

117TH CONGRESS
2D SESSION

S. 4868

To provide support and assistance to unborn children, pregnant women,
parents, and families.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 15, 2022

Mr. RUBIO introduced the following bill; which was read twice and referred
to the Committee on Finance

A BILL

To provide support and assistance to unborn children,
pregnant women, parents, and families.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Providing for Life Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Permanent extension and modification of special rules for child tax
credit.

Sec. 3. Treatment of unborn children.

Sec. 4. Denial of deduction for State and local taxes of individuals.

Sec. 5. Refundable adoption tax credit.

Sec. 6. Parental leave benefits.

- Sec. 7. Cooperation with child support agencies as eligibility factor under supplemental nutrition assistance program.
- Sec. 8. Workforce development programs for non-custodial parents.
- Sec. 9. Requiring biological fathers to pay child support for medical expenses incurred during pregnancy and delivery.
- Sec. 10. Pregnant students' rights, accommodations, and resources.
- Sec. 11. Grants for community-based maternal mentoring programs.
- Sec. 12. Equal treatment for religious organizations in social services.
- Sec. 13. Awareness for expecting mothers.
- Sec. 14. WIC reform.
- Sec. 15. Pregnancy resource centers.

1 SEC. 2. PERMANENT EXTENSION AND MODIFICATION OF
2 SPECIAL RULES FOR CHILD TAX CREDIT.

3 (a) IN GENERAL.—Section 24 of the Internal Rev-
4 enue Code of 1986 is amended by striking subsections (a),
5 (b), and (c) and inserting the following new subsections:

6 “(a) ALLOWANCE OF CREDIT.—There shall be al-
7 lowed as a credit against the tax imposed by this chapter
8 for the taxable year an amount equal to the sum of—

9 “(1) \$3,500 for each qualifying child of the tax-
10 payer (\$4,500 in the case of a qualifying child who
11 has not attained age 6 as of the close of the cal-
12 endar year in which the taxable year of the taxpayer
13 begins), and

14 “(2) in the case of any taxable year beginning
15 before January 1, 2026, \$500 for each qualifying
16 dependent (other than a qualifying child) of the tax-
17 payer.

18 “(b) LIMITATION BASED ON ADJUSTED GROSS IN-
19 COME.—The amount of the credit allowable under sub-
20 section (a) shall be reduced (but not below zero) by \$50

1 for each \$1,000 (or fraction thereof) by which the tax-
 2 payer's modified adjusted gross income exceeds \$400,000
 3 in the case of a joint return (\$200,000 in any other case).
 4 For purposes of the preceding sentence, the term "modi-
 5 fied adjusted gross income" means adjusted gross income
 6 increased by any amount excluded from gross income
 7 under section 911, 931, or 933.

8 “(c) QUALIFYING CHILD; QUALIFYING DEPEND-
 9 ENT.—For purposes of this section—

10 “(1) QUALIFYING CHILD.—The term ‘qualifying
 11 child’ means any qualifying dependent of the tax-
 12 payer—

13 “(A) who is a qualifying child (as defined
 14 in section 152(c)) of the taxpayer,

15 “(B) who has not attained age 18 at the
 16 close of the calendar year in which the taxable
 17 year of the taxpayer begins, and

18 “(C) whose name and social security num-
 19 ber are included on the taxpayer's return of tax
 20 for the taxable year.

21 “(2) QUALIFYING DEPENDENT.—The term
 22 ‘qualifying dependent’ means any dependent of the
 23 taxpayer (as defined in section 152 without regard
 24 to all that follows ‘resident of the United States’ in
 25 section 152(b)(3)(A)) whose name and TIN are in-

1 cluded on the taxpayer’s return of tax for the tax-
2 able year.

3 “(3) SOCIAL SECURITY NUMBER DEFINED.—

4 For purposes of this subsection, the term ‘social se-
5 curity number’ means, with respect to a return of
6 tax, a social security number issued to an individual
7 by the Social Security Administration, but only if
8 the social security number is issued—

9 “(A) to a citizen of the United States or
10 pursuant to subclause (I) (or that portion of
11 subclause (III) that relates to subclause (I)) of
12 section 205(c)(2)(B)(i) of the Social Security
13 Act, and

14 “(B) on or before the due date of filing
15 such return.”.

16 (b) PORTION OF CREDIT REFUNDABLE.—Section
17 24(d)(1) of the Internal Revenue Code of 1986 is amend-
18 ed—

19 (1) by striking subparagraph (A) and inserting
20 the following:

21 “(A) the credit which would be allowed
22 under this section determined—

23 “(i) without regard to subsection
24 (a)(2), and

1 “(ii) without regard to this subsection
 2 (other than this subparagraph) and the
 3 limitation under section 26(a), or”, and
 4 (2) in subparagraph (B), by striking “15 per-
 5 cent of so much of the taxpayer’s earned income
 6 (within the meaning of section 32) which is taken
 7 into account in computing taxable income for the
 8 taxable year as exceeds \$3,000” and inserting “15.3
 9 percent of the taxpayer’s earned income (within the
 10 meaning of section 32) which is taken into account
 11 in computing taxable income”.

12 (c) CONFORMING AMENDMENTS.—

13 (1) Section 24(e) of the Internal Revenue Code
 14 of 1986 is amended to read as follows:

15 “(e) TAXPAYER IDENTIFICATION REQUIREMENT.—
 16 No credit shall be allowed under this section if the identi-
 17 fying number of the taxpayer was issued after the due date
 18 for filing the return of tax for the taxable year.”.

19 (2) Section 24 of such Code is amended by
 20 striking subsection (h).

21 (d) REPEAL OF CERTAIN LATER ENACTED PROVI-
 22 SIONS.—

23 (1) Section 24 of the Internal Revenue Code of
 24 1986 is amended by striking subsections (i), (j), and
 25 (k).

1 (2) Chapter 77 of such Code is amended by
 2 striking section 7527A (and by striking the item re-
 3 lating to section 7527A in the table of sections for
 4 such chapter).

5 (3) Section 26(b)(2) of such Code is amended
 6 by inserting “and” at the end of subparagraph (X),
 7 by striking “, and” at the end of subparagraph (Y)
 8 and inserting a period, and by striking subparagraph
 9 (Z).

10 (4) Section 3402(f)(1)(C) of such Code is
 11 amended by striking “section 24 (determined after
 12 application of subsection (j) thereof)” and inserting
 13 “section 24(a)”.

14 (5) Section 6211(b)(4)(A) of such Code is
 15 amended—

16 (A) by striking “24 by reason of sub-
 17 sections (d) and (i)(1) thereof” and inserting
 18 “24(d)”, and

19 (B) by striking “6428B, and 7527A” and
 20 inserting “and 6428B”.

21 (6) Paragraph (2) of section 1324(b) of title
 22 31, United States Code, is amended by striking
 23 “6431, or 7527A” and inserting “or 6431”.

1 (e) EFFECTIVE DATE.—The amendments made by
 2 this section shall apply to taxable years beginning after
 3 December 31, 2021.

4 **SEC. 3. TREATMENT OF UNBORN CHILDREN.**

5 (a) IN GENERAL.—Section 24 of the Internal Rev-
 6 enue Code of 1986, as amended by section 2, is amended
 7 by adding at the end the following new subsection:

8 “(i) CREDIT ALLOWED WITH RESPECT TO UNBORN
 9 CHILDREN.—For purposes of this section—

10 “(1) IN GENERAL.—The term ‘qualifying child’
 11 includes an unborn child of an eligible taxpayer, and
 12 the requirements of subsection (c)(1)(C) shall be
 13 treated as met with respect to such child, for the
 14 taxable year immediately preceding the year in
 15 which such child is born alive, if the taxpayer in-
 16 cludes on the return of tax for such taxable year a
 17 social security number for such child which is issued
 18 before the due date for such return of tax (without
 19 regard to extensions).

20 “(2) RETROACTIVE OR DOUBLE CREDIT AL-
 21 LOWED IN CERTAIN CASES TO ENSURE EQUAL AC-
 22 CESS TO THE CREDIT FOR UNBORN CHILDREN.—

23 “(A) IN GENERAL.—In the case of a quali-
 24 fying child of an eligible taxpayer who is born
 25 alive and with respect to whom the credit under

1 this section is not claimed under paragraph (1)
 2 for the taxable year described in such para-
 3 graph, for the taxable year in which the child
 4 is born alive, with respect to such child—

5 “(i) the amount of the credit allowed
 6 (before the application of this subsection)
 7 under subsection (a), and

8 “(ii) the amount of the credit allowed
 9 (before the application of this subsection)
 10 under subsection (d)(1),

11 shall each be increased by the amount of the
 12 credit which would have been allowed under
 13 each such subsection respectively with respect
 14 to such child for the preceding taxable year if
 15 such child had been treated as a qualifying
 16 child of the taxpayer for such preceding year.

17 “(B) SPECIAL RULE FOR SPLITTING OF
 18 CREDIT.—In the case of a child otherwise de-
 19 scribed in subparagraph (A) who, but for this
 20 subparagraph, would not be treated as a quali-
 21 fying child of the eligible taxpayer for the tax-
 22 able year in which such child is born alive—

23 “(i) subparagraph (A) shall not apply
 24 with respect to such child,

1 “(ii) such child shall be treated as a
2 qualifying child for purposes of this section
3 for such taxable year of—

4 “(I) the eligible taxpayer, and

5 “(II) any other taxpayer with re-
6 spect to whom such child would, with-
7 out regard to this subparagraph, be
8 treated as a qualifying child, and

9 “(iii) in the case of the eligible tax-
10 payer, the amount of the credit allowed
11 under subsection (a) and the amount of
12 the credit allowed under subsection (d)(1)
13 for such taxable year shall each be equal to
14 the amount of the credit which would have
15 been allowed under each such subsection
16 respectively with respect to such child for
17 the preceding taxable year if such child
18 had been treated as a qualifying child of
19 the eligible taxpayer for such preceding
20 year.

21 “(3) DEFINITIONS.—For purposes of this sub-
22 section—

23 “(A) BORN ALIVE.—The term ‘born alive’
24 has the meaning given such term by section
25 8(b) of title 1, United States Code.

1 “(B) ELIGIBLE TAXPAYER.—The term ‘eli-
2 gible taxpayer’ means a taxpayer who—

3 “(i) with respect to a child, is the
4 mother who—

5 “(I) carries or carried such child
6 in the womb, and

7 “(II) is the biological mother of
8 such child or initiated the pregnancy
9 with the intention of bearing and re-
10 taining custody of and parental rights
11 to such child (or acted to such effect),
12 or

13 “(ii) in the case of a joint return, is
14 the husband of such mother,
15 but only if such taxpayer includes on the return
16 of tax for the taxable year the social security
17 number of such taxpayer (of at least 1 of such
18 mother or husband, in the case of a joint re-
19 turn).

20 “(C) SOCIAL SECURITY NUMBER.—The
21 term ‘social security number’ has the meaning
22 given such term by subsection (c)(3).

23 “(D) UNBORN CHILD.—The term ‘unborn
24 child’ means an individual of the species homo
25 sapiens, from the beginning of the biological de-

1 velopment of that individual, including fertiliza-
 2 tion, until the point of the earlier of being born
 3 alive or death.”.

