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Collection: Executive Clerk, Office of the

Series: Saunders, G. Timothy (Tim) – Bill Files

Folder Title: 01/16/2002 [H.R. 2873] [2]

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DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Speech	[Draft #7 re: Promoting Safe and Stable Families Bill Signing] [page 3] - From: Ed Walsh	1	01/17/2002	P6/b6;

COLLECTION TITLE:
Executive Clerk, Office Of the
SERIES:
Saunders, G. Timothy (Tim) - Bill Files
FOLDER TITLE:
01/16/2002 [H.R. 2873] [2]
FRC ID:
782

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

 This document was prepared on Friday, November 15, 2013

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*** TX REPORT ***
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'02 JAN 14 PM1:23

TX/RX NO	1604	
CONNECTION TEL		62710
CONNECTION ID	CEQ	
ST. TIME	01/14 13:47	
USAGE T	02'48	
PGS. SENT	6	
RESULT	OK	

SS/ RM NO. __________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
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DANIELS	☐	☑	RICE	☐	☑
FLEISCHER	☑	☐	RIDGE	☐	☑
GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	________	☐	☐

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

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RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

Last Day for Action

January 23, 2002 - Wednesday

Purpose

(1) Reauthorizes and expands the Promoting Safe and Stable Families (PSSF) program, which is aimed at supporting families and promoting adoption; (2) authorizes a new grant program to establish and expand networks of mentoring services for children of prisoners; and (3) creates an education and training voucher program for youths who age out of foster care.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health and Human Services	Approval
Department of Labor	Approval (Informally)
Department of Justice	No objection (Informally)
Department of Education	Defers to HHS (Informally)
Department of Housing and Urban Development	Defers to HHS (Informally)
Department of the Interior	Defers to HHS (Informally)
Corporation for National and Community Service	No comment (Informally)
Office of National Drug Control Policy	No comment (Informally)

Discussion

Consistent with several of this Administration's legislative proposals, H.R. 2873 would reauthorize and expand the PSSF program, establish a new competitive grant program for the mentoring of children of prisoners, and provide education and training vouchers for youths aging out of foster care. Major provisions of the bill are described below.

Promoting Safe and Stable Families

The PSSF program supports families that are in the child welfare system or at risk of becoming involved in it. The program provides funds to States and Indian Tribes for family support, preservation, and reunification and adoption promotion and support services. The PSSF program is a capped entitlement program (i.e., a mandatory program with spending levels determined by future appropriations acts). It was created in 1993 and reauthorized in 1997. The PSSF program authorization expired at the end of FY 2001.

H.R. 2873 would reauthorize mandatory appropriations for the PSSF program for FYs 2002-2006 at a capped level of $305 million per year. Out of the $305 million, the Secretary of HHS (the Secretary) would be required to reserve, for each fiscal year, $6 million for research, training, technical assistance, and evaluation of State programs; $10 million for State court improvements; and a one percent allotment for Indian Tribes.

In addition, H.R. 2873 would authorize discretionary appropriations of an additional and separate $200 million for the PSSF program for each of FYs 2002-2006. Out of the $200 million, the Secretary would be required to reserve, for each fiscal year, 3.3 percent for research, training, technical assistance, and evaluation of State programs; 3.3 percent for State court improvements; and a two percent allotment for Indian Tribes. According to the House Committee report, the legislation was written with the base $305 million and additional $200 million in discretionary authorization to reflect the Administration's proposal for an authorized program level increase of $200 million, as presented in OMB's mid-session review. (The April Budget would have combined the $305 million base funding and $200 million program increase as a capped mandatory entitlement.) In contrast, H.R. 3061, the Departments of Labor, HHS, and Education, and related agencies FY 2002 Appropriations bill, appropriates $305 million in mandatory funds and an additional and separate $70 million in discretionary funds to carry out the PSSF program.

H.R. 2873 would authorize the expenditure of PSSF program funds on: (1) "infant safe haven" programs, which would allow a parent to safely relinquish a newborn infant at location designated pursuant to a State law; and (2) activities "to strengthen parental relationships and promote healthy marriages."

The legislation would require HHS to provide technical assistance to help States and Indian Tribes in ways that include developing treatment models that address the needs of at-risk families, particularly families with substance abuse issues. The bill also would require HHS to give priority to certain research and evaluation topics, such as promising program models and the outcomes of adoptions finalized after enactment of the Adoption and Safe Families Act (ASFA) of 1997. Additionally, the bill would require HHS to report to Congress by April 1 of every other year, beginning in 2003, describing the status and findings of ongoing evaluations and the nature of any technical assistance provided to States.

Other significant changes that H.R. 2873 would make to the PSSF program include:

-- Clarifying that funding for State court improvements is intended to: (1) provide for the safety, well-being, and permanent placement in appropriate settings of children in foster care, as set forth in the ASFA; and (2) implement corrective action, as necessary, to comply with reviews of child and family service programs performed by HHS.

-- Allowing any PSSF program funds allotted to a State, that the State later certifies it will not use, to become available for reallotment to other States (under the existing allotment formula).

Mentoring Children of Prisoners

Consistent with your FY 2002 Budget, H.R. 2873 would authorize appropriations of $67 million for each of FYs 2002 and 2003, and such sums as may be necessary thereafter, for a new competitive grant program to establish, expand, and operate programs to mentor children of prisoners. Children of prisoners include children with one or both parents incarcerated in a Federal, State, or local correctional facility and children who are in an ongoing mentoring relationship at the time of their parents' release. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the mentoring program.

Eligible grant applicants would include State or local governments, tribal governments or tribal consortia, and faith-based and community organizations in areas that have significant numbers of children of prisoners. Applicants would be required to provide specific information including: (1) a description of the design of the program, including the proposed methods to recruit, screen, support, and oversee individuals participating as mentors; and (2) proof that the applicant will consult and coordinate, as appropriate, with other programs including local corrections, workforce development, and substance abuse and mental health agencies.

Grants would be limited to a maximum amount of $5 million and would be awarded on the basis of certain factors including: (1) the qualifications of the applicant to effectively carry out the program; (2) the comparative severity of need for mentoring services in the area where the applicant would operate; and (3) evidence of the applicant's consultation with existing youth and family service programs. The Federal share of funding for the grants would be capped at 75 percent for the first two years and at 50 percent for the remaining years of the grant.

The Secretary would be required to reserve 2.5 percent of the funds appropriated for conducting evaluations of the program. Grantees would be subject to audit and reporting requirements, and HHS would be required to evaluate the programs and provide a report to Congress by April 15, 2005.

Education and Training Vouchers

Under current law, the John H. Chafee Foster Care Independence Program (CFCIP) is a capped entitlement program that provides funding to States to provide support services to help youths who are likely to remain in foster care until the age of 18 make the transition to independent adult living. Such services include assistance in finding and keeping a job, obtaining a high school diploma and applying for college, and locating housing. State funding allotments are based on a State's share of the total number of children in foster care (minimum allotments are set at $500,000), and a State may apply for funding from its allotment by submitting a plan to the Secretary describing how those support services will be provided and providing a 20 percent match for all Federal funding. The annual allotment remains available for expenditure by the State for up to two fiscal years.

