

113TH CONGRESS
1ST SESSION

S. 1876

To reauthorize and restructure adoption incentive payments, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 19, 2013

Mr. BAUCUS (for himself, Mr. HATCH, Mr. WYDEN, Mr. ROCKEFELLER, Mr. GRASSLEY, and Mr. CASEY) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To reauthorize and restructure adoption incentive payments, 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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Strengthening And Finding Families for Children Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—ADOPTION INCENTIVE PAYMENTS

Sec. 101. Extension of program through fiscal year 2016.

Sec. 102. Improvements to award structure.

- Sec. 103. Renaming of program.
 Sec. 104. Limitations on use of incentive payments.
 Sec. 105. State report on calculation and use of savings resulting from the phase-out of eligibility requirements for adoption assistance; requirement to spend 40 percent of savings on certain services.
 Sec. 106. Preservation of eligibility for kinship guardianship assistance payments with a successor guardian.
 Sec. 107. Data collection on adoption and foster child guardianship disruption and dissolution.
 Sec. 108. Encouraging the placement of children in foster care with siblings.
 Sec. 109. Effective dates.

TITLE II—EXTENSION OF FAMILY CONNECTION GRANT PROGRAM

- Sec. 201. Extension of family connection grant program.

TITLE III—UNEMPLOYMENT COMPENSATION

- Sec. 301. Improving the collection of unemployment insurance overpayments through tax refund offset.

TITLE IV—BUDGETARY EFFECTS

- Sec. 401. Determination of budgetary effects.

1 **TITLE I—ADOPTION INCENTIVE**
 2 **PAYMENTS**

3 **SEC. 101. EXTENSION OF PROGRAM THROUGH FISCAL**
 4 **YEAR 2016.**

5 Section 473A of the Social Security Act (42 U.S.C.
 6 673b) is amended—

7 (1) in subsection (b)(5), by striking “2008
 8 through 2012” and inserting “2013 through 2015”;
 9 and

10 (2) in each of paragraphs (1)(D) and (2) of
 11 subsection (h), by striking “2013” and inserting
 12 “2016”.

1 **SEC. 102. IMPROVEMENTS TO AWARD STRUCTURE.**

2 (a) **ELIGIBILITY FOR AWARD.**—Section 473A(b) of
3 the Social Security Act (42 U.S.C. 673b(b)) is amended
4 by striking paragraph (2) and redesignating paragraphs
5 (3) through (5) as paragraphs (2) through (4), respec-
6 tively.

7 (b) **DATA REQUIREMENTS.**—Section 473A(c)(2) of
8 such Act (42 U.S.C. 673b(c)(2)) is amended—

9 (1) in the paragraph heading, by striking
10 “NUMBERS OF ADOPTIONS” and inserting “RATES
11 OF ADOPTIONS AND GUARDIANSHIPS”;

12 (2) by striking “the numbers” and all that fol-
13 lows through “section,” and inserting “each of the
14 rates required to be determined under this section
15 with respect to a State and a fiscal year,”; and

16 (3) by inserting before the period the following:
17 “, and, with respect to the determination of the
18 rates related to foster child guardianships, on the
19 basis of information reported to the Secretary under
20 paragraph (12) of subsection (g)”.

21 (c) **AWARD AMOUNT.**—Section 473A(d) of such Act
22 (42 U.S.C. 673b(d)) is amended—

23 (1) in paragraph (1), by striking subparagraphs
24 (A) through (C) and inserting the following:

25 “(A) \$4,000, multiplied by the amount (if
26 any) by which—

1 “(i) the number of foster child adop-
2 tions in the State during the fiscal year;
3 exceeds

4 “(ii) the product (rounded to the
5 nearest whole number) of—

6 “(I) the base rate of foster child
7 adoptions for the State for the fiscal
8 year; and

9 “(II) the number of children in
10 foster care under the supervision of
11 the State on the last day of the pre-
12 ceding fiscal year;

13 “(B) \$8,000, multiplied by the amount (if
14 any) by which—

15 “(i) the number of older child adop-
16 tions and older foster child guardianships
17 in the State during the fiscal year; exceeds

18 “(ii) the product (rounded to the
19 nearest whole number) of—

20 “(I) the base rate of older child
21 adoptions and older foster child
22 guardianships for the State for the
23 fiscal year; and

