

117TH CONGRESS
1ST SESSION

S. 534

AN ACT

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Tribal Child Support
3 Enforcement Act”.

4 **SEC. 2. IMPROVING THE EFFECTIVENESS OF TRIBAL CHILD**
5 **SUPPORT ENFORCEMENT AGENCIES.**

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

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

13 “(d) APPLICABILITY TO INDIAN TRIBES AND TRIBAL
14 ORGANIZATIONS RECEIVING A GRANT UNDER THIS
15 PART.—This section, except for the requirement to dis-
16 tribute amounts in accordance with section 457, shall
17 apply to an Indian tribe or tribal organization receiving
18 a grant under section 455(f) in the same manner in which
19 this section applies to a State with a plan approved under
20 this part.”.

21 (2) AMENDMENTS TO THE INTERNAL REVENUE
22 CODE.—

23 (A) Section 6103(a)(2) of the Internal
24 Revenue Code of 1986 is amended by striking
25 “any local child support enforcement agency”

1 and inserting “any tribal or local child support
2 enforcement agency”.

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

5 (C) Section 6103(l) of such Code is
6 amended—

7 (i) in paragraph (6)—

8 (I) by striking “or local” in sub-
9 paragraph (A) and inserting “tribal,
10 or local”;

11 (II) by striking “AND LOCAL” in
12 the heading thereof and inserting
13 “TRIBAL, AND LOCAL”;

14 (III) by striking “The following”
15 in subparagraph (B) and inserting
16 “The”;

17 (IV) by striking the colon and all
18 that follows in subparagraph (B) and
19 inserting a period; and

20 (V) by adding at the end the fol-
21 lowing:

22 “(D) STATE, TRIBAL, OR LOCAL CHILD
23 SUPPORT ENFORCEMENT AGENCY.—For pur-
24 poses of this paragraph, the following shall be

1 treated as a State, tribal, or local child support
 2 enforcement agency:

3 “(i) Any agency of a State or political
 4 subdivision thereof operating pursuant to a
 5 plan described in section 454 of the Social
 6 Security Act which has been approved by
 7 the Secretary of Health and Human Serv-
 8 ices under part D of title IV of such Act.

9 “(ii) Any child support enforcement
 10 agency of an Indian tribe or tribal organi-
 11 zation receiving a grant under section
 12 455(f) of the Social Security Act.”;

13 (ii) in paragraph (8)—

14 (I) in subparagraph (A), by strik-
 15 ing “or State or local” and inserting
 16 “State, tribal, or local”;

17 (II) by adding the following at
 18 the end of subparagraph (B): “The
 19 information disclosed to any child
 20 support enforcement agency under
 21 subparagraph (A) with respect to any
 22 individual with respect to whom child
 23 support obligations are sought to be
 24 established or enforced may be dis-
 25 closed by such agency to any agent of

1 such agency which is under contract
 2 with such agency for purposes of, and
 3 to the extent necessary in, estab-
 4 lishing and collecting child support
 5 obligations from, and locating, individ-
 6 uals owing such obligations.”;

7 (III) by striking subparagraph
 8 (C) and inserting the following:

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

15 (IV) by striking “AND LOCAL” in
 16 the heading thereof and inserting
 17 “TRIBAL, AND LOCAL”; and

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

20 “(iii) The information disclosed to any
 21 child support enforcement agency under
 22 subparagraph (A) with respect to any indi-
 23 vidual with respect to whom child support
 24 obligations are sought to be established or
 25 enforced may be disclosed by such agency

1 to any agent of such agency which is under
 2 contract with such agency for purposes of,
 3 and to the extent necessary in, establishing
 4 and collecting child support obligations
 5 from, and locating, individuals owing such
 6 obligations.”.

7 (D) Subsection (c) of section 6402 of the
 8 Internal Revenue Code of 1986 is amended by
 9 adding at the end the following: “For purposes
 10 of this subsection, any reference to a State shall
 11 include a reference to any Indian tribe or tribal
 12 organization receiving a grant under section
 13 455(f) of the Social Security Act.”.

14 (b) REIMBURSEMENT FOR REPORTS.—Section
 15 453(g) of the Social Security Act (42 U.S.C. 653(g)) is
 16 amended—

17 (1) in the subsection heading, by striking
 18 “STATE”; and

19 (2) by striking “and State” and inserting “,
 20 State, and tribal”.

21 (c) TECHNICAL AMENDMENTS.—Paragraphs (7) and
 22 (33) of section 454 of the Social Security Act (42 U.S.C.

- 1 654) are each amended by striking “450b” and inserting
- 2 “5304”.

Passed the Senate July 13, 2021.

Attest:

Secretary.

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