Consistent with the Administration's proposal as presented in OMB's mid-session review, H.R. 2873 authorizes appropriations of $60 million for each of FYs 2002-2006 for a new discretionary grant program under the CFCIP to provide education and training vouchers for youths aging out of foster care. The Administration's April Budget requested $60 million in mandatory funding for this program. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the voucher program.

The new program would provide funding to States to establish education and training voucher programs for attendance at an institution of higher education for: (1) youths aged 18 to 21 who age out of foster care; (2) youths up to age 23 who, on their 21st birthday, were enrolled in a post-secondary education or training program and are progressing toward the completion of that program; and (3) individuals who, after attaining age 16, were adopted from foster care and are otherwise eligible. Vouchers would be available in the amount of $5,000 per year per eligible youth or the cost of the education or training program, whichever is less. The value of the voucher would be disregarded for purposes of determining the recipient's eligibility for, or the amount of benefits under, any other Federal or federally-supported assistance program. States would be required to certify the methods they would employ to avoid any duplication of benefits under this and any other such program, and ensure that the amount of the voucher does not exceed the total cost of attendance of the education or training program.

State funding formulas for the CFCIP would apply to the new education and training voucher program, including the 20 percent State match requirement. However, there would be no minimum grant per State in the new program.

H.R. 2873 would authorize HHS to reallocate, to other States on the basis of need, CFCIP funds to which a State would have been entitled had it applied. The bill also would provide for a one-time temporary extension of availability of FY 2000 State CFCIP funds to remain available for expenditure by the State through FY 2002.

Effective Date

In general, the amendments made by H.R. 2873 would take effect on the date of enactment of the enrolled bill. However, if the Secretary determines that enactment of State legislation (other than appropriations) is needed for a State's plan to comply under the PSSF program or the CFCIP, the plan would not be considered out of compliance on that basis until after at least the first year of the State's legislative session that begins after enactment of this bill.

Conclusion and Recommendations

The Department of Health and Human Services recommends approval of H.R. 2873 because it "is largely based on the Department's bill sent to the Congress on August 8, 2001, and incorporates most of the important Administration proposals in that bill."

We join HHS and Labor in recommending approval of H.R. 2873, which passed the House by voice vote and the Senate by unanimous consent.

M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. ____________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

'02 JAN 14 PM2:55

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
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NC

RESPONSE:

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Assistant to the President
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Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

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Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

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Department of Labor	Approval (Informally)
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M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO.

WHITE HOUSE STAFFING MEMORANDUM RACHEL

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

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GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐		☐	☐

'02 JAN 14 PM 6:01

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE: No comments - - Per Rachel Brand

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

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Department of Labor	Approval (Informally)
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Promoting Safe and Stable Families

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H.R. 2873 would reauthorize mandatory appropriations for the PSSF program for FYs 2002-2006 at a capped level of $305 million per year. Out of the $305 million, the Secretary of HHS (the Secretary) would be required to reserve, for each fiscal year, $6 million for research, training, technical assistance, and evaluation of State programs; $10 million for State court improvements; and a one percent allotment for Indian Tribes.

In addition, H.R. 2873 would authorize discretionary appropriations of an additional and separate $200 million for the PSSF program for each of FYs 2002-2006. Out of the $200 million, the Secretary would be required to reserve, for each fiscal year, 3.3 percent for research, training, technical assistance, and evaluation of State programs; 3.3 percent for State court improvements; and a two percent allotment for Indian Tribes. According to the House Committee report, the legislation was written with the base $305 million and additional $200 million in discretionary authorization to reflect the Administration's proposal for an authorized program level increase of $200 million, as presented in OMB's mid-session review. (The April Budget would have combined the $305 million base funding and $200 million program increase as a capped mandatory entitlement.) In contrast, H.R. 3061, the Departments of Labor, HHS, and Education, and related agencies FY 2002 Appropriations bill, appropriates $305 million in mandatory funds and an additional and separate $70 million in discretionary funds to carry out the PSSF program.

H.R. 2873 would authorize the expenditure of PSSF program funds on: (1) "infant safe haven" programs, which would allow a parent to safely relinquish a newborn infant at location designated pursuant to a State law; and (2) activities "to strengthen parental relationships and promote healthy marriages."

The legislation would require HHS to provide technical assistance to help States and Indian Tribes in ways that include developing treatment models that address the needs of at-risk families, particularly families with substance abuse issues. The bill also would require HHS to give priority to certain research and evaluation topics, such as promising program models and the outcomes of adoptions finalized after enactment of the Adoption and Safe Families Act (ASFA) of 1997. Additionally, the bill would require HHS to report to Congress by April 1 of every other year, beginning in 2003, describing the status and findings of ongoing evaluations and the nature of any technical assistance provided to States.

Other significant changes that H.R. 2873 would make to the PSSF program include:

-- Clarifying that funding for State court improvements is intended to: (1) provide for the safety, well-being, and permanent placement in appropriate settings of children in foster care, as set forth in the ASFA; and (2) implement corrective action, as necessary, to comply with reviews of child and family service programs performed by HHS.

-- Allowing any PSSF program funds allotted to a State, that the State later certifies it will not use, to become available for reallotment to other States (under the existing allotment formula).

Mentoring Children of Prisoners

Consistent with your FY 2002 Budget, H.R. 2873 would authorize appropriations of $67 million for each of FYs 2002 and 2003, and such sums as may be necessary thereafter, for a new competitive grant program to establish, expand, and operate programs to mentor children of prisoners. Children of prisoners include children with one or both parents incarcerated in a Federal, State, or local correctional facility and children who are in an ongoing mentoring relationship at the time of their parents' release. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the mentoring program.

Eligible grant applicants would include State or local governments, tribal governments or tribal consortia, and faith-based and community organizations in areas that have significant numbers of children of prisoners. Applicants would be required to provide specific information including: (1) a description of the design of the program, including the proposed methods to recruit, screen, support, and oversee individuals participating as mentors; and (2) proof that the applicant will consult and coordinate, as appropriate, with other programs including local corrections, workforce development, and substance abuse and mental health agencies.

Grants would be limited to a maximum amount of $5 million and would be awarded on the basis of certain factors including: (1) the qualifications of the applicant to effectively carry out the program; (2) the comparative severity of need for mentoring services in the area where the applicant would operate; and (3) evidence of the applicant's consultation with existing youth and family service programs. The Federal share of funding for the grants would be capped at 75 percent for the first two years and at 50 percent for the remaining years of the grant.

The Secretary would be required to reserve 2.5 percent of the funds appropriated for conducting evaluations of the program. Grantees would be subject to audit and reporting requirements, and HHS would be required to evaluate the programs and provide a report to Congress by April 15, 2005.

