

April 11, 1995

The Honorable Jim Slattery  
Chair  
National Commission on Childhood Disability  
801 Pennsylvania Avenue, N.W.  
Suite 625  
Washington, D.C. 20004

Dear Jim:

Thank you for participating in yesterday's meeting of the appointees with disabilities. Diana Fortuna reviewed the discussion with me in detail, and I understand that your presentation was excellent. I'm just disappointed that I was unable to attend.

It sounds as though the Commission is making great progress towards a comprehensive and thoughtful review, and I look forward to working with you in the coming weeks.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

April 11, 1995

The Honorable Fernando M. Torres-Gil  
Assistant Secretary for Aging  
Department of Health and Human Services  
Hubert Humphrey Building  
200 Independence Avenue, S.W.  
Room 309 F  
Washington, D.C. 20201

Dear Fernando:

Thanks so much for participating in yesterday's meeting. Diana Fortuna reviewed the discussion with me in detail and I understand that your presentation was very informative. I'm just disappointed that I was unable to attend.

I am confident that the Conference will be quite a success, and I am pleased that we were able to discuss your progress with those present at the meeting.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

April 11, 1995

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Assistant Secretary for Aging  
Department of Health and Human Services  
Hubert Humphrey Building  
200 Independence Avenue, S.W.  
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I am confident that the Conference will be quite a success, and I am pleased that we were able to discuss your progress with those present at the meeting.

Sincerely,

*helpful & informative?*

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

Is he still?  
April 11, 1995

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National Commission on Childhood Disability  
801 Pennsylvania Avenue, N.W.  
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Sincerely,

Carol H. Rasco  
Assistant to the President  
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THE WHITE HOUSE

WASHINGTON

April 4, 1995

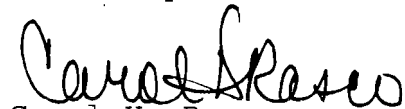
Roger Tate  
Chief of Rural Research and Information Division  
Federal Transit Administration  
Room 6100  
400 7th Street, S.W.  
Washington, D.C. 20590

Dear Mr. Tate:

Thank you for your participation in the meeting with the National Easter Seal Society on March 20. My staff reviewed the discussion with me in detail, and I was pleased to learn more about the important efforts of Project Action.

As we move forward in our efforts to ensure that individuals with disabilities have access to thoughtful, well-coordinated services, I appreciate your continued input and involvement.

Sincerely,

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for Domestic Policy

THE WHITE HOUSE

WASHINGTON

April 4, 1995

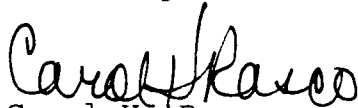
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Director of Communications and External Affairs  
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Room 9328  
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Washington, D.C. 20590

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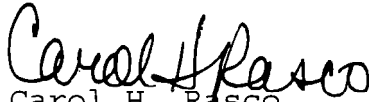
Bob Stout  
Director  
Office of Regional Operations  
Federal Transit Administration  
TGM-30  
400 7th Street, S.W.  
Washington, D.C. 20590

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Sincerely,



Carol H. Rasco  
Assistant to the President  
for Domestic Policy

THE WHITE HOUSE

WASHINGTON

April 4, 1995

Barbara Meister  
Special Assistant to the Assistant Secretary for Research,  
Education and Economics  
USDA  
Room 217-W  
Administration Building  
14th and Independence Avenue, S.W.  
Washington, D.C. 20250

Dear Ms. Meister:

Thank you for your participation in the meeting with the National Easter Seal Society on March 20. My staff reviewed the discussion with me in detail, and I was pleased to learn more about the important efforts of the AgrAbility Project.

As we move forward in our efforts to ensure that individuals with disabilities have access to thoughtful, well-coordinated services, I appreciate your continued input and involvement.

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Carol H. Rasco  
Assistant to the President  
for Domestic Policy

THE WHITE HOUSE

WASHINGTON

April 4, 1995

Dr. Leodrey Williams  
Acting Associate Administrator for CSREES  
USDA-CSREES  
Room 305-A  
Administration Building  
14th and Independence Avenue, S.W.  
Washington, D.C. 20250

Dear Dr. Williams:

Thank you for your participation in the meeting with the National Easter Seal Society on March 20. My staff reviewed the meeting with me in detail, and I was pleased to learn more about the important efforts of the AgrAbility Project.

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Carol H. Rasco  
Assistant to the President  
for Domestic Policy

THE WHITE HOUSE

WASHINGTON

April 4, 1995

Brad Rein  
Program Leader  
USDA-CSREES  
Ag-Box: 2260  
Washington, D.C. 20250-2260

Dear Mr. Rein:

Thank you for your participation in the meeting with the National Easter Seal Society on March 20. My staff reviewed the discussion with me in detail, and I was pleased to learn more about the important efforts of the AgrAbility Project.

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THE WHITE HOUSE

WASHINGTON

April 4, 1995

Christopher Tiernan  
Senior Government Relations Specialist  
National Easter Seal Society  
1350 New York Avenue, N.W.  
Suite 915  
Washington, D.C. 20005

Dear Mr. Tiernan:

Thank you for your participation in the discussion of Project Action and the AgrAbility Project. Diana Fortuna and Elisabeth Cohen reviewed the meeting with me in detail, and I am pleased that you were able to bring these projects to our attention.

As we move forward in our efforts to ensure that individuals with disabilities have access to thoughtful, well-coordinated services, I appreciate your continued input and involvement.

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Assistant to the President  
for Domestic Policy

THE WHITE HOUSE

WASHINGTON

April 4, 1995

Randall L. Rutta  
Vice President  
Government Relations  
National Easter Seal Society  
1350 New York Avenue, N.W.  
Suite 915  
Washington, D.C. 20005

Dear Mr. Rutta:

Thank you for contacting me regarding Project Action and the AgrAbility Project. Diana Fortuna and Elisabeth Cohen reviewed the meeting with me in detail, and I am pleased that you were able to bring these projects to our attention.

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If you have any questions or require further assistance, please let me know.

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April 4, 1995

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Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

March 23, 1995

Marge Goldberg  
Co-Director  
PACER Center, Inc.  
4826 Chicago Avenue South  
Minneapolis, MN 55417-1098

Dear Ms. Goldberg:

Thank you for contacting me about the results of your survey of states on parent involvement, and to express your support for grants to states for Transition Systems Change. As the parent of a young adult with a disability, it is encouraging to know that states are responding to the challenge of involving parents in this critical area.

Since 1991, these grants have been made on a competitive basis for periods of five years. Thus far, thirty states have received funding and another four states are expected to be funded under the 1995 competition.

As the budget states, the Administration is currently working on a legislative proposal to authorize activities under the Individuals with Disabilities Education Act (IDEA). One of the major goals of this legislation will be to address systemic problems that prevent children from achieving quality results.

Although the legislative proposal is still under development, one feature of the proposal is expected to be grants to states to support systems change activities. These grants would make resources available to states to address systemic problems related to improving results for children with disabilities. States wishing to pursue systems change activities in the area of transition would be able to do so using funds from these awards.

I want to assure you that this administration remains committed to meeting the needs of individuals, including those with disabilities, who are making the transition from school to work. I appreciate knowing your perspective on this important issue and welcome your continued involvement.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

March 14, 1995

Mrs. Julia Ficurilli  
215-4th Avenue  
P.O. Box 648  
Greenport, New York 11944

Dear Julia:

Thank you for contacting me regarding your grandson. As a parent of a child with a disability, I sympathize with your interests and concerns.

I regret to inform you that the Families of Children With Disabilities Support Act of 1994 did not receive funding for FY 1996. However, this administration remains committed to addressing the needs of individuals with disabilities and their families, and I would like to take this opportunity to mention some important programs that the President included in his budget for FY 1996.

The Developmental Disabilities Basic State Grants programs assist each state in the development of comprehensive, family-centered systems which provide an array of services and supports for individuals with developmental disabilities. The President has requested that these programs receive the full \$70,438,000 in annual appropriations for FY 1996. These funds will provide much needed payments to States to enable agencies to develop and improve systems serving persons with developmental disabilities.

The Developmental Disabilities Protection and Advocacy (P&A) program provides grants to establish and maintain a protection and advocacy system in each state. These systems protect the legal and human rights of people with developmental disabilities who are receiving, or may be eligible to receive treatment, services, or rehabilitation. The President has requested that this program also receive the full \$26,718,000 in funding for FY 1996.

Finally, this administration has launched a full-scale review of all programs serving individuals with disabilities and their families. Through this National Disability Policy Review, we are working to identify successful programs and ensure that families of children with disabilities are able to access a full range of services.

I appreciate knowing your perspective on this important issue and I assure you that meeting the needs of individuals with disabilities and their families remains a priority for this administration. As we move forward in our efforts to build a brighter future for all Americans, I welcome your continued involvement.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

March 13, 1995

I am waiting to hear from Kate W. about this -- what do you think?  
- E

Dear

Thank you for contacting me regarding the Families of Children with Disabilities Support Act of 1994. I appreciate your thoughts and share your commitment to addressing the needs of individuals with disabilities and their families.

mention/call your attention to?

I regret to inform you that this act did not receive funding for FY 1995. I do, however, want to highlight some important programs that did receive full funding for FY 1995. The Developmental Disabilities Basic State Grants programs assist each state in the development of comprehensive, statewide, consumer and family-centered systems which provide an array of culturally-competent services, supports and other assistance for individuals with developmental disabilities.

The funding for the Developmental Disabilities State Councils program will be \$70,438,000 for FY 1995. These funds will provide much needed payments to States to plan and conduct activities that increase the capacities and resources of agencies to develop and coordinate permanent improvement in systems of services for persons with developmental disabilities.

The Developmental Disabilities Protection and Advocacy (DDA) program provides grants to establish and maintain a protection and advocacy system in each state to protect the legal and human rights of people with developmental disabilities who are receiving, or may be eligible to receive treatment, services, or rehabilitation. This program was appropriated \$23,753,00 in FY 1994 and \$26,718,000 in FY 1995.

I appreciate knowing your perspective on this important issue and assure you that meeting the needs of individuals with disabilities and their families remains a priority for this administration. As we move forward in our efforts to build a brighter future for all Americans, I welcome your continued involvement.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

need to keep what we have - what families need  
feel gov't has a prop. branch to making in import services  
intent of fam support act: NO PR.

Having office - advocates: parents came together - part of IDEA - tagged  
intent - look for resources to be more holistic approach in states  
legisla drafted in different climate  
funding so minimal - really a planning  
state - intent as state level to identify barriers - facil  
communicate  
- so families could access to a range of services

March 13, 1995

Dear

Thank you for contacting me regarding your daughter. As a parent of a child with a disability, I sympathize with your interests and concerns.

