

115TH CONGRESS
1ST SESSION

H. R. 2824

To amend title V of the Social Security Act to extend the Maternal, Infant,
and Early Childhood Home Visiting Program.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2017

Mr. SMITH of Nebraska (for himself, Mr. BURGESS, Mr. TIBERI, Mr. REED, Mr. MEEHAN, Mrs. NOEM, and Mrs. WALORSKI) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title V of the Social Security Act to extend the
Maternal, Infant, and Early Childhood Home Visiting
Program.

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.**

4 This Act may be cited as the “Increasing Opportunity
5 through Evidence-Based Home Visiting Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents of this Act is as follows:

- Sec. 1. Short title.
 Sec. 2. Table of contents.

**TITLE I—REAUTHORIZING THE MATERNAL, INFANT, AND EARLY
 CHILDHOOD HOME VISITING PROGRAM**

- Sec. 101. Continuing evidence-based home visiting program.
 Sec. 102. Continuing to demonstrate results to help families.
 Sec. 103. Reviewing statewide needs to target resources.
 Sec. 104. Improving the likelihood of success in high-risk communities.
 Sec. 105. Building evidence to increase program effectiveness.
 Sec. 106. Measuring improvements in family economic self-sufficiency.
 Sec. 107. Option to fund evidence-based home visiting on a pay for outcome basis.
 Sec. 108. Strengthening evidence-based home visiting through state, local, and private partnerships.
 Sec. 109. Data exchange standards for improved interoperability.

TITLE II—CONTROL UNLAWFUL FUGITIVE FELONS

- Sec. 201. Revisions to provisions limiting payment of benefits to fugitive felons under title XVI of the Social Security Act.

1 TITLE I—REAUTHORIZING THE
2 MATERNAL, INFANT, AND
3 EARLY CHILDHOOD HOME
4 VISITING PROGRAM

5 SEC. 101. CONTINUING EVIDENCE-BASED HOME VISITING
6 PROGRAM.

7 Section 511(j)(1)(H) of the Social Security Act (42
 8 U.S.C. 711(j)(1)(H)) is amended by striking “fiscal year
 9 2017” and inserting “each of fiscal years 2017 through
 10 2022”.

11 SEC. 102. CONTINUING TO DEMONSTRATE RESULTS TO
12 HELP FAMILIES.

13 (a) REQUIRE SERVICE DELIVERY MODELS TO DEM-
 14 ONSTRATE IMPROVEMENT IN APPLICABLE BENCHMARK
 15 AREAS.—Section 511 of the Social Security Act (42

1 U.S.C. 711) is amended in each of subsections (d)(1)(A)
2 and (h)(4)(A) by striking “each of”.

3 (b) DEMONSTRATION OF IMPROVEMENTS IN SUBSE-
4 QUENT YEARS.—Section 511(d)(1) of such Act (42 U.S.C.
5 711(d)(1)) is amended by adding at the end the following:

6 “(D) DEMONSTRATION OF IMPROVEMENTS
7 IN SUBSEQUENT YEARS.—

8 “(i) CONTINUED MEASUREMENT OF
9 IMPROVEMENT IN APPLICABLE BENCH-
10 MARK AREAS.—The eligible entity, after
11 demonstrating improvements for eligible
12 families as specified in subparagraphs (A)
13 and (B), shall continue to track and report
14 each year, subject to the approval of the
15 Secretary, quantifiable, measurable bench-
16 marks for demonstrating that the program
17 continues to result in improvements for the
18 eligible families participating in the pro-
19 gram in at least 4 of the areas specified in
20 subparagraph (A) that the service delivery
21 model or models selected by the entity are
22 intended to improve.