Education and Training Vouchers

Under current law, the John H. Chafee Foster Care Independence Program (CFCIP) is a capped entitlement program that provides funding to States to provide support services to help youths who are likely to remain in foster care until the age of 18 make the transition to independent adult living. Such services include assistance in finding and keeping a job, obtaining a high school diploma and applying for college, and locating housing. State funding allotments are based on a State's share of the total number of children in foster care (minimum allotments are set at $500,000), and a State may apply for funding from its allotment by submitting a plan to the Secretary describing how those support services will be provided and providing a 20 percent match for all Federal funding. The annual allotment remains available for expenditure by the State for up to two fiscal years.

Consistent with the Administration's proposal as presented in OMB's mid-session review, H.R. 2873 authorizes appropriations of $60 million for each of FYs 2002-2006 for a new discretionary grant program under the CFCIP to provide education and training vouchers for youths aging out of foster care. The Administration's April Budget requested $60 million in mandatory funding for this program. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the voucher program.

The new program would provide funding to States to establish education and training voucher programs for attendance at an institution of higher education for: (1) youths aged 18 to 21 who age out of foster care; (2) youths up to age 23 who, on their 21st birthday, were enrolled in a post-secondary education or training program and are progressing toward the completion of that program; and (3) individuals who, after attaining age 16, were adopted from foster care and are otherwise eligible. Vouchers would be available in the amount of $5,000 per year per eligible youth or the cost of the education or training program, whichever is less. The value of the voucher would be disregarded for purposes of determining the recipient's eligibility for, or the amount of benefits under, any other Federal or federally-supported assistance program. States would be required to certify the methods they would employ to avoid any duplication of benefits under this and any other such program, and ensure that the amount of the voucher does not exceed the total cost of attendance of the education or training program.

State funding formulas for the CFCIP would apply to the new education and training voucher program, including the 20 percent State match requirement. However, there would be no minimum grant per State in the new program.

H.R. 2873 would authorize HHS to reallocate, to other States on the basis of need, CFCIP funds to which a State would have been entitled had it applied. The bill also would provide for a one-time temporary extension of availability of FY 2000 State CFCIP funds to remain available for expenditure by the State through FY 2002.

Effective Date

In general, the amendments made by H.R. 2873 would take effect on the date of enactment of the enrolled bill. However, if the Secretary determines that enactment of State legislation (other than appropriations) is needed for a State's plan to comply under the PSSF program or the CFCIP, the plan would not be considered out of compliance on that basis until after at least the first year of the State's legislative session that begins after enactment of this bill.

Conclusion and Recommendations

The Department of Health and Human Services recommends approval of H.R. 2873 because it "is largely based on the Department's bill sent to the Congress on August 8, 2001, and incorporates most of the important Administration proposals in that bill."

We join HHS and Labor in recommending approval of H.R. 2873, which passed the House by voice vote and the Senate by unanimous consent.

M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. ______________

WHITE HOUSE STAFFING MEMORANDUM

'02 JAN 14 PM5:49

Date: 1-11-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 5:00 PM

Subject: PROCLAMATION FOR MARTIN LUTHER KING, JR., FEDERAL HOLIDAY, 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	[x]	[ ]	HUBBARD	[ ]	[ ]
CARD	[x]	[ ]	HUGHES	[x]	[ ]
BLAKEMAN	[ ]	[ ]	IRASTORZA	[ ]	[ ]
BOLTEN	[x]	[ ]	JOHNSON	[ ]	[ ]
CALIO	[x]	[ ]	LINDSEY	[x]	[ ]
CONNAUGHTON	[ ]	[ ]	MIERS	[ ]	[x]
DANIELS	[x]	[ ]	RICE	[x]	[ ]
FLEISCHER	[x]	[ ]	RIDGE	[ ]	[ ]
GERSON	[ ]	[ ]	ROVE	[x]	[ ]
GONZALES	[x]	[ ]	SPELLINGS	[x]	[ ]
HAGIN	[ ]	[ ]	CLERK	[ ]	[x]
HAWKINS	[x]	[ ]	______________	[ ]	[ ]

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO THE STAFF SECRETARY, EXTENSION 62702, BY 5:00 PM ON TUESDAY, JANUARY 15, AND SEND A COPY TO THE EXECUTIVE CLERK. THANK YOU.

RESPONSE:

Harriett & crew — This is a very well done & nicely worded proclamation — Good job! Karen

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

MARTIN LUTHER KING, JR., FEDERAL HOLIDAY, 2002

- - - - - - - -

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

For far too brief a time, our Nation was blessed by the life of Dr. Martin Luther King, Jr. Dr. King was a modern American hero whose leadership rallied people of all races to rise up against injustice. His commitment to stand peacefully for the conviction that all men are created equal brought about changes in the laws of our Nation, and he paid the ultimate price for his courage to ensure that all men and women were treated equally in the eyes of the law and by their fellow citizens. It is with a great sense of pride and gratitude that we celebrate this 17th national holiday in honor of Dr. King's life and work. It is our opportunity to recall his vision and renew his call for equal justice for all.

We enter this new year and this annual celebration with a revived national spirit. The events of September 11, 2001, have drawn us closer as a Nation and increased our resolve to protect the life and liberty we cherish. And while our patriotism and neighborly affections run high, these circumstances have given us renewed purpose in rededicating ourselves to Dr. King's "dream." Spoken on the steps of the Lincoln Memorial on August 28, 1963: "I have a dream my four little children will one day live in a nation where they will not be judged by the color of their skin but by content of their character." Dr. King's words were not just a call to change our laws, but they also served as a challenge to all Americans to change their hearts by refusing to judge people by their skin color or their national origin, by their race or their religion. For while we have made progress, there is much work to be done, both at home and abroad. As we ask God to bless America, we must act to ensure that America is a blessing to others. The civil rights movement needed friends from all races and creeds, and now, we need friends from all over the world to combat evil.

Very nice!

In the face of massive injustice, Dr. King's unwavering commitment to nonviolent means of bringing the people of our Nation together provided a foundation for healing and trust. That trust brought us through our recent tragedy as we reached out to each other without regard to race or religion. Dr. King spent his life working for those who held the uncelebrated jobs in our communities -- people who simply performed their duties with dignity and pride. The words from his Nobel Peace Prize acceptance speech of 1964, spoken in regard to those ground-workers in and around the freedom movement, still ring true for those men and women who unselfishly attempted to rescue innocent persons in the World Trade Center buildings and at the Pentagon:

> Most of these people will never make the headlines and their names will not appear in Who's Who. Yet the years have rolled past and when the blazing light of truth is focused on this marvelous age in which we live -- men and women will know and children will be taught that we have a finer land, a better people, a more noble civilization -- because these humble children of God were willing to suffer for righteousness' sake.

We are so thankful for those "humble children of God," and we are thankful for the life and times of Dr. Martin Luther King, Jr. His legacy lives on even though it may sometimes take a tragedy to remind us of how much he contributed to each of us individually and all of us collectively. It is his abiding faith in America that has helped us become a fairer and more color-blind society. It is his passion for justice that spurred us to fight against discrimination based on national origin and religion in the aftermath of September 11. It is his passion for equality that encourages us to continue in our efforts to build a civil society where social justice, individual freedom, and equality of opportunity are esteemed and advanced. The legacy and the dream are alive and well.

Martin Luther King, Jr., Day will always be a day to remember Dr. King, the importance of his legacy, and the truth of his cause. May it forever serve as a reminder to us all of the work yet to be done as we journey toward his hoped-for land of social equality.

NOW, THEREFORE, I, GEORGE W. BUSH, President of the United States of America, by virtue of the authority vested in me by the Constitution and laws of the United States, do hereby proclaim Monday, January 21, 2002, as the Martin Luther King, Jr., Federal Holiday. I encourage Americans to observe this day with appropriate community programs, gatherings, and civic activities that honor the memory and the legacy of Dr. King.

IN WITNESS WHEREOF, I have hereunto set my hand this day of , in the year of our Lord two thousand two, and of the Independence of the United States of America the two hundred and twenty-sixth.

SS/ RM NO. ________________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
CALIO	☐	☐	LINDSEY	☑	☐
CONNAUGHTON	☑	☐	MIERS	☐	☑
DANIELS	☐	☑	RICE	☐	☑
FLEISCHER	☑	☐	RIDGE	☐	☑
GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	____________	☐	☐

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

Last Day for Action

January 23, 2002 - Wednesday

Purpose

(1) Reauthorizes and expands the Promoting Safe and Stable Families (PSSF) program, which is aimed at supporting families and promoting adoption; (2) authorizes a new grant program to establish and expand networks of mentoring services for children of prisoners; and (3) creates an education and training voucher program for youths who age out of foster care.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health and Human Services	Approval
Department of Labor	Approval (Informally)
Department of Justice	No objection (Informally)
Department of Education	Defers to HHS (Informally)
Department of Housing and Urban Development	Defers to HHS (Informally)
Department of the Interior	Defers to HHS (Informally)
Corporation for National and Community Service	No comment (Informally)
Office of National Drug Control Policy	No comment (Informally)

Discussion

Consistent with several of this Administration's legislative proposals, H.R. 2873 would reauthorize and expand the PSSF program, establish a new competitive grant program for the mentoring of children of prisoners, and provide education and training vouchers for youths aging out of foster care. Major provisions of the bill are described below.

Promoting Safe and Stable Families

The PSSF program supports families that are in the child welfare system or at risk of becoming involved in it. The program provides funds to States and Indian Tribes for family support, preservation, and reunification and adoption promotion and support services. The PSSF program is a capped entitlement program (i.e., a mandatory program with spending levels determined by future appropriations acts). It was created in 1993 and reauthorized in 1997. The PSSF program authorization expired at the end of FY 2001.

H.R. 2873 would reauthorize mandatory appropriations for the PSSF program for FYs 2002-2006 at a capped level of $305 million per year. Out of the $305 million, the Secretary of HHS (the Secretary) would be required to reserve, for each fiscal year, $6 million for research, training, technical assistance, and evaluation of State programs; $10 million for State court improvements; and a one percent allotment for Indian Tribes.

In addition, H.R. 2873 would authorize discretionary appropriations of an additional and separate $200 million for the PSSF program for each of FYs 2002-2006. Out of the $200 million, the Secretary would be required to reserve, for each fiscal year, 3.3 percent for research, training, technical assistance, and evaluation of State programs; 3.3 percent for State court improvements; and a two percent allotment for Indian Tribes. According to the House Committee report, the legislation was written with the base $305 million and additional $200 million in discretionary authorization to reflect the Administration's proposal for an authorized program level increase of $200 million, as presented in OMB's mid-session review. (The April Budget would have combined the $305 million base funding and $200 million program increase as a capped mandatory entitlement.) In contrast, H.R. 3061, the Departments of Labor, HHS, and Education, and related agencies FY 2002 Appropriations bill, appropriates $305 million in mandatory funds and an additional and separate $70 million in discretionary funds to carry out the PSSF program.

H.R. 2873 would authorize the expenditure of PSSF program funds on: (1) "infant safe haven" programs, which would allow a parent to safely relinquish a newborn infant at location designated pursuant to a State law; and (2) activities "to strengthen parental relationships and promote healthy marriages."

The legislation would require HHS to provide technical assistance to help States and Indian Tribes in ways that include developing treatment models that address the needs of at-risk families, particularly families with substance abuse issues. The bill also would require HHS to give priority to certain research and evaluation topics, such as promising program models and the outcomes of adoptions finalized after enactment of the Adoption and Safe Families Act (ASFA) of 1997. Additionally, the bill would require HHS to report to Congress by April 1 of every other year, beginning in 2003, describing the status and findings of ongoing evaluations and the nature of any technical assistance provided to States.

Education and Training Vouchers

Under current law, the John H. Chafee Foster Care Independence Program (CFCIP) is a capped entitlement program that provides funding to States to provide support services to help youths who are likely to remain in foster care until the age of 18 make the transition to independent adult living. Such services include assistance in finding and keeping a job, obtaining a high school diploma and applying for college, and locating housing. State funding allotments are based on a State's share of the total number of children in foster care (minimum allotments are set at $500,000), and a State may apply for funding from its allotment by submitting a plan to the Secretary describing how those support services will be provided and providing a 20 percent match for all Federal funding. The annual allotment remains available for expenditure by the State for up to two fiscal years.

Consistent with the Administration's proposal as presented in OMB's mid-session review, H.R. 2873 authorizes appropriations of $60 million for each of FYs 2002-2006 for a new discretionary grant program under the CFCIP to provide education and training vouchers for youths aging out of foster care. The Administration's April Budget requested $60 million in mandatory funding for this program. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the voucher program.

The new program would provide funding to States to establish education and training voucher programs for attendance at an institution of higher education for: (1) youths aged 18 to 21 who age out of foster care; (2) youths up to age 23 who, on their 21st birthday, were enrolled in a post-secondary education or training program and are progressing toward the completion of that program; and (3) individuals who, after attaining age 16, were adopted from foster care and are otherwise eligible. Vouchers would be available in the amount of $5,000 per year per eligible youth or the cost of the education or training program, whichever is less. The value of the voucher would be disregarded for purposes of determining the recipient's eligibility for, or the amount of benefits under, any other Federal or federally-supported assistance program. States would be required to certify the methods they would employ to avoid any duplication of benefits under this and any other such program, and ensure that the amount of the voucher does not exceed the total cost of attendance of the education or training program.

State funding formulas for the CFCIP would apply to the new education and training voucher program, including the 20 percent State match requirement. However, there would be no minimum grant per State in the new program.

H.R. 2873 would authorize HHS to reallocate, to other States on the basis of need, CFCIP funds to which a State would have been entitled had it applied. The bill also would provide for a one-time temporary extension of availability of FY 2000 State CFCIP funds to remain available for expenditure by the State through FY 2002.

Effective Date

In general, the amendments made by H.R. 2873 would take effect on the date of enactment of the enrolled bill. However, if the Secretary determines that enactment of State legislation (other than appropriations) is needed for a State's plan to comply under the PSSF program or the CFCIP, the plan would not be considered out of compliance on that basis until after at least the first year of the State's legislative session that begins after enactment of this bill.

Conclusion and Recommendations

The Department of Health and Human Services recommends approval of H.R. 2873 because it "is largely based on the Department's bill sent to the Congress on August 8, 2001, and incorporates most of the important Administration proposals in that bill."

We join HHS and Labor in recommending approval of H.R. 2873, which passed the House by voice vote and the Senate by unanimous consent.

M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. ____________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

'02 JAN 15 AM9:24

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
CALIO	☐	☐	LINDSEY	☑	☐
CONNAUGHTON	☑	☐	MIERS	☐	☑
DANIELS	☐	☑	RICE	☐	☑
FLEISCHER	☑	☐	RIDGE	☐	☑
GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	____________	☐	☐

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

OK-NEC

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

Last Day for Action

January 23, 2002 - Wednesday

Purpose

(1) Reauthorizes and expands the Promoting Safe and Stable Families (PSSF) program, which is aimed at supporting families and promoting adoption; (2) authorizes a new grant program to establish and expand networks of mentoring services for children of prisoners; and (3) creates an education and training voucher program for youths who age out of foster care.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health and Human Services	Approval
Department of Labor	Approval (Informally)
Department of Justice	No objection (Informally)
Department of Education	Defers to HHS (Informally)
Department of Housing and Urban Development	Defers to HHS (Informally)
Department of the Interior	Defers to HHS (Informally)
Corporation for National and Community Service	No comment (Informally)
Office of National Drug Control Policy	No comment (Informally)

Discussion

Consistent with several of this Administration's legislative proposals, H.R. 2873 would reauthorize and expand the PSSF program, establish a new competitive grant program for the mentoring of children of prisoners, and provide education and training vouchers for youths aging out of foster care. Major provisions of the bill are described below.

Promoting Safe and Stable Families

The PSSF program supports families that are in the child welfare system or at risk of becoming involved in it. The program provides funds to States and Indian Tribes for family support, preservation, and reunification and adoption promotion and support services. The PSSF program is a capped entitlement program (i.e., a mandatory program with spending levels determined by future appropriations acts). It was created in 1993 and reauthorized in 1997. The PSSF program authorization expired at the end of FY 2001.

H.R. 2873 would reauthorize mandatory appropriations for the PSSF program for FYs 2002-2006 at a capped level of $305 million per year. Out of the $305 million, the Secretary of HHS (the Secretary) would be required to reserve, for each fiscal year, $6 million for research, training, technical assistance, and evaluation of State programs; $10 million for State court improvements; and a one percent allotment for Indian Tribes.

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Other significant changes that H.R. 2873 would make to the PSSF program include:

-- Clarifying that funding for State court improvements is intended to: (1) provide for the safety, well-being, and permanent placement in appropriate settings of children in foster care, as set forth in the ASFA; and (2) implement corrective action, as necessary, to comply with reviews of child and family service programs performed by HHS.

-- Allowing any PSSF program funds allotted to a State, that the State later certifies it will not use, to become available for reallotment to other States (under the existing allotment formula).

Mentoring Children of Prisoners

Consistent with your FY 2002 Budget, H.R. 2873 would authorize appropriations of $67 million for each of FYs 2002 and 2003, and such sums as may be necessary thereafter, for a new competitive grant program to establish, expand, and operate programs to mentor children of prisoners. Children of prisoners include children with one or both parents incarcerated in a Federal, State, or local correctional facility and children who are in an ongoing mentoring relationship at the time of their parents' release. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the mentoring program.

Eligible grant applicants would include State or local governments, tribal governments or tribal consortia, and faith-based and community organizations in areas that have significant numbers of children of prisoners. Applicants would be required to provide specific information including: (1) a description of the design of the program, including the proposed methods to recruit, screen, support, and oversee individuals participating as mentors; and (2) proof that the applicant will consult and coordinate, as appropriate, with other programs including local corrections, workforce development, and substance abuse and mental health agencies.

Grants would be limited to a maximum amount of $5 million and would be awarded on the basis of certain factors including: (1) the qualifications of the applicant to effectively carry out the program; (2) the comparative severity of need for mentoring services in the area where the applicant would operate; and (3) evidence of the applicant's consultation with existing youth and family service programs. The Federal share of funding for the grants would be capped at 75 percent for the first two years and at 50 percent for the remaining years of the grant.

The Secretary would be required to reserve 2.5 percent of the funds appropriated for conducting evaluations of the program. Grantees would be subject to audit and reporting requirements, and HHS would be required to evaluate the programs and provide a report to Congress by April 15, 2005.

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Consistent with the Administration's proposal as presented in OMB's mid-session review, H.R. 2873 authorizes appropriations of $60 million for each of FYs 2002-2006 for a new discretionary grant program under the CFCIP to provide education and training vouchers for youths aging out of foster care. The Administration's April Budget requested $60 million in mandatory funding for this program. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the voucher program.

The new program would provide funding to States to establish education and training voucher programs for attendance at an institution of higher education for: (1) youths aged 18 to 21 who age out of foster care; (2) youths up to age 23 who, on their 21st birthday, were enrolled in a post-secondary education or training program and are progressing toward the completion of that program; and (3) individuals who, after attaining age 16, were adopted from foster care and are otherwise eligible. Vouchers would be available in the amount of $5,000 per year per eligible youth or the cost of the education or training program, whichever is less. The value of the voucher would be disregarded for purposes of determining the recipient's eligibility for, or the amount of benefits under, any other Federal or federally-supported assistance program. States would be required to certify the methods they would employ to avoid any duplication of benefits under this and any other such program, and ensure that the amount of the voucher does not exceed the total cost of attendance of the education or training program.

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In general, the amendments made by H.R. 2873 would take effect on the date of enactment of the enrolled bill. However, if the Secretary determines that enactment of State legislation (other than appropriations) is needed for a State's plan to comply under the PSSF program or the CFCIP, the plan would not be considered out of compliance on that basis until after at least the first year of the State's legislative session that begins after enactment of this bill.

Conclusion and Recommendations

The Department of Health and Human Services recommends approval of H.R. 2873 because it "is largely based on the Department's bill sent to the Congress on August 8, 2001, and incorporates most of the important Administration proposals in that bill."

We join HHS and Labor in recommending approval of H.R. 2873, which passed the House by voice vote and the Senate by unanimous consent.

M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

1/15/02

Deb -
I called this
into Jim & asked
him to call us
to confirm that
he received -

CW

Document Original
Attached to
Following Page

SS/ RM NO. ______________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
CALIO	☐	☐	LINDSEY	☑	☐
CONNAUGHTON	☑	☐	~~MIERS~~	☐	☑
DANIELS	☐	☑	RICE	☐	☑
FLEISCHER	☑	☐	RIDGE	☐	☑
GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	______	☐	☐

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE: See typo - please convey to Jim

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

Last Day for Action

January 23, 2002 - Wednesday

Purpose

(1) Reauthorizes and expands the Promoting Safe and Stable Families (PSSF) program, which is aimed at supporting families and promoting adoption; (2) authorizes a new grant program to establish and expand networks of mentoring services for children of prisoners; and (3) creates an education and training voucher program for youths who age out of foster care.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health and Human Services	Approval
Department of Labor	Approval (Informally)
Department of Justice	No objection (Informally)
Department of Education	Defers to HHS (Informally)
Department of Housing and Urban Development	Defers to HHS (Informally)
Department of the Interior	Defers to HHS (Informally)
Corporation for National and Community Service	No comment (Informally)
Office of National Drug Control Policy	No comment (Informally)

Discussion

Consistent with several of this Administration's legislative proposals, H.R. 2873 would reauthorize and expand the PSSF program, establish a new competitive grant program for the mentoring of children of prisoners, and provide education and training vouchers for youths aging out of foster care. Major provisions of the bill are described below.

Promoting Safe and Stable Families

The PSSF program supports families that are in the child welfare system or at risk of becoming involved in it. The program provides funds to States and Indian Tribes for family support, preservation, and reunification and adoption promotion and support services. The PSSF program is a capped entitlement program (i.e., a mandatory program with spending levels determined by future appropriations acts). It was created in 1993 and reauthorized in 1997. The PSSF program authorization expired at the end of FY 2001.

H.R. 2873 would reauthorize mandatory appropriations for the PSSF program for FYs 2002-2006 at a capped level of $305 million per year. Out of the $305 million, the Secretary of HHS (the Secretary) would be required to reserve, for each fiscal year, $6 million for research, training, technical assistance, and evaluation of State programs; $10 million for State court improvements; and a one percent allotment for Indian Tribes.

In addition, H.R. 2873 would authorize discretionary appropriations of an additional and separate $200 million for the PSSF program for each of FYs 2002-2006. Out of the $200 million, the Secretary would be required to reserve, for each fiscal year, 3.3 percent for research, training, technical assistance, and evaluation of State programs; 3.3 percent for State court improvements; and a two percent allotment for Indian Tribes. According to the House Committee report, the legislation was written with the base $305 million and additional $200 million in discretionary authorization to reflect the Administration's proposal for an authorized program level increase of $200 million, as presented in OMB's mid-session review. (The April Budget would have combined the $305 million base funding and $200 million program increase as a capped mandatory entitlement.) In contrast, H.R. 3061, the Departments of Labor, HHS, and Education, and related agencies FY 2002 Appropriations bill, appropriates $305 million in mandatory funds and an additional and separate $70 million in discretionary funds to carry out the PSSF program.

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at

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Other significant changes that H.R. 2873 would make to the PSSF program include:

-- Clarifying that funding for State court improvements is intended to: (1) provide for the safety, well-being, and permanent placement in appropriate settings of children in foster care, as set forth in the ASFA; and (2) implement corrective action, as necessary, to comply with reviews of child and family service programs performed by HHS.

-- Allowing any PSSF program funds allotted to a State, that the State later certifies it will not use, to become available for reallotment to other States (under the existing allotment formula).

Mentoring Children of Prisoners

Consistent with your FY 2002 Budget, H.R. 2873 would authorize appropriations of $67 million for each of FYs 2002 and 2003, and such sums as may be necessary thereafter, for a new competitive grant program to establish, expand, and operate programs to mentor children of prisoners. Children of prisoners include children with one or both parents incarcerated in a Federal, State, or local correctional facility and children who are in an ongoing mentoring relationship at the time of their parents' release. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the mentoring program.

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Grants would be limited to a maximum amount of $5 million and would be awarded on the basis of certain factors including: (1) the qualifications of the applicant to effectively carry out the program; (2) the comparative severity of need for mentoring services in the area where the applicant would operate; and (3) evidence of the applicant's consultation with existing youth and family service programs. The Federal share of funding for the grants would be capped at 75 percent for the first two years and at 50 percent for the remaining years of the grant.

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M. E. Daniels Jr.

Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. ______________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

'02 JAN 15 AM8:15

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
CALIO	☐	☐	LINDSEY	☑	☐
CONNAUGHTON	☑	☐	MIERS	☐	☑
DANIELS	☐	☑	RICE	☐	☑
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GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	______	☐	☐

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

defer to Josh

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

Last Day for Action

January 23, 2002 - Wednesday

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(1) Reauthorizes and expands the Promoting Safe and Stable Families (PSSF) program, which is aimed at supporting families and promoting adoption; (2) authorizes a new grant program to establish and expand networks of mentoring services for children of prisoners; and (3) creates an education and training voucher program for youths who age out of foster care.

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M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

'02 JAN 15 AM11:04

OFFICE OF THE VICE PRESIDENT
WASHINGTON

January 15, 2002

MEMORANDUM FOR JIM JUKES

FROM: **JONATHAN BURKS**
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

SUBJECT: **Enrolled Bill H.R. 2873 – Promoting Safe and Stable Families Amendments**

The Office of the Vice President has reviewed the above-referenced draft and has no comments.

cc: **Harriet Miers**
Staff Secretary

SS/ RM NO. ______________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

02 JAN 15 AM11:24

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
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HAWKINS	☑	☐	______	☐	☐

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:
Legislative Affairs (Howard) ok

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 14, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2873 - Promoting Safe and Stable Families Amendments of 2001
Sponsors - Rep. Herger (R) CA and Rep. Cardin (D) MD

Last Day for Action

January 23, 2002 - Wednesday

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The PSSF program supports families that are in the child welfare system or at risk of becoming involved in it. The program provides funds to States and Indian Tribes for family support, preservation, and reunification and adoption promotion and support services. The PSSF program is a capped entitlement program (i.e., a mandatory program with spending levels determined by future appropriations acts). It was created in 1993 and reauthorized in 1997. The PSSF program authorization expired at the end of FY 2001.

H.R. 2873 would reauthorize mandatory appropriations for the PSSF program for FYs 2002-2006 at a capped level of $305 million per year. Out of the $305 million, the Secretary of HHS (the Secretary) would be required to reserve, for each fiscal year, $6 million for research, training, technical assistance, and evaluation of State programs; $10 million for State court improvements; and a one percent allotment for Indian Tribes.

In addition, H.R. 2873 would authorize discretionary appropriations of an additional and separate $200 million for the PSSF program for each of FYs 2002-2006. Out of the $200 million, the Secretary would be required to reserve, for each fiscal year, 3.3 percent for research, training, technical assistance, and evaluation of State programs; 3.3 percent for State court improvements; and a two percent allotment for Indian Tribes. According to the House Committee report, the legislation was written with the base $305 million and additional $200 million in discretionary authorization to reflect the Administration's proposal for an authorized program level increase of $200 million, as presented in OMB's mid-session review. (The April Budget would have combined the $305 million base funding and $200 million program increase as a capped mandatory entitlement.) In contrast, H.R. 3061, the Departments of Labor, HHS, and Education, and related agencies FY 2002 Appropriations bill, appropriates $305 million in mandatory funds and an additional and separate $70 million in discretionary funds to carry out the PSSF program.

H.R. 2873 would authorize the expenditure of PSSF program funds on: (1) "infant safe haven" programs, which would allow a parent to safely relinquish a newborn infant at location designated pursuant to a State law; and (2) activities "to strengthen parental relationships and promote healthy marriages."

The legislation would require HHS to provide technical assistance to help States and Indian Tribes in ways that include developing treatment models that address the needs of at-risk families, particularly families with substance abuse issues. The bill also would require HHS to give priority to certain research and evaluation topics, such as promising program models and the outcomes of adoptions finalized after enactment of the Adoption and Safe Families Act (ASFA) of 1997. Additionally, the bill would require HHS to report to Congress by April 1 of every other year, beginning in 2003, describing the status and findings of ongoing evaluations and the nature of any technical assistance provided to States.

Other significant changes that H.R. 2873 would make to the PSSF program include:

-- Clarifying that funding for State court improvements is intended to: (1) provide for the safety, well-being, and permanent placement in appropriate settings of children in foster care, as set forth in the ASFA; and (2) implement corrective action, as necessary, to comply with reviews of child and family service programs performed by HHS.

-- Allowing any PSSF program funds allotted to a State, that the State later certifies it will not use, to become available for reallotment to other States (under the existing allotment formula).

Mentoring Children of Prisoners

Consistent with your FY 2002 Budget, H.R. 2873 would authorize appropriations of $67 million for each of FYs 2002 and 2003, and such sums as may be necessary thereafter, for a new competitive grant program to establish, expand, and operate programs to mentor children of prisoners. Children of prisoners include children with one or both parents incarcerated in a Federal, State, or local correctional facility and children who are in an ongoing mentoring relationship at the time of their parents' release. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the mentoring program.

Eligible grant applicants would include State or local governments, tribal governments or tribal consortia, and faith-based and community organizations in areas that have significant numbers of children of prisoners. Applicants would be required to provide specific information including: (1) a description of the design of the program, including the proposed methods to recruit, screen, support, and oversee individuals participating as mentors; and (2) proof that the applicant will consult and coordinate, as appropriate, with other programs including local corrections, workforce development, and substance abuse and mental health agencies.

Grants would be limited to a maximum amount of $5 million and would be awarded on the basis of certain factors including: (1) the qualifications of the applicant to effectively carry out the program; (2) the comparative severity of need for mentoring services in the area where the applicant would operate; and (3) evidence of the applicant's consultation with existing youth and family service programs. The Federal share of funding for the grants would be capped at 75 percent for the first two years and at 50 percent for the remaining years of the grant.

The Secretary would be required to reserve 2.5 percent of the funds appropriated for conducting evaluations of the program. Grantees would be subject to audit and reporting requirements, and HHS would be required to evaluate the programs and provide a report to Congress by April 15, 2005.

Education and Training Vouchers

Under current law, the John H. Chafee Foster Care Independence Program (CFCIP) is a capped entitlement program that provides funding to States to provide support services to help youths who are likely to remain in foster care until the age of 18 make the transition to independent adult living. Such services include assistance in finding and keeping a job, obtaining a high school diploma and applying for college, and locating housing. State funding allotments are based on a State's share of the total number of children in foster care (minimum allotments are set at $500,000), and a State may apply for funding from its allotment by submitting a plan to the Secretary describing how those support services will be provided and providing a 20 percent match for all Federal funding. The annual allotment remains available for expenditure by the State for up to two fiscal years.

Consistent with the Administration's proposal as presented in OMB's mid-session review, H.R. 2873 authorizes appropriations of $60 million for each of FYs 2002-2006 for a new discretionary grant program under the CFCIP to provide education and training vouchers for youths aging out of foster care. The Administration's April Budget requested $60 million in mandatory funding for this program. H.R. 3061, the FY 2002 appropriations bill, does not provide any appropriations for the voucher program.

The new program would provide funding to States to establish education and training voucher programs for attendance at an institution of higher education for: (1) youths aged 18 to 21 who age out of foster care; (2) youths up to age 23 who, on their 21st birthday, were enrolled in a post-secondary education or training program and are progressing toward the completion of that program; and (3) individuals who, after attaining age 16, were adopted from foster care and are otherwise eligible. Vouchers would be available in the amount of $5,000 per year per eligible youth or the cost of the education or training program, whichever is less. The value of the voucher would be disregarded for purposes of determining the recipient's eligibility for, or the amount of benefits under, any other Federal or federally-supported assistance program. States would be required to certify the methods they would employ to avoid any duplication of benefits under this and any other such program, and ensure that the amount of the voucher does not exceed the total cost of attendance of the education or training program.

State funding formulas for the CFCIP would apply to the new education and training voucher program, including the 20 percent State match requirement. However, there would be no minimum grant per State in the new program.

H.R. 2873 would authorize HHS to reallocate, to other States on the basis of need, CFCIP funds to which a State would have been entitled had it applied. The bill also would provide for a one-time temporary extension of availability of FY 2000 State CFCIP funds to remain available for expenditure by the State through FY 2002.

Effective Date

In general, the amendments made by H.R. 2873 would take effect on the date of enactment of the enrolled bill. However, if the Secretary determines that enactment of State legislation (other than appropriations) is needed for a State's plan to comply under the PSSF program or the CFCIP, the plan would not be considered out of compliance on that basis until after at least the first year of the State's legislative session that begins after enactment of this bill.

Conclusion and Recommendations

The Department of Health and Human Services recommends approval of H.R. 2873 because it "is largely based on the Department's bill sent to the Congress on August 8, 2001, and incorporates most of the important Administration proposals in that bill."

We join HHS and Labor in recommending approval of H.R. 2873, which passed the House by voice vote and the Senate by unanimous consent.

M. E. Daniels

Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. ______________

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-14-02 **ACTION / CONCURRENCE / COMMENT DUE BY:** 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

'02 JAN 15 PM9:41

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HUBBARD	☑	☐
CARD	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☑	☐
CALIO	☐	☐	LINDSEY	☑	☐
CONNAUGHTON	☑	☐	MIERS	☐	☑
DANIELS	☐	☑	RICE	☐	☑
FLEISCHER	☑	☐	~~RIDGE~~	☐	☑
GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	______	☐	☐

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 54864, BY 10:00 AM TOMORROW AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

No comment

CB
1/15/02

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

** TOTAL PAGE.02 **

SS/ RM NO. ______________

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-15-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-16-02 11:00 AM

Subject: REMARKS FOR H.R. 2873 -- PROMOTING SAFE AND STABLE FAMILIES BILL SIGNING (1-17-02) DRAFT #7

02 JAN 16 P3:28

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☑	☐	HAWKINS	☑	☐
CARD	☑	☐	HUBBARD	☐	☐
BARTLETT	☑	☐	HUGHES	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON	☐	☐
CALIO	☑	☐	LINDSEY	☑	☐
CONNAUGHTON	☐	☐	MIERS	☐	☑
DANIELS	☑	☐	RICE	☑	☐
FLEISCHER	☑	☐	RIDGE	☑	☐
GERSON	☐	☐	ROVE	☑	☐
GONZALES	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☐
			OTHER	☐	☐

REMARKS:
PLEASE FORWARD YOUR COMMENTS TO KRISTA RITACCO BY 11:00 AM, WEDNESDAY, JANUARY 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

cc Bridge
Sarah G

ok w/ small edits
Bridge

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Promoting Safe and Stable Families Bill Signing
January 17, 2002
Draft #7

Thank you, Laura.

The bill I will sign today rests on the belief that a strong Nation is built on strong families. This legislation re-affirms the federal government's commitment to helping children grow up in secure and loving families by authorizing increased funding for adoption services ... by creating a program to provide education and training for teens who are leaving the foster care system ... and by establishing a program to mentor children ~~whose parents are~~ who have a mom or dad in prison. This issue is not about party politics. It's about making sure children know they're loved, and I'm proud of the men and women in the Congress who unanimously passed this bill.

Acknowledgments

- Secretary Tommy Thompson, Secretary of Health and Human Services
- Senator Mike DeWine (R-OH) (bill sponsor)
- Congressman Ben Cardin (D-MD) (bill sponsor)
- Congresswoman Deborah Pryce (R-OH)
- Senator Jay Rockefeller (D-WV), a bill sponsor who couldn't be here today
- Congressman Wally Herger (R-CA), a bill sponsor who couldn't be here today

The family is the foundation of society – and the place we find deep human fulfillment and love. It is where character is shaped – and where trust, self-discipline, and honor are forged. Families provide us with comfort and encouragement, compassion and hope, mutual support and unconditional love. No family is perfect – but every family is important. Promoting strong families was a commitment I made as Governor – and promoting strong families remains my firm commitment as President.

Thanks to the hard work of the people gathered here today, more children will grow up in stable homes and loving families. We all know that children who are surrounded by love have a strong foundation for success as adults. When someone thinks a child is the most important person in the world, that child will grow up to be confident in herself – and loving toward others. She will make her community stronger – and her Nation better.

The Promoting Safe and Stable Families program has a great goal: keeping families together whenever possible. It tries to avoid removing children from their homes. And if a child does have to be taken out of a home, we want to correct the problem that broke that family apart, so we can reunite the family safely and quickly. The program supports efforts to correct some of the root causes of family instability by funding substance abuse programs and marriage counseling. It supports adoption and post-adoption services to place children with loving families, to ease a child's transition into a new family, and to help ensure that all families stay strong and intact.

My budget next year will build on this good work by requesting 505 million dollars in funding for the Promoting Safe and Stable Families program – 130 million more than it receives this year.

The bill I'll sign today will also support children who grow up in foster homes. Many older teens have "aged out" of the foster care system but still need help acquiring the tools they need to succeed as adults. This legislation authorizes up to 5,000 dollars per child in funding for education and technical training.

I'm especially pleased that this bill authorizes funds for a crucial part of my ~~faith-based~~ Armies of Compassion initiative – mentoring children whose parents are in prison. These children don't see their parents everyday, but like all children they need help with homework, and someone to play catch with, and someone to hug them. Countless adults are willing to open their hearts to these children, and we should do all we can to support their compassion.

The federal government cannot love a child, but it can support those who do – parents and family members and neighbors and other caring adults. We have some parents with us today who shared their love with children and are building strong families through adoption.

Derek and Cynthia Baliles [buh-LIE-uls] are police officers in Montgomery County, Maryland. They knew they had a lot of love to offer – and they knew as soon as they met Taylor and Gerald that the boys would make great additions to their family. The boys felt the same way. Thanks to

SS/ RM NO. ____________

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Date: 1-14-02 ACTION / CONCERNCE / COMMENT DUE BY: 1-15-02 10:00 AM

Subject: ENROLLED BILL H.R. 2873 - PROMOTING SAFE AND STABLE FAMILIES AMENDMENTS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT N/C	☑	☐	HUBBARD	☑	☐
CARD defer	☑	☐	HUGHES ✓	☑	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☑	☐	JOHNSON N/C	☑	☐
CALIO OK	☑	☐	LINDSEY OK	☑	☐
CONNAUGHTON	☑	☐	MIERS	☐	☑
DANIELS	☐	☑	RICE	☐	☑
FLEISCHER	☑	☐	RIDGE N/C	☐	☑
GERSON	☐	☐	ROVE comments	☑	☐
GONZALES N/C	☑	☐	SPELLINGS	☑	☐
HAGIN	☐	☐	CLERK	☐	☑
HAWKINS	☑	☐	____________	☐	☐

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No comments

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

'02 JAN 16 PM3:27

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January 17, 2002
Draft #7

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Willie and Sybil Gray originally planned to adopt one little girl, who would become a sister to their son Christopher. But an adoption agency told them about Kenyatta and Katrina, two sisters who needed a new home. The girls and their new parents quickly bonded, and Willie and Sybil will finalize their adoption in the next few months.

Adoptive parents like Willie and Sybil, and Derek and Cynthia, give their children the most precious gift possible – love. Advocates for adoption hope to find a loving family for every child who needs one – and they deserve our support.

Sadly, a great American and a strong advocate for adoption and stable families passed away last week. Dave Thomas was best known as the founder of Wendy's restaurants. But people who devote their lives to helping children know that Dave Thomas shared their commitment. As an adopted child himself, Dave once said, "I feel strongly that all children deserve a secure, loving family." His own family provided the foundation that allowed him to become one of America's most successful entrepreneurs – and most familiar faces.

Dave's vision of America was one in which all children would know the same love that he knew, so they could grow into healthy, happy, successful adults. This bill will bring us closer to fulfilling that vision.

I am now privileged to sign the Promoting Safe and Stable Families Amendments of 2001 Act.

Drafted by: *Ed Walsh, Office of Speechwriting*
Office: 202/456-0312
(b)(6)

One Hundred Seventh Congress of the United States of America

AT THE FIRST SESSION

Begun and held at the City of Washington on Wednesday, the third day of January, two thousand and one

An Act

To extend and amend the program entitled Promoting Safe and Stable Families under title IV–B, subpart 2 of the Social Security Act, and to provide new authority to support programs for mentoring children of incarcerated parents; to amend the Foster Care Independent Living program under title IV–E of that Act to provide for educational and training vouchers for youths aging out of foster care, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Promoting Safe and Stable Families Amendments of 2001".

SEC. 2. TABLE OF CONTENTS.

The table of contents of this Act is as follows:

SEC. 3. REFERENCES.

Except as otherwise specified in this Act, an amendment made by this Act to a section or other provision shall be considered an amendment to the section or other provision of the Social Security Act.

year legislative session, each year of the session shall be deemed to be a separate regular session of the State legislature.

Speaker of the House of Representatives.

~~Vice President of the United States and~~
President of the Senate Pro Tempore.

APPROVED

JAN 17 2002