4 (b) EFFECTIVE DATE.—The amendment made by
 5 this section shall apply to children born alive in taxable
 6 years beginning after December 31, 2021.

7 **SEC. 4. DENIAL OF DEDUCTION FOR STATE AND LOCAL**
 8 **TAXES OF INDIVIDUALS.**

9 (a) IN GENERAL.—Section 164(b)(6) of the Internal
 10 Revenue Code of 1986 is amended to read as follows:

11 “(6) LIMITATION ON DEDUCTION OF CERTAIN
 12 TAXES FOR INDIVIDUALS.—

13 “(A) IN GENERAL.—In the case of an indi-
 14 vidual, no deduction shall be allowed for
 15 taxes—

16 “(i) described in paragraphs (1), (2),
 17 or (3) of subsection (a), or

18 “(ii) described in paragraph (5) of
 19 this subsection.

20 “(B) EXCEPTIONS.—Subparagraph (A)
 21 shall not apply to—

22 “(i) any foreign taxes described in
 23 subsection (a)(3), or

24 “(ii) any taxes described in paragraph
 25 (1) and (2) of subsection (a) which are

1 paid or accrued in carrying on a trade or
 2 business or an activity described in section
 3 212.

4 “(C) SPECIAL RULE.—For purposes of
 5 subparagraph (A), an amount paid in a taxable
 6 year beginning before January 1, 2022, with re-
 7 spect to a State or local income tax imposed for
 8 a taxable year beginning after December 31,
 9 2021, shall be treated as paid on the last day
 10 of the taxable year for which such tax is so im-
 11 posed.”.

12 (b) EFFECTIVE DATE.—The amendments made by
 13 this section shall apply to taxable years beginning after
 14 December 31, 2021.

15 **SEC. 5. REFUNDABLE ADOPTION TAX CREDIT.**

16 (a) CREDIT MADE REFUNDABLE.—

17 (1) CREDIT MOVED TO SUBPART RELATING TO
 18 REFUNDABLE CREDITS.—The Internal Revenue
 19 Code of 1986 is amended—

20 (A) by redesignating section 23 as section
 21 36C, and

22 (B) by moving section 36C (as so redesign-
 23 ated) from subpart A of part IV of subchapter
 24 A of chapter 1 to the location immediately be-

1 fore section 37 in subpart C of part IV of sub-
 2 chapter A of chapter 1.

3 (2) CONFORMING AMENDMENTS.—

4 (A) Section 25(e)(1)(C) of such Code is
 5 amended by striking “sections 23 and 25D”
 6 and inserting “section 25D”.

7 (B) Section 36C of such Code, as so redес-
 8 igned, is amended—

9 (i) in subsection (b)(2)(A), by striking
 10 “(determined without regard to subsection
 11 (c))”,

12 (ii) by striking subsection (c), and

13 (iii) by redesignating subsections (d)
 14 through (i) as subsections (e) through (h),
 15 respectively.

16 (C) Section 137 of such Code is amend-
 17 ed—

18 (i) in subsection (d), by striking “sec-
 19 tion 23(d)” and inserting “section
 20 36C(c)”, and

21 (ii) in subsection (e), by striking “sub-
 22 sections (e), (f), and (g) of section 23” and
 23 inserting “subsections (d), (e), and (f) of
 24 section 36C”.

1 (D) Section 1016(a)(26) of such Code is
 2 amended by striking “23(g)” and inserting
 3 “36C(f)”.

4 (E) Section 6211(b)(4)(A) of such Code is
 5 amended by inserting “36C,” after “36B,”.

6 (F) The table of sections for subpart A of
 7 part IV of subchapter A of chapter 1 of such
 8 Code is amended by striking the item relating
 9 to section 23.

10 (G) Paragraph (2) of section 1324(b) of
 11 title 31, United States Code, is amended by in-
 12 serting “36C,” after “36B,”.

13 (H) Paragraph (33) of section 471(a) of
 14 the Social Security Act (42 U.S.C. 671(a)) is
 15 amended by striking “section 23” and inserting
 16 “section 36C”.

17 (I) The table of sections for subpart C of
 18 part IV of subchapter A of chapter 1 of the In-
 19 ternal Revenue Code of 1986 is amended by in-
 20 serting after the item relating to section 36B
 21 the following new item:

“Sec. 36C. Adoption expenses.”.

22 (b) THIRD-PARTY AFFIDAVITS.—Section 36C(h) of
 23 the Internal Revenue Code of 1986, as redesignated and
 24 moved by subsection (a), is amended—

1 (1) by striking “such regulations” and inserting
 2 “such regulations and guidance”,

3 (2) by striking “including regulations which
 4 treat” and inserting “including regulations and
 5 guidance which—

6 “(1) treat”,

7 (3) by striking the period at the end and insert-
 8 ing “, and”, and

9 (4) by adding at the end the following:

10 “(2) provide for a standardized third-party affi-
 11 davit for purposes of verifying a legal adoption—

12 “(A) of a type with respect to which quali-
 13 fied adoption expenses may be paid or incurred,
 14 or

15 “(B) involving a child with special needs
 16 for purposes of subsection (a)(3).”.

17 (c) EFFECTIVE DATE.—The amendments made by
 18 this section shall apply to taxable years beginning after
 19 December 31, 2021.

20 (d) TRANSITIONAL RULE TO TREAT CARRYFORWARD
 21 AS REFUNDABLE CREDIT.—In the case of any excess de-
 22 scribed in section 23(c) of the Internal Revenue Code of
 23 1986 with respect to any taxpayer for the taxable year
 24 which precedes the first taxable year to which the amend-
 25 ments made by this section apply, such excess shall be

1 added to the credit allowable under section 36C(a) of such
 2 Code with respect to such taxpayer for such first taxable
 3 year.

4 **SEC. 6. PARENTAL LEAVE BENEFITS.**

5 (a) IN GENERAL.—Title II of the Social Security Act
 6 is amended by inserting after section 218 the following:

7 **“SEC. 219. PARENTAL LEAVE BENEFITS.**

8 “(a) IN GENERAL.—Every individual—

9 “(1) who has—

10 “(A) not less than 8 quarters of coverage,
 11 4 of which are credited to calendar quarters
 12 during the calendar year preceding the calendar
 13 year in which the 1st month of the benefit pe-
 14 riod described in subsection (c) occurs; or

15 “(B) not less than 12 quarters of coverage;

16 and

17 “(2) who has filed an application for a parental
 18 leave benefit with respect to a qualified child of the
 19 individual,

20 shall be entitled to a parental leave benefit with respect
 21 to such qualified child.

22 “(b) BENEFIT AMOUNT.—Such individual’s parental
 23 leave benefit shall be an amount equal to the product of—

1 “(1) the number of benefit months (not to ex-
 2 ceed 3) selected by the individual in the individual’s
 3 application for a parental leave benefit, multiplied by

4 “(2) an amount equal to the primary insurance
 5 amount for the individual that would be determined
 6 under section 215 if—

7 “(A) the individual had attained age 62 in
 8 the first month of the individual’s benefit pe-
 9 riod; and

10 “(B) the individual had become entitled to
 11 an old-age insurance benefit under section 202
 12 beginning with such month.

13 For the purposes of the preceding sentence, the elapsed
 14 years referred to in section 215(b)(2)(B)(iii) shall not in-
 15 clude the year in which the individual’s benefit period be-
 16 gins, or any year thereafter.

17 “(c) PAYMENT OF BENEFIT.—

18 “(1) SELECTION OF NUMBER OF BENEFIT
 19 MONTHS.—In filing an application for a parental
 20 leave benefit under this section, an individual shall
 21 select the number of months (not to exceed 3) for
 22 which the individual will receive a monthly payment
 23 under such parental leave benefit (in this section re-
 24 ferred to as ‘benefit months’).

1 “(2) ELECTION OF BENEFIT MONTHS.—Not
 2 later than 14 days before the start of any month in
 3 the benefit period of an individual entitled to a pa-
 4 rental leave benefit, the individual may elect to treat
 5 such month as a benefit month. The number of
 6 months in such benefit period treated as benefit
 7 months shall equal the number selected in the indi-
 8 vidual’s benefit application, and the Commissioner
 9 may designate any month as a benefit month in any
 10 case in which an individual does not elect to treat
 11 a sufficient number of months as benefit months be-
 12 fore the end of the benefit period.

13 “(3) AMOUNT OF MONTHLY PAYMENT.—The
 14 amount of a monthly payment made in any benefit
 15 month within a benefit period to an individual enti-
 16 tled to a parental leave benefit shall be an amount
 17 equal to—

18 “(A) the amount of the parental leave ben-
 19 efit determined for the individual under sub-
 20 section (b); divided by

21 “(B) the number of benefit months se-
 22 lected by the individual pursuant to paragraph
 23 (1) with respect to such benefit.

24 “(4) DEFINITION OF BENEFIT PERIOD.—For
 25 purposes of this section, the term ‘benefit period’

1 means, with respect to an individual entitled to a pa-
 2 rental leave benefit with respect to a qualified child,
 3 the 1-year period beginning with the month after the
 4 month in which the birth or adoption of the qualified
 5 child occurs.

6 “(d) BENEFIT APPLICATION.—

7 “(1) IN GENERAL.—The Commissioner shall
 8 ensure that the application for a parental leave ben-
 9 efit—

10 “(A) includes a notice, clearly written in
 11 language that is easily understandable to the
 12 reader, explaining that—

13 “(i) failure to submit such proof or
 14 documentation as the Commissioner may
 15 require to demonstrate that the applicant
 16 is the parent of the qualified child shall be
 17 subject to criminal and civil penalties;

18 “(ii) the full cost to the Trust Funds
 19 of any amount received by an individual as
 20 a parental leave benefit must be repaid
 21 through reductions to old-age insurance
 22 benefits payable to the individual in subse-
 23 quent months, or by other means;

24 “(iii) entitlement to a parental leave
 25 benefit has no effect on the determination

1 of an individual's entitlement to leave
 2 under the Family and Medical Leave Act
 3 of 1993; and

4 “(B) requires an attestation by the indi-
 5 vidual submitting the application that—

6 “(i) the individual expects to be the
 7 parent of a qualified child throughout the
 8 benefit period with respect to such applica-
 9 tion;

10 “(ii) the individual intends to use the
 11 benefit to finance spending more time with
 12 the qualified child at home and away from
 13 employment during the benefit period; and

14 “(iii) the individual consents to the
 15 terms and conditions specified in the notice
 16 described in subparagraph (A).

17 “(2) OPTION TO FILE SIMULTANEOUS APPLICA-
 18 TIONS.—The Commissioner of Social Security may
 19 establish an option under which an individual may
 20 file an application for a parental leave benefit under
 21 this section with respect to a qualified child at the
 22 same time the individual submits an application for
 23 a social security account number for such qualified
 24 child.

1 “(3) ONLINE AVAILABILITY.—The Commis-
2 sioner of Social Security shall, as soon as practicable
3 after the date of enactment of this section, permit
4 an individual to apply for a parental leave benefit
5 through an internet website or other electronic
6 media.