23 “(ii) CORRECTIVE ACTION PLAN.—If
24 the eligible entity fails to demonstrate im-
25 provement in at least 4 of the areas speci-

1 fied in subparagraph (A), the entity shall
2 develop and implement a plan to improve
3 outcomes in each of the areas specified in
4 subparagraph (A) that the service delivery
5 model or models selected by the entity are
6 intended to improve, subject to approval by
7 the Secretary. The plan shall include provi-
8 sions for the Secretary to monitor imple-
9 mentation of the plan and conduct contin-
10 ued oversight of the program, including
11 through submission by the entity of reg-
12 ular reports to the Secretary.

13 “(iii) TECHNICAL ASSISTANCE.—The
14 Secretary shall provide an eligible entity
15 required to develop and implement an im-
16 provement plan under clause (ii) with tech-
17 nical assistance to develop and implement
18 the plan. The Secretary may provide the
19 technical assistance directly or through
20 grants, contracts, or cooperative agree-
21 ments.

22 “(iv) NO IMPROVEMENT OR FAILURE
23 TO SUBMIT REPORT.—If the Secretary de-
24 termines after a period of time specified by
25 the Secretary that an eligible entity imple-

1 menting an improvement plan under clause
 2 (ii) has failed to demonstrate any improve-
 3 ment in at least 4 of the areas specified in
 4 subparagraph (A), or if the Secretary de-
 5 termines that an eligible entity has failed
 6 to submit the report required by clause (i),
 7 the Secretary shall terminate the grant
 8 made to the entity under this section and
 9 may include any unexpended grant funds
 10 in grants made to nonprofit organizations
 11 under subsection (h)(2)(B).”.

12 (c) INCLUDING INFORMATION ON APPLICABLE
 13 BENCHMARKS IN APPLICATION.—Section 511(e)(5) of
 14 such Act (42 U.S.C. 711(e)(5)) is amended by inserting
 15 “that the service delivery model or models selected by the
 16 entity are intended to improve” before the period at the
 17 end.

18 **SEC. 103. REVIEWING STATEWIDE NEEDS TO TARGET RE-**
 19 **SOURCES.**

20 Section 511(b)(1) of the Social Security Act (42
 21 U.S.C. 711(b)(1)) is amended by striking “Not later
 22 than” and all that follows through “statewide” the 2nd
 23 place it appears and inserting “Each State shall, as a con-
 24 dition of receiving payments from an allotment for the
 25 State under section 502, conduct a statewide needs assess-

1 ment not later than October 1, 2019, at least once every
 2 5 years (which may be separate from but in coordination
 3 with the statewide”.

4 **SEC. 104. IMPROVING THE LIKELIHOOD OF SUCCESS IN**
 5 **HIGH-RISK COMMUNITIES.**

6 Section 511(d)(4)(A) of the Social Security Act (42
 7 U.S.C. 711(d)(4)(A)) is amended by inserting “, taking
 8 into account the staffing, community resource, and other
 9 requirements of the service delivery model or models that
 10 are necessary for the model to operate and demonstrate
 11 improvements for eligible families” before the period.

12 **SEC. 105. BUILDING EVIDENCE TO INCREASE PROGRAM EF-**
 13 **ECTIVENESS.**

14 (a) ADDITION OF REPLICATED MODELS WITH SIZE-
 15 ABLE IMPACTS ON OUTCOMES AS APPROVED SERVICE
 16 DELIVERY MODELS.—Section 511(d)(3)(A) of the Social
 17 Security Act (42 U.S.C. 711(d)(3)(A)) is amended—

18 (1) in clause (i)—

19 (A) by striking “(I) or in subclause (II)”
 20 and inserting “(I), in subclause (II), or in sub-
 21 clause (III)”; and

22 (B) by redesignating subclause (II) as sub-
 23 clause (III) and inserting after subclause (I)
 24 the following:

1 “(II) The model meets the re-
 2 quirements of subclause (I) and has
 3 been shown to produce statistically-
 4 significant, sizeable, and sustained ef-
 5 fects on participant outcomes as de-
 6 scribed in the benchmark areas speci-
 7 fied in clauses (i) through (v) of para-
 8 graph (1)(A) when evaluated using
 9 well-designed and rigorous randomized
 10 controlled research designs, the eval-
 11 uation results have been published in
 12 a peer-reviewed journal, and the ef-
 13 fects have been replicated across more
 14 than 1 study or study site with no
 15 strong countervailing evidence.”; and
 16 (2) in clause (ii), by striking “(i)(II)” and in-
 17 serting “(i)(III)”.