I regret to inform you that the Families of Children With Disabilities Support Act of 1994 did not receive funding for FY 1996. The political climate has changed dramatically, and we are making every effort to preserve the programs already in place which provide much needed services to individuals with disabilities and their families. I would like to take this opportunity to mention some important programs that the President included in his budget for FY 1996.

The Developmental Disabilities Basic State Grants programs assist each state in the development of comprehensive, statewide, consumer and family-centered systems which provide an array of culturally-competent services, supports and other assistance for individuals with developmental disabilities. The President has requested that these programs receive the full \$70,438,000 in annual appropriations for FY 1996. These funds will provide much needed payments to States to plan and conduct activities that increase the capacities and resources of agencies to develop and coordinate permanent improvement in systems serving persons with developmental disabilities.

The Developmental Disabilities Protection and Advocacy (P&A) program provides grants to establish and maintain a protection and advocacy system in each state to protect the legal and human rights of people with developmental disabilities who are receiving, or may be eligible to receive treatment, services, or rehabilitation. The President has requested that this program also receive the full \$26,718,000 in funding for FY 1996.

*As part of its commitment,*  
Finally, I want to assure you that while the Families of Children With Disabilities Support Act did not receive funding, the President remains committed to preserving its intent. In response, this administration has launched a full-scale review of all programs serving individuals with disabilities and their families. Through this National Disability Policy Review, we are working to identify successful programs, ~~eliminate barriers~~, and ensure that families of children with disabilities are able to access a full range of services.

I appreciate knowing your perspective on this important issue and assure you that meeting the needs of individuals with disabilities and their families remains a priority for this administration. As we move forward in our efforts to build a brighter future for all Americans, I welcome your continued involvement.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

Although  
~~However~~, the current  
climate in Congress  
is suggests that we  
must work to  
preserve programs  
in place.

Rememo  
6/24/48

Branch: x54686  
Mike Ruffner • Edwin Lau  
x54689

Diana:

29  
10:40a.

I know you've left, but  
wanted to get to you ~~APP~~.

This letter went to Jeremy (to Carol)  
re: this woman's concern for her  
autistic, neurologically impaired,  
daughter and how that  
relates to care-group homes, etc.

Because it's so important to Carol,  
we are seeking your expertise:  
how to respond, what ~~we~~ is  
tl Adminstratn. doing about  
these issues, etc.

Please contact me w/ your  
insight. (65578)

Thank you,  
Dorothy K.

3/ Summary / Diagnosis

a. disabled. daughter @ home

b. older couple

c. no group home because

"a freeze on these funds" (?)  
d. poor services b/c of \$ cuts  
HCBS (? Health Community Based Services?)

e. daughter. not <sup>accepted</sup> ~~admitted~~ into  
group homes b/c of cause  
disability so time consuming.  
(high maintenance)

f. wants <sup>to see</sup> President's commitment.  
to childr. w/ disabilities. thru.  
funding (She says \$70 mil)

[She says The Bill - which bill?  
is a good one]

g. also wants to be funded \$:  
(1) technical asst. contract (2) indepdt. evaluatn.  
contract

so police officers and kids wouldn't have to lay down their lives under a hail of assault weapon attack. We are encouraged that many of these incarcerated juvenile offenders understand the significance of removing these weapons from irresponsible hands.

Please thank everyone at Project L.E.A.P. for taking time to share with us his perspective and life experience. We send our best to Project L.E.A.P. and appreciate everyone's concern for his fellow American. Send our best to everyone there. We appreciate them caring about their fellow Americans.

Sincerely,

The Clinton's

# FAX COVER SHEET



Income Maintenance Branch  
Office of Management and Budget  
Executive Office of the President  
Washington, DC 20503



TO: Elizabeth Cohen

FROM: Edwin Lau

## Fax Destination

Name of Receiver:

Phone Number: 456 7028

Number of Attached Pages: 7  
(Excluding this cover)

NOTES: As requested. Some examples of existing programs which assist people with disabilities. Note that the structure of the Basic state Grants program is very similar to the one outlined in the Families of Children w/ Disabilities legislation, though it has a more general focus. Please call if you have any questions. I will call to confirm that the

FAX NUMBER: 202-395-0851

VOICE CONFIRMATION: 202-395-4686

Families ... prog. has not been funded.

for FY 96 we  
admin new request  
this request reflects  
our cont to base  
programs.

Developmental Disabilities Basic State Grants

Legislative Authority - Section 130 of the Developmental Disabilities Assistance and Bill of Rights Act of 1990, as amended.

| <u>FY 1994</u><br><u>Actual</u> | <u>FY 1995</u><br><u>Appropriation</u> | <u>FY 1996</u><br><u>Estimate</u> | <u>Increase</u><br><u>or</u><br><u>Decrease</u> |
|---------------------------------|----------------------------------------|-----------------------------------|-------------------------------------------------|
| \$69,343,000                    | \$70,438,000                           | \$70,438,000                      | \$-0-                                           |

pres requested  
appropriation

1996 Authorization.....Such sums.

Purpose and Method of Operation:

The Developmental Disabilities State Councils program assists each State to promote the development of a comprehensive, statewide, consumer and family-centered system which provides a coordinated array of culturally-competent services, supports and other assistance for individuals with developmental disabilities. In order to qualify for funds, States must submit a plan to the Administration on Developmental Disabilities and establish a State Developmental Disabilities Council to plan and advocate for the broad spectrum of developmental disabilities. Up to fifty percent of the Council's membership includes representatives of major State agencies, nongovernmental agencies and other concerned groups. At least fifty percent of the membership must include persons with developmental disabilities, their guardians, and other relatives. Councils engage in a broad range of activities including, but not limited to, program and policy analysis, demonstration of new approaches, training, outreach, supporting communities, interagency collaboration and coordination, public education, and prevention.

Developmental Disabilities State Councils funds are allotted among the States on the basis of: population, the extent of need for services for persons with developmental disabilities, and the financial need of the respective States. By statute, the minimum allotment is \$400,000 to each State and \$210,000 for the Virgin Islands, American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, and the Republic of Palau (until the Compact of Free Association with Palau takes effect). The grants are made to designated state agencies to implement the approved State plan. The aggregate Federal share of projects under such grants may not exceed seventy-five percent except in the case of projects in poverty areas, in which case the Federal share may not exceed ninety percent.

Funding for the Developmental Disabilities State Councils program (Basic State Grants through FY 1994) during the last five years has been as follows:

|           |              |
|-----------|--------------|
| 1991..... | \$64,408,000 |
| 1992..... | \$67,706,000 |
| 1993..... | \$67,372,000 |
| 1994..... | \$69,343,000 |
| 1995..... | \$70,438,000 |

Rationale for the Budget Request:

The FY 1996 request is \$70,438,000 the same as the FY 1995 appropriation.

These funds will provide payments to States to plan and conduct activities that increase the capacities and resources of agencies to develop, coordinate, or stimulate permanent improvement in systems of services for persons with developmental disabilities, with priority to those persons whose needs are not otherwise met under other health, education, and human service programs.

The FY 1996 funds will also continue to support State activities focusing on policy analyses, systemic change and capacity building activities.

## Developmental Disabilities Protection and Advocacy

Legislative Authority - Section 143 of the Developmental Disabilities Assistance and Bill of Rights of 1990, as amended.

| FY 1994<br>Actual | FY 1995<br>Appropriation | FY 1996<br>Estimate | Increase<br>or<br>Decrease |
|-------------------|--------------------------|---------------------|----------------------------|
| \$23,753,000      | \$26,718,000             | \$26,718,000        | +\$-0-                     |

1996 Authorization.....Such sums.

### Purpose and Method of Operation:

The Developmental Disabilities Protection and Advocacy (P&A) program provides grants to establish and maintain a protection and advocacy system in each State to protect the legal and human rights of persons with developmental disabilities who are receiving, or may be eligible to receive, treatment, services, or habilitation within the State. P&A funding is allotted among the States based on a formula that takes into account the population, the extent of need for services for persons with developmental disabilities, and the financial need of each State. The protection and advocacy system must have the authority under this program to pursue legal, administrative, and other appropriate remedies or approaches, including the authority to investigate incidents of abuse and neglect and access client records. The P&A system must be independent of any agency which provides such services.

By statute, if at least \$20 million is appropriated for this program, the minimum allotment is \$200,000 for each State, and \$107,000 for the Virgin Islands, American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, and the Republic of Palau (until the Compact of Free Association with Palau takes effect).

Funding for the Developmental Disabilities Protection and Advocacy program during the last five years has been as follows:

|           |              |
|-----------|--------------|
| 1991..... | \$20,981,727 |
| 1992..... | \$22,500,000 |
| 1993..... | \$22,506,496 |
| 1994..... | \$23,753,000 |
| 1995..... | \$26,718,000 |

Rationale for the Budget Request:

The FY 1996 request is \$26,718,000 the same as the FY 1995 appropriation.

The mission of the Protection and Advocacy System to advocate for the legal rights of persons with developmental disabilities and to assist individuals with their need for legal services has been growing with increasing demands made upon its resources. Moreover, the activities of the Protection and Advocacy Systems have been increasing as more and more individuals realize the significance of the Americans with Disabilities Act and the role the Protection and Advocacy System can play under it on their behalf. The budget request addresses these realities by providing increased resources for the Protection and Advocacy program to carry out its expanding mission.

Funding for this program will help States ensure: protection and advocacy for the legal and human rights of persons with developmental disabilities through outreach programs to unserved and underserved individuals, including persons facing communications barriers, and those who are culturally or geographically isolated; services to institutionalized persons; training of concerned citizens and persons with developmental disabilities; and other advocacy resources. Funds will also be used by grantees to provide such services as outreach, hotlines, information and referral, counseling and legal services, advocacy activities and training to service providers on the rights of persons with developmental disabilities.

Developmental Disabilities Projects of National Significance

Legislative Authority - Section 163 of the Developmental Disabilities Assistance and Bill of Rights Act of 1990, as amended.

| FY 1994<br><u>Actual</u> | FY 1995<br><u>Appropriation</u> | FY 1996<br><u>Estimate</u> | Increase<br>or<br><u>Decrease</u> |
|--------------------------|---------------------------------|----------------------------|-----------------------------------|
| \$3,723,000              | \$5,715,0000                    | \$5,715,000                | -0-                               |

1996 Authorization.....Such sums.

Purpose and Method of Operation:

The Developmental Disabilities Projects of National Significance program provides funds directly to national, State, and local public and non-profit private organizations for demonstration, training and technical assistance projects through a competitive grants/contracts process. These projects enhance the lives of persons with developmental disabilities through promoting activities and models designed to increase independence, productivity, and integration into the community.

