

1     **“Subpart 3—Support for Quality Home Visitation**  
2                                   **Programs**

3     **“SEC. 440. HOME VISITATION PROGRAMS FOR FAMILIES**  
4                                   **WITH YOUNG CHILDREN AND FAMILIES EX-**  
5                                   **PECTING CHILDREN.**

6             “(a) PURPOSE.—The purpose of this section is to im-  
7 prove the well-being, health, and development of children  
8 by enabling the establishment and expansion of high qual-  
9 ity programs providing voluntary home visitation for fami-  
10 lies with young children and families expecting children.

11            “(b) GRANT APPLICATION.—A State that desires to  
12 receive a grant under this section shall submit to the Sec-  
13 retary for approval, at such time and in such manner as  
14 the Secretary may require, an application for the grant  
15 that includes the following:

16               “(1) DESCRIPTION OF HOME VISITATION PRO-  
17               GRAMS.—A description of the high quality programs  
18 of home visitation for families with young children  
19 and families expecting children that will be sup-  
20 ported by a grant made to the State under this sec-  
21 tion, the outcomes the programs are intended to  
22 achieve, and the evidence supporting the effective-  
23 ness of the programs.

24               “(2) RESULTS OF NEEDS ASSESSMENT.—The  
25 results of a statewide needs assessment that de-  
26 scribes—

1           “(A) the number, quality, and capacity of  
2 home visitation programs for families with  
3 young children and families expecting children  
4 in the State;

5           “(B) the number and types of families who  
6 are receiving services under the programs;

7           “(C) the sources and amount of funding  
8 provided to the programs;

9           “(D) the gaps in home visitation in the  
10 State, including identification of communities  
11 that are in high need of the services; and

12           “(E) training and technical assistance ac-  
13 tivities designed to achieve or support the goals  
14 of the programs.

15           “(3) ASSURANCES.—Assurances from the State  
16 that—

17           “(A) in supporting home visitation pro-  
18 grams using funds provided under this section,  
19 the State shall identify and prioritize serving  
20 communities that are in high need of such serv-  
21 ices, especially communities with a high propor-  
22 tion of low-income families or a high incidence  
23 of child maltreatment;

24           “(B) the State will reserve 5 percent of the  
25 grant funds for training and technical assist-

1           ance to the home visitation programs using  
2           such funds;

3           “(C) in supporting home visitation pro-  
4           grams using funds provided under this section,  
5           the State will promote coordination and collabor-  
6           ation with other home visitation programs (in-  
7           cluding programs funded under title XIX) and  
8           with other child and family services, health  
9           services, income supports, and other related as-  
10          sistance;

11          “(D) home visitation programs supported  
12          using such funds will, when appropriate, pro-  
13          vide referrals to other programs serving chil-  
14          dren and families; and

15          “(E) the State will comply with subsection  
16          (i), and cooperate with any evaluation con-  
17          ducted under subsection (j).

18          “(4) OTHER INFORMATION.—Such other infor-  
19          mation as the Secretary may require.

20          “(c) ALLOTMENTS.—

21          “(1) INDIAN TRIBES.—From the amount re-  
22          served under subsection (f)(2) for a fiscal year, the  
23          Secretary shall allot to each Indian tribe that meets  
24          the requirement of subsection (d), if applicable, for  
25          the fiscal year the amount that bears the same ratio

1 to the amount so reserved as the number of children  
2 in the Indian tribe whose families have income that  
3 does not exceed 200 percent of the poverty line bears  
4 to the total number of children in such Indian tribes  
5 whose families have income that does not exceed 200  
6 percent of the poverty line.

7 “(2) STATES AND TERRITORIES.—From the  
8 amount appropriated under subsection (m) for a fis-  
9 cal year that remains after making the reservations  
10 required by subsection (l), the Secretary shall allot  
11 to each State that is not an Indian tribe and that  
12 meets the requirement of subsection (d), if applica-  
13 ble, for the fiscal year the amount that bears the  
14 same ratio to the remainder of the amount so appro-  
15 priated as the number of children in the State whose  
16 families have income that does not exceed 200 per-  
17 cent of the poverty line bears to the total number of  
18 children in such States whose families have income  
19 that does not exceed 200 percent of the poverty line.

20 “(3) REALLOTMENTS.—The amount of any al-  
21 lotment to a State under a paragraph of this sub-  
22 section for any fiscal year that the State certifies to  
23 the Secretary will not be expended by the State pur-  
24 suant to this section shall be available for reallocot-  
25 ment using the allotment methodology specified in

1       that paragraph. Any amount so reallocated to a State  
2       is deemed part of the allotment of the State under  
3       this subsection.

4       “(d) MAINTENANCE OF EFFORT.—Beginning with  
5       fiscal year 2011, a State meets the requirement of this  
6       subsection for a fiscal year if the Secretary finds that the  
7       aggregate expenditures by the State from State and local  
8       sources for programs of home visitation for families with  
9       young children and families expecting children for the then  
10      preceding fiscal year was not less than 100 percent of such  
11      aggregate expenditures for the then 2nd preceding fiscal  
12      year.

13      “(e) PAYMENT OF GRANT.—

14           “(1) IN GENERAL.—The Secretary shall make a  
15      grant to each State that meets the requirements of  
16      subsections (b) and (d), if applicable, for a fiscal  
17      year for which funds are appropriated under sub-  
18      section (m), in an amount equal to the reimbursable  
19      percentage of the eligible expenditures of the State  
20      for the fiscal year, but not more than the amount  
21      allotted to the State under subsection (e) for the fis-  
22      cal year.

23           “(2) REIMBURSABLE PERCENTAGE DEFINED.—

24      In paragraph (1), the term ‘reimbursable percent-  
25      age’ means, with respect to a fiscal year—

1           “(A) 85 percent, in the case of fiscal year  
2           2010;

3           “(B) 80 percent, in the case of fiscal year  
4           2011; or

5           “(C) 75 percent, in the case of fiscal year  
6           2012 and any succeeding fiscal year.

7           “(f) ELIGIBLE EXPENDITURES.—

8           “(1) IN GENERAL.—In this section, the term  
9           ‘eligible expenditures’—

10           “(A) means expenditures to provide vol-  
11           untary home visitation for as many families  
12           with young children (under the age of school  
13           entry) and families expecting children as prac-  
14           ticable, through the implementation or expan-  
15           sion of high quality home visitation programs  
16           that—

17           “(i) adhere to clear evidence-based  
18           models of home visitation that have dem-  
19           onstrated positive effects on important pro-  
20           gram-determined child and parenting out-  
21           comes, such as reducing abuse and neglect  
22           and improving child health and develop-  
23           ment;

24           “(ii) employ well-trained and com-  
25           petent staff, maintain high quality super-

\* → that include community-  
based doulas and breast-feeding  
peer counselors;

1 vision, provide for ongoing training and  
 2 professional development, and show strong  
 3 organizational capacity to implement such  
 4 a program;

5 “(iii) establish appropriate linkages  
 6 and referrals to other community resources  
 7 and supports;

8 “(iv) monitor fidelity of program im-  
 9 plementation to ensure that services are  
 10 delivered according to the specified model;  
 11 and

12 “(v) provide parents with—

13 “(I) knowledge of age-appro-  
 14 priate child development in cognitive,  
 15 language, social, emotional, and motor  
 16 domains (including knowledge of sec-  
 17 ond language acquisition, in the case  
 18 of English language learners);

19 “(II) knowledge of realistic ex-  
 20 pectations of age-appropriate child be-  
 21 haviors;

22 “(III) knowledge of health and  
 23 wellness issues for children and par-  
 24 ents;

*x, including maternal health,  
 prenatal care, birthing support,  
 breast-feeding (initiation and  
 duration);*

maternal/  
child  
attachment  
and early

1

“(IV) modeling, consulting, and

2

coaching on parenting practices;

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“(V) skills to interact with their

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child to enhance age-appropriate de-

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velopment;

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“(VI) skills to recognize and seek

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help for issues related to health, devel-

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opmental delays, and social, emo-

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tional, and behavioral skills; and

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“(VII) activities designed to help

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parents become full partners in the

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education of their children;

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“(B) includes expenditures for training,

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technical assistance, and evaluations related to

15

the programs; and

16

“(C) does not include any expenditure with

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respect to which a State has submitted a claim

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for payment under any other provision of Fed-

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eral law.

20

“(2) PRIORITY FUNDING FOR PROGRAMS WITH

21

STRONG ~~■■■■~~ EVIDENCE.—

22

“(A) IN GENERAL.—The expenditures, de-

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scribed in paragraph (1), of a State for a fiscal

24

year that are attributable to the cost of pro-

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grams that do not adhere to a model of home

1           visitation with the strong~~est~~ evidence of effec-  
2           tiveness shall not be considered eligible expendi-  
3           tures for the fiscal year to the extent that the  
4           total of the expenditures exceeds the applicable  
5           percentage for the fiscal year of the allotment  
6           of the State under subsection (c) for the fiscal  
7           year.

8           “(B) APPLICABLE PERCENTAGE DE-  
9           FINED.—In subparagraph (A), the term ‘appli-  
10          cable percentage’ means, with respect to a fiscal  
11          year—

12                   “(i) 60 percent for fiscal year 2010;

13                   “(ii) 55 percent for fiscal year 2011;

14                   “(iii) 50 percent for fiscal year 2012;

15                   “(iv) 45 percent for fiscal year 2013;

16                   or

17                   “(v) 40 percent for fiscal year 2014.

18          “(g) NO USE OF OTHER FEDERAL FUNDS FOR  
19          STATE MATCH.—A State to which a grant is made under  
20          this section may not expend any Federal funds to meet  
21          the State share of the cost of an eligible expenditure for  
22          which the State receives a payment under this section.

23          “(h) WAIVER AUTHORITY.—

24                   “(1) IN GENERAL.—The Secretary may waive  
25                   or modify the application of any provision of this

1 section, other than subsection (b) or (f), to an In-  
2 dian tribe if the failure to do so would impose an  
3 undue burden on the Indian tribe.

4 “(2) SPECIAL RULE.—An Indian tribe is  
5 deemed to meet the requirement of subsection (d)  
6 for purposes of subsections (e) and (e) if—

7 “(A) the Secretary waives the requirement;

8 or

9 “(B) the Secretary modifies the require-  
10 ment, and the Indian tribe meets the modified  
11 requirement.

12 “(i) STATE REPORTS.—Each State to which a grant  
13 is made under this section shall submit to the Secretary  
14 an annual report on the progress made by the State in  
15 addressing the purposes of this section. Each such report  
16 shall include a description of—

17 “(1) the services delivered by the programs that  
18 received funds from the grant;

19 “(2) the characteristics of each such program,  
20 including information on the service model used by  
21 the program and the performance of the program;

22 “(3) the characteristics of the providers of serv-  
23 ices through the program, including staff qualifica-  
24 tions, work experience, and demographic characteris-  
25 ties;

1           “(4) the characteristics of the recipients of serv-  
2           ices provided through the program, including the  
3           number of the recipients, the demographic charac-  
4           teristics of the recipients, and family retention;

5           “(5) the annual cost of implementing the pro-  
6           gram, including the cost per family served under the  
7           program;

8           “(6) the outcomes experienced by recipients of  
9           services through the program;

10          “(7) the training and technical assistance pro-  
11          vided to aid implementation of the program, and  
12          how the training and technical assistance contrib-  
13          uted to the outcomes achieved through the program;

14          “(8) the indicators and methods used to mon-  
15          itor whether the program is being implemented as  
16          designed; and

17          “(9) other information as determined necessary  
18          by the Secretary.

19          “(j) EVALUATION.—

20               “(1) IN GENERAL.—The Secretary shall, by  
21               grant or contract, provide for the conduct of an  
22               independent evaluation of the effectiveness of home  
23               visitation programs receiving funds provided under  
24               this section, which shall examine the following:

1           “(A) The effect of home visitation pro-  
2           grams on child and parent outcomes, including  
3           child maltreatment, child health and develop-  
4           ment, school readiness, and links to community  
5           services.

6           “(B) The effectiveness of home visitation  
7           programs on different populations, including  
8           the extent to which the ability of programs to  
9           improve outcomes varies across programs and  
10          populations.

11          “(2) REPORTS TO THE CONGRESS.—

12           “(A) INTERIM REPORT.—Within 3 years  
13           after the date of the enactment of this section,  
14           the Secretary shall submit to the Congress an  
15           interim report on the evaluation conducted pur-  
16           suant to paragraph (1).

17           “(B) FINAL REPORT.—Within 5 years  
18           after the date of the enactment of this section,  
19           the Secretary shall submit to the Congress a  
20           final report on the evaluation conducted pursu-  
21           ant to paragraph (1).

22          “(k) ANNUAL REPORTS TO THE CONGRESS.—The  
23          Secretary shall submit annually to the Congress a report  
24          on the activities carried out using funds made available

1 under this section, which shall include a description of the  
2 following:

3           “(1) The high need communities targeted by  
4 States for programs carried out under this section.

5           “(2) The service delivery models used in the  
6 programs receiving funds provided under this sec-  
7 tion.

8           “(3) The characteristics of the programs, in-  
9 cluding—

10               “(A) the qualifications and demographic  
11 characteristics of program staff; and

12               “(B) recipient characteristics including the  
13 number of families served, the demographic  
14 characteristics of the families served, and fam-  
15 ily retention and duration of services.

16           “(4) The outcomes reported by the programs.

17           “(5) The research-based instruction, materials,  
18 and activities being used in the activities funded  
19 under the grant.

20           “(6) The training and technical activities, in-  
21 cluding on-going professional development, provided  
22 to the programs.

23           “(7) The annual costs of implementing the pro-  
24 grams, including the cost per family served under  
25 the programs.

1           “(8) The indicators and methods used by States  
2           to monitor whether the programs are being implemented as designed.  
3

4           “(1) RESERVATIONS OF FUNDS.—From the amounts  
5 appropriated for a fiscal year under subsection (m), the  
6 Secretary shall reserve—

7           “(1) an amount equal to 5 percent of the  
8 amounts to pay the cost of the evaluation provided  
9 for in subsection (j), and the provision to States of  
10 training and technical assistance, including the dis-  
11 semination of best practices in early childhood home  
12 visitation; and

13           “(2) after making the reservation required by  
14 paragraph (1), an amount equal to 3 percent of the  
15 amount so appropriated, to pay for grants to Indian  
16 tribes under this section.

17           “(m) APPROPRIATIONS.—Out of any money in the  
18 Treasury of the United States not otherwise appropriated,  
19 there is appropriated to the Secretary to carry out this  
20 section—

21           “(1) \$50,000,000 for fiscal year 2010;

22           “(2) \$100,000,000 for fiscal year 2011;

23           “(3) \$150,000,000 for fiscal year 2012;

24           “(4) \$200,000,000 for fiscal year 2013; and

25           “(5) \$250,000,000 for fiscal year 2014.

1 “(n) INDIAN TRIBES TREATED AS STATES.—In this  
2 section, paragraphs (4), (5), and (6) of section 431(a)  
3 shall apply.”.

4 **SEC. 1905. IMPROVED COORDINATION AND PROTECTION**  
5 **FOR DUAL ELIGIBLES.**

6 Title XI of the Social Security Act is amended by  
7 inserting after section 1150 the following new section:

8 “IMPROVED COORDINATION AND PROTECTION FOR DUAL  
9 ELIGIBLES

10 “SEC. 1150A. (a) IN GENERAL.—The Secretary shall  
11 provide, through an identifiable office or program within  
12 the Centers for Medicare & Medicaid Services, for a fo-  
13 cused effort to provide for improved coordination between  
14 Medicare and Medicaid and protection in the case of dual  
15 eligibles (as defined in subsection (g)). The office or pro-  
16 gram shall—

17 “(1) review Medicare and Medicaid policies re-  
18 lated to enrollment, benefits, service delivery, pay-  
19 ment, and grievance and appeals processes under  
20 parts A and B of title XVIII, under the Medicare  
21 Advantage program under part C of such title, and  
22 under title XIX;

23 “(2) identify areas of such policies where better  
24 coordination and protection could improve care and  
25 costs; and

breastfeeding peer counselor is an experienced mother from the  
community being served who is specially trained to provide basic  
information and peer support to promote successful breastfeeding.

add line ←  
(o) Definitions  
(1) Community-based doula-  
The term community-based doula is a woman from the community being served who is specially trained to provide support during the critical months of pregnancy, birth and the immediate post-partum period. (2) Breastfeeding peer counselor-  
The term breastfeeding peer counselor is an experienced mother from the community being served who is specially trained to provide basic information and peer support to promote successful breastfeeding.