

*Olympic Snowe*

**PENDING**

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To provide additional funding for child care.

IN THE SENATE OF THE UNITED STATES—108th Cong., 2d Sess.

**H.R. 4**

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**AMENDMENT No. 2937**

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By Grassley for Snowe

To: H.R. 4

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**Page(s)**

GPO: 2002 83-247(Mac)

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Ms. SNOWE (for herself, Mr. DODD, Mr. HATCH, Mr. ALEXANDER, Mr. CARPER, Mr. BINGAMAN, Mr. ROCKEFELLER, Ms. COLLINS, Ms. LANDRIEU, Mrs. MURRAY, Mr. JEFFORDS, Mrs. BOXER, Mr. CHAFEE, Mrs. LINCOLN, and Mrs. CLINTON) *and Ms. Mikulski, Coleman, Mr. Schumer*

Viz:

- 1 Beginning on page 255, strike line 18 and all that
- 2 follows through page 257, line 2, and insert the following:
- 3 **SEC. 116. FUNDING FOR CHILD CARE.**
- 4 (a) INCREASE IN MANDATORY FUNDING.—Section
- 5 418(a)(3) (42 U.S.C. 618(a)(3)), as amended by section

1 4 of the Welfare Reform Extension Act of 2003 (Public  
2 Law 108–040, 117 Stat. 837), is amended—

3 (1) by striking “and” at the end of subpara-  
4 graph (E);

5 (2) by striking the period at the end of sub-  
6 paragraph (F) and inserting “; and”; and

7 (3) by adding at the end the following:

8 “(G) \$2,917,000,000 for each of fiscal  
9 years 2005 through 2009.”.

10 (b) RESERVATION OF CHILD CARE FUNDS.—

11 (1) IN GENERAL.—Section 418(a)(4) (42  
12 U.S.C. 618(a)(4)) is amended to read as follows:

13 “(4) AMOUNTS RESERVED.—

14 “(A) INDIAN TRIBES.—

15 “(i) IN GENERAL.—The Secretary  
16 shall reserve 2 percent of the aggregate  
17 amount appropriated to carry out this sec-  
18 tion for a fiscal year for payments to In-  
19 dian tribes and tribal organizations for  
20 such fiscal year for the purpose of pro-  
21 viding child care assistance.

22 “(ii) APPLICATION OF CCDBG RE-  
23 QUIREMENTS.—Payments made under this  
24 subparagraph shall be subject to the re-  
25 quirements that apply to payments made

1 to Indian tribes and tribal organizations  
2 under the Child Care and Development  
3 Block Grant Act of 1990.

4 “(B) TERRITORIES.—

5 “(i) PUERTO RICO.—The Secretary  
6 shall reserve 1.5 percent of the amount ap-  
7 propriated under paragraph (5)(A)(i) for a  
8 fiscal year for payments to the Common-  
9 wealth of Puerto Rico for such fiscal year  
10 for the purpose of providing child care as-  
11 sistance.

12 “(ii) OTHER TERRITORIES.—The Sec-  
13 retary shall reserve 0.5 percent of the  
14 amount appropriated under paragraph  
15 (5)(A)(i) for a fiscal year for payments to  
16 Guam, American Samoa, the Virgin Is-  
17 lands of the United States, and the Com-  
18 monwealth of the Northern Mariana Is-  
19 lands in amounts which bear the same  
20 ratio to such amount as the amounts allot-  
21 ted to such territories under section 6580  
22 of the Child Care and Development Block  
23 Grant Act of 1990 for the fiscal year bear  
24 to the total amount reserved under such  
25 section for that fiscal year.

1                   “(iii) APPLICATION OF CCDBG RE-  
2                   QUIREMENTS.—Payments made under this  
3                   subparagraph shall be subject to the re-  
4                   quirements that apply to payments made  
5                   to territories under the Child Care and De-  
6                   velopment Block Grant Act of 1990.”.

7                   (2) CONFORMING AMENDMENT.—Section  
8                   1108(a)(2) (42 U.S.C. 1308(a)(2)), as amended by  
9                   section 108(b)(3), is amended by striking “or  
10                  413(f)” and inserting “413(f), or 418(a)(4)(B)”.