Funding for the Developmental Disabilities Protection and Advocacy program during the last five years has been as follows:

|           |             |
|-----------|-------------|
| 1991..... | \$3,024,960 |
| 1992..... | \$3,248,000 |
| 1993..... | \$3,034,000 |
| 1994..... | \$3,784,000 |
| 1995..... | \$5,715,000 |

Rationale for the Budget Request:

The FY 1995 request is \$3,784,000, the same level as the FY 1994 appropriation.

This level of funding will continue to support projects designed to increase and support the independence, productivity and integration into the community of people with developmental disabilities and their families which includes leadership development for individuals and their families from culturally diverse backgrounds, early intervention, home ownership, personal assistance services, strengthening families through self-advocacy and empowerment, data collection and health care reform issues.

Developmental Disabilities University Affiliated Program

Legislative Authority - Section 154 of the Developmental Disabilities Assistance and Bill of Rights of 1990, as amended.

| <u>FY 1994</u><br><u>Actual</u>   | <u>FY 1995</u><br><u>Appropriation</u> | <u>FY 1996</u><br><u>Estimate</u> | <u>Increase</u><br><u>or</u><br><u>Decrease</u> |
|-----------------------------------|----------------------------------------|-----------------------------------|-------------------------------------------------|
| \$18,272,000                      | \$18,979,000                           | \$18,979,000                      | \$-0-                                           |
| 1996 Authorization.....Such sums. |                                        |                                   |                                                 |

Purpose and Method of Operation:

The Developmental Disabilities University Affiliated Program provides grants for operational and administrative support to a national network of more than 50 University Affiliated Programs (UAPs). Grantees are public or private non-profit agencies affiliated with a university and are initially selected through a competitive process. UAPs provide community services on behalf of persons with developmental disabilities through a variety of mechanisms including clinical services programs, community-based services programs, technical assistance to community services personnel and State agencies, and dissemination of information.

In addition to core support grants, the program provides grants to UAPs for interdisciplinary training, community services, technical assistance, and information dissemination activities.

Funding for the Developmental Disabilities University Affiliated Program during the last five years has been as follows:

|           |              |
|-----------|--------------|
| 1991..... | \$13,906,820 |
| 1992..... | \$16,030,000 |
| 1993..... | \$16,124,960 |
| 1994..... | \$18,281,000 |
| 1995..... | \$18,979,000 |

Rationale for the Budget Request:

The FY 1996 request is \$18,979,000 the same as the FY 1995 appropriation.

Grant funds will be distributed in accordance with the Developmental Disabilities Assistance and Bill of Rights Act Amendments of 1990 in the following order of funding priorities:

(1) fund existing State UAPs, (2) establish a University Affiliated Program (UAP) in those States and territories currently without a UAP, and (3) ensure that all eligible UAPs have a training initiative project.

The UAP awards will fund discretionary grant programs for public and non-profit private agencies affiliated with a university. Program will provide operational and administrative support to catalyze additional support for a national network of University Affiliated Programs. Grants will enable interdisciplinary training, community services, technical assistance, and information dissemination activities. In addition to core support grants to the UAP, awards are made to support training projects in the areas of emerging national significance, specifically projects to train personnel in the areas of: assistive technology services, positive behavioral supports, transition from school-to-work community services, aging, early intervention, the Americans with Disabilities Act, and projects of special concern to the UAP which shall be developed in consultation with the State Developmental Disabilities Council.

March 10, 1995

Dear :

Thank you for contacting me regarding the Protection and Advocacy for Individuals with Mental Illness program (PAIMI). I appreciate your concern regarding this important issue and share your commitment to addressing the special needs of Americans with mental illness.

The Clinton Administration is determined that our efforts to enable states to have more flexibility when addressing the needs of their citizens will not jeopardize the integrity or productivity of PAIMI. Under our proposal, the Substance Abuse and Mental Health Services Administration will continue to administer the PAIMI program as a separate grant, distributing funds directly to protection and advocacy agencies.

Thank you, again, for your thoughtful letter, and I assure you that meeting the needs of people with mental illness remains a priority for this administration.

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

*Merry Nielsen*  
2703 Hopeton Drive  
San Antonio, Texas 78230

January 26, 1995

President Bill Clinton  
The White House  
Washington, D.C.

Dear President Clinton,

As a past member of the PAIMI Advisory Council of Advocacy, Inc. of Texas, I am writing to urge you not to block grant the PAIMI program.

I know the importance of funding for mental health programs. Also I know how difficult it has been to get it included in the overall health concerns. Please don't take away what we have struggled so hard to obtain.

As a past board member of the Mental Health Association of Texas, I chaired FAIR(Family and Individual Reliance) support groups for family members and individuals who are mentally ill. Those of us who have personally experienced mental illness in our families, know firsthand the necessity of advocacy.

Thank you for your support.

Sincerely,

*Merry Nielsen*

Merry Nielsen

P.S. I am a longtime Democrat and greatly support and appreciate you and your presidency.

**DRAFT OF BC LETTER**

**INITIALS:** BC / dnp /

**DOCUMENT TITLE:** /slr/p/nielsen.m.dnp

**DRAFT DATE / LETTER DATE:** Mar 09 1995 /

**CORRESPONDENCE #:** 2112315

**CLEAR WITH:**

**WHCC:**

**CC:** Sheila Harris, Mrs.  
Gore's Office  
Lynn Margherio, DPC

**CORRESPONDENCE ADDRESSED TO:**

Ms. Merry Nielsen  
2703 Hopeton Drive  
San Antonio, Texas 78230

**APPROVAL/ENCLOSURES/SPECIAL INSTR:**

From language approved by Diana Fortuna,  
DPC and Nancy-Ann Min, OMB

---

Dear Merry:

Thank you for writing to me about the Protection and Advocacy for Individuals with Disabilities program (PAIMI). I share your deep concern for the citizens this program serves.

As our Administration works to promote the inclusion and independence of all of our people, I remain committed to safeguarding the rights of Americans with disabilities. That's why I am determined to ensure that our efforts to allow states greater flexibility in addressing the needs of their citizens in no way compromises the integrity or efficiency of PAIMI. Under our proposal, the Substance Abuse and Mental Health Services Administration will continue to administer the PAIMI program as a separate grant, distributing funds directly to protection and advocacy agencies.

I appreciate knowing your perspective on this important issue. As we move forward in our efforts to build a brighter future for all Americans, I welcome your continued involvement.

Sincerely,

Presidential Messages Update Report  
as of 02/27/95 at 12:23PM

Page 14

| Writer/<br>Corres. Number | Constituent Name | Organization                                                                                       | Status   | Remind Date | Event Date | Additional Information |
|---------------------------|------------------|----------------------------------------------------------------------------------------------------|----------|-------------|------------|------------------------|
| sem<br>368905             |                  | National Society of Public Accountants<br>c/o Mr. Stanley H. Stearman, Executive Vice Pre          | EDIT1    | 04/20/95    | 05/01/95   |                        |
| lea<br>369156             |                  | HazMat International<br>c/o Ms. Petra A. Garrison, Business Development                            | ASSIGNED | 04/22/95    | 05/02/95   |                        |
| ml<br>362955              |                  | Project ACES<br>c/o Mr. Len Saunders, ACES Coordinator                                             | EDIT1    | 04/23/95    | 05/03/95   |                        |
| sem<br>364261             |                  | Business Forms Management Association<br>c/o Mr. Andrew Palatka, Executive Director                | EDIT1    | 04/27/95    | 05/07/95   |                        |
| mhm<br>355984             |                  | World Volunteer Emergency Services Internationa<br>c/o Mr. Johnny Kretz, International Coordinator | EDIT1    | 04/22/95    | 05/08/95   |                        |
| lea<br>349815             |                  | Industry Council For Small Economic Development<br>c/o Mr. William S. Curry                        | ASSIGNED | 05/01/95    | 05/11/95   |                        |
| kmb<br>368022             |                  | Common Bond Institute<br>c/o Mr. Steve Olweean, Director                                           | ASSIGNED | 05/01/95    | 05/11/95   |                        |
| sem<br>370873             |                  | Utah Division of Aging and Adult Services<br>c/o Ms. Tia Davis, Project Coordinator                | EDIT1    | 05/04/95    | 05/11/95   |                        |

# FAX



## Health Division



Office of Management and Budget  
Executive Office of the President  
Washington, DC 20503

TO: Diana Fortuna

FROM: Lissa Topel

Fax Destination

Organization:

Phone Number:

6-7028

Number of Attached Pages: 1

Notes:

Attached is copy of the latest PAIMI letter  
which includes Deborah's changes (from her e-mail).

Nancy-Ann has ask us to put this into  
final.

HD Fax Number: 202/395-3910

Voice Confirmation: 202/395-4922

202/395-4925

202/395-4926

202/395-4930

Health Division Front Office

Health & Human Services Unit

Health Programs & Services Branch

Health Financing Branch

**Dear Representative Waters:**

**On behalf of the President, thank you for writing about the Protection and Advocacy for Individuals with Mental Illness (PAIMI) program. Our Administration shares your concern about protecting of the rights of mentally ill Americans.**

**As you know, we are proposing to consolidate 107 Public Health Service activities into 16 Performance Partnerships or Clusters. These proposals will consolidate funding streams, create funding incentives to reward desirable results, and reduce micromanagement and wasteful paperwork. The Performance Partnership initiative is good for mental health programs and the mental health community because it will help to focus these programs on outcomes and outputs, as well as empower communities to make their own decisions about how they can best address their mental health needs. Under our proposal, SAMHSA will continue to administer the PAIMI program as a separate grant, distributing funds directly to protection and advocacy agencies.**

**President Clinton appreciates your involvement. We look forward to working with you on these important issues.**

**Sincerely,**

**Alice Rivlin**

THE WHITE HOUSE

WASHINGTON

March 1, 1995

Daisy Thomas  
208 S. Bristow  
Moore, Oklahoma 73160

Dear Ms. Thomas,

Thank you for contacting me regarding your grandson, Danny. As a parent of a child with a disability, I sympathize with your interests and concerns.

A vast network of programming, fundraising and research efforts currently serve people with autism and their families. For example, the Autism Society of America (ASA), 1-800-3-AUTISM, is an organization which promotes information and public awareness about autism. They distribute up-to-date material on education, research, programs, laws and family-coping strategies upon request. They are also available to discuss upcoming fundraising events and activities. For your convenience, I have enclosed the addresses of the national office and two local chapters.

You may also want to contact the National Institute of Neurological Disorders and Stroke, 1-800-352-9424, to receive background material on autism and various research studies. In addition, the Psychiatry Clinical Brain Imaging Department of the National Institute of Mental Health, 301-496-4707, is currently conducting brain imaging studies among children with various neurological disorders including autism and can provide you with information regarding this specific project.

Thank you, again, for your thoughtful letter and I assure you that meeting the needs of people with disabilities and their families remains a priority for this administration.