7 “(e) FRAUD PREVENTION.—

8 “(1) IN GENERAL.—The Commissioner of So-
9 cial Security shall establish procedures to ensure the
10 prevention of fraud with respect to applications for
11 parental leave benefits under this section, including
12 procedures for the submission of such proof or docu-
13 mentation as the Commissioner may require to
14 verify the information contained in such an applica-
15 tion.

16 “(2) ENFORCEMENT.—In any case in which an
17 individual willfully, knowingly, and with intent to de-
18 ceive the Commissioner of Social Security fails to
19 comply with the procedures established under para-
20 graph (1), the Commissioner may impose on such in-
21 dividual, in addition to any other penalties that may
22 be prescribed by law—

23 “(A) a civil monetary penalty of not more
24 than \$7,500 for each such failure; and

1 “(B) an assessment, in lieu of any dam-
 2 ages sustained by the United States because of
 3 such failure, of not more than twice the amount
 4 of the cost to the Federal Old-Age and Sur-
 5 vivors Insurance Trust Fund of any parental
 6 leave benefit paid to the individual.

7 “(f) BENEFIT REPAYMENT.—

8 “(1) IN GENERAL.—An individual who is paid
 9 a parental leave benefit under this section shall
 10 repay the full cost of such benefit to the Federal
 11 Old-Age and Survivors Insurance Trust Fund (as
 12 such amount is determined by the Commissioner) in
 13 accordance with this subsection.

14 “(2) OLD-AGE INSURANCE BENEFIT OFFSET.—

15 “(A) IN GENERAL.—Except as provided in
 16 paragraph (3), in the case of any individual de-
 17 scribed in paragraph (1) who becomes entitled
 18 to an old-age insurance benefit, deductions shall
 19 be made from each monthly payment of such
 20 benefit (not to exceed the first 60 such monthly
 21 payments) in such amounts, subject to subpara-
 22 graph (B), as the Commissioner of Social Secu-
 23 rity shall determine necessary to fully recover
 24 the cost to the Federal Old-Age and Survivors
 25 Insurance Trust Fund of any parental leave

1 benefit paid to the individual as of the month
 2 in which the individual becomes entitled to an
 3 old-age insurance benefit.

4 “(B) NOTIFICATION.—Not later than the
 5 beginning of each calendar year, the Commis-
 6 sioner of Social Security shall notify each indi-
 7 vidual whose old-age insurance benefits are sub-
 8 ject to a deduction under subparagraph (A)
 9 during such calendar year of the amount of the
 10 deduction that will be applied to each monthly
 11 payment of such benefits during the calendar
 12 year.

13 “(3) ALTERNATIVE INCREASE OF RETIREMENT
 14 AGE.—

15 “(A) IN GENERAL.—In the case of any in-
 16 dividual described in paragraph (1) who be-
 17 comes entitled to an old-age insurance benefit,
 18 such individual may elect, at the time of appli-
 19 cation for such benefit, to be subject to a retire-
 20 ment age increase in accordance with this para-
 21 graph. Such election shall be irrevocable, and
 22 an individual who makes such an election shall
 23 not be subject to a deduction under paragraph
 24 (2) for any month.

“(B) RETIREMENT AGE INCREASE.—Notwithstanding section 216(l)(1), with respect to an individual who makes an election under subparagraph (A), the retirement age of such individual shall be deemed to be—

“(i) the retirement age determined with respect to the individual under such section; plus

“(ii) the additional number of months the Commissioner of Social Security shall determine necessary to result in the full recovery of the cost to the Federal Old-Age and Survivors Insurance Trust Fund of any parental leave benefit paid to the individual as of the month in which the individual becomes entitled to an old-age insurance benefit.

“(C) INCREASE TO EARLIEST ENTITLEMENT AGE.—In the case of an individual who makes an election under subparagraph (A), notwithstanding subsection (a) of section 202, no old-age insurance benefit shall be paid to such individual for any month before the first month throughout which the individual has attained age 62 plus the additional number of months

1 determined for the individual under subpara-
2 graph (B)(ii).

3 “(4) OTHER RECOVERY METHODS.—In any
4 case in which the Commissioner of Social Security
5 determines that the cost to the Federal Old-Age and
6 Survivors Insurance Trust Fund of a parental leave
7 benefit paid to an individual cannot be fully recov-
8 ered pursuant to paragraph (2) or (3)—

9 “(A) such benefit shall be deemed, upon
10 the making of such determination, to be a pay-
11 ment of more than the correct amount for pur-
12 poses of section 204; and

13 “(B) the Commissioner may recover such
14 amounts by means of any method available to
15 the Commissioner under such section.

16 “(5) PROJECTION OF REPAYMENT AMOUNT.—
17 As soon as practicable after the date of enactment
18 of this section, the Commissioner shall establish a
19 system to make available through an internet
20 website or other electronic media to each individual
21 who is paid a parental leave benefit under this sec-
22 tion, beginning with the first month beginning after
23 the individual’s benefit period the projected amount
24 of the deduction to be made from each of the first
25 60 monthly payments of old-age insurance benefits

1 under paragraph (2), or if the individual so elects,
 2 the additional number of months by which the indi-
 3 vidual's retirement age would be increased under
 4 paragraph (3), in order to fully repay the cost to the
 5 Federal Old-Age and Survivors Insurance Trust
 6 Fund of any parental leave benefit paid to the indi-
 7 vidual, and a description of the assumptions used by
 8 the Commissioner in making such projection.

9 “(g) RELATIONSHIP WITH STATE LAW; EMPLOYER
 10 BENEFITS.—

11 “(1) IN GENERAL.—This section does not pre-
 12 empt or supersede any provision of State or local
 13 law that authorizes a State or political subdivision to
 14 provide paid parental or family medical leave bene-
 15 fits similar to the benefits provided under this sec-
 16 tion.

17 “(2) GREATER BENEFITS ALLOWED.—Nothing
 18 in this Act shall be construed to diminish the obliga-
 19 tion of an employer to comply with any contract, col-
 20 lective bargaining agreement, or employment benefit
 21 program or plan that provides greater benefits for
 22 leave or other leave rights to individuals than the
 23 benefits for leave or leave rights established under
 24 this Act.

1 “(h) SUNSET.—No application for parental leave ben-
 2 efits under this section may be filed in any calendar year
 3 if the OASDI trust fund ratio (as defined in section
 4 215(i)) for such calendar year or for the year following
 5 such calendar year is projected, based on the intermediate
 6 projections in the most recent (as of January 1 of such
 7 calendar year) annual report issued under section
 8 201(c)(2), to be less than 20 percent.

9 “(i) DEFINITIONS.—For purposes of this section—

10 “(1) the term ‘qualified child’ means, with re-
 11 spect to an individual for a benefit period, a biologi-
 12 cal child or legally adopted child of the individual (as
 13 determined by the Commissioner of Social Security)
 14 who—

15 “(A) will not attain 18 years of age before
 16 the end of such benefit period; and

17 “(B) will be residing with, and under the
 18 care of, the individual during the benefit period
 19 as determined by the Commissioner.”.

20 (b) CONFORMING AMENDMENTS.—

21 (1) NONPAYMENT PROVISIONS.—Section 202 of
 22 the Social Security Act (42 U.S.C. 402) is amend-
 23 ed—

24 (A) in subsection (n)(1)(A), by striking
 25 “under this section or section 223” and insert-

ing “under this section, section 219, or section 223”;

(B) in subsection (t), in paragraphs (1) and (10), by striking “under this section or under section 223” each place it appears and inserting “under this section, under section 219, or under section 223”;

(C) in subsection (u)(1), by striking “under this section or section 223” and inserting “under this section, section 219, or section 223”; and

(D) in subsection (x)—

(i) in paragraph (1)(A), by striking “under this section or under section 223” and inserting “under this section, under section 219, or under section 223”; and

(ii) in paragraph (2), by striking “under this section or section 223” and inserting “under this section, section 219, or section 223”.

(2) DELAYED RETIREMENT CREDITS.—Section 202(w) of the Social Security Act (42 U.S.C. 402(w)) is amended by inserting after “age 70” each place it appears the following: “(or, in the case of an individual whose retirement age is increased

under section 219(f)(3), age 70 plus the number of months by which the individual's retirement age is so increased)".

(3) VOLUNTARY SUSPENSION OF BENEFITS.—Section 202(z)(1)(A)(ii) of the Social Security Act (42 U.S.C. 402(z)(1)(A)(ii)) is amended by striking “the age of 70” and inserting “age 70 (or, in the case of an individual whose retirement age is increased under section 219(f)(3), age 70 plus the number of months by which the individual's retirement age is so increased)".

(4) NUMBER OF BENEFIT COMPUTATION YEARS.—Section 215(b)(2)(A) of such Act (42 U.S.C. 415(b)(2)(A)) is amended—

(A) in clause (i), by striking “, and” and inserting a semicolon;

(B) in clause (ii), by striking the period and inserting “; and”; and

(C) by inserting after clause (ii) the following:

“(iii) in the case of an individual who is entitled to a parental leave benefit under section 219, by the number of years equal to one-fifth of such individual's elapsed years (disregarding any resulting frac-

1 tional part of a year), but not by more than 5
 2 years.”.

3 (c) EFFECTIVE DATE.—The amendments made by
 4 this section shall apply with respect to applications for pa-
 5 rental leave benefits filed after 2023.

6 **SEC. 7. COOPERATION WITH CHILD SUPPORT AGENCIES AS**
 7 **ELIGIBILITY FACTOR UNDER SUPPLEMENTAL**
 8 **NUTRITION ASSISTANCE PROGRAM.**

9 Section 6 of the Food and Nutrition Act of 2008 (7
 10 U.S.C. 2015) is amended—

11 (1) in subsection (l)—

12 (A) in paragraph (1), in the matter pre-
 13 ceding subparagraph (A), by striking “At the
 14 option of a State agency, subject to” and in-
 15 serting “Subject to”; and

16 (B) in paragraph (2), in the second sen-
 17 tence, by inserting “custodial parent and the”
 18 before “child”; and

19 (2) in subsection (m)(1), in the matter pre-
 20 ceding subparagraph (A), by striking “At the option
 21 of a State agency, subject to” and inserting “Sub-
 22 ject to”.

1 **SEC. 8. WORKFORCE DEVELOPMENT PROGRAMS FOR NON-**
2 **CUSTODIAL PARENTS.**

3 (a) GRANTS TO STATES FOR WORKFORCE DEVELOP-
4 MENT PROGRAMS FOR NON-CUSTODIAL PARENTS.—Be-
5 ginning with fiscal year 2023, the Secretary shall use the
6 funds made available under subsection (f) to make grants
7 to States to conduct workforce development programs that
8 provide evidence-based work activities, which may include
9 workforce education and support, technical certification
10 programs, subsidized employment, and on-the-job training
11 and education, to eligible non-custodial parents.