18 (b) RESEARCH AND EVALUATION ACTIVITIES TO IN-
 19 CREASE PROGRAM EFFECTIVENESS.—Section
 20 511(h)(3)(A) of such Act (42 U.S.C. 711(h)(3)(A)) is
 21 amended by inserting “with a focus on testing the replica-
 22 tion of service delivery models meeting the requirements
 23 of subsection (d)(3)(A)(i)(I) to determine whether the
 24 models meet the requirements of subsection
 25 (d)(3)(A)(i)(II),” before “using”.

1 (c) REPORT AND RECOMMENDATION.—Section
 2 511(h)(4) of such Act (42 U.S.C. 711(h)(4)) is amend-
 3 ed—

4 (1) by striking “Not later than December 31,
 5 2015, the Secretary shall submit a report” and in-
 6 serting “The Secretary shall submit annual reports”;
 7 and

8 (2) in subparagraph (B), by inserting “or
 9 (d)(1)(D)(iii)” after “(d)(1)(B)(iii)(I)”.

10 **SEC. 106. MEASURING IMPROVEMENTS IN FAMILY ECO-**
 11 **NOMIC SELF-SUFFICIENCY.**

12 Section 511(d)(1)(A)(v) of the Social Security Act
 13 (42 U.S.C. 711(d)(1)(A)(v)) is amended by inserting
 14 “(which shall include measures of employment, earnings,
 15 and receipt of means-tested benefits)” before the period.

16 **SEC. 107. OPTION TO FUND EVIDENCE-BASED HOME VIS-**
 17 **ITING ON A PAY FOR OUTCOME BASIS.**

18 (a) IN GENERAL.—Section 511(c) of the Social Secu-
 19 rity Act (42 U.S.C. 711(c)) is amended by redesignating
 20 paragraphs (3) and (4) as paragraphs (4) and (5), respec-
 21 tively, and by inserting after paragraph (2) the following:

22 “(3) AUTHORITY TO USE GRANT FOR A PAY
 23 FOR OUTCOMES INITIATIVE.—An eligible entity to
 24 which a grant is made under paragraph (1) may use

1 the grant for a pay for outcomes initiative that satis-
2 fies the requirements of subsection (d).”.

3 (b) DEFINITION OF PAY FOR OUTCOMES INITIA-
4 TIVE.—Section 511(k) of such Act (42 U.S.C. 711(k)) is
5 amended by adding at the end the following:

6 “(4) PAY FOR OUTCOMES INITIATIVE.—The
7 term ‘pay for outcomes initiative’ means a perform-
8 ance-based grant, contract, or cooperative agreement
9 awarded by a public entity in which a commitment
10 is made to pay for improved outcomes that result in
11 social benefit and direct cost savings or cost avoid-
12 ance to the public sector. Such an initiative shall in-
13 clude—

14 “(A) a feasibility study that describes how
15 the proposed intervention is based on evidence
16 of effectiveness;

17 “(B) a rigorous, third-party evaluation
18 that uses experimental or quasi-experimental
19 design or other research methodologies that
20 allow for the strongest possible causal infer-
21 ences to determine whether the initiative has
22 met its proposed outcomes;

23 “(C) an annual, publicly available report
24 on the progress of the initiative; and

1 “(D) a requirement that payments are
2 made to the recipient of a grant, contract, or
3 cooperative agreement only when agreed upon
4 outcomes are achieved, except that this require-
5 ment shall not apply with respect to payments
6 to a third party conducting the evaluation de-
7 scribed in subparagraph (B).”.

8 (c) EXTENDED AVAILABILITY OF FUNDS.—Section
9 511(j)(3) of such Act (42 U.S.C. 711(j)(3)) is amended—
10 (1) by striking “(3) AVAILABILITY.—Funds”
11 and inserting the following:

12 “(3) AVAILABILITY.—

13 “(A) IN GENERAL.—Except as provided in
14 subparagraph (B), funds”; and

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

16 “(B) FUNDS FOR PAY FOR OUTCOMES INI-
17 TIATIVES.—Funds made available to an eligible
18 entity under this section for a fiscal year (or
19 portion of a fiscal year) for a pay for outcomes
20 initiative shall remain available for expenditure
21 by the eligible entity for not more than 10 years
22 after the funds are so made available.”.

1 **SEC. 108. STRENGTHENING EVIDENCE-BASED HOME VIS-**
 2 **ITING THROUGH STATE, LOCAL, AND PRI-**
 3 **VATE PARTNERSHIPS.**

4 Section 511 of the Social Security Act (42 U.S.C.
 5 711) is amended by adding at the end the following:

6 “(1) MATCHING REQUIREMENT.—

7 “(1) FEDERAL HOME VISITING SHARE.—

8 “(A) IN GENERAL.—An eligible entity to
 9 which a grant is made under this subsection for
 10 fiscal year 2020 or any succeeding fiscal year
 11 shall not use the grant to cover more than the
 12 applicable percentage of the costs of providing
 13 services or conducting activities under this sec-
 14 tion during the fiscal year.

15 “(B) APPLICABLE PERCENTAGE.—In sub-
 16 paragraph (A), the term ‘applicable percentage’
 17 means, with respect to a fiscal year—

18 “(i) 70 percent, in the case of fiscal
 19 year 2020;

20 “(ii) 60 percent, in the case of fiscal
 21 year 2021; or

22 “(iii) 50 percent, in the case of fiscal
 23 year 2022 or any succeeding fiscal year.

24 “(2) ELIGIBLE ENTITY HOME VISITING
 25 SHARE.—The cost of services provided or activities
 26 conducted under a grant awarded under this sub-

1 section may be paid in cash or in kind. The Sec-
 2 retary may attribute fair market value to goods,
 3 services, and facilities provided from non-Federal
 4 sources.”.

5 **SEC. 109. DATA EXCHANGE STANDARDS FOR IMPROVED**
 6 **INTEROPERABILITY.**

7 (a) IN GENERAL.—Section 511(h) of the Social Secu-
 8 rity Act (42 U.S.C. 711(h)) is amended by adding at the
 9 end the following:

10 “(5) DATA EXCHANGE STANDARDS FOR IM-
 11 PROVED INTEROPERABILITY.—

12 “(A) DESIGNATION AND USE OF DATA EX-
 13 CHANGE STANDARDS.—

14 “(i) DESIGNATION.—The head of the
 15 department or agency responsible for ad-
 16 ministering a program funded under this
 17 section shall, in consultation with an inter-
 18 agency work group established by the Of-
 19 fice of Management and Budget and con-
 20 sidering State perspectives, designate data
 21 exchange standards for necessary cat-
 22 egories of information that a State agency
 23 operating the program is required to elec-
 24 tronically exchange with another State
 25 agency under applicable Federal law.

1 “(ii) DATA EXCHANGE STANDARDS
2 MUST BE NONPROPRIETARY AND INTER-
3 OPERABLE.—The data exchange standards
4 designated under clause (i) shall, to the ex-
5 tent practicable, be nonproprietary and
6 interoperable.

7 “(iii) OTHER REQUIREMENTS.—In
8 designating data exchange standards under
9 this paragraph, the Secretary shall, to the
10 extent practicable, incorporate—

11 “(I) interoperable standards de-
12 veloped and maintained by an inter-
13 national voluntary consensus stand-
14 ards body, as defined by the Office of
15 Management and Budget;

16 “(II) interoperable standards de-
17 veloped and maintained by intergov-
18 ernmental partnerships, such as the
19 National Information Exchange
20 Model; and

21 “(III) interoperable standards
22 developed and maintained by Federal
23 entities with authority over con-
24 tracting and financial assistance.