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

# Autism Society of America

## FAX TRANSMITTAL FORM

Date: February 28, 1995Time: 11:38 amTo: Elizabeth CohenFax Number: (202) 456-7028From: Information and ReferralNumber of Pages (Including this Page): 3Memo: Oklahoma Chapter list and brief description of ASA.

Please contact us with any questions.  
The information and referral dept is available  
M-F 9am to 5pm to assist you.

Kelly Miner  
I&R Assistant

Please contact the office if there is a problem with this transmission.

## **WHO WE ARE AND WHAT WE DO**

The Autism Society was created in 1965 to promote information and public awareness about autism. The activities of ASA are governed by an all volunteer Board of Directors, with the President and Board members elected by the membership. The President serves one year, with a possible second consecutive term. Board members are elected for 2 year terms, with one-half of the Board up for election each year. Board members can serve 3 consecutive terms. The Board of Directors set policy for the organization, develop annual and long term goals and objectives and oversee the financial and operational functions of the Society.

The National Office of ASA carries out the day-to-day activities of the organization and implements the goals established by the Board. The staff consists of an Administrative Director, one Information & Referral Coordinator, a Membership Secretary and an Administrative Assistant. Although small in staff, the National Office processes over 6,000 requests for information each year, handles over 150 telephone calls each week from parents and professionals, maintains the national membership database and provides support to the chapters of ASA, the Board and separate Committee chairs.

Activities of the Society include:

**INFORMATION AND REFERRAL SERVICE:** Answers more than 6,000 requests per year from parents, relatives, teachers, doctors, service providers and professionals seeking up-to-date knowledge and information on education, research, programs, laws and family-coping strategies. Distributes information packages upon request on issues ranging from basic autism information to educational rights. This service is free to all.

**The ADVOCATE:** The Society's national newsletter (6 issues/year). Keeps you abreast of the latest developments in research, laws, court cases, books, conferences and practical methods of helping those with autism. Subscription is by membership only.

**CHAPTER SERVICES:** Nearly 200 chapters nationwide, run through the volunteer efforts of parents, provide information and referral and support to families. Local groups share mutual problems and solutions, parent-to-parent, and work together to advocate for improved educational, vocational, and appropriate community living and residential services. Many chapters publish local newsletters, and host regional conferences and seminars.

**BOOKSTORES:** Run by the ASA chapters in Michigan and North Carolina, our mail order houses offer nearly 100 titles. Classic and contemporary releases are offered, covering virtually all known aspects of autism.

**PRESS & PUBLIC RELATIONS:** Announcements and interviews concerning autism-related developments are provided to the print and broadcast media. "National Autism Week" (2nd week in January) provides a forum to educate the public about the nature and needs of individuals with autism.

**ANNUAL CONFERENCE:** Gathers experts and parents from around the nation and the world for four days of seminars, research findings, presentations and how-to workshops addressing the autism syndrome. Over 65 workshops and special presentations. Attendance averages 1,000 individuals; conference held in early July. Daycare is provided to conference participants.

**GOVERNMENT ADVOCACY:** Our Government Affairs Committee and volunteers work to educate and enlighten lawmakers concerning the rights and needs of individuals with autism.

**MEMBERSHIP:** The Society's members are its lifeblood - working together for a better future for individuals with autism. When you join ASA, your membership entitles you to an annual subscription to The ADVOCATE, discounts on publications and conference registration, and ASA voting privileges. Individuals can join directly through the National Office (form enclosed) or through a local chapter of the Society. Please note that the Society does not maintain a mailing list separate from the membership list. We encourage you to join!

We welcome your questions or comments. Feel free to contact us at the ASA National Office during normal business hours:

9 am - 12 noon; 1-5 pm Eastern time

1-800-3-AUTISM

LIST COMPILED ON 03/01/94

AUTISM SOCIETY OF AMERICA  
CHAPTERS IN OK

## PRESIDENT

MS EMMA RUTH BRAKEBILL, President  
OKLAHOMA CITY CHAPTER FOR AUTISTIC CITIZENS #115  
EXECUTIVE OFFICE CENTER  
PO BOX 890963  
OKLAHOMA CITY, OK 73189  
(H) (O) 800-692-8611 FAX

MS. JERE LYNN BURKHART, President  
TULSA CHAPTER FOR AUTISTIC CITIZENS #509  
3012 E. 74TH ST  
TULSA, OK 74136  
(H) 918-496-2626 (O) FAX

THE WHITE HOUSE

WASHINGTON

March 1, 1995

Deb Stehr  
403 2nd Street  
Box 769  
Lake View, Iowa 51450

Dear Ms. Stehr:

Thank you for your eloquent letter regarding Supplemental Security Income program and your children, Jonathan and Michael. As the parent of a child with a disability, I sympathize with your interests and concerns.

As you may know, Secretary Donna Shalala appointed the Commission on Childhood Disability in January, 1995 to conduct a thorough review of the assistance given to children with disabilities under the SSI program. The commission was mandated through the Social Security Independence and Program Improvements Act passed by Congress and signed by President Clinton last year. Former U.S. Representative Jim Slattery chairs this new commission, and its fifteen members include parents of children with disabilities, advocates for children, educators, psychologists, researchers, attorneys, program administrators and physicians.

Like you, I feel strongly that Supplemental Security Income for children is an essential program whose goals should be protected. The Commission on Childhood Disability provides an important forum for determining how to best serve the interests of children with disabilities.

The commission must present its findings by November 30, 1995 but is expected to do so as early as June or July, 1995. We believe that Congress should wait until that time to make any substantive changes in the program.

Thank you, again, for your thoughtful correspondence. I assure you that meeting the needs of children with disabilities and their families remains a priority of this administration.

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

March 1, 1995

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Lake View, Iowa 51450

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Like you, I feel strongly that Supplemental Security Income for children is an essential program, <sup>whose goals need to be protected</sup> ~~that needs to be carefully reviewed, rather than thoughtlessly discarded as the result of isolated incidents of abuse and bad publicity.~~ The Commission on Childhood Disability provides an important forum <sup>for better determining the needs</sup> ~~through which any revisions of the existing program can best serve the interests of children with disabilities by incorporating their findings into future policy recommendations.~~

The commission must present its findings by November 30, 1995 but is expected to do so as early as June or July, 1995. We believe that Congress should wait until that time to make any substantive changes in the program.

Thank you, again, for your thoughtful correspondence. I assure you that meeting the needs of children with disabilities and their families remains a priority of this administration.

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

94

February 28, 1995

Deb Stehr  
403 2nd Street  
Box 769  
Lake View, Iowa 51450

Dear Ms. Stehr:

*your eloquent letter*  
Thank you for ~~contacting me~~ regarding Supplemental Security Income program and your children, Jonathan and Michael. As the parent of a child with a disability, I sympathize with your interests and concerns.

*See Summary*  
As you may know, the Commission on Childhood Disability was appointed in January, 1995 to conduct a thorough review of the assistance given to children with disabilities under the SSI program. ~~The commission was mandated in the Social Security Independence and Program Improvements Act passed by Congress and signed by President Clinton last year.~~ This new commission is chaired by former U.S. Representative Jim Slattery, and its fifteen members include parents of children with disabilities, advocates for children, educators, psychologists, researchers, attorneys, program administrators and physicians.

*Critical? essential need.*  
Like you, I feel strongly that Supplemental Security Income *is* an important program that needs to be carefully reviewed rather than thoughtlessly discarded as the result of isolated incidents of abuse and bad publicity. The Commission on Childhood Disability provides an important forum through which any revisions of the existing program can best serve the interests of children with disabilities by incorporating their findings into our policy recommendations. *in further*

*must*  
The commission ~~plans to~~ present its findings ~~on or before~~ by November 30, 1995. At that time,

*but is expected to do so as early as June or July*  
Thank you, again, for your thoughtful letter. I assure you that meeting the needs of children with disabilities and their families remains a priority of this administration. *correspondence.*

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

*We believe that the Congress  
The Administration  
should not  
fluff time to  
any major  
as in the program  
report as a  
open board the basis  
in any case we might propose  
in the program*

① HHS made decision not  
to request

~~SECRET~~ John  
5-14-79

not in 95  
not requested in 96

LISA  
A

② → there are activities  
that can be supported  
under other programs

January 17, 1995

MEMORANDUM TO CAROL H. RASCO

From Elisabeth Cohen

Subject Families of Children with Disabilities Support Act of  
1994

As you may know, you have received a number of letters urging support of the Families of Children with Disabilities Support Act of 1994. OMB informed us that HHS did not request funding for this act. The program will receive no funding in this year's budget, and there is no request for funding in 1996.

Attached is the response we are thinking of sending. What do you think?



January 17, 1995

Dear

Thank you for contacting me regarding the Families of Children with Disabilities Support Act of 1994. I appreciate your concern regarding this important issue and share your commitment to addressing the special needs of children with disabilities and their families.

As you may know, the President will be announcing his proposed budget on February 6, 1995. While no further information will be available until that time, I wanted to thank you for your letter and assure you that meeting the needs of people with disabilities and their families remains a priority for this administration.

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

January 17, 1995

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If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

~~HMS~~ Richard Turman  
Branch Chief

Jeremy — —

Another form response  
needed — do we have someone  
working on it since Stan's  
now gone?

Roz

## Civil Search

→ first.

Connie - Team Sup Act

- put in Harbours office

- intent - to provide

Team sup service for

→ considered as act that

would have been part

of David's act -

became part I. R

IDEA. Put <sup>consideration</sup> on

Ind & Dis. Act. <sup>in case</sup> 7 <sup>ed law</sup>

\* bill passed & no other to follow

Part I - IDEA - A Family Support Act passed in IDEA  
State.  
but admin out of HHS

b/c of when passed - no \$ following  
went to give states grants to provide  
family support - 5/8/10 mil

will consider

authorized 3 appropriate

1 Family Support Act

Parent comon have been pushing for  
Attached to ESBA reauth late in gave  
Alan Bergman: alerts & re appropriate.

\* Bobby - For groups (5-10 mil)

should be  
happy

} was here  
called for  
in legislation

Law is supposed to give states \$ to  
coordinate - systems & law - to make systems  
(medicaid, SSI, spec ed syst work better for fam  
of ch & disab) - \$ to make syst user friendly

January 17, 1995

MEMORANDUM TO CAROL H. RASCO

From Elisabeth Cohen

Subject Families of Children with Disabilities Support Act of  
1994

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Attached is the response we are thinking of sending. What do you think?

years 1995 through 1999 that is less than the sum of the amount such State received for fiscal year 1994 under—

“(i) this part; and

“(ii) subpart 2 of part D of chapter 1 of title I of the Elementary and Secondary Education Act of 1965 (as such subpart was in existence on the day preceding the date of enactment of the Improving America's Schools Act of 1994) for children with disabilities from birth through age 2.