24 “(II) the number of children in
25 foster care under the supervision of

1 the State on the last day of the pre-
2 ceding fiscal year who have attained
3 age 9;

4 “(C) \$4,500, multiplied by the amount (if
5 any) by which—

6 “(i) the number of special needs adop-
7 tions that are not older child adoptions in
8 the State during the fiscal year; exceeds

9 “(ii) the product (rounded to the
10 nearest whole number) of—

11 “(I) the base rate of special
12 needs adoptions that are not older
13 child adoptions for the State for the
14 fiscal year; and

15 “(II) the number of children in
16 foster care under the supervision of
17 the State on the last day of the pre-
18 ceding fiscal year who have not at-
19 tained age 9; and

20 “(D) \$4,000, multiplied by the amount (if
21 any) by which—

22 “(i) the number of foster child
23 guardianships in the State during the fis-
24 cal year; exceeds

1 “(ii) the product (rounded to the
2 nearest whole number) of—

3 “(I) the base rate of foster child
4 guardianships for the State for the
5 fiscal year; and

6 “(II) the number of children in
7 foster care under the supervision of
8 the State on the last day of the pre-
9 ceding fiscal year.”; and

10 (2) by striking paragraph (3) and inserting the
11 following:

12 “(3) INCREASED ADOPTION AND LEGAL GUARD-
13 IANSHIP INCENTIVE PAYMENT FOR TIMELY ADOPT-
14 TIONS.—

15 “(A) IN GENERAL.—If for any of fiscal
16 years 2013 through 2015, the total amount of
17 adoption and legal guardianship incentive pay-
18 ments payable under paragraph (1) of this sub-
19 section are less than the amount appropriated
20 under subsection (h) for the fiscal year, then,
21 from the remainder of the amount appropriated
22 for the fiscal year that is not required for such
23 payments (in this paragraph referred to as the
24 ‘timely adoption award pool’), the Secretary
25 shall increase the adoption incentive payment

1 determined under paragraph (1) for each State
2 that the Secretary determines is a timely adop-
3 tion award State for the fiscal year by the
4 award amount determined for the fiscal year
5 under subparagraph (C).

6 “(B) TIMELY ADOPTION AWARD STATE DE-
7 FINED.—A State is a timely adoption award
8 State for a fiscal year if the State is one of the
9 50 States or the District of Columbia and the
10 Secretary determines that more than 50 percent
11 of the foster child adoptions that were finalized
12 in the State during the fiscal year were for chil-
13 dren for whom an adoption was finalized not
14 more than 12 months after the date on which
15 the child becomes legally free for adoption.

16 “(C) AWARD AMOUNT.—For purposes of
17 subparagraph (A), the award amount deter-
18 mined under this subparagraph with respect to
19 a fiscal year is the amount equal to the product
20 of—

21 “(i) the timely adoption award pool
22 for the fiscal year; and

23 “(ii) the number of timely adoption
24 award States for the fiscal year.”.

1 (d) DEFINITIONS.—Section 473A(g) of such Act (42
2 U.S.C. 673b(g)) is amended by striking paragraphs (1)
3 through (8) and inserting the following:

4 “(1) FOSTER CHILD ADOPTION RATE.—The
5 term ‘foster child adoption rate’ means, with respect
6 to a State and a fiscal year, the percentage deter-
7 mined by dividing—

8 “(A) the number of foster child adoptions
9 finalized in the State during the fiscal year; by

10 “(B) the number of children in foster care
11 under the supervision of the State on the last
12 day of the preceding fiscal year.

13 “(2) BASE RATE OF FOSTER CHILD ADOPT-
14 TIONS.—The term ‘base rate of foster child adop-
15 tions’ means, with respect to a State and a fiscal
16 year, the average of the foster child adoption rate
17 for the State for the immediately preceding 3 fiscal
18 years.

19 “(3) FOSTER CHILD ADOPTION.—The term
20 ‘foster child adoption’ means the final adoption of a
21 child who, at the time of adoptive placement, was in
22 foster care under the supervision of the State.

23 “(4) SPECIAL NEEDS ADOPTIONS THAT ARE
24 NOT OLDER CHILD ADOPTIONS RATE.—The term
25 ‘special needs adoptions that are not older child

1 adoptions rate’ means, with respect to a State and
2 a fiscal year, the percentage determined by divid-
3 ing—

4 “(A) the number of special needs adoptions
5 that are not older child adoptions finalized in
6 the State during the fiscal year; by

7 “(B) the number of children in foster care
8 under the supervision of the State on the last
9 day of the preceding fiscal year who have not
10 attained age 9.

11 “(5) BASE RATE OF SPECIAL NEEDS ADOP-
12 TIONS THAT ARE NOT OLDER CHILD ADOPTIONS.—

13 The term ‘base rate of special needs adoptions that
14 are not older child adoptions’ means, with respect to
15 a State and a fiscal year, the average of the special
16 needs adoptions that are not older child adoptions
17 rate for the State for the immediately preceding 3
18 fiscal years.

19 “(6) SPECIAL NEEDS ADOPTIONS THAT ARE
20 NOT OLDER CHILD ADOPTIONS.—The term ‘special
21 needs adoptions that are not older child adoptions’
22 means the final adoptions of all children who have
23 not attained age 9 and for whom an adoption assist-
24 ance agreement is in effect under section 473.

1 “(7) OLDER CHILD ADOPTIONS AND OLDER
2 FOSTER CHILD GUARDIANSHIPS RATE.—The term
3 ‘older child adoptions and older foster child
4 guardianships rate’ means, with respect to a State
5 and a fiscal year, the percentage determined by di-
6 viding—

7 “(A) the number of older child adoptions
8 and older foster child guardianships finalized in
9 the State during the fiscal year; by

10 “(B) the number of children in foster care
11 under the supervision of the State on the last
12 day of the preceding fiscal year, who have at-
13 tained 9 years of age.

14 “(8) BASE RATE OF OLDER CHILD ADOPTIONS
15 AND OLDER FOSTER CHILD GUARDIANSHIPS.—The
16 term ‘base rate of older child adoptions and older
17 foster child guardianships’ means, with respect to a
18 State and a fiscal year, the average of the older
19 child adoptions and older foster child guardianships
20 rate for the State for the immediately preceding 3
21 fiscal years.

22 “(9) OLDER CHILD ADOPTIONS AND OLDER
23 FOSTER CHILD GUARDIANSHIPS.—The term ‘older
24 child adoptions and older foster child guardianships’
25 means the final adoption, or the placement into legal

1 guardianship, of all children who have attained 9
2 years of age and—

3 “(A) at the time of the adoptive or legal
4 guardianship placement, were in foster care
5 under the supervision of the State; or

6 “(B) for whom an adoption assistance
7 agreement was in effect under section 473.

8 “(10) FOSTER CHILD GUARDIANSHIP RATE.—
9 The term ‘foster child guardianship rate’ means,
10 with respect to a State and a fiscal year, the per-
11 centage determined by dividing—

12 “(A) the number of foster child
13 guardianships that occurred in the State during
14 the fiscal year; by

15 “(B) the number of children in foster care
16 under the supervision of the State on the last
17 day of the preceding fiscal year.

18 “(11) BASE RATE OF FOSTER CHILD
19 GUARDIANSHIPS.—The term ‘base rate of foster
20 child guardianships’ means, with respect to a State
21 and a fiscal year, the average of the foster child
22 guardianship rate for the State for the immediately
23 preceding 3 fiscal years.

24 “(12) FOSTER CHILD GUARDIANSHIP.—The
25 term ‘foster child guardianship’ means, with respect

1 to a State, the exit of a child from foster care under
2 the responsibility of the State to live with a legal
3 guardian, if the State has reported to the Sec-
4 retary—

5 “(A) that the State agency has determined
6 that—

7 “(i) the child has been removed from
8 his or her home pursuant to a voluntary
9 placement agreement or as a result of a ju-
10 dicial determination to the effect that con-
11 tinuation in the home would be contrary to
12 the welfare of the child;

13 “(ii) being returned home is not an
14 appropriate option for the child;

15 “(iii) the child demonstrates a strong
16 attachment to the prospective legal guard-
17 ian, and the prospective legal guardian has
18 a strong commitment to caring perma-
19 nently for the child; and

20 “(iv) if the child has attained 14 years
21 of age, the child has been consulted re-
22 garding the legal guardianship arrange-
23 ment; or

1 “(B) the alternative procedures used by
2 the State to determine that legal guardianship
3 is the appropriate option for the child.”.

4 **SEC. 103. RENAMING OF PROGRAM.**

5 (a) IN GENERAL.—The section heading of section
6 473A of the Social Security Act (42 U.S.C. 673b) is
7 amended to read as follows:

8 **“SEC. 473A. ADOPTION AND LEGAL GUARDIANSHIP INCEN-**
9 **TIVE PAYMENTS.”.**

10 (b) CONFORMING AMENDMENTS.—

11 (1) Section 473A of such Act is amended in
12 each of subsections (a), (d)(1), (d)(2)(A), and
13 (d)(2)(B) (42 U.S.C. 673b(a), (d)(1), (d)(2)(A), and
14 (d)(2)(B)) by inserting “and legal guardianship”
15 after “adoption” each place it appears.

16 (2) The heading of section 473A(d) of such Act
17 (42 U.S.C. 673b(d)) is amended by inserting “AND
18 LEGAL GUARDIANSHIP” after “ADOPTION”.

19 **SEC. 104. LIMITATIONS ON USE OF INCENTIVE PAYMENTS.**

20 Section 473A(f) of the Social Security Act (42 U.S.C.
21 673b(f)) is amended—

22 (1) in the first sentence, by inserting “, and
23 shall use the amount to supplement, and not sup-
24 plant, any Federal or non-Federal funds used to

1 provide any service under part B or E” before the
2 period;

3 (2) by inserting after the first sentence, the fol-
4 lowing: “In the case of any State that is paid an in-
5 centive payment under this section for a fiscal year
6 that exceeds \$100,000, the State shall use at least
7 25 percent of the incentive payment made to the
8 State for that fiscal year to provide services for chil-
9 dren who have been reunified with their families, in-
10 cluding services to youth who, after emancipating
11 from foster care, return to their families, to support
12 and sustain these reunifications.”; and

13 (3) by striking “the preceding sentence” and in-
14 serting “this subsection”.

15 **SEC. 105. STATE REPORT ON CALCULATION AND USE OF**
16 **SAVINGS RESULTING FROM THE PHASE-OUT**
17 **OF ELIGIBILITY REQUIREMENTS FOR ADOPT-**
18 **ION ASSISTANCE; REQUIREMENT TO SPEND**
19 **40 PERCENT OF SAVINGS ON CERTAIN SERV-**
20 **ICES.**

21 Section 473(a)(8) of the Social Security Act (42
22 U.S.C. 673(a)(8)) is amended to read as follows:

23 “(8)(A) A State shall calculate the savings (if any)
24 resulting from the application of paragraph (2)(A)(ii) to
25 all applicable children for a fiscal year, using a method-

1 ology specified by the Secretary or an alternate method-
2 ology proposed by the State and approved by the Sec-
3 retary.

4 “(B) A State shall annually report to the Secretary—

5 “(i) the methodology used to make the calcula-
6 tion described in subparagraph (A), without regard
7 to whether any savings are found;

8 “(ii) the amount of any savings referred to in
9 subparagraph (A); and

10 “(iii) how any such savings are spent, account-
11 ing for and reporting the spending separately from
12 any other spending reported to the Secretary under
13 part B or E.

14 “(C) The Secretary shall make all information re-
15 ported pursuant to subparagraph (B) (including the infor-
16 mation required under subparagraph (D)(iii)) available on
17 the website of the Department of Health and Human
18 Services in a location easily accessible to the public.

19 “(D)(i) A State shall spend an amount equal to the
20 amount of the savings (if any) in State expenditures under
21 this part resulting from the application of paragraph
22 (2)(A)(ii) to all applicable children for a fiscal year, to
23 provide to children of families any service that may be pro-
24 vided under this part or part B, and shall spend not less
25 than 40 percent of any such savings on—

1 “(I) post-adoption or post-guardianship services
 2 (as applicable) for children placed in adoptive, kin-
 3 ship guardianship, or guardianship placements and
 4 their families; and

5 “(II) services to support and sustain positive
 6 permanent outcomes for children who otherwise
 7 might enter into foster care under the responsibility
 8 of the State.

9 “(ii) Any spending by a State in accordance with this
 10 subparagraph shall be used to supplement, and not sup-
 11 plant, any Federal or non-Federal funds used to provide
 12 any service under part B or E.