12 (b) APPLICATION REQUIREMENTS.—The Secretary
13 shall require each State that applies for a grant under this
14 section to include in the application for the grant the fol-
15 lowing:

16 (1) A description of the nature and structure of
17 the evidence-based work activities proposed to be
18 provided through a program funded in whole or in
19 part with grant funds, including data and evalua-
20 tions supporting the effectiveness of such activities
21 in increasing the employment of eligible non-custo-
22 dial parents.

23 (2) Descriptions of how employers will be re-
24 cruited to participate in such program and how the
25 State will solicit input from employers in the design
26 and implementation of such program.

1 (3) A description of how the State will promote
2 long-term employment through participation in such
3 program.

4 (4) A description of how the State will prioritize
5 providing evidence-based work activities for low-in-
6 come, eligible non-custodial parents.

7 (5) Such other information as may the Sec-
8 retary may require.

9 (c) OTHER REQUIREMENTS.—A State receiving
10 funds under this section shall prioritize providing evi-
11 dence-based work activities through a program funded in
12 whole or in part with such funds for eligible non-custodial
13 parents who are eligible for benefits under the supple-
14 mental nutrition assistance program, as defined in section
15 3(t) of the Food and Nutrition Act of 2008 (7 U.S.C.
16 2012(t)), and, at the option of the State, may limit partici-
17 pation in such program to such eligible non-custodial par-
18 ents.

19 (d) REPORTS.—Not later than 12 months after the
20 end of the last fiscal year in which a State expends funds
21 from a grant made under this section, the State shall sub-
22 mit to the Secretary a report that includes the following
23 information:

1 (1) The number of eligible non-custodial par-
2 ents who participated in a workforce development
3 program funded in whole or in part with such funds.

4 (2) The median monthly earnings of an eligible
5 non-custodial parent participant while participating
6 in any such workforce development program and 6
7 months after exiting from the program.

8 (3) The percentage of eligible non-custodial par-
9 ent participants who are employed full-time 6
10 months after exiting from any such workforce devel-
11 opment program.

12 (4) Such other reporting requirements as the
13 Secretary determines would be beneficial to evalu-
14 ating the impact of workforce development programs
15 funded in whole or in part with grant funds provided
16 under this section.

17 (e) NONSUPPLANTATION.—Funds provided under
18 this section to a State shall be used to supplement and
19 not supplant any other Federal or State funds which are
20 available for the same general purposes in the State.

21 (f) FUNDING.—

22 (1) IN GENERAL.—Notwithstanding section
23 403(b) of the Social Security Act (42 U.S.C.
24 603(b)), from the amount available in the Contin-
25 gency Fund for State Welfare Programs established

1 under such section that is unobligated as of the date
 2 of enactment of this Act, \$100,000,000 of such
 3 amount is hereby transferred and made available to
 4 the Secretary to carry out this section for any fiscal
 5 year occurring on or after the date of enactment of
 6 this Act.

7 (2) AVAILABILITY OF FUNDS.—Funds provided
 8 to a State under this section in a fiscal year shall
 9 remain available for expenditure by the State
 10 through the end of the second succeeding fiscal year.

11 (g) DEFINITIONS.—In this section:

12 (1) ELIGIBLE NON-CUSTODIAL PARENT.—

13 (A) IN GENERAL.—Subject to subpara-
 14 graph (B), the term “eligible non-custodial par-
 15 ent” means an individual who—

16 (i) is obligated to pay child support
 17 under a support order;

18 (ii) has unpaid, past-due child support
 19 obligations; and

20 (iii) has been unemployed or under-
 21 employed for any period of time during the
 22 6-month period prior to the individual’s
 23 participation in a program funded in whole
 24 or in part with funds provided to a State
 25 under this section.

1 (B) OTHER ELIGIBILITY REQUIRE-
 2 MENTS.—An individual shall not be considered
 3 to be an eligible non-custodial parent if the in-
 4 dividual is not a citizen of the United States or
 5 would not be eligible for the program as a re-
 6 sult of the application of title IV of the Per-
 7 sonal Responsibility and Work Opportunity
 8 Reconciliation Act of 1996 (8 U.S.C. 1611 et
 9 seq.).

10 (2) SECRETARY.—The term “Secretary” means
 11 the Secretary of Health and Human Services.

12 (3) STATE.—The term “State” means the 50
 13 States of the United States, the District of Colum-
 14 bia, the Commonwealth of Puerto Rico, the United
 15 States Virgin Islands, Guam, American Samoa, and
 16 the Commonwealth of the Northern Mariana Is-
 17 lands.

18 **SEC. 9. REQUIRING BIOLOGICAL FATHERS TO PAY CHILD**
 19 **SUPPORT FOR MEDICAL EXPENSES IN-**
 20 **CURRED DURING PREGNANCY AND DELIV-**
 21 **ERY.**

22 (a) IN GENERAL.—Section 454 of the Social Security
 23 Act (42 U.S.C. 654) is amended—

24 (1) in paragraph (33), by striking “and” after
 25 the semicolon;

1 (2) in paragraph (34), by striking the period
2 and inserting “; and”; and

3 (3) by inserting after paragraph (34), the fol-
4 lowing:

5 “(35) provide that the State shall establish and
6 enforce a child support obligation of the biological
7 father of a child to pay for not less than 50 percent
8 of the reasonable out-of-pocket medical expenses (in-
9 cluding health insurance premiums or similar
10 charge, deductions, cost sharing or similar charges,
11 and any other related out-of-pocket expenses) the
12 mother of the child is responsible for that are in-
13 curred during, and associated with, the pregnancy
14 and delivery of the child, provided that the mother
15 requests the payment of such support.”.

16 (b) EFFECTIVE DATE.—

17 (1) IN GENERAL.—Subject to paragraph (2),
18 the amendments made by subsection (a) shall take
19 effect on January 1 of the first calendar year that
20 begins after the date of enactment of this Act.

21 (2) DELAY IF STATE LEGISLATION RE-
22 QUIRED.—In the case of a State plan under part D
23 of title IV of the Social Security Act which the Sec-
24 retary of Health and Human Services determines re-
25 quires State legislation (other than legislation appro-

1 priating funds) in order for the plan to meet the ad-
 2 ditional requirement imposed by the amendments
 3 made by this Act, the State plan shall not be re-
 4 garded as failing to comply with the requirements of
 5 such part solely on the basis of the failure of the
 6 plan to meet such additional requirement before the
 7 first day of the first calendar quarter beginning
 8 after the close of the first regular session of the
 9 State legislature that begins after the date of enact-
 10 ment of this Act. For purposes of the previous sen-
 11 tence, in the case of a State that has a 2-year legis-
 12 lative session, each year of the session shall be
 13 deemed to be a separate regular session of the State
 14 legislature.

15 **SEC. 10. PREGNANT STUDENTS' RIGHTS, ACCOMMODA-**
 16 **TIONS, AND RESOURCES.**

17 (a) FINDINGS.—Congress finds the following:

18 (1) Female students who are enrolled at institu-
 19 tions of higher education and experiencing un-
 20 planned pregnancies may face pressure that their
 21 only option is to receive an abortion or risk academic
 22 failure.

23 (2) 27.6 percent of all abortions in the United
 24 States are performed on women of college age, be-
 25 tween the ages of 20 and 24, according to a 2019

1 report by the Centers for Disease Control and Pre-
2 vention.

3 (3) A significant proportion of abortions in the
4 United States are performed on women of college
5 age who may be unaware of their rights under title
6 IX of the Education Amendments of 1972 (20
7 U.S.C. 1681 et seq.) or deprived of an alternative to
8 receiving an abortion.

9 (4) Additionally, women on college campuses
10 may fear institutional reprisal, loss of athletic schol-
11 arship, and possible negative impact on academic op-
12 portunities.

13 (5) An academic disparity exists because of the
14 lack of resources, support, and notifications available
15 for female college students who do not wish to re-
16 ceive an abortion or who carry their unborn babies
17 to term.

18 (b) NOTICE OF PREGNANT STUDENT RIGHTS, AC-
19 COMMODATIONS, AND RESOURCES.—Section 485 of the
20 Higher Education Act of 1965 (20 U.S.C. 1092) is
21 amended by adding at the end the following:

22 “(n) PREGNANT STUDENTS’ RIGHTS, ACCOMMODA-
23 TIONS, AND RESOURCES.—

24 “(1) INFORMATION DISSEMINATION ACTIVITIES;
25 ESTABLISHMENT OF PROTOCOL.—

1 “(A) IN GENERAL.—Each public institu-
2 tion of higher education participating in any
3 program under this title shall—

4 “(i) in a manner consistent with title
5 IX of the Education Amendments of 1972
6 (20 U.S.C. 1681 et seq.), carry out the in-
7 formation dissemination activities de-
8 scribed in subparagraph (B) for admitted
9 but not enrolled and enrolled students (in-
10 cluding those attending or planning to at-
11 tend less than full time) on the rights and
12 resources (including protections and ac-
13 commodations) for pregnant students (or
14 students who may become pregnant) while
15 enrolled at such institution of higher edu-
16 cation that—

17 “(I) exclude abortion services;

18 “(II) may help such a student
19 carry their unborn babies to term; and

20 “(III) include information on how
21 to file a complaint with the Depart-
22 ment if such a student believes there
23 was a violation of title IX of the Edu-
24 cation Amendments of 1972 (20
25 U.S.C. 1681 et seq.) by the institution

1 on account of such student's preg-
 2 nancy; and

3 “(ii) establish a protocol to meet with
 4 a student described in clause (i)(III),
 5 which shall include a meeting with relevant
 6 leadership at the institution of higher edu-
 7 cation, and other relevant parties.

8 “(B) DESCRIPTION OF INFORMATION DIS-
 9 SEMINATION REQUIREMENTS.—The information
 10 dissemination activities described in this sub-
 11 paragraph shall include—

12 “(i) annual campus-wide emails; or

13 “(ii) the provision of information in
 14 student handbooks, at each orientation for
 15 enrolled students, or on the publicly avail-
 16 able website of the institution of higher
 17 education.

18 “(2) ANNUAL REPORT TO CONGRESS.—

19 “(A) IN GENERAL.—Each public institu-
 20 tion of higher education participating in any
 21 program under this title shall—

22 “(i) on an annual basis, compile and
 23 submit to the Secretary—

24 “(I) responses to the questions
 25 described in subparagraph (B) from

1 students enrolled at such institution
2 of higher education who voluntarily
3 provided such responses; and

4 “(II) a description of any actions
5 taken by the institution of higher edu-
6 cation to address each complaint by a
7 student that there was a violation of
8 title IX of the Education Amendments
9 of 1972 (20 U.S.C. 1681 et seq.) by
10 the institution on account of such stu-
11 dent’s pregnancy, including any ac-
12 tions taken in accordance with the
13 protocol established under paragraph
14 (1)(A)(ii); and

15 “(ii) ensure that any such responses
16 remain confidential and do not reveal any
17 personally identifiable information with re-
18 spect to a student.

19 “(B) QUESTIONS FOR ENROLLED STU-
20 DENTS.—The questions described in this sub-
21 paragraph shall include—

22 “(i) if such student experienced an
23 unexpected pregnancy while enrolled at the
24 institution of higher education;

1 “(ii) if such student felt there were
2 adequate resources on campus relating to
3 protections, accommodations, and other re-
4 sources for pregnant students besides abor-
5 tion-related services;

6 “(iii) if such a student believes there
7 was a violation of title IX of the Education
8 Amendments of 1972 (20 U.S.C. 1681 et
9 seq.) by the institution on account of such
10 student’s pregnancy; and

11 “(iv) if such student considered drop-
12 ping out or withdrawing from classes be-
13 cause of pregnancy, new motherhood, still-
14 birth, or miscarriage.

15 “(C) REPORT.—The Secretary shall, on an
16 annual basis—

17 “(i) prepare a report that compiles
18 the responses received under subparagraph
19 (A) from each public institution of higher
20 education participating in any program
21 under this title; and

22 “(ii) submit such report to the author-
23 izing committees, and the Committees on
24 Appropriations of the House of Represent-
25 atives and the Senate.”.

1 **SEC. 11. GRANTS FOR COMMUNITY-BASED MATERNAL MEN-**
2 **TORING PROGRAMS.**

3 Title V of the Social Security Act (42 U.S.C. 701
4 et seq.) is amended by adding at the end the following:

5 **“SEC. 514. GRANTS FOR COMMUNITY-BASED MATERNAL**
6 **MENTORING PROGRAMS.**

7 “(a) IN GENERAL.—In addition to any other pay-
8 ments made under this title to a State, the Secretary shall
9 make grants to eligible entities to conduct demonstration
10 projects for, and enable such entities to deliver services
11 under, community-based mentoring programs that satisfy
12 the requirements of subsection (c) to eligible mothers in
13 order to promote improvements in maternal and child well-
14 being, financial stewardship, child development, parenting,
15 and access to social services and other community re-
16 sources.

17 “(b) APPLICATION.—The Secretary may not award
18 funds made available under this subsection on a non-
19 competitive basis, and may not provide any such funds to
20 an entity for the purpose of carrying out a community-
21 based mentoring program unless the entity has submitted
22 an application to the Secretary that includes—

23 “(1) a description of how the programs or ac-
24 tivities proposed in the application will improve ma-
25 ternal mental and physical health outcomes in a
26 service area identified by the entity, substantially in-

1 crease the number of eligible mothers in a service
2 area with access to a community-based mentoring
3 relationship, utilize community volunteer mentors,
4 and supplement, including by avoiding duplication
5 with, existing social services and community re-
6 sources;

7 “(2) a description of how the program will part-
8 ner with other community institutions, including pri-
9 vate institutions, in identifying eligible mothers in
10 need of a mentor and, as applicable, creating sup-
11 port communities among eligible mothers;

12 “(3) a description of the populations to be
13 served by the entity, including specific information
14 on how the entity will serve eligible mothers who be-
15 long to high-risk populations as identified in sub-
16 section (d);

17 “(4) a description of the maternal and child
18 health indicators, financial well-being, and other
19 needs of populations to be served by the entity as
20 described in paragraph (3), including, to the extent
21 practicable, the prevalence of mentoring opportuni-
22 ties for such populations;

23 “(5) the quantifiable benchmarks that will be
24 used to measure program success;

1 “(6) a commitment by the entity to consult
2 with experts with a demonstrated history of men-
3 toring and case management success in achieving
4 the outcomes described in subsection (c)(2)(A) in de-
5 veloping the programs and activities;

6 “(7) a commitment by the entity to ensure
7 mentors do not refer or counsel in favor of abor-
8 tions; and

9 “(8) such other application information as the
10 Secretary may deem necessary, with the goal of
11 minimizing the application burden on small non-
12 governmental organizations that would otherwise
13 qualify for the grant.

14 “(c) REQUIREMENTS.—

15 “(1) CORE COMPONENTS.—A community ma-
16 ternal mentoring program conducted with a grant
17 made under this section shall include the following
18 core components:

19 “(A) Provision of community-based men-
20 toring relationships for eligible mothers, which
21 may include dedicated individual mentors and
22 networks of peer and community support
23 groups.

24 “(B) An individualized needs assessment
25 for each eligible mother participating in the

1 program, to be administered at the outset of
2 the program.

3 “(C) Recruitment and utilization of com-
4 munity-based, volunteer mentors.

5 “(D) Provision of training to participating
6 mentors to equip them with mentoring best
7 practices and knowledge of public and private
8 resources available to eligible mothers (includ-
9 ing public social services).

10 “(2) MEASURABLE IMPROVEMENTS IN BENCH-
11 MARK AREAS.—

12 “(A) IN GENERAL.—The eligible entity
13 shall establish, subject to the approval of the
14 Secretary, quantifiable, measurable 3- and 5-
15 year benchmarks demonstrating the program
16 results in improvements for eligible mothers
17 participating in the program in the following
18 areas:

19 “(i) The number of eligible mothers in
20 the eligible entity’s service area with access
21 to a community-based mentoring relation-
22 ship.

23 “(ii) Improved maternal and child
24 health, including mental and behavioral
25 health.

1 “(iii) Improved financial literacy.

2 “(iv) Improved family economic self-
3 sufficiency.

4 “(v) Improved coordination and refer-
5 rals for other community resources and
6 supports, including public and private re-
7 sources.

8 “(B) DEMONSTRATION OF IMPROVE-
9 MENT.—

10 “(i) REPORT TO THE SECRETARY.—
11 Not later than 30 days after the end of the
12 third year in which the eligible entity con-
13 ducts the program, the entity shall submit
14 to the Secretary a report describing the
15 program’s results in the areas specified in
16 subparagraph (A).

17 “(ii) IMPROVEMENT PLAN.—If the re-
18 port submitted to the Secretary fails to
19 demonstrate improvements in at least 3 of
20 the areas outlined in subparagraph (A),
21 the eligible entity shall develop and imple-
22 ment a plan to improve outcomes in each
23 of the areas specified in subparagraph (A),
24 subject to approval by the Secretary.

1 “(iii) NO IMPROVEMENT OR FAILURE
2 TO SUBMIT REPORT.—If, 1 year after an
3 eligible entity submits an improvement
4 plan under clause (ii), the Secretary deter-
5 mines that the entity has failed to dem-
6 onstrate any improvement in the areas
7 specified in subparagraph (A), or if the
8 Secretary determines that an eligible entity
9 has failed to submit the report required
10 under clause (i), and has not agreed to a
11 reasonable timeline to submit such report
12 under such conditions as may be deter-
13 mined by the Secretary, the Secretary shall
14 terminate the entity’s grant and may re-
15 allocate any unpaid grant funds toward fu-
16 ture grants provided under this section.

17 “(3) IMPROVEMENTS IN PARTICIPANT OUT-
18 COMES.—

19 “(A) IN GENERAL.—The program is de-
20 signed, with respect to an eligible mother par-
21 ticipating in the program, to result in the par-
22 ticipant outcomes described in subparagraph
23 (B) that are relevant to the mother (as deter-
24 mined pursuant to an individualized needs as-
25 sessment administered to the mother).

“(B) PARTICIPANT OUTCOMES.—The participant outcomes described in this subparagraph are the following:

“(i) Improvements in prenatal and maternal health, including mental and behavioral health and improved pregnancy outcomes.

“(ii) Improvements in child health and development, including the prevention of child injuries and maltreatment.

“(iii) Higher levels of engagement between mothers, children, and their health providers.

“(iv) Reductions in mothers’ stress and anxiety.

“(v) Improvements in parenting skills.

“(vi) Improvement in financial literacy skills.

“(vii) Improvements in child’s school readiness and academic achievement.

“(viii) Improvements in family economic self-sufficiency.

“(ix) Improvements in the coordination of referrals for, and the provision of, other community resources, including pri-

1 vate and public resources, and supports for
2 eligible families.

3 “(d) PRIORITIZATION.—An eligible entity receiving a
4 grant under this section shall identify and prioritize high-
5 risk populations in provision of services, including—

6 “(1) low-income eligible mothers;

7 “(2) eligible mothers who are pregnant women
8 who have not attained the age of 21;

9 “(3) eligible mothers from populations with a
10 high risk of maternal morbidity;

11 “(4) eligible mothers with a history of sub-
12 stance abuse or victims of domestic abuse;

13 “(5) eligible mothers with children with develop-
14 mental disabilities; and

15 “(6) eligible mothers residing in a qualified op-
16 portunity zone, as designated under section 1400Z-
17 1 of the Internal Revenue Code of 1986.

18 “(e) MAINTENANCE OF EFFORT.—Funds provided to
19 an eligible entity under a grant awarded under subsection
20 (a) shall supplement, and not supplant, funds from other
21 sources for maternal mentorship or case management
22 services.

23 “(f) EVALUATION.—

24 “(1) ONGOING RESEARCH AND EVALUATION.—

25 The Secretary shall engage in ongoing research and

1 evaluation activities in order to increase knowledge
2 about the implementation and effectiveness of com-
3 munity maternal mentoring programs. The Sec-
4 retary may carry out such activities directly, or
5 through grants, cooperative agreements, or con-
6 tracts, and shall submit a report to Congress not
7 less than annually on the research and evaluation
8 steps being taken to measure the impact and effec-
9 tiveness of programs funded under this section, as
10 well as any interim outcomes that may be available.

11 “(2) REPORT REQUIREMENT.—Not later than 3
12 years after the date of enactment of this section, the
13 Secretary shall submit a report to Congress on the
14 effectiveness of programs funded with grants under
15 subsection (a) in producing the outcomes described
16 in subsection (c)(3)(B), and shall include in such re-
17 port recommendations for improving program design
18 and implementation.

19 “(g) TECHNICAL ASSISTANCE.—The Secretary shall
20 provide an eligible entity required to develop and imple-
21 ment an improvement plan under subsection (c)(2)(B)
22 with technical assistance to develop and implement the
23 plan. The Secretary may provide the technical assistance
24 directly or through grants, contracts, or cooperative agree-
25 ments.

1 “(h) NO FUNDS TO PROHIBITED ENTITIES.—No
2 prohibited entity shall be eligible to receive a grant under
3 subsection (a), or any other funds made available by this
4 section.

5 “(i) PROTECTIONS FOR PARTICIPATING RELIGIOUS
6 ORGANIZATIONS.—A religious organization shall be eligi-
7 ble to apply for and receive funding for a program under
8 this section on the same basis as a non-religious organiza-
9 tion, and a religious organization’s exemptions, in title VII
10 of the Civil Rights Act of 1964 (including exemption from
11 prohibitions in employment discrimination in section
12 702(a) of that Act (42 U.S.C. 2000e–1(a))), title VIII of
13 the Civil rights Act of 1968, title IX of the Educational
14 Amendments of 1987, the Americans with Disabilities Act,
15 the Religious Freedom Restoration Act, the Religious
16 Land Use and Institutionalized Persons Act, or any other
17 provision in law providing an exemption for a religious or-
18 ganization, shall not be waived by its participation in, or
19 receipt of funds from, a grant provided by this section.

20 “(j) AUTHORIZATION OF APPROPRIATIONS.—

21 “(1) IN GENERAL.—For purposes of carrying
22 out this section, there are authorized to be appro-
23 priated \$100,000,000 for each of fiscal years 2023
24 through 2025.

1 “(2) RESERVATIONS.—Of the amounts appro-
 2 priated under this subsection for a fiscal year, the
 3 Secretary shall reserve 3 percent for purposes of car-
 4 rying out subsections (f) and (g).

5 “(3) AVAILABILITY.—Funds made available to
 6 an eligible entity under this section shall remain
 7 available for expenditure by the eligible entity
 8 through the end of the third fiscal year following the
 9 fiscal year in which the funds are awarded to the en-
 10 tity.

11 “(k) DEFINITIONS.—In this section:

12 “(1) COMMUNITY-BASED MENTORING RELA-
 13 TIONSHIP.—The term ‘community-based mentoring
 14 relationship’ means a relationship with a dedicated
 15 mentor and, as applicable, group of mentors or peer
 16 support group, who meet regularly with an eligible
 17 mother and help that mother address barriers to
 18 care, mental, behavioral, and physical well-being,
 19 and economic mobility by providing support services
 20 and linkages to community resources. A community-
 21 based mentoring relationship should, to the extent
 22 practicable, have an understanding of the barriers
 23 and lived experience of that community, which may
 24 include shared lived experience.

1 “(2) ELIGIBLE ENTITY.—The term ‘eligible en-
 2 tity’ means a local government, Indian Tribe (or a
 3 consortium of Indian Tribes), Tribal Organization,
 4 Urban Indian Organization, or nonprofit organiza-
 5 tion, including religious organizations, with a dem-
 6 onstrated history of serving eligible mothers.

7 “(3) ELIGIBLE MOTHER.—The term ‘eligible
 8 mother’ means—

9 “(A) a woman who is pregnant; or

10 “(B) a woman who has primary caregiving
 11 responsibilities for a child under the age of 6.

12 “(4) PROHIBITED ENTITY.—The term ‘prohib-
 13 ited entity’ means an entity, including its affiliates,
 14 subsidiaries, successors, and clinics that, as of the
 15 date of enactment of this section, performs, induces,
 16 refers for, or counsels in favor of abortions, or pro-
 17 vides financial support to any other organization
 18 that conducts such activities.”.

19 **SEC. 12. EQUAL TREATMENT FOR RELIGIOUS ORGANIZA-**
 20 **TIONS IN SOCIAL SERVICES.**

21 (a) PURPOSES.—The purposes of this section are the
 22 following:

23 (1) To enable assistance to be provided to indi-
 24 viduals and families in need in the most effective
 25 manner.

1 (2) To prohibit discrimination against religious
2 organizations in receipt and administration of Fed-
3 eral financial assistance, including the provision of
4 that assistance through federally funded social serv-
5 ice programs.

6 (3) To ensure that religious organizations can
7 apply and compete for Federal financial assistance
8 on a level playing field with nonreligious organiza-
9 tions.

10 (4) To provide certainty for religious organiza-
11 tions that receipt of Federal financial assistance will
12 not obstruct or hinder their ability to organize and
13 operate in accordance with their sincerely held reli-
14 gious beliefs.

15 (5) To strengthen the social service capacity of
16 the United States by facilitating the entry of new,
17 and the expansion of existing, efforts by religious or-
18 ganizations in the administration and provision of
19 Federal financial assistance.

20 (6) To protect the religious freedom of, and
21 better serve, individuals and families in need, includ-
22 ing by expanding their ability to choose to receive
23 federally funded social services from religious organi-
24 zations.

1 (b) PROVISION OF SERVICES FOR GOVERNMENT
 2 PROGRAMS BY RELIGIOUS ORGANIZATIONS.—Title XXIV
 3 of the Revised Statutes is amended by inserting after sec-
 4 tion 1990 (42 U.S.C. 1994) the following:

5 **“SEC. 1990A. ENSURING EQUAL TREATMENT FOR RELI-**
 6 **GIUS ORGANIZATIONS IN FEDERAL PROVI-**
 7 **SION OF SOCIAL SERVICES, GRANTMAKING,**
 8 **AND CONTRACTING.**

9 “(a) IN GENERAL.—For any social services program
 10 carried out by the Federal Government, or by a State,
 11 local government, or pass-through entity with Federal
 12 funds, the entity that awards Federal financial assistance
 13 shall consider religious organizations, on the same basis
 14 as any other private organization, to provide services for
 15 the program.

16 “(b) EQUAL TREATMENT FOR RELIGIOUS ORGANIZA-
 17 TIONS IN FEDERAL FINANCIAL ASSISTANCE.—

18 “(1) IN GENERAL.—A religious organization
 19 shall be eligible to apply for and to receive Federal
 20 financial assistance to provide services for a social
 21 services program on the same basis as a private non-
 22 religious organization.

23 “(2) SELECTION.—In the selection of recipients
 24 for Federal financial assistance for a social services
 25 program neither the Federal Government nor a

1 State, local government, or pass-through entity re-
 2 ceiving funds for such program may discriminate for
 3 or against a private organization on the basis of reli-
 4 gion, including the organization's religious character,
 5 affiliation, or exercise.

6 “(3) PROHIBITION AGAINST IMPROPER BURDEN
 7 ON RELIGIOUS ORGANIZATIONS.—

8 “(A) IN GENERAL.—Except in the case of
 9 another applicable provision of law that requires
 10 or provides for a religious exemption or accom-
 11 modation that is equally or more protective of
 12 a religious organization's religious exercise, the
 13 provisions of subparagraphs (B) through (E)
 14 shall apply for any social services program ad-
 15 ministered by the Federal Government or by a
 16 State, local government, or pass-through entity.

17 “(B) EQUAL TREATMENT ON ASSURANCES
 18 AND NOTICES.—No document, agreement, cov-
 19 enant, memorandum of understanding, policy,
 20 or regulation, relating to Federal financial as-
 21 sistance shall require religious organizations to
 22 provide assurances or notices that are not re-
 23 quired of private nonreligious organizations.

24 “(C) EQUAL APPLICATION OF RESTRIC-
 25 TIONS.—Any restrictions on the use of funds

1 received as Federal financial assistance shall
2 apply equally to religious and private nonreli-
3 gious organizations.

4 “(D) PROGRAM REQUIREMENTS.—All or-
5 ganizations that receive Federal financial assist-
6 ance for a social services program, including re-
7 ligious organizations, shall carry out eligible ac-
8 tivities in accordance with all program require-
9 ments, and other applicable requirements gov-
10 erning the conduct of activities funded by the
11 entity that awards Federal financial assistance.

12 “(E) NO DISQUALIFICATION BASED ON RE-
13 LIGION.—No document, agreement, covenant,
14 memorandum of understanding, policy, or regu-
15 lation, relating to Federal financial assistance
16 shall—

17 “(i) disqualify religious organizations
18 from applying for or receiving Federal fi-
19 nancial assistance for a social services pro-
20 gram on the basis of the organization’s re-
21 ligious character or affiliation, or grounds
22 that discriminate against the organization
23 on the basis of the organization’s religious
24 exercise; or

1 “(ii) prohibit the provision of religious
2 activities or services at the same time or
3 location as any program receiving such
4 Federal financial assistance.

5 “(c) RELIGIOUS CHARACTER AND FREEDOM.—

6 “(1) FREEDOM.—A religious organization that
7 applies for or receives Federal financial assistance
8 for a social services program shall retain its inde-
9 pendence from Federal, State, and local govern-
10 ments, including its autonomy, right of expression,
11 religious character or affiliation, authority over its
12 internal governance, and other aspects of independ-
13 ence.

14 “(2) RELIGIOUS CHARACTER.—A religious or-
15 ganization that applies for or receives Federal finan-
16 cial assistance for a social services program may,
17 among other things—

18 “(A) retain religious terms in the organiza-
19 tion’s name;

20 “(B) continue to carry out the organiza-
21 tion’s mission, including the definition, develop-
22 ment, practice, and expression of its religious
23 beliefs;

24 “(C) use the organization’s facilities to
25 provide a program without concealing, remov-

ing, or altering religious art, icons, scriptures,
or other symbols from the facilities;

“(D) select, promote, or dismiss the members of the organization’s governing body and the organization’s employees on the basis of their acceptance of or adherence to the religious tenets of the organization; and

“(E) include religious references in the organization’s mission statement and other chartering or governing documents.

“(d) RIGHTS OF COVERED BENEFICIARIES OF SERVICES.—

“(1) IN GENERAL.—Except as otherwise provided in any applicable provision of law that requires or provides for a religious exemption or accommodation that is equally or more protective of a religious organization’s religious exercise, an organization that receives Federal financial assistance under a social services program shall not discriminate against a covered beneficiary in the provision of a federally funded program on the basis of religion, a religious belief, or a refusal to hold a religious belief.

“(2) SPECIAL RULE.—It shall not be considered discrimination under paragraph (1) for a program funded by Federal financial assistance to refuse to

1 modify any components of the program to accommo-
2 date a covered beneficiary who participates in the or-
3 ganization's program.

4 “(3) ALTERNATIVE SERVICES.—If a covered
5 beneficiary has an objection to the character or af-
6 filiation of the private organization from which the
7 beneficiary receives, or would receive, services as
8 part of the federally funded social services program,
9 the appropriate Federal, State, or local govern-
10 mental entity shall provide to such beneficiary (if
11 otherwise eligible for such services) within a reason-
12 able period of time after the date of such objection,
13 a referral for alternative services that—

14 “(A) are reasonably accessible to the cov-
15 ered beneficiary; and

16 “(B) have a substantially similar value to
17 the services that the covered beneficiary would
18 initially have received from such organization.

19 “(4) DEFINITION.—In this subsection, the term
20 ‘covered beneficiary’ means an individual who ap-
21 plies for or receives services under a social services
22 program.

23 “(e) RELIGIOUS EXEMPTIONS.—A religious organiza-
24 tion's exemptions, in title VII of the Civil Rights Act of
25 1964 (42 U.S.C. 2000e et seq.) (including exemption from

1 prohibitions in employment discrimination in section
2 702(a) of that Act (42 U.S.C. 2000e–1(a))), title VIII of
3 the Civil Rights Act of 1968 (42 U.S.C. 3601 et seq.),
4 title IX of the Education Amendments of 1972 (20 U.S.C.
5 1681 et seq.), the Americans with Disabilities Act of 1990
6 (42 U.S.C. 12101 et seq.), the Religious Freedom Res-
7 toration Act (42 U.S.C. 2000bb et seq.), the Religious
8 Land Use and Institutionalized Persons Act of 2000 (42
9 U.S.C. 2000cc et seq.), or any other provision in law pro-
10 viding an exemption for a religious organization, shall not
11 be waived because of the religious organization’s partici-
12 tion in, or receipt of funds from, a social services program
13 funded with Federal financial assistance.

14 “(f) LIMITED AUDIT.—

15 “(1) IN GENERAL.—A religious organization
16 providing services for a social services program using
17 Federal financial assistance may segregate Federal
18 funds and any required matching funds provided for
19 such program into a separate account or accounts.
20 Only the separate accounts consisting of Federal
21 funds and any required matching funds shall be sub-
22 ject to audit by the Federal Government with re-
23 spect to an audit undertaken for the purposes of
24 oversight of Federal financial assistance.

1 “(2) COMMINGLING OF FUNDS.—If a religious
 2 organization providing services for a social services
 3 program using Federal financial assistance contrib-
 4 utes the organization’s own funds in addition to
 5 those funds required by a matching requirement or
 6 agreement to supplement Federal funds, the organi-
 7 zation may segregate the organization’s own funds
 8 that are not matching funds into separate accounts,
 9 or commingle the organization’s own funds that are
 10 not matching funds with the matching funds. If
 11 those funds are commingled, the commingled funds
 12 may all be subject to audit by the Federal Govern-
 13 ment.

14 “(g) PRIVATE RIGHT OF ACTION.—Any religious or-
 15 ganization that alleges a violation of its rights under this
 16 section and seeks to enforce its rights under this section—

17 “(1) may bring an action in a court of com-
 18 petent jurisdiction and assert that violation as a
 19 claim, or assert that violation as a defense in a judi-
 20 cial action; and

21 “(2) may obtain appropriate relief, including at-
 22 torney’s fees, against an entity or agency that com-
 23 mitted such violation.

24 “(h) FEDERAL PREEMPTION OF STATE AND LOCAL
 25 LAWS.—With respect to any Federal financial assistance

1 provided to a religious organization for the provision of
 2 a social service program, or such assistance commingled
 3 with State or local funds, no State or political subdivision
 4 of a State may adopt, maintain, enforce, or continue in
 5 effect any law, regulation, rule, or requirement covered by
 6 the provisions of this section, or a rule, regulation, or re-
 7 quirement promulgated under this section.

8 “(i) CONSTRUCTION.—The provisions of this section
 9 shall supersede all Federal law (including statutory and
 10 other law, and policies used in the implementation of that
 11 law) that is enacted or issued before the date of enactment
 12 of this section. No provision of law enacted after the date
 13 of the enactment of this section may be construed as lim-
 14 iting, superseding, or otherwise affecting this section, ex-
 15 cept to the extent that it does so by specific reference to
 16 this section.

17 “(j) SEVERABILITY.—If any provision of this section
 18 or the application of such provision to any person or cir-
 19 cumstance is held to be unconstitutional, the remainder
 20 of this section and the application of the provisions of such
 21 to any person or circumstance shall not be affected there-
 22 by.

23 “(k) DEFINITIONS.—In this section:

24 “(1) DISCRIMINATE ON THE BASIS OF AN OR-
 25 GANIZATION’S RELIGIOUS EXERCISE.—

“(A) IN GENERAL.—The term ‘discriminate’, used with respect to an organization’s religious exercise, means, on the basis of covered conduct or motivation, to disfavor an organization in a selection process or in oversight, including—

“(i) by failing to select an organization;

“(ii) by disqualifying an organization; or

“(iii) by imposing any condition or selection criterion that penalizes or otherwise disfavors an organization, or has the effect of so penalizing or disfavoring an organization.

“(B) COVERED CONDUCT OR MOTIVATION.—In this paragraph, the term ‘covered conduct or motivation’ means—

“(i) conduct that would not be considered grounds to disfavor a nonreligious organization;

“(ii) conduct for which an organization must or could be granted an exemption or accommodation in a manner consistent with the Free Exercise Clause of

the First Amendment to the Constitution,
the Religious Freedom Restoration Act (42
U.S.C. 2000bb et seq.), or any other provi-
sion referenced in subsection (e); or

“(iii) the actual or suspected religious
motivation for the organization’s religious
exercise.

“(2) OTHER DEFINITIONS.—

“(A) FEDERAL FINANCIAL ASSISTANCE.—

The term ‘Federal financial assistance’ means
financial assistance from the Federal Govern-
ment that non-Federal entities receive or ad-
minister through grants, contracts, loans, loan
guarantees, property, cooperative agreements,
food commodities, direct appropriations, or
other assistance, but does not include a tax
credit, tax deduction, or guaranty contract.

“(B) PASS-THROUGH ENTITY.—The term

‘pass-through entity’ means an entity, including
a nonprofit or nongovernmental organization,
acting under a grant, contract, or other agree-
ment with the Federal Government or with a
State or local government, such as a State ad-
ministering agency, that accepts direct Federal
financial assistance as a primary recipient (such

1 as a grant recipient) and distributes that assist-
2 ance to other organizations that, in turn, pro-
3 vide government-funded social services through
4 a social services program.

5 “(C) PROGRAM.—The term ‘program’ in-
6 cludes the services provided through that pro-
7 gram.

8 “(D) RELIGIOUS EXERCISE.—The term
9 ‘religious exercise’ has the meaning given the
10 term in section 8 of the Religious Land Use
11 and Institutionalized Persons Act of 2000 (42
12 U.S.C. 2000cc–5).

13 “(E) SERVICES.—The term ‘services’, used
14 with respect to a social services program, in-
15 cludes the provision of goods, or of financial as-
16 sistance, under the social services program.

17 “(F) SOCIAL SERVICES PROGRAM.—The
18 term ‘social services program’—

19 “(i) means a program that is adminis-
20 tered by the Federal Government, or by a
21 State or local government using Federal fi-
22 nancial assistance, and that provides serv-
23 ices directed at reducing poverty, improv-
24 ing opportunities for low-income children,
25 revitalizing low-income communities, em-

1 powering low-income families and low-in-
2 come individuals to become self-sufficient,
3 or otherwise helping people in need; and

4 “(ii) includes a program that provides,
5 to people in need—

6 “(I) child care services, protective
7 services for children and adults, serv-
8 ices for children and adults in foster
9 care, adoption services, services re-
10 lated to management and mainte-
11 nance of the home, day care services
12 for adults, and services to meet the
13 special needs of children, older indi-
14 viduals, and individuals with disabil-
15 ities;

16 “(II) transportation services;

17 “(III) job training and related
18 services, and employment services;

19 “(IV) information, referral, and
20 counseling services;

21 “(V) the preparation and delivery
22 of meals, nutrition services, and serv-
23 ices related to soup kitchens or food
24 banks;

25 “(VI) health support services;

1 “(VII) literacy and mentoring
2 services;

3 “(VIII) services for the preven-
4 tion and treatment of juvenile delin-
5 quency and substance abuse, services
6 for the prevention of crime and the
7 provision of assistance to the victims
8 and families of criminal offenders, and
9 services related to intervention in, and
10 prevention of, domestic violence; or

11 “(IX) services related to the pro-
12 vision of assistance for housing under
13 Federal law.”.

14 **SEC. 13. AWARENESS FOR EXPECTING MOTHERS.**

15 The Public Health Service Act is amended by adding
16 at the end the following:

17 **“TITLE XXXIV—AWARENESS FOR**
18 **EXPECTING MOTHERS**

19 **“SEC. 3401. WEBSITE AND PORTAL.**

20 “(a) WEBSITE.—Not later than 1 year after the date
21 of enactment of this section, the Secretary shall publish
22 a user-friendly public website, life.gov, to provide a com-
23 prehensive list of Federal, State, local governmental, and
24 private resources available to pregnant women including—

1 “(1) resources to mental health counseling,
2 pregnancy counseling, and other prepartum and
3 postpartum services;

4 “(2) comprehensive information on alternatives
5 to abortion;

6 “(3) information about abortion risks, including
7 complications and failures; and

8 “(4) links to information on child development
9 from moment of conception.

10 “(b) PORTAL.—Not later than 1 year after the date
11 of enactment of this section, the Secretary shall publish
12 a portal on the public website of the Department of Health
13 and Human Services that—

14 “(1) through a series of questions, will furnish
15 specific tailored information to the user on what
16 pregnancy-related information they are looking for,
17 such as—

18 “(A) Federal, State, local governmental,
19 and private resources that may be available to
20 the woman within her zip code, including the
21 resources specified in subsection (c); and

22 “(B) risks related to abortion at all stages
23 of fetal gestation; and

1 “(2) provides for the submission of feedback on
2 how user-friendly and helpful the portal was in pro-
3 viding the tailored information the user was seeking.

4 “(c) RESOURCES.—The Federal, State, local govern-
5 mental, and private resources specified in this subsection
6 are the following:

7 “(1) Mentorship opportunities, including preg-
8 nancy help and case management resources.

9 “(2) Health and well-being services, including
10 women’s medical services such as obstetrical and
11 gynecological support services for women, abortion
12 pill reversal, breastfeeding, general health services,
13 primary care, and dental care.

14 “(3) Financial assistance, work opportunities,
15 nutrition assistance, childcare, and education oppor-
16 tunities.

17 “(4) Material or legal support, including trans-
18 portation, food, nutrition, clothing, household goods,
19 baby supplies, housing, shelters, maternity homes,
20 tax preparation, legal support for child support,
21 family leave, breastfeeding protections, and custody
22 issues.

23 “(5) Recovery and mental health services, in-
24 cluding services with respect to addiction or suicide
25 intervention, intimate partner violence, sexual as-

1 sault, rape, sex trafficking, and counseling for
2 women and families surrounding unexpected loss of
3 a child.

4 “(6) Prenatal diagnostic services, including dis-
5 ability support organizations, medical interventions
6 for a baby, perinatal hospice resources, pregnancy
7 and infant loss support, and literature on pregnancy
8 wellness.

9 “(7) Healing and support services for abortion
10 survivors and their families.

11 “(8) Services providing care for children, in-
12 cluding family planning education, adoption, foster
13 care, and short-term care resources.

14 “(d) ADMINISTRATION.—The Secretary may not del-
15 egate implementation or administration of the portal es-
16 tablished under subsection (b) below the level of the Office
17 of the Secretary.

18 “(e) FOLLOW-UP.—The Secretary shall develop a
19 plan under which—

20 “(1) the Secretary includes in the portal estab-
21 lished under subsection (b), a mechanism for users
22 of the portal to take an assessment through the por-
23 tal and provide consent to use the user’s contact in-
24 formation;

1 “(2) the Secretary conducts outreach via phone
2 or email to follow up with users of the portal estab-
3 lished under subsection (b) on additional resources
4 that would be helpful for the users to review; and

5 “(3) upon the request of a user of the portal for
6 specific information, after learning of the additional
7 resources through the portal, agents of the Depart-
8 ment of Health and Human Services make every ef-
9 fort to furnish specific information to such user in
10 coordination with Federal, State, local governmental,
11 and private health care providers and resources.

12 “(f) RESOURCE LIST AGGREGATION.—

13 “(1) IN GENERAL.—Pursuant to criteria devel-
14 oped in subsection (e)(2), each State shall provide
15 recommendations of State, local governmental, and
16 private resources under subsection (b)(1)(A) to in-
17 clude in the portal.

18 “(2) CRITERIA FOR MAKING RECOMMENDA-
19 TIONS.—The Secretary shall develop criteria to pro-
20 vide to the States to determine whether resources
21 recommended as described in paragraph (1) for in-
22 clusion in the portal can appear in the portal. Such
23 criteria shall include the requirement that the re-
24 source provider is not a prohibited entity and the re-
25 quirement that the resource provider has been en-

1 gaged in providing services for a minimum of 3 con-
2 secutive years.

3 “(3) GRANT PROGRAM.—

4 “(A) IN GENERAL.—The Secretary may
5 provide grants to States to establish or support
6 a system that aggregates the resources de-
7 scribed in subsection (b)(1)(A), in accordance
8 with the criteria developed under paragraph
9 (2), and that may be coordinated, to the extent
10 determined appropriate by the State, by a
11 statewide, regionally based, or community-based
12 public entity or private nonprofit.

13 “(B) APPLICATIONS.—To be eligible to re-
14 ceive a grant under subparagraph (A), a State
15 shall submit an application to the Secretary at
16 such time, in such manner, and containing such
17 information as the Secretary may require, in-
18 cluding a plan for outreach and awareness ac-
19 tivities, and a list of service providers that
20 would be included in the State system sup-
21 ported by the grant.

22 “(g) MATERNAL MENTAL HEALTH HOTLINE.—The
23 Secretary shall ensure that the Maternal Mental Health
24 Hotline of the Health Resources and Services Administra-
25 tion—

1 “(1) disseminates information regarding, and
2 linkages to, the life.gov website and portal described
3 in subsections (a) and (b);

4 “(2) has the capacity to help families in every
5 State and community in the Nation; and

6 “(3) includes live chat features, 24 hours a day,
7 to connect individuals to the information the portal
8 hosts.

9 “(h) PROHIBITION REGARDING CERTAIN ENTI-
10 TIES.—The resources listed on the life.gov website, and
11 made available through the portal and hotline established
12 under this section may not include any resource offered
13 by a prohibited entity.

14 “(i) SERVICES IN DIFFERENT LANGUAGES.—The
15 life.gov website and hotline shall ensure the widest possible
16 access to services for families who speak languages other
17 than English.

18 “(j) REPORTING REQUIREMENTS.—

19 “(1) IN GENERAL.—Not later than 180 days
20 after date on which the life.gov website and portal
21 are established under subsection (a), the Secretary
22 shall submit to Congress a report on—

23 “(A) the traffic of the website and the
24 interactive portal;

1 “(B) user feedback on the accessibility and
2 helpfulness of the website and interactive portal
3 in tailoring to the user’s needs;

4 “(C) insights on gaps in Federal, State,
5 local governmental, and private programming
6 with respect to services for pregnant and
7 postpartum women; and

8 “(D) suggestions on how to improve user
9 experience and accessibility based on user feed-
10 back and missing resources that would be help-
11 ful to include in future updates.

12 “(2) CONFIDENTIALITY.—The report under
13 paragraph (1) shall not include any personal identi-
14 fying information regarding individuals who have
15 used the website or portal.

16 “(k) DEFINITIONS.—In this section:

17 “(1) ABORTION.—The term ‘abortion’ means
18 the use or prescription of any instrument, medicine,
19 drug, or other substance or device to intentionally—

20 “(A) kill the unborn child of a woman
21 known to be pregnant; or

22 “(B) prematurely terminate the pregnancy
23 of a woman known to be pregnant, with an in-
24 tention other than to—

1 “(i) increase the probability of a live
 2 birth or of preserving the life or health of
 3 the child after live birth; or

4 “(ii) remove an ectopic pregnancy or a
 5 dead unborn child.

6 “(2) BORN ALIVE.—The term ‘born alive’ has
 7 the meaning given such term in section 8(b) of title
 8 1, United States Code.

9 “(3) PROHIBITED ENTITY.—The term ‘prohib-
 10 ited entity’ means an entity, including its affiliates,
 11 subsidiaries, successors, and clinics that performs,
 12 induces, refers for, or counsels in favor of abortions,
 13 or provides financial support to any other organiza-
 14 tion that conducts such activities.

15 “(4) UNBORN CHILD.—The term ‘unborn child’
 16 means an individual organism of the species homo
 17 sapiens, beginning at fertilization, until the point of
 18 being born alive.”.

19 **SEC. 14. WIC REFORM.**

20 (a) BREASTFEEDING WOMAN.—

21 (1) DEFINITION OF BREASTFEEDING WOMAN.—
 22 Section 17(b) of the Child Nutrition Act of 1966 (42
 23 U.S.C. 1786(b)) is amended by striking the sub-
 24 section designation and all that follows through the

1 period at the end of paragraph (1) and inserting the
 2 following:

3 “(b) DEFINITIONS.—In this section:

4 “(1) BREASTFEEDING WOMAN.—The term
 5 ‘breastfeeding woman’ means a woman who is not
 6 more than 2 years postpartum and is breastfeeding
 7 the infant of the woman.”.

8 (2) CERTIFICATION.—Section 17(d)(3)(A)(ii) of
 9 the Child Nutrition Act of 1966 (42 U.S.C.
 10 1786(d)(3)(A)(ii)) is amended by striking “1 year”
 11 and inserting “2 years”.

12 (b) POSTPARTUM WOMAN.—

13 (1) DEFINITION OF POSTPARTUM WOMAN.—
 14 Section 17(b)(10) of the Child Nutrition Act of
 15 1966 (42 U.S.C. 1786(b)(10)) is amended by strik-
 16 ing the period at the end and inserting “, and, for
 17 purposes of subsection (d), includes women up to 2
 18 years after the birth of a child born alive or a still-
 19 birth.”.

20 (2) CERTIFICATION.—Section 17(d)(3)(A) of
 21 the Child Nutrition Act of 1966 (42 U.S.C.
 22 1786(d)(3)(A)) is amended—

23 (A) in clause (i), by striking “clause (ii)”
 24 and inserting “clauses (ii) and (iii)”;

1 (B) by redesignating clause (iii) as clause
2 (iv); and

3 (C) by inserting after clause (ii) the fol-
4 lowing:

5 “(iii) POSTPARTUM WOMEN.—A State
6 may elect to certify a postpartum woman
7 for a period of up to 2 years after the
8 birth of a child born alive or a stillbirth.”.

9 (c) CHILD SUPPORT.—Section 17(e)(4) of the Child
10 Nutrition Act of 1966 (42 U.S.C. 1786(e)(4)) is amend-
11 ed—

12 (1) in subparagraph (B), by striking “and” at
13 the end;

14 (2) by redesignating subparagraph (C) as sub-
15 paragraph (D); and

16 (3) by inserting after subparagraph (B) the fol-
17 lowing:

18 “(C) shall provide to individuals applying
19 for the program under this section, or re-
20 applying at the end of their certification pe-
21 riod—

22 “(i) written information about estab-
23 lishing child support orders under the law
24 of the State; and

1 “(ii) on request from the individual
 2 applicant, referral to any program or agen-
 3 cy of the State authorized to determine eli-
 4 gibility for child support orders; and”.

5 (d) CHILD SUPPORT ENFORCEMENT PLAN.—Section
 6 17(f)(1)(C) of the Child Nutrition Act of 1966 (42 U.S.C.
 7 1786(f)(1)(C)) is amended—

8 (1) in clause (x), by striking “and” at the end;

9 (2) by redesignating clause (xi) as clause (xii);

10 and

11 (3) by inserting after clause (x) the following:

12 “(xi) a plan to facilitate referrals for
 13 participants seeking to establish a child
 14 support order; and”.

15 (e) REVIEW OF AVAILABLE SUPPLEMENTAL
 16 FOODS.—Section 17(f)(11)(C) of the Child Nutrition Act
 17 of 1966 (42 U.S.C. 1786(f)(11)(C)) is amended—

18 (1) in the matter preceding clause (i), by strik-
 19 ing “10” and inserting “5”; and

20 (2) in clause (ii), by striking “amend the sup-
 21 plemental foods available, as necessary, to” and in-
 22 serting “not later than 18 months after the conclu-
 23 sion of each scientific review conducted under clause
 24 (i), promulgate a final rule to amend the supple-
 25 mental foods, as necessary, to”.

1 (f) INCREASE IN CASH-VALUE VOUCHER AMOUNT.—
 2 Section 17(f)(11) of the Child Nutrition Act of 1966 (42
 3 U.S.C. 1786(f)(11)) is amended by adding at the end the
 4 following:

5 “(D) INCREASE IN CASH-VALUE VOUCHER
 6 AMOUNT.—Using funds made available for the
 7 program authorized by this section, not later
 8 than 30 days after the date of enactment of the
 9 Providing for Life Act, the Secretary shall—

10 “(i) increase the amount of the cash-
 11 value voucher (as defined in section 246.2
 12 of title 7 (Code of Federal Regulations) (or
 13 a successor regulation)) to reflect the
 14 amount provided to participants of the pro-
 15 gram as of August 31, 2022 (and adjusted
 16 for inflation); and

17 “(ii) maintain such amount until the
 18 date on which a new final rule is promul-
 19 gated pursuant to subparagraph (C)(ii).”.

20 **SEC. 15. PREGNANCY RESOURCE CENTERS.**

21 (a) IN GENERAL.—The Secretary of Health and
 22 Human Services shall use amounts available under sub-
 23 section (b) to provide grants and other assistance to preg-
 24 nancy resource centers to assist such centers in carrying

1 out activities to support women’s pregnancy-related
2 health.

3 (b) FUNDING.—Notwithstanding any other provision
4 of law, a pregnancy resource center shall be eligible for
5 funding under title X of the Public Health Service Act
6 (42 U.S.C. 300 et seq.). Notwithstanding section 59.2 of
7 title 42, Code of Federal Regulations, pregnancy resource
8 centers shall not be required to provide, refer, or counsel
9 in favor of contraception in order to eligible for funding
10 under such title X. In making funding available under
11 such title X, the Secretary of Health and Human Services
12 shall give priority to the funding of pregnancy resource
13 centers.

14 (c) DEFINITIONS.—In this section:

15 (1) COMMUNITY REFERRALS.—The term “com-
16 munity referrals” means linking a woman to addi-
17 tional care within the community. Such linkage may
18 include prenatal care, STI testing or treatment, ma-
19 ternity homes and housing, professional counseling,
20 licensed adoption agencies, financial aid, addiction re-
21 covery help, job and skills training, and legal help.

22 (2) MATERIAL ASSISTANCE.—The term “mate-
23 rial assistance” means the provision of goods and re-
24 sources to pregnant or parenting women or par-
25 enting couples, including diapers and wipes, car

1 seats, baby furniture, strollers, baby bedding, baby
2 clothing, baby formula, maternity clothing, or finan-
3 cial assistance.

4 (3) PREGNANCY RESOURCE CENTER.—The
5 term “pregnancy resource center” means a life-af-
6 firming organization that offers a range of services
7 to assist pregnant women, which may include op-
8 tions such as counseling, obstetrical ultrasound, sex-
9 ual transmitted infection (STI) tests and testing,
10 pregnancy tests and testing, sexual risk avoidance
11 (SRA) education, parenting education, material as-
12 sistance, and community referrals. Such organiza-
13 tions may also be known as pregnancy help centers,
14 pregnancy resource centers, pregnancy care centers,
15 pregnancy medical clinics, or simply pregnancy cen-
16 ters. Such term does not include entities that per-
17 form, prescribe, refer for or encourage abortion or
18 entities that affiliate with any entity that performs,
19 prescribes, refers for, or encourages abortion.

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