“(B) If, for fiscal year 1998 or 1999, the number of infants and toddlers in any State, as determined under paragraph (1), is less than the number of infants and toddlers so determined for fiscal year 1994, the amount determined under subparagraph (A) for that State shall be reduced by the same percentage by which the number of those infants and toddlers so declined.

“(5)(A) If the sums made available under this part for any fiscal year are insufficient to pay the full amounts that all States are eligible to receive under this subsection for such year, the Secretary shall ratably reduce the allocations to such States for such year.

“(B) If additional funds become available for making payments under this subsection for such fiscal year, allocations that were reduced under subparagraph (A) shall be increased on the same basis as such allocations were reduced.”

(b) **EFFECTIVE DATE.**—Subsection (a) and the amendments made by subsection (a) shall take effect on October 1, 1994.

#### SEC. 314. LOCAL CONTROL OVER VIOLENCE.

(a) **AMENDMENTS.**—

(1) **IN GENERAL.**—Paragraph (3) of section 615(e) of the Act (20 U.S.C. 1415(e)(3)) is amended—

(A) by striking “During” and inserting “(A) Except as provided in subparagraph (B), during”; and

(B) by adding at the end the following new subparagraph:

“(B)(i) Except as provided in clause (iii), if the proceedings conducted pursuant to this section involve a child with a disability who is determined to have brought a weapon to school under the jurisdiction of such agency, then the child may be placed in an interim alternative educational setting, in accordance with State law, for not more than 45 days.

“(ii) The interim alternative educational setting described in clause (i) shall be decided by the individuals described in section 602(a)(20).

“(iii) If a parent or guardian of a child described in clause (i) requests a due process hearing pursuant to paragraph (2) of subsection (b), then the child shall remain in the alternative educational setting described in such clause during the pendency of any proceedings conducted pursuant to this section, unless the parents and the local educational agency agree otherwise.

“(iv) For the purpose of this section, the term ‘weapon’ means a firearm as such term is defined in section 921 of title 18, United States Code.”

(2) **EFFECTIVE DATE.**—Paragraph (1) and the amendments made by paragraph (1) shall be effective during the period

beginning on the date of enactment of this Act and ending on the date of enactment of an Act (enacted after the date of the enactment of this Act) that reauthorizes the Individuals with Disabilities Education Act.

(b) **LIMITATION.**—Nothing in the Individuals with Disabilities Education Act shall supersede the provisions of section 14601 of the Elementary and Secondary Education Act if a child's behavior is unrelated to such child's disability, except that this section shall be interpreted in a manner that is consistent with the Department's final guidance concerning State and local responsibilities under the Gun-Free Schools Act of 1994.

20 USC 8921  
note.

#### SEC. 315. FAMILY SUPPORT FOR FAMILIES OF CHILDREN WITH DISABILITIES.

The Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) is amended by adding at the end the following new part:

### “PART I—FAMILY SUPPORT

#### “SEC. 701. SHORT TITLE.

“This part may be cited as the ‘Families of Children With Disabilities Support Act of 1994’.

Families of  
Children With  
Disabilities  
Support Act of  
1994.  
20 USC 1491.

#### “SEC. 702. FINDINGS, PURPOSES, AND POLICY.

20 USC 1491a.

“(a) **FINDINGS.**—The Congress makes the following findings:

“(1) It is in the best interest of our Nation to preserve, strengthen, and maintain the family.

“(2) Families are the greatest natural resource available to their children and are the major providers of support, care, and training of their children.

“(3) Families of children with disabilities enrich the lives of all citizens through the contributions of such families to the economic, health, and social fabric of their community, State, and Nation.

“(4) A growing number of families are searching for ways to empower themselves to raise their children with disabilities at home and in their communities. Supporting such families to enable them to care for their children with disabilities at home is efficient and can be cost-effective.

“(5) Children, including children with disabilities, benefit from enduring family relationships in a nurturing home environment.

“(6) Many families experience exceptionally high financial outlays and significant physical and emotional challenges in meeting the special needs of their children with disabilities.

“(7) There are financial disincentives for families to care for their children with disabilities at home.

“(8) Most families of children with disabilities do not have access to family-centered and family-directed services to support such families in their efforts to care for their children with disabilities at home.

“(9) There is a need in each State for a comprehensive, coordinated, interagency system of family support for families of children with disabilities that is family-centered and family-directed, is easily accessible, avoids duplication, uses existing resources more efficiently, and prevents gaps in services to families in all areas of the State.

"(10) The goals of the Nation properly include the goal of providing families of children with disabilities the family support necessary to accomplish the following:

"(A) To support the family.

"(B) To enable families of children with disabilities to nurture and enjoy their children at home.

"(C) To enable families of children with disabilities to make informed choices and decisions regarding the nature of services, supports, and resources made available to such families.

"(b) PURPOSES.—The purposes of this part are as follows:

"(1) To provide financial assistance to the States to support systems change activities designed to assist each State to develop and implement, or expand and enhance, a family-centered and family-directed, culturally competent, community-centered, comprehensive, statewide system of family support for families of children with disabilities that is designed to—

"(A) ensure the full participation, choice and control of families of children with disabilities in decisions related to the provision of such family support for their family;

"(B) ensure the active involvement of families of children with disabilities in the planning, development, implementation, and evaluation of such a statewide system;

"(C) increase the availability of, funding for, access to, and provision of family support for families of children with disabilities;

"(D) promote training activities that are family-centered and family-directed and that enhance the ability of family members of children with disabilities to increase participation, choice, and control in the provision of family support for families of children with disabilities;

"(E) increase and promote interagency coordination among State agencies, and between State agencies and private entities that are involved in carrying out activities under section 708; and

"(F) increase the awareness of laws, regulations, policies, practices, procedures, and organizational structures, which facilitate or impede the availability or provision of family support for families of children with disabilities.

"(2) To enhance the ability of the Federal Government to—

"(A) identify Federal policies that facilitate or impede family support for families of children with disabilities, and that are consistent with the principles in subsection (c);

"(B) provide States with technical assistance and information relating to the provision of family support for families of children with disabilities;

"(C) conduct an evaluation of the program of grants to States; and

"(D) provide funding for model demonstration and innovation projects.

"(c) POLICY.—It is the policy of the United States that all programs, projects, and activities receiving assistance under this part shall be family-centered and family-directed and shall be carried out in a manner consistent with the following principles:

"(1) Family support for families of children with disabilities must focus on the needs of the entire family.

"(2) Families of children with disabilities should be supported in determining their needs and in making decisions concerning necessary, desirable, and appropriate services.

"(3) Families should play decisionmaking roles in policies and programs that affect the lives of such families.

"(4) Family needs change over time and family support for families of children with disabilities must offer options that are flexible and responsive to the unique needs and strengths and cultural values of individual families.

"(5) Family support for families of children with disabilities is proactive and not solely in response to a crisis.

"(6) Families must be supported in their efforts to promote the integration and inclusion of their children with disabilities into all aspects of community life.

"(7) Family support for families of children with disabilities should promote the use of existing social networks, strengthen natural sources of support, and help build connections to existing community resources and services.

"(8) Youth with disabilities should be involved in decision-making about their own lives, consistent with the unique strengths, resources, priorities, concerns, abilities, and capabilities of each such youth.

"(9) Services and supports must be provided in a manner that demonstrates respect for individual dignity, personal responsibility, self-determination, personal preferences, and cultural differences of families.

"(d) RULE OF CONSTRUCTION.—Nothing in this part shall be construed to prevent families from choosing an out-of-home placement for their children with disabilities, including institutional placement for such children.

#### "SEC. 703. DEFINITIONS.

20 USC 1491b.

"For the purposes of this part, only the following definitions shall apply:

"(1) CHILD WITH A DISABILITY.—The term 'child with a disability' means an individual who from birth through 21 years of age meets the definition of disability under paragraph (4).

"(2) COUNCIL.—The term 'Council' means an existing Council, or a new Council, which is considered as a State Policy Council for Families of Children with Disabilities under section 707.

"(3) CULTURALLY COMPETENT.—The term 'culturally competent' means services, supports, or other assistance that is conducted or provided in a manner that—

"(A) is responsive to the beliefs, interpersonal styles, attitudes, language, and behaviors of those individuals receiving services; and

"(B) has the greatest likelihood of ensuring maximum participation of such individuals.

"(4) DISABILITY.—The term 'disability' means—

"(A) in the case of an individual 6 years of age or older, a significant physical or mental impairment as defined pursuant to State policy to the extent that such

policy is established without regard to type of disability; and

"(B) in the case of infants and young children, birth to age 5, inclusive, a substantial developmental delay or specific congenital or acquired conditions with a high probability of resulting in a disability if services are not provided.

"(5) EXISTING COUNCIL.—The term 'existing Council' means an entity or a committee of an entity that—

"(A) is established by a State prior to the date on which the State submits an application for funding under this part;

"(B) has authority to advise the State with respect to family support for families of children with disabilities; and

"(C) may have the authority to carry out other responsibilities and duties.

"(6) FAMILY.—The term 'family' means a group of interdependent persons residing in the same household that consists of a child with a disability and one or more of the following:

"(A) A mother, father, brother, sister or any combination.

"(B) Extended blood relatives, such as a grandparent, aunt, or uncle.

"(C) An adoptive parent.

"(D) One or more persons to whom legal custody of a child with a disability has been given by a court.

"(E) A person providing short-term foster care that includes a family reunification plan with the biological family.

"(F) A person providing long-term foster care for a child with a disability.

The term does not include employees who, acting in their paid employment capacity, provide services to children with disabilities in out-of-home settings such as hospitals, nursing homes, personal care homes, board and care homes, group homes, or other facilities.

"(7) FAMILY-CENTERED AND FAMILY-DIRECTED.—The term 'family-centered and family-directed' means, with respect to a service or program, that the service or program—

"(A) facilitates the full participation, choice, and control by families of children with disabilities in—

"(i) decisions relating to the supports that will meet the priorities of the family; and

"(ii) the planning, development, implementation, and evaluation of the statewide system of family support for families of children with disabilities;

"(B) responds to the needs of the entire family of a child with a disability in a timely and appropriate manner; and

"(C) is easily accessible to and usable by families of children with disabilities.

"(8) FAMILY SATISFACTION.—The term 'family satisfaction' means the extent to which a service or support meets a need, solves a problem, or adds value for a family, as determined by the individual family.