13 “(iii) A State shall include in the annual report sub-
 14 mitted to the Secretary under subparagraph (B) a detailed
 15 account, in such form and manner as the Secretary shall
 16 require, of the services funded by the State to satisfy the
 17 requirements of clause (i) of this subparagraph.”.

18 **SEC. 106. PRESERVATION OF ELIGIBILITY FOR KINSHIP**
 19 **GUARDIANSHIP ASSISTANCE PAYMENTS**
 20 **WITH A SUCCESSOR GUARDIAN.**

21 Section 473(d)(3) of the Social Security Act (42
 22 U.S.C. 673(d)(3)) is amended by adding at the end the
 23 following:

24 “(C) ELIGIBILITY NOT AFFECTED BY RE-
 25 PLACEMENT OF GUARDIAN WITH A SUCCESSOR

1 GUARDIAN.—In the event of the death or inca-
 2 pacity of the relative guardian, the eligibility of
 3 a child for a kinship guardianship assistance
 4 payment under this subsection shall not be af-
 5 fected by reason of the replacement of the rel-
 6 ative guardian with a successor legal guardian
 7 named in the kinship guardianship assistance
 8 agreement referred to in paragraph (1) (includ-
 9 ing in any amendment to the agreement), not-
 10 withstanding subparagraph (A) of this para-
 11 graph and section 471(a)(28).”.

12 **SEC. 107. DATA COLLECTION ON ADOPTION AND FOSTER**
 13 **CHILD GUARDIANSHIP DISRUPTION AND DIS-**
 14 **SOLUTION.**

15 (a) IN GENERAL.—Section 479 of the Social Security
 16 Act (42 U.S.C. 679) is amended by adding at the end the
 17 following new subsection:

18 “(d)(1) Not later than 12 months after the date of
 19 enactment of the Strengthening And Finding Families for
 20 Children Act the Secretary shall, as part of the data collec-
 21 tion system established under this section, promulgate
 22 final regulations providing for the collection and analysis
 23 of information regarding children who enter into foster
 24 care under the supervision of a State as a result of the
 25 disruption of a placement for adoption or foster child

1 guardianship or the dissolution of an adoption or foster
2 child guardianship. The regulations shall require each
3 State with a State plan approved under this part and part
4 B to collect and report as part of such data collection sys-
5 tem and, as appropriate, to report supplementary, descrip-
6 tive, or spending information required separate from such
7 system and, as appropriate, as part of other reports re-
8 quired under this part or part B, the information specified
9 in paragraph (2).

10 “(2) The regulations promulgated under paragraph
11 (1) shall require a State to collect and report the following
12 information:

13 “(A) Information on children born in the
14 United States who are adopted or placed in a foster
15 child guardianship and who enter into foster care
16 under the supervision of the State as a result of the
17 disruption of a placement for adoption or foster
18 child guardianship or the dissolution of an adoption
19 or foster child guardianship, including—

20 “(i) the number of such children who enter
21 into foster care under the supervision of the
22 State as a result of—

23 “(I) the disruption of placement for
24 adoption;

1 “(II) the disruption of placement for
2 foster child guardianship;

3 “(III) the dissolution of an adoption;
4 or

5 “(IV) the dissolution of a foster child
6 guardianship; and

7 “(ii) for each child identified under clause
8 (i)—

9 “(I) the length of the adoption or fos-
10 ter child guardianship placement prior to
11 disruption or dissolution;

12 “(II) the age of the child at the time
13 of the disruption or dissolution;

14 “(III) the reason for the disruption or
15 dissolution, as well as illustrative or sup-
16 plementary materials that provide elabo-
17 ration for the reason; and

18 “(IV) the agencies who handled the
19 placement for adoption or foster child
20 guardianship.

21 “(B) Information on children born in a country
22 other than the United States who enter into foster
23 care under the supervision of the State as a result
24 of the disruption of a placement for adoption or the
25 dissolution of an adoption, including—

1 “(i) the number of such children who enter
2 into foster care under the supervision of the
3 State as a result of—

4 “(I) the disruption of placement for
5 adoption; or

6 “(II) the dissolution of an adoption;

7 “(ii) for each child identified under clause
8 (i)—

9 “(I) the child’s country of birth and,
10 if different, the country from which the
11 child originally was placed for adoption;

12 “(II) the length of the adoption place-
13 ment prior to disruption or dissolution;

14 “(III) the age of the child at the time
15 of the disruption or dissolution;

16 “(IV) the reason for the disruption or
17 dissolution, as well as illustrative or sup-
18 plementary materials that provide elabo-
19 ration for the reason; and

20 “(V) the agencies who handled the
21 placement for adoption; and

22 “(C) A description of the pre- and post-adoptive
23 support services that the State has determined result
24 in lower rates of disruption and dissolution of adop-
25 tions or foster child guardianships.

1 “(D) Information on how the State spends
2 funds paid to the State from an allotment for the
3 State under section 433 to promote adoption, and,
4 separately, to provide pre- and post-adoptive support
5 services.

6 “(E) Such other information as determined ap-
7 propriate by the Secretary.

8 “(3) For purposes of this subsection, the term ‘foster
9 child guardianship’ has the meaning given that term in
10 section 473A(g)(12).”.

11 (b) ANNUAL REPORT.—Section 479A of the Social
12 Security Act (42 U.S.C. 679b) is amended—

13 (1) in paragraph (5), by striking “and” after
14 the semicolon;

15 (2) in paragraph (6), by striking the period at
16 the end and inserting “; and”; and

17 (3) by adding at the end the following new
18 paragraph:

19 “(7) include in the report submitted pursuant
20 to paragraph (5) for fiscal year 2016 or any suc-
21 ceeding fiscal year, national and State-by-State data
22 on the numbers and rates of disruptions and dissolu-
23 tions of adoptions, as collected pursuant to section
24 479(d).”.

1 **SEC. 108. ENCOURAGING THE PLACEMENT OF CHILDREN**
2 **IN FOSTER CARE WITH SIBLINGS.**

3 (a) STATE PLAN AMENDMENT.—

4 (1) NOTIFICATION OF PARENTS OF SIBLINGS.—

5 Section 471(a)(29) of the Social Security Act (42
6 U.S.C. 671(a)(29)) is amended by striking “all adult
7 grandparents” and inserting “the following relatives:
8 all adult grandparents, all parents of a sibling of the
9 child, where such parent has legal custody of such
10 sibling,”.

11 (2) SIBLING DEFINED.—Section 475 of the So-
12 cial Security Act (42 U.S.C. 675) is amended by
13 adding at the end the following:

14 “(9) The term ‘sibling’ means an individual
15 who satisfies at least one of the following conditions
16 with respect to a child:

17 “(A) The individual is considered by State
18 law to be a sibling of the child.

19 “(B) The individual would have been con-
20 sidered a sibling of the child under State law
21 but for a termination or other disruption of pa-
22 rental rights, such as the death of a parent.”.

23 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
24 tion shall be construed as subordinating the rights of fos-
25 ter or adoptive parents of a child to the rights of the par-
26 ents of a sibling of that child.

1 **SEC. 109. EFFECTIVE DATES.**

2 (a) IN GENERAL.—Except as otherwise provided in
3 this section, the amendments made by this title shall take
4 effect as if enacted on October 1, 2013.

5 (b) RESTRUCTURING AND RENAMING OF PRO-
6 GRAM.—

7 (1) IN GENERAL.—The amendments made by
8 sections 102 and 103 shall take effect on October 1,
9 2014, subject to paragraph (2).

10 (2) TRANSITION RULE.—

11 (A) IN GENERAL.—Notwithstanding any
12 other provision of law, the total amount payable
13 to a State under section 473A of the Social Se-
14 curity Act for fiscal year 2014 shall be an
15 amount equal to $\frac{1}{2}$ of the sum of—

16 (i) the total amount that would be
17 payable to the State under such section for
18 fiscal year 2014 if the amendments made
19 by section 102 of this Act had not taken
20 effect; and

21 (ii) the total amount that would be
22 payable to the State under such section for
23 fiscal year 2014 in the absence of this
24 paragraph.

25 (B) PRO RATA ADJUSTMENT IF INSUFFI-
26 CIENT FUNDS AVAILABLE.—If the total amount

1 otherwise payable under subparagraph (A) for
2 fiscal year 2014 exceeds the amount appro-
3 priated pursuant to section 473A(h) of the So-
4 cial Security Act (42 U.S.C. 673b(h)) for that
5 fiscal year, the amount payable to each State
6 under subparagraph (A) for fiscal year 2014
7 shall be—

8 (i) the amount that would otherwise
9 be payable to the State under subpara-
10 graph (A) for fiscal year 2014; multiplied
11 by

12 (ii) the percentage represented by the
13 amount so appropriated for fiscal year
14 2014, divided by the total amount other-
15 wise payable under subparagraph (A) to all
16 States for that fiscal year.