11                  (c) SUPPLEMENTAL GRANTS.—Section 418(a) (42  
12 U.S.C. 618(a)) is amended—

13                  (1) by redesignating paragraph (5) as para-  
14                  graph (7); and

15                  (2) by inserting after paragraph (4), the fol-  
16                  lowing:

17                  “(5) SUPPLEMENTAL GRANTS.—

18                         “(A) APPROPRIATION.—

19                                 “(i) IN GENERAL.—For supplemental  
20                                 grants under this section, there are  
21                                 appropriated—

22   “(I) \$700,000,000 for fiscal year  
23   2005;

24   “(II) \$1,000,000,000 for fiscal  
25   year 2006;

1                   “(III) \$1,200,000,000 for fiscal  
2                   year 2007;

3                   “(IV) \$1,400,000,000 for fiscal  
4                   year 2008; and

5                   “(V) \$1,700,000,000 for fiscal  
6                   year 2009.

7                   “(ii) AVAILABILITY.—Amounts appro-  
8                   priated under clause (i) for a fiscal year  
9                   shall be in addition to amounts appro-  
10                  priated under paragraph (3) for such fiscal  
11                  year and shall remain available without fis-  
12                  cal year limitation.

13                  “(B) SUPPLEMENTAL GRANT.—In addition  
14                  to the grants paid to a State under paragraphs  
15                  (1) and (2) for each of fiscal years 2005  
16                  through 2009, the Secretary, after reserving the  
17                  amounts described in subparagraphs (A) and  
18                  (B) of paragraph (4) and subject to the require-  
19                  ments described in paragraph (6), shall pay  
20                  each State an amount which bears the same  
21                  ratio to the amount specified in subparagraph  
22                  (A)(i) for the fiscal year (after such reserva-  
23                  tions), as the amount allotted to the State  
24                  under paragraph (2)(B) for fiscal year 2003

1 bears to the amount allotted to all States under  
2 that paragraph for such fiscal year.

3 “(6) REQUIREMENTS.—

4 “(A) MAINTENANCE OF EFFORT.—A State  
5 may not be paid a supplemental grant under  
6 paragraph (5) for a fiscal year unless the State  
7 ensures that the level of State expenditures for  
8 child care for such fiscal year is not less than  
9 the sum of—

10 “(i) the level of State expenditures for  
11 child care that were matched under a  
12 grant made to the State under paragraph  
13 (2) for fiscal year 2003; and

14 “(ii) the level of State expenditures  
15 for child care that the State reported as  
16 maintenance of effort expenditures for pur-  
17 poses of paragraph (2) for fiscal year  
18 2003.

19 “(B) MATCHING REQUIREMENT FOR FIS-  
20 CAL YEARS 2008 AND 2009.—With respect to the  
21 amount of the supplemental grant made to a  
22 State under paragraph (5) for each of fiscal  
23 years fiscal year 2008 and 2009 that is in ex-  
24 cess of the amount of the grant made to the  
25 State under paragraph (5) for fiscal year 2007,

1           subparagraph (C) of paragraph (2) shall apply  
2           to such excess amount in the same manner as  
3           such subparagraph applies to grants made  
4           under subparagraph (A) of paragraph (2) for  
5           each of fiscal years 2008 and 2009, respec-  
6           tively.

7           “(C) REDISTRIBUTION.—In the case of a  
8           State that fails to satisfy the requirement of  
9           subparagraph (A) for a fiscal year, the supple-  
10          mental grant determined under paragraph (5)  
11          for the State for that fiscal year shall be redis-  
12          tributed in accordance with paragraph (2)(D).”.

13          (d) EXTENSION OF MERCHANDISE PROCESSING CUS-  
14          TOMS USER FEES.—Section 13031(j)(3) of the Consoli-  
15          dated Omnibus Budget Reconciliation Act of 1985 (19  
16          U.S.C. 58e(j)(3)), as amended by section 201 of the Mili-  
17          tary Family Tax Relief Act of 2003 (Public Law 108–  
18          121; 117 Stat. 1343), is amended—

19                 (1) by striking “Fees” and inserting “(A) Ex-  
20                 cept as provided in subparagraph (B), fees”; and

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

22                 “(B) Fees may not be charged under paragraphs (9)  
23                 and (10) of subsection (a) after September 30, 2009.”.