"(9) FAMILY SUPPORT FOR FAMILIES OF CHILDREN WITH DISABILITIES.—The term 'family support for families of children with disabilities'—

"(A) means support services that are designed to—

"(i) support families in the efforts of such families to raise their children with disabilities in the family home;

"(ii) strengthen the role of the family as primary caregiver;

"(iii) prevent inappropriate and unwanted out-of-the-home placement and maintain family unity; and

"(iv) reunite families with children with disabilities who have been placed out of the home, whenever possible; and

"(B) includes—

"(i) service coordination that includes individualized planning and brokering for services with families in control of decisionmaking;

"(ii) goods and services, which may include specialized diagnosis and evaluation, adaptive equipment, respite care (in and out of the home), personal assistance services, homemaker or chore services, behavioral supports, assistive technology services and devices, permanency or future planning, home and vehicle modifications and repairs, equipment and consumable supplies, transportation, specialized nutrition and clothing, counseling services and mental health services for family members, family education or training services, communication services, crisis intervention, day care and child care for a child with a disability, supports and services for integrated and inclusive community activities, parent or family member support groups, peer support, sitter service or companion service, and education aids; and

"(iii) financial assistance, which may include discretionary cash subsidies, allowances, voucher or reimbursement systems, low-interest loans, or lines of credit.

"(10) INTEGRATION AND INCLUSION.—The term 'integration and inclusion' with respect to children with disabilities and their families means—

"(A) the use of the same community resources that are used by and available to other individuals and families;

"(B) the full and active participation in the same community activities and utilization of the same community resources as individuals without disabilities, living, learning, working, and enjoying life in regular contact with individuals without disabilities; and

"(C) having friendships and relationships with individuals and families of their own choosing.

"(11) LEAD ENTITY.—The term 'lead entity' means an office or entity described in section 706.

"(12) NEW COUNCIL.—The term 'new Council' means a council that is established by a State, and considered as the State

Policy Council for Families of Children with Disabilities, under section 707(a).

"(13) SECRETARY.—The term 'Secretary' means the Secretary of Health and Human Services.

"(14) SERVICE COORDINATION.—The term 'service coordination'—

"(A) means those family-centered and family-directed activities that assist and enable families to receive rights and procedural safeguards and to gain access to social, medical, legal, educational, and other supports and services; and

"(B) includes—

"(i) follow-along services that assure, through a continuing relationship between a family of a child with a disability and an individual or entity, that the changing needs of the child and family are recognized and appropriately met;

"(ii) the coordination and monitoring of services provided to children with disabilities and their families;

"(iii) the provision of information to children with disabilities and their families about the availability of services and assistance to such children and their families in obtaining appropriate services; and

"(iv) the facilitation and organization of existing social networks, and natural sources of support, and community resources and services.

"(15) STATEWIDE SYSTEM OF FAMILY SUPPORT.—The term 'statewide system of family support for families of children with disabilities' means a family-centered and family-directed, culturally competent, community-centered, comprehensive, statewide system of family support for families of children with disabilities developed and implemented by a State under this part that—

"(A) addresses the needs of all families of children with disabilities, including unserved and underserved populations; and

"(B) addresses such needs without regard to the age, type of disability, race, ethnicity, or gender of such children or the particular major life activity for which such children need the assistance.

"(16) SYSTEMS CHANGE ACTIVITIES.—The term 'systems change activities' means efforts that result in laws, regulations, policies, practices, or organizational structures—

"(A) that are family-centered and family-directed;

"(B) that facilitate and increase access to, provision of, and funding for, family support services for families of children with disabilities; and

"(C) that otherwise accomplish the purposes of this part.

"(17) UNSERVED AND UNDERSERVED POPULATIONS.—The term 'unserved and underserved populations' includes populations such as individuals from racial and ethnic minority backgrounds, economically disadvantaged individuals, individuals with limited-English proficiency, individuals from underserved geographic areas (rural or urban), and specific groups of individuals within the population of individuals with disabilities, including individuals with disabilities attributable to

physical impairment, mental impairment, or a combination of physical and mental impairments.

#### "SEC. 704. GRANTS TO STATES.

20 USC 1491c.

"(a) IN GENERAL.—The Secretary shall make grants to States on a competitive basis, in accordance with the provisions of this part, to support systems change activities designed to assist States to develop and implement, or expand and enhance, a statewide system of family support for families of children with disabilities that accomplishes the purposes described in section 702.

"(b) AWARD PERIOD AND GRANT LIMITATION.—No grant shall be awarded for a period greater than 3 years. A State shall be eligible for not more than one grant.

"(c) AMOUNT OF GRANTS.—

"(1) GRANTS TO STATES.—

"(A) FEDERAL MATCHING SHARE.—From amounts appropriated under section 716(a), the Secretary shall pay to each State that has an application approved under section 705, for each year of the grant period, an amount that is—

"(i) equal to 75 percent of the cost of the systems change activities to be carried out by the State; and

"(ii) not less than \$200,000 and not more than \$500,000.

"(B) NON-FEDERAL SHARE.—The non-Federal share of payments under this paragraph may be in cash or in kind fairly evaluated, including planned equipment or services.

"(2) GRANTS TO TERRITORIES.—From amounts appropriated under section 716(a) for any fiscal year, the Secretary shall pay to each territory that has an application approved under section 705 not more than \$100,000.

"(3) CALCULATION OF AMOUNTS.—The Secretary shall calculate a grant amount described in paragraph (1) or (2) on the basis of the following:

"(A) The amounts available for making grants under this section.

"(B) The child population of the State or territory concerned.

"(4) DEFINITIONS.—As used in this subsection:

"(A) STATE.—The term 'State' means each of the 50 States of the United States, the District of Columbia, and the Commonwealth of Puerto Rico.

"(B) TERRITORY.—The term 'territory' means the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, or the Republic of Palau (upon the entry into force and effect of the Compact of Free Association between the United States and the Republic of Palau).

"(d) PRIORITY FOR PREVIOUSLY PARTICIPATING STATES.—Amounts appropriated for purposes of carrying out the provisions of this section in each of the 2 fiscal years succeeding the fiscal year in which amounts are first appropriated for such purposes shall first be made available to a State that—

"(1) received a grant under this section during the fiscal year preceding the fiscal year concerned; and

"(2) is making significant progress in accordance with section 710.

"(e) **PRIORITIES FOR DISTRIBUTION.**—To the extent practicable, the Secretary shall award grants to States under this section in a manner that—

"(1) is geographically equitable; and

"(2) distributes the grants among States that have differing levels of development of statewide systems of family support for families of children with disabilities.

ISC 1491d.

**"SEC. 705. APPLICATION.**

"A State that desires to receive a grant under this part shall submit an application to the Secretary that contains the following information and assurances:

"(1) **FAMILY-CENTERED AND FAMILY-DIRECTED APPROACH.**—

An assurance that the State will use funds made available under this part to accomplish the purposes described in section 702 and the goals, objectives, and family-centered outcomes described in section 709(b) by carrying out systems change activities in partnership with families and in a manner that is family-centered and family-directed.

"(2) **DESIGNATION OF THE LEAD ENTITY.**—Information identifying the lead entity, and evidence documenting the abilities of such entity.

"(3) **STATE POLICY COUNCIL FOR FAMILIES OF CHILDREN WITH DISABILITIES.**—An assurance of the following:

"(A) The State has designated or established Council that meets the criteria set forth in section 707.

"(B) The lead entity will seek and consider on a regular and ongoing basis advice from the Council regarding the development and implementation of the strategic plan under section 709, and other policies and procedures of general applicability pertaining to the provision of family support for families of children with disabilities in the State.

"(C) The lead entity will include, in its annual progress reports, a summary of advice provided by the Council, including recommendations from the annual report of the Council and the response of the lead entity to such advice and recommendations.

"(D) The lead entity will transmit to the Council any other plans, reports, and other information required under this part.

"(4) **FAMILY INVOLVEMENT.**—A description of the following:

"(A) The nature and extent of the involvement of families of children with disabilities and individuals with disabilities in the development of the application.

"(B) Strategies for actively involving families of children with disabilities and individuals with disabilities in the development, implementation, and evaluation of the statewide system of family support for families of children with disabilities.

"(C) Strategies and special outreach activities that will be undertaken to ensure the active involvement of families of children with disabilities who are members of unserved and underserved populations.

"(D) Strategies for actively involving families of children with disabilities who use family support services in decisions relating to such services.

"(5) **AGENCY INVOLVEMENT.**—A description of the nature and extent of involvement of various State agencies or units within State agencies in the preparation of the application and the continuing role of each agency in the statewide system of family support for families of children with disabilities.

"(6) **STATE RESOURCES.**—A description of the State resources and other resources that are available to commit to the statewide system of family support for families of children with disabilities.

"(7) **UNMET NEEDS.**—A description of unmet needs for family support for families of children with disabilities within the State.

"(8) **PRELIMINARY PLAN.**—A preliminary plan that contains information on the program to be carried out under the grant with respect to the goals and objectives of the State for the program and the activities that the State plans to carry out under the program (including the process for appointing individuals to the Council) and that is consistent with the purposes of this part.

"(9) **ACTIVITIES.**—An assurance that, except for the first year of the grant, the State shall expend not less than 65 percent of the funds made available to a State under this part for grants and contracts to conduct the activities described in section 708.

"(10) **LIMIT ON ADMINISTRATIVE COSTS.**—An assurance that the lead entity that receives funding under this part in any fiscal year shall use not more than 5 percent of such funds in such year for administrative expenses. Such administrative expenses shall not include expenses related to the activities of the Council.

"(11) **STRATEGIC PLAN.**—A description of the measures that will be taken by the State to develop a strategic plan in accordance with section 709.

"(12) **EVALUATION.**—An assurance that the State will conduct an annual evaluation of the statewide system of family support for families of children with disabilities in accordance with section 710.

"(13) **COORDINATION WITH STATE AND LOCAL COUNCILS.**—An assurance that the lead entity will coordinate the activities funded through a grant made under this part with the activities carried out by other relevant councils within the State.

"(14) **SUPPLEMENT OTHER FUNDS.**—An assurance, with respect to amounts received under a grant, of the following:

"(A) Such grant will be used to supplement and not supplant amounts available from other sources that are expended for programs of family support for families of children with disabilities, including the provision of family support.

"(B) Such grant will not be used to pay a financial obligation for family support for families of children with disabilities that would have been paid with amounts available from other sources if amounts under such grant had not been available.

"(15) **OTHER INFORMATION AND ASSURANCES.**—Such other information and assurances as the Secretary may reasonably require.

**“SEC. 706. DESIGNATION OF THE LEAD ENTITY.**

“(a) **DESIGNATION.**—The Chief Executive Officer of a State that desires to receive a grant under section 704, shall designate the office or entity (referred to in this part as the “lead entity”) responsible for—

“(1) submitting the application under section 705 on behalf of the State;

“(2) administering and supervising the use of the amounts made available under the grant;

“(3) coordinating efforts related to and supervising the preparation of the application;

“(4) coordinating the planning, development, implementation (or expansion and enhancement), and evaluation of a statewide system of family support services for families of children with disabilities among public agencies and between public agencies and private agencies, including coordinating efforts related to entering into interagency agreements; and

“(5) coordinating efforts related to the meaningful participation by families in activities carried out under a grant awarded under this part.