1 “(B) DATA EXCHANGE STANDARDS FOR
2 FEDERAL REPORTING.—

3 “(i) DESIGNATION.—The head of the
4 department or agency responsible for ad-
5 ministering a program referred to in this
6 section shall, in consultation with an inter-
7 agency work group established by the Of-
8 fice of Management and Budget, and con-
9 sidering State government perspectives,
10 designate data exchange standards to gov-
11 ern Federal reporting and exchange re-
12 quirements under applicable Federal law.

13 “(ii) REQUIREMENTS.—The data ex-
14 change reporting standards required by
15 clause (i) shall, to the extent practicable—

16 “(I) incorporate a widely accept-
17 ed, nonproprietary, searchable, com-
18 puter-readable format;

19 “(II) be consistent with and im-
20 plement applicable accounting prin-
21 ciples;

22 “(III) be implemented in a man-
23 ner that is cost-effective and improves
24 program efficiency and effectiveness;
25 and

1 “(IV) be capable of being contin-
2 ually upgraded as necessary.

3 “(iii) INCORPORATION OF NONPROPRI-
4 ETARY STANDARDS.—In designating data
5 exchange standards under this paragraph,
6 the Secretary shall, to the extent prac-
7 ticable, incorporate existing nonproprietary
8 standards, such as the eXtensible Mark up
9 Language.

10 “(iv) RULE OF CONSTRUCTION.—
11 Nothing in this paragraph shall be con-
12 strued to require a change to existing data
13 exchange standards for Federal reporting
14 about a program referred to in this sec-
15 tion, if the head of the department or
16 agency responsible for administering the
17 program finds the standards to be effective
18 and efficient.”.

19 (b) EFFECTIVE DATE.—This Act and the amend-
20 ments and repeals made by this Act shall take effect 2
21 years after the date of the enactment of this Act.

1 **TITLE II—CONTROL UNLAWFUL**
2 **FUGITIVE FELONS**

3 **SEC. 201. REVISIONS TO PROVISIONS LIMITING PAYMENT**
4 **OF BENEFITS TO FUGITIVE FELONS UNDER**
5 **TITLE XVI OF THE SOCIAL SECURITY ACT.**

6 (a) FUGITIVE FELON WARRANT REQUIREMENT.—
7 Section 1611(e)(4)(A)(i) of the Social Security Act (42
8 U.S.C. 1382(e)(4)(A)(i)) is amended—

9 (1) by striking “fleeing to avoid” and inserting
10 “the subject of an arrest warrant for the purpose
11 of”;

12 (2) by striking “the place from which the per-
13 son flees” the first place it appears and inserting
14 “the jurisdiction issuing the warrant”; and

15 (3) by striking “the place from which the per-
16 son flees” the second place it appears and inserting
17 “the jurisdiction”.

18 (b) PROBATION AND PAROLE WARRANT REQUIRE-
19 MENT.—Section 1611(e)(4)(A)(ii) of such Act (42 U.S.C.
20 1382(e)(4)(A)(ii)) is amended to read as follows:

21 “(ii) the subject of an arrest warrant
22 for violating a condition of probation or
23 parole imposed under Federal or State
24 law.”.

1 (c) DISCLOSURE.—Section 1611(e)(5) of such Act
2 (42 U.S.C. 1382(e)(5)) is amended—

3 (1) by striking “any recipient of” and inserting
4 “any individual who is a recipient of (or would be
5 such a recipient but for the application of paragraph
6 (4)(A))”; and

7 (2) by striking “the recipient” each place it ap-
8 pears and inserting “the individual”.

9 (d) EFFECTIVE DATE.—The amendments made by
10 this section shall be effective with respect to benefits pay-
11 able for months that begin after the date that is 1 year
12 following the date of the enactment of this section.

○