access to child care.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 6, 2011

Ms. DELAURO (for herself, Mr. KILDEE, Mr. MURPHY of Connecticut, Mr. JACKSON of Illinois, Ms. LEE of California, Ms. RICHARDSON, Mr. PRICE of North Carolina, Mrs. NAPOLITANO, Mr. RYAN of Ohio, Mr. CONYERS, Mr. LARSON of Connecticut, and Ms. MOORE) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Child Care and Development Block Grant Act of 1990 to include providing diapers and diapering supplies among the activities for which funds may be employed to improve the quality of and access to child care.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Diaper Investment and
3 Aid to Promote Economic Recovery” or the “DIAPER
4 Act”.

5 **SEC. 2. FINDINGS.**

6 Congress finds, pursuant to its authority under arti-
7 cle I and the fourteenth amendment of the Constitution,
8 that—

9 (1) access to a reliable supply of clean diapers
10 is a medical necessity for the health and welfare of
11 infant and toddlers, their families, and child and
12 health care providers,

13 (2) a supply of diapers is generally an eligibility
14 requirement for infants and toddlers to participate
15 in early childhood educational programs,

16 (3) providing a sufficient supply of diapers can
17 cause economic hardship to needy families,

18 (4) absent access to child care, parents and
19 guardians of infants and toddlers cannot participate
20 in the workforce, thereby causing economic harm to
21 many families,

22 (5) providing diapering systems to needy in-
23 fants and toddlers through child care programs fur-
24 thers the national goals of improved health and sani-
25 tation for families and for staff in early childhood
26 education and child care programs, and

1 (6) making available clean diapers to needy in-
2 fants and toddlers who would otherwise be prevented
3 from participating in child care programs furthers
4 the national goal of safe and quality child care, and
5 therefore enables better implementation of the Child
6 Care and Development Block Grant Act of 1990.

7 **SEC. 3. PROVISION OF DIAPERS AS CHILD CARE ASSIST-**
8 **ANCE.**

9 The Child Care and Development Block Grant Act
10 of 1990 (42 U.S.C. 9801 et seq.) is amended—

11 (1) in section 658E(c)(3)(C) by adding at the
12 end the following:

13 “Provision of diapers for use by eligible children
14 within the State who receive or are offered child
15 care services for which financial assistance is
16 provided under this Act is a direct service and
17 shall not be included in administrative costs.”,

18 (2) in section 658G is amended by adding at
19 the end the following:

20 “These activities include the provision of diapers and dia-
21 pering supplies to enrolled child care providers sufficient
22 for the population of children under the age of three whose
23 parent receives or is offered financial assistance under this
24 Act.”, and

1 (3) in section 658P by inserting after para-
2 graph (2) the following:

3 “(3) DIAPER.—The term ‘diaper’ means an ab-
4 sorbent garment worn by infants and toddlers who
5 are not toilet-trained or individuals who are incapa-
6 ble of controlling their bladder or bowel movements.
7 ‘Diaper’ refers to a disposable diaper or, where the
8 administering agency elects to make available, a
9 washable cloth diaper and the requisite diaper laun-
10 dering and delivery services necessary to provide suf-
11 ficient clean diapers for the eligible population. ‘Dia-
12 pering supplies’ means items, including diapers, dia-
13 per wipes, and diaper cream, necessary for safe dia-
14 pering.”.

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