17 (c) PROMOTING SIBLING CONNECTIONS.—

18 (1) IN GENERAL.—The amendments made by
19 section 108 shall take effect on the date of enact-
20 ment of this Act.

21 (2) DELAY PERMITTED IF STATE LEGISLATION
22 REQUIRED.—In the case of a State plan approved
23 under part E of title IV of the Social Security Act
24 which the Secretary of Health and Human Services
25 determines requires State legislation (other than leg-

1 islation appropriating funds) in order for the plan to
 2 meet the additional requirements imposed by section
 3 108, the State plan shall not be regarded as failing
 4 to comply with the requirements of such part solely
 5 on the basis of the failure of the plan to meet such
 6 additional requirements before the 1st day of the 1st
 7 calendar quarter beginning after the close of the 1st
 8 regular session of the State legislature that ends
 9 after the 1-year period beginning with the date of
 10 enactment of this Act. For purposes of the preceding
 11 sentence, in the case of a State that has a 2-year
 12 legislative session, each year of the session is deemed
 13 to be a separate regular session of the State legisla-
 14 ture.

15 **TITLE II—EXTENSION OF FAM-**
 16 **ILY CONNECTION GRANT**
 17 **PROGRAM**

18 **SEC. 201. EXTENSION OF FAMILY CONNECTION GRANT**
 19 **PROGRAM.**

20 (a) IN GENERAL.—Section 427(h) of the Social Secu-
 21 rity Act (42 U.S.C. 627(h)) is amended by striking
 22 “2013” and inserting “2016”.

23 (b) ELIGIBILITY OF UNIVERSITIES FOR MATCHING
 24 GRANTS.—Section 427(a) of such Act (42 U.S.C. 627(a))
 25 is amended, in the matter preceding paragraph (1)—

1 (1) by striking “and” before “private”; and

2 (2) by inserting “and institutions of higher edu-
3 cation (as defined under section 101 of the Higher
4 Education Act of 1965 (20 U.S.C. 1001)),” after
5 “arrangements,”.

6 (c) FINDING FAMILIES FOR FOSTER YOUTH WHO
7 ARE PARENTS.—Section 427(a)(1)(E) of such Act (42
8 U.S.C. 627(a)(1)(E)) is amended by inserting “and other
9 individuals who are willing and able to be foster parents
10 for children in foster care under the responsibility of the
11 State who are themselves parents” after “kinship care
12 families”.

13 (d) RESERVATION OF FUNDS.—Section 427(g) of
14 such Act (42 U.S.C. 627(g)) is amended—

15 (1) by striking paragraph (1); and

16 (2) by redesignating paragraphs (2) and (3) as
17 paragraphs (1) and (2), respectively.

18 **TITLE III—UNEMPLOYMENT**

19 **COMPENSATION**

20 **SEC. 301. IMPROVING THE COLLECTION OF UNEMPLOY-**
21 **MENT INSURANCE OVERPAYMENTS**
22 **THROUGH TAX REFUND OFFSET.**

23 (a) IN GENERAL.—Section 303 of the Social Security
24 Act (42 U.S.C. 503) is amended by adding at the end the
25 following:

1 “(m) In the case of a covered unemployment com-
2 pensation debt (as defined under section 6402(f)(4) of the
3 Internal Revenue Code of 1986) that remains uncollected
4 as of the date that is 2 years after the date when such
5 debt was first incurred, the State to which such debt is
6 owed shall take action to recover such debt under section
7 6402(f) of the Internal Revenue Code of 1986.”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) shall take effect on October 1, 2015.

10 **TITLE IV—BUDGETARY EFFECTS**

11 **SEC. 401. DETERMINATION OF BUDGETARY EFFECTS.**

12 The budgetary effects of this Act, for the purpose of
13 complying with the Statutory Pay-As-You-Go Act of 2010,
14 shall be determined by reference to the latest statement
15 titled “Budgetary Effects of PAYGO Legislation” for this
16 Act, submitted for printing in the Congressional Record
17 by the Chairman of the Senate Budget Committee, pro-
18 vided that such statement has been submitted prior to the
19 vote on passage.

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