“(b) **QUALIFICATIONS.**—In designating the lead entity, the Chief Executive Officer may designate—

“(1) an office of the Chief Executive Officer;

“(2) a commission appointed by the Chief Executive Officer;

“(3) a public agency;

“(4) a council established under Federal or State law; or

“(5) another appropriate office, agency, or entity.

“(c) **CAPABILITIES OF THE LEAD ENTITY.**—The State shall provide, in accordance with the requirements of section 705, evidence that the lead entity has the capacity—

“(1) to promote a statewide system of family support for families of children with disabilities throughout the State;

“(2) to promote and implement systems change activities;

“(3) to maximize access to public and private funds for family support services for families of children with disabilities;

“(4) to implement effective strategies for capacity building, family and professional training, and access to and funding for family support services for families of children with disabilities across agencies;

“(5) to promote and facilitate the implementation of family support services for families of children with disabilities that are family-centered and family-directed, and flexible, and that provide families with the greatest possible decisionmaking authority and control regarding the nature and use of services and supports;

“(6) to promote leadership by families in planning, policy development, implementation, and evaluation of family support services for families of children with disabilities, and parent-professional partnerships; and

“(7) to promote and develop interagency coordination and collaboration.

**“SEC. 707. STATE POLICY COUNCIL FOR FAMILY SUPPORT FOR FAMILIES OF CHILDREN WITH DISABILITIES.**

“(a) **DESIGNATION OR ESTABLISHMENT.**—A State that desires to receive financial assistance under this part shall, prior to the receipt of funds under this part, designate an existing Council,

or establish a new Council, to be considered as a State Policy Council for Families of Children with Disabilities.

**“(b) USE OF EXISTING COUNCIL.—**

“(1) **IN GENERAL.**—To the extent that a State has an existing Council, the existing Council shall be considered in compliance with this section if the existing Council meets the requirements under paragraph (2).

“(2) **REQUIREMENTS.**—An existing Council shall—

“(A) include a majority of members who are family members of children with disabilities and who are children with disabilities (from age 18 to 21);

“(B) in the case in which the existing Council does not represent the full range of families and individuals described in subsection (d)(1), adopt strategies that will ensure the full participation of such families and individuals in all activities carried out by the Council; and

“(C) carry out functions and authorities that are comparable to the functions and authorities described in subsections (e) through (h).

“(3) **DOCUMENTATION OF COMPLIANCE.**—Any State that has an existing Council shall include in a grant application submitted under section 705 and in subsequent annual progress reports submitted to the Secretary under section 710, a description of the measures that are being taken or that are planned, to ensure that the existing Council of the State complies with this section.

**“(c) APPOINTMENTS TO NEW COUNCIL.—**

“(1) **MEMBERS.**—To the extent that a State establishes a new Council, members of the new Council shall be appointed by the Chief Executive Officer of the State or the appropriate official within the State responsible for making appointments in accordance with subsection (d). The appointing authority shall select members after soliciting recommendations from the State Developmental Disabilities Council, parent or family organizations, and other organizations representing the full range of disabilities covered under this part. The appointing authority shall ensure that the membership of the new Council reasonably represents the population of the State and shall establish guidelines for the terms of the members of the new Council.

“(2) **CHAIRPERSON.**—The new Council shall elect a member of the new Council to serve as the Chairperson of the new Council. The Chairperson shall be a family member, as described in subsection (d)(1).

“(d) **COMPOSITION.**—The new Council shall be composed of—

“(1) a majority of members who are—

“(A) individuals who are family members of children with disabilities, are eligible for family support, and represent the diversity of families within the State, including those families from unserved and underserved populations; and

“(B) children with disabilities, from age 18 to 21, and are representative of the demographics of the State;

“(2) members—

“(A) who are from State agencies with significant responsibility for the provision of, or payment for, family support services to families of children with disabilities,

and who have sufficient authority to engage in policy planning and implementation on behalf of such agencies; and

"(B) who are from the office of the Chief Executive Officer of the State with responsibility with respect to budget and finance; and

"(3) such additional members as the appointing authority considers appropriate.

"(e) FUNCTIONS.—The new Council shall—

"(1) establish formal policies regarding the operation of the new Council;

"(2) advise and assist the lead entity in the performance of responsibilities described in section 706(a), particularly the promotion of interagency agreements and the promotion of meaningful participation by families in all aspects of the statewide system of family support for families of children with disabilities;

"(3) advise and assist State agencies in the development of policies and procedures relating to the provision of family support for families of children with disabilities in the State;

"(4) advise and assist the lead entity in the development of all aspects of a strategic plan under section 709, including—

"(A) the mission, purpose, and principles of the statewide system of family support for families of children with disabilities;

"(B) the statement of family-centered outcomes;

"(C) the goals, objectives, and activities;

"(D) the quality improvement or quality enhancement system;

"(E) the appeals process;

"(F) the eligibility criteria to be used for all programs, projects, and activities carried out under this part;

"(G) the analysis of the extent to which family support for families of children with disabilities is defined as a benefit and not as income; and

"(H) the approach to the evaluation of the statewide system of family support for families of children with disabilities;

"(5) advise and assist the lead entity in the implementation of systems change activities;

"(6) advise and assist the lead entity in assessing family satisfaction with the statewide system of family support for families of children with disabilities;

"(7) review, analyze, and comment on the strategic plan and updates to the plan, progress reports, and annual budgets;

"(8) advise and assist the lead entity in the identification of Federal and State barriers that impede the development of a statewide system of family support for families of children with disabilities; and

"(9) prepare and submit to the Chief Executive Officer of the State, the State legislature, and to the Secretary an annual report on the status of family support services for families of children with disabilities, and make such report available to the public.

"(f) HEARINGS AND FORUMS.—The new Council is authorized

"(g) CONFLICT OF INTEREST.—No member of the new Council shall cast a vote on any matter that would provide direct financial benefit to such member or otherwise give the appearance of a conflict of interest under applicable State law.

"(h) COMPENSATION AND EXPENSES.—The new Council may, consistent with State law, use such resources to reimburse members of the new Council for reasonable and necessary expenses of attending the new Council meetings and performing Council duties (including child care and personal assistance services), and to pay compensation to a member of the new Council, if such member is not employed or must forfeit wages from other employment, for each day the member is engaged in performing Council duties.

#### "SEC. 708. AUTHORIZED ACTIVITIES.

"(a) IN GENERAL.—A State that receives a grant under section 704 may use the funds made available through the grant to carry out systems change activities, which accomplish the purposes described in section 702, such as the following activities:

"(1) TRAINING AND TECHNICAL ASSISTANCE.—The State may support training and technical assistance activities for family members, service providers, community members, professionals, members of the Council, students and others that will do the following:

"(A) Increase family participation, choice, and control in the provision of family support for families of children with disabilities.

"(B) Promote partnerships with families of children with disabilities at all levels of the service system.

"(C) Develop or strengthen family-centered and family-directed approaches to services, including service coordination services, service planning services, and respite care services.

"(D) Assist families of children with disabilities in accessing natural and community supports and in obtaining benefits and services.

"(2) INTERAGENCY COORDINATION.—The State may support activities that conduct the following:

"(A) Identification and coordination of Federal and State policies, resources, and services, relating to the provision of family support services for families of children with disabilities, including entering into interagency agreements.

"(B) Interagency work groups to enhance public funding options and coordinate access to funding for family support services for families of children with disabilities, with special attention to the issues of family involvement in the identification, planning, use, delivery, and evaluation of such services.

"(C) Documentation and dissemination of information about interagency activities that promote coordination with respect to family support services for families of children with disabilities, including evidence of increased participation of State and local health, maternal and child health, social service, mental health, mental retardation and developmental disabilities, child protection, education, early

"(3) LOCAL OR REGIONAL COUNCILS.—The State may support the development or enhancement of local or regional councils to review the status of family support for families of children with disabilities in the local or regional area, to advise and assist with the planning, development, implementation, and evaluation of family support for families of children with disabilities in such local or regional area, and to provide recommendations to the State regarding improvements and plans.

"(4) OUTREACH.—The State may conduct outreach activities to locate families who are eligible for family support for families of children with disabilities and to identify groups who are unserved or underserved. Such activities may involve the creation or maintenance of, support of, or provision of, assistance to statewide and community parent organizations, and organizations that provide family support to families of children with disabilities.

"(5) POLICY STUDIES.—The State may support policy studies that relate to the development and implementation, or expansion and enhancement, of a statewide system of family support for families of children with disabilities. Such studies may address issues regarding eligibility and access to services.

"(6) HEARINGS AND FORUMS.—The State may conduct hearings and forums to solicit input from families of children with disabilities regarding family support programs, policies, and plans for such families. Such hearings and forums may be conducted in collaboration with other statewide councils.

"(7) PUBLIC AWARENESS AND EDUCATION.—The State may develop and disseminate information relating to family support for families of children with disabilities designed to provide information to such families, parent groups and organizations, public and private agencies that are in contact with children with disabilities and families of such children, students, policy-makers, and the public. Such information may relate to the nature, cost, and availability of, and accessibility to, family support for families of children with disabilities, the impact of family support for families of children with disabilities on other benefits, and the efficacy of family support for families of children with disabilities with respect to enhancing the quality of family life.

"(8) NEEDS ASSESSMENT.—The State may conduct a needs assessment, which may, in part, be based on existing State data.

"(9) PROGRAM DATA.—The State may support the compilation and evaluation of appropriate data related to the statewide system of family support for families of children with disabilities.

"(10) PILOT DEMONSTRATION PROJECTS.—The State may support pilot demonstration projects to demonstrate new approaches to the provision of family support for families of children with disabilities. Such projects may include the demonstration of family-centered and family-directed service coordination, approaches to improve access to services, including independent service coordination, peer support networks, and voucher programs.

"(11) OTHER ACTIVITIES.—The State may support other systems change activities that accomplish the purposes described in section 702.

"(b) SPECIAL RULE.—In carrying out activities authorized under this part, a State shall ensure that such programs and activities address the needs of families who are economically disadvantaged.

**SEC. 703. STRATEGIC PLAN.**

"(a) IN GENERAL.—Not later than 6 months after the date on which assistance is received by a State under this part, the lead entity of the State, in conjunction with the Council, shall prepare and submit to the Secretary a strategic plan that—

"(1) a statement of the mission, purpose, and principles of the statewide system of family support for families of children with disabilities in the State;

"(2) a statement of family-centered outcomes to be achieved by the statewide system of family support for families of children with disabilities;

"(3) specific goals and objectives for developing and implementing, or expanding and improving, the system for providing family support services for families of children with disabilities, and for achieving the family-centered outcomes;

"(4) systemic approaches for accomplishing the objectives and achieving the family-centered outcomes, including inter-agency coordination and cooperation, that builds upon state-of-the-art practices and research findings;

"(5) a description of the specific programs, projects, and activities funded under this part and the manner in which the programs, projects, and activities accomplish the objectives and achieve the family-centered outcomes;

"(6) a description of an ongoing quality improvement or quality enhancement system, which utilizes information from ongoing measurements of the extent to which family-centered outcomes are achieved, to improve the system;

"(7) a description of an appeals process that will be used in resolving any disputes families of children with disabilities may have regarding the determination of eligibility or the provision of family support services to the family or to the child with a disability;

"(8) a description of the eligibility criteria to be used to carry out programs, projects, and activities under this part that includes all eligible families;

"(9) an analysis of the extent to which family support for a family of a child with a disability is defined as a benefit and not as income; and

"(10) a description of the plan to conduct an annual evaluation of the statewide system of family support for families of children with disabilities, in conjunction with the Council, to improve such statewide system and to document progress as required by section 710.

"(c) PERIOD AND UPDATES.—The strategic plan shall cover the period of the grant and shall be reviewed and updated on an annual basis to reflect actual experience and family satisfaction information over the preceding year and input from the Council, families of children with disabilities, and other interested parties.

"(d) RECOMMENDATIONS.—Prior to developing the strategic plan, the State shall solicit input and recommendations from interested members of the public.

an alternative method or methods determined by the lead entity in consultation with the Council. The lead entity shall also obtain the comments and recommendations of the Council. The lead entity, in conjunction with the Council, shall consider the recommendations and attempt to reach a consensus with respect to such recommendations. If the lead entity and the Council are unable to reach a consensus, the lead entity shall include a written explanation of the reason a consensus was not reached in the strategic plan.

“(e) COMMENT.—The State shall develop a procedure for ensuring ongoing comment from the Council.

“(f) DISSEMINATION.—The State shall widely disseminate the strategic plan to families of children with disabilities, parent organizations, and other interested persons.

“(g) CONSTRUCTION.—Nothing in this section shall be construed to prevent a State from using an existing statewide strategic plan or parts thereof to meet the requirements of this section as long as such plan or the applicable parts thereof are comparable to the specifications of this section.

USC 1491i. **“SEC. 710. PROGRESS CRITERIA AND REPORTS.**

“(a) GUIDELINES.—The Secretary shall develop guidelines to be used in assessing the extent to which a State that received a grant under section 704 is making significant progress in developing and implementing, or expanding and enhancing, a statewide system of family support for families of children with disabilities consistent with the purposes of this part.

“(b) PROGRESS REPORTS.—A State that receives a grant under section 704 shall submit annually to the Secretary a report that documents progress in developing and implementing, or expanding and enhancing, a statewide system of family support for families of children with disabilities consistent with this part. Such report shall include—

“(1) the results of the annual evaluation of the statewide system of family support for families of children with disabilities;

“(2) a description of the unanticipated problems with the achievement of the goals, objectives, and family-centered outcomes described in the application or strategic plan and the measures the State has taken to rectify such problems;

“(3) for the annual progress report concerning the first year of the grant period, the strategic plan developed by the State during the first year; and

“(4) for the annual progress report concerning subsequent years of the grant period, the updated strategic plan.

USC 1491j. **“SEC. 711. ADMINISTRATIVE PROVISIONS.**

“(a) EVALUATION OF GRANT APPLICATIONS.—

“(1) PANELS.—The Secretary shall convene panels of experts who are competent, by virtue of their training or experience, to evaluate grant applications under this part.

“(2) COMPOSITION OF PANELS.—Panels shall be composed of a majority of family members of children with disabilities and individuals with disabilities, and may include service providers, State administrative personnel, and professionals. Panels shall include a majority of individuals who are not Federal employees.

“(3) EXPENSES AND FEES OF THE PANEL.—A member of the Panel who is not a Federal employee shall receive travel,

per diem and consultant fees not to exceed the rate provided to other consultants used by the Secretary. The Secretary may use funds available under section 716 to pay expenses and fees of a member of a Panel who is not a Federal employee.

“(b) PROVISION OF INFORMATION.—To assist the Secretary in carrying out the responsibilities of the Secretary under this section, the Secretary may require States to provide relevant information, including recommendations and relevant reports of the Council.

“(c) APPEALS.—The Secretary shall establish appeals procedures for States that are found in noncompliance with the provisions of this part as the result of failure to supply information required under section 705 or 710. The Secretary shall take into consideration the comments of the Council.

“(d) EFFECT ON OTHER ASSISTANCE.—This part may not be construed as authorizing a Federal or State agency to reduce medical or other assistance available, or to alter eligibility, under any Federal law.

“(e) UNOBLIGATED FUNDS.—Any amount paid to a State for a fiscal year and remaining unobligated at the end of such year shall remain available to such State for the next fiscal year for the purposes for which such amount was paid.

**“SEC. 712. TECHNICAL ASSISTANCE.**

“(a) IN GENERAL.—The Secretary shall make grants, or enter into contracts or cooperative agreements, with appropriate public or private agencies and organizations, including institutions of higher education, with documented experience, expertise, and capacity, for the purpose of providing technical assistance and information with respect to the development and implementation, or expansion and enhancement, of a statewide system of family support for families of children with disabilities.

“(b) PURPOSE.—With respect to States receiving assistance under this part, the technical assistance and information described under subsection (a) shall be provided to the State agency designated as the lead entity, the Council, family members of children with disabilities, organizations, service providers, and policymakers involved with children with disabilities and their families. Such technical assistance shall also be available to States that do not receive assistance under this part. Such technical assistance and information shall—

“(1) facilitate effective systems change activities;

“(2) promote effective approaches to the development and implementation, or expansion and enhancement of, the statewide systems of family support for families of children with disabilities that increase access to, funding for, and awareness of family support for families of children with disabilities;

“(3) promote partnerships with families at all levels of the service system;

“(4) foster awareness and understanding of Federal, State, and local laws, regulations, policies, practices, procedures, and organizational structures, that facilitate, and overcome barriers to, funding for, and access to family support for families of children with disabilities;

“(5) foster the development and replication of effective approaches to strategic plan development, interagency coordination, training, outreach to underserved groups, and public awareness activities;

Grants.  
Contracts.  
20 USC 1491k.

"(6) facilitate service delivery capacity, training, and the improvement of data collection and evaluation systems;

"(7) promote effective approaches to the development of family-centered and family-directed services, including approaches to the development and measurement of family-centered outcomes described in section 709(b)(2), and the assessment of family satisfaction; and

"(8) coordinate and facilitate an annual meeting of the chairpersons of the Councils.

"(c) REQUEST FOR TECHNICAL ASSISTANCE.—A request for technical assistance by a lead entity in a State receiving assistance under this part shall be made in conjunction with the Council.

"(d) REPORTS TO THE SECRETARY.—An entity providing the technical assistance under this section shall submit periodic reports to the Secretary regarding Federal policies and procedures identified within the States that facilitate or impede the delivery of family support to families of children with disabilities. The report shall include recommendations to the Secretary regarding the delivery of services, coordination with other programs, and integration of the policies and principles described in section 702 in other Federal legislation.

#### "SEC. 713. EVALUATION.

"(a) IN GENERAL.—The Secretary shall make grants, or enter into contracts or cooperative agreements, with appropriate public or private agencies and organizations, including institutions of higher education, with documented experience, expertise, and capacity for the purpose of conducting a national evaluation of the program of grants to States authorized by this part.

"(b) PURPOSE.—The purpose of an evaluation under subsection (a) shall be to assess the status and effects of State efforts to develop and implement, or expand and enhance, statewide systems of family support for families of children with disabilities in a manner consistent with the provisions of this part, particularly in terms of the impact of such efforts on families of children with disabilities, and to recommend amendments to this part that are necessary to assist States to fully accomplish the purposes of this part. The Secretary or recipient of assistance under this section shall work with the States to consider and develop an information system designed to report and compile, from information provided by the States, including the Council, a qualitative and quantitative description of the impact of the program of grants to States authorized by this part on—

"(1) families of children with disabilities, including families from ethnic and racial minority backgrounds;

"(2) access to and funding for family support for families of children with disabilities; and

"(3) the involvement of families at all levels of the service system.

"(c) REPORT TO CONGRESS.—Not later than 2½ years after the date of enactment of this part, the Secretary shall prepare and submit to the appropriate committees of Congress a report concerning the results of the evaluation conducted under this section.

"(d) CONFLICT OF INTEREST.—The Secretary shall assure that a recipient of a grant, contract, or cooperative agreement under this section is independent from, and free from, any financial or

personal relationships with the recipient of a grant, contract, or cooperative agreement selected to provide technical assistance under section 712.

#### "SEC. 714. PROJECTS OF NATIONAL SIGNIFICANCE.

20 USC 1491m.

"(a) STUDY BY THE SECRETARY.—The Secretary shall review Federal programs to determine the extent to which such programs facilitate or impede access to, provision of, and funding for family support for families of children with disabilities, consistent with the policies described in section 702.

"(b) DEMONSTRATION AND INNOVATION PROJECTS.—The Secretary shall make grants or enter into contracts for projects of national significance to support the development of national and State policies and practices related to the development and implementation, or expansion and enhancement, of family-centered and family-directed systems of family support for families of children with disabilities.

Grants.  
Contracts.

#### "SEC. 715. CONSTRUCTION.

20 USC 1491n.

"Notwithstanding any other provision of this title, nothing in parts A through H of this title shall be construed to apply to this part.

#### "SEC. 716. AUTHORIZATION OF APPROPRIATIONS.

20 USC 1491o.

"(a) IN GENERAL.—There are authorized to be appropriated to carry out this part, \$10,000,000 for fiscal year 1995, and such sums as may be necessary for each of the fiscal years 1996 and 1997.

"(b) RESERVATION.—

"(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary shall reserve for each fiscal year 10 percent, or \$600,000 (whichever is greater), of the amount appropriated pursuant to the authority of subsection (a) to carry out—

"(A) section 712, with respect to the provision of technical assistance and information to States;

"(B) section 713, with respect to the conduct of the evaluations;

"(C) section 711(a), with respect to the evaluation of grant applications; and

"(D) section 714, with respect to the conduct of projects of national significance.

"(2) SPECIAL RULE.—The Secretary shall only use funds reserved under paragraph (1) for a fiscal year to carry out section 714 for such year if the amount of funds reserved under such paragraph for such fiscal year is \$700,000 or greater."

## PART B—EDUCATION FOR HOMELESS CHILDREN AND YOUTH

#### SEC. 321. AMENDMENTS TO TABