

116TH CONGRESS  
2D SESSION

# S. 3154

To improve the effectiveness of tribal child support enforcement agencies,  
and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JANUARY 8, 2020

Mr. THUNE (for himself and Mr. WYDEN) introduced the following bill; which  
was read twice and referred to the Committee on Finance

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## A BILL

To improve the effectiveness of tribal child support  
enforcement agencies, 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.**

4 This Act may be cited as the “Tribal Child Support  
5 Enforcement Act”.

6 **SEC. 2. IMPROVING THE EFFECTIVENESS OF TRIBAL CHILD**  
7 **SUPPORT ENFORCEMENT AGENCIES.**

8 (a) IMPROVING THE COLLECTION OF PAST-DUE  
9 CHILD SUPPORT THROUGH STATE AND TRIBAL PARITY  
10 IN THE ALLOWABLE USE OF TAX INFORMATION.—

1           (1) AMENDMENT TO THE SOCIAL SECURITY  
2           ACT.—Section 464 of the Social Security Act (42  
3           U.S.C. 664) is amended by adding at the end the  
4           following:

5           “(d) APPLICABILITY TO INDIAN TRIBES AND TRIBAL  
6           ORGANIZATIONS RECEIVING A GRANT UNDER THIS  
7           PART.—This section, except for the requirement to dis-  
8           tribute amounts in accordance with section 457, shall  
9           apply to an Indian tribe or tribal organization receiving  
10          a grant under section 455(f) in the same manner in which  
11          this section applies to a State with a plan approved under  
12          this part.”.

13          (2) AMENDMENTS TO THE INTERNAL REVENUE  
14          CODE.—

15                 (A) Section 6103(a)(2) of the Internal  
16                 Revenue Code of 1986 is amended by striking  
17                 “any local child support enforcement agency”  
18                 and inserting “any tribal or local child support  
19                 enforcement agency”.

20                 (B) Section 6103(a)(3) of such Code is  
21                 amended by inserting “, (8)” after “(6)”.

22                 (C) Section 6103(l) of such Code is  
23                 amended—

24                         (i) in paragraph (6)—

1 (I) by striking “or local” in sub-  
2 paragraph (A) and inserting “tribal,  
3 or local”;

4 (II) by striking “AND LOCAL” in  
5 the heading thereof and inserting  
6 “TRIBAL, AND LOCAL”;

7 (III) by striking “The following”  
8 in subparagraph (B) and inserting  
9 “The”;

10 (IV) by striking the colon and all  
11 that follows in subparagraph (B) and  
12 inserting a period; and

13 (V) by adding at the end the fol-  
14 lowing:

15 “(D) STATE, TRIBAL, OR LOCAL CHILD  
16 SUPPORT ENFORCEMENT AGENCY.—For pur-  
17 poses of this paragraph, the following shall be  
18 treated as a State, tribal, or local child support  
19 enforcement agency:

20 “(i) Any agency of a State or political  
21 subdivision thereof operating pursuant to a  
22 plan described in section 454 of the Social  
23 Security Act which has been approved by  
24 the Secretary of Health and Human Serv-  
25 ices under part D of title IV of such Act.

1           “(ii) Any child support enforcement  
2 agency of an Indian tribe or tribal organi-  
3 zation receiving a grant under section  
4 455(f) of the Social Security Act.”;

5           (ii) in paragraph (8)—

6           (I) in subparagraph (A), by strik-  
7 ing “or State or local” and inserting  
8 “State, tribal, or local”;

9           (II) by adding the following at  
10 the end of subparagraph (B): “The  
11 information disclosed to any child  
12 support enforcement agency under  
13 subparagraph (A) with respect to any  
14 individual with respect to whom child  
15 support obligations are sought to be  
16 established or enforced may be dis-  
17 closed by such agency to any agent of  
18 such agency which is under contract  
19 with such agency for purposes of, and  
20 to the extent necessary in, estab-  
21 lishing and collecting child support  
22 obligations from, and locating, individ-  
23 uals owing such obligations.”;

24           (III) by striking subparagraph  
25 (C) and inserting the following:

1           “(C) STATE, TRIBAL, OR LOCAL CHILD  
2 SUPPORT ENFORCEMENT AGENCY.—For pur-  
3 poses of this paragraph, the term ‘State, tribal,  
4 or local child support enforcement agency’ has  
5 the same meaning as when used in paragraph  
6 (6)(D).”; and

7                           (IV) by striking “AND LOCAL” in  
8 the heading thereof and inserting  
9 “TRIBAL, AND LOCAL”; and

10                       (iii) in paragraph (10)(B), by adding  
11 at the end the following new clause:

12                       “(iii) The information disclosed to any  
13 child support enforcement agency under  
14 subparagraph (A) with respect to any indi-  
15 vidual with respect to whom child support  
16 obligations are sought to be established or  
17 enforced may be disclosed by such agency  
18 to any agent of such agency which is under  
19 contract with such agency for purposes of,  
20 and to the extent necessary in, establishing  
21 and collecting child support obligations  
22 from, and locating, individuals owing such  
23 obligations.”.

24                       (D) Subsection (c) of section 6402 of the  
25 Internal Revenue Code of 1986 is amended by

1 adding at the end the following: “For purposes  
2 of this subsection, any reference to a State shall  
3 include a reference to any Indian tribe or tribal  
4 organization receiving a grant under section  
5 455(f) of the Social Security Act.”.

6 (b) REIMBURSEMENT FOR REPORTS.—Section  
7 453(g) of the Social Security Act (42 U.S.C. 653(g)) is  
8 amended—

9 (1) in the subsection heading, by striking  
10 “STATE”; and

11 (2) by striking “and State” and inserting “,  
12 State, and tribal”.

13 (c) TECHNICAL AMENDMENTS.—Paragraphs (7) and  
14 (33) of sections 454 of the Social Security Act (42 U.S.C.  
15 654) are each amended by striking “450b” and inserting  
16 “5304”.

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