

116TH CONGRESS
1ST SESSION

S. 2683

To establish a task force to assist States in implementing hiring requirements for child care staff members to improve child safety.

IN THE SENATE OF THE UNITED STATES

OCTOBER 23, 2019

Mr. BURR (for himself and Mr. VAN HOLLEN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To establish a task force to assist States in implementing hiring requirements for child care staff members to improve child safety.

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 “Child Care Protection
5 Improvement Act of 2019”.

6 **SEC. 2. TASK FORCE TO ASSIST IN IMPROVING CHILD SAFE-**
7 **TY.**

8 (a) ESTABLISHMENT.—There is established a task
9 force, to be known as the Interagency Task Force for

1 Child Safety (referred to in this section as the “Task
 2 Force”) to identify, evaluate, and recommend best prac-
 3 tices and technical assistance to assist Federal and State
 4 agencies in fully implementing the requirements of section
 5 658H(b) of the Child Care and Development Block Grant
 6 Act of 1990 (42 U.S.C. 9858f(b)) for child care staff
 7 members.

8 (b) COMPOSITION.—Not later than 60 days after the
 9 date of enactment of this Act, the President shall appoint
 10 the members of the Task Force, which shall include—

11 (1) the Director of the Office of Child Care of
 12 the Department of Health and Human Services (or
 13 the Director’s designee), the Associate Commissioner
 14 of the Children’s Bureau of the Department of
 15 Health and Human Services (or the Associate Com-
 16 missioner’s designee), and the Director of the Fed-
 17 eral Bureau of Investigation (or the Director’s des-
 18 ignee); and

19 (2) such other Federal officials (or their des-
 20 ignees) as may be designated by the President.

21 (c) CHAIRPERSON.—The chairperson of the Task
 22 Force shall be the Assistant Secretary of the Administra-
 23 tion for Children and Families.

24 (d) CONSULTATION.—The Task Force shall consult
 25 with representatives from State child care agencies, State

1 child protective services, State criminal justice agencies,
2 and other relevant stakeholders on identifying problems
3 in implementing, and proposing solutions to implement,
4 the requirements of section 658H(b) of the Child Care and
5 Development Block Grant Act of 1990, as described in
6 that section.

7 (e) TASK FORCE DUTIES.—The Task Force shall—

8 (1) develop recommendations for improving im-
9 plementation of the requirements of section 658H(b)
10 of the Child Care and Development Block Grant Act
11 of 1990, including recommendations about how the
12 Task Force and member agencies will collaborate
13 and coordinate efforts to implement such require-
14 ments, as described in that section; and

15 (2) develop recommendations in which the Task
16 Force identifies best practices and evaluates tech-
17 nical assistance to assist relevant Federal and State
18 agencies in implementing section 658H(b) of the
19 Child Care and Development Block Grant Act of
20 1990, which identification and evaluation shall in-
21 clude—

22 (A) an analysis of available research and
23 information at the Federal and State level re-
24 garding the status of the interstate require-
25 ments of that section for child care staff mem-

1 bers who have resided in one or more States
2 during the previous 5 years and who seek em-
3 ployment in a child care program in a different
4 State;

5 (B) a list of State agencies that are not re-
6 sponding to interstate requests covered by that
7 section for relevant information on child care
8 staff members;

9 (C) identification of the challenges State
10 agencies are experiencing in responding to such
11 interstate requests;

12 (D) an analysis of the length of time it
13 takes the State agencies in a State to receive
14 such results from State agencies in another
15 State in response to such an interstate request,
16 in accordance with that section;

17 (E) an analysis of the average processing
18 time for the interstate requests, in accordance
19 with that section;

20 (F) identification of the fees associated
21 with the interstate requests in each State to
22 meet requirements, in accordance with that sec-
23 tion;

24 (G) a list of States that are participating
25 in the National Fingerprint File program, as

1 administered by the Federal Bureau of Inves-
2 tigation, and an analysis of reasons States have
3 or have not chosen to participate in the pro-
4 gram, including barriers to participation such
5 as barriers related to State regulatory require-
6 ments and statutes; and

7 (H) a list of States that have closed record
8 laws or systems that prevent the States from
9 sharing complete criminal records data or infor-
10 mation with State agencies in another State.

11 (f) MEETINGS.—Not later than 3 months after the
12 date of enactment of this Act, the Task Force shall hold
13 its first meeting.

14 (g) FINAL REPORT.—Not later than 1 year after the
15 first meeting of the Task Force, the Task Force shall sub-
16 mit to the Secretary of Health and Human Services, the
17 Committee on Health, Education, Labor, and Pensions of
18 the Senate, and the Committee on Education and Labor
19 of the House of Representatives a final report containing
20 all of the recommendations required by paragraphs (1)
21 and (2) of subsection (e).

22 (h) EXEMPTION FROM FACA.—The Federal Advi-
23 sory Committee Act (5 U.S.C. App.) shall not apply to
24 the Task Force.

1 (i) SUNSET.—The Task Force shall terminate 1 year
2 after submitting its final report, but not later than the
3 end of fiscal year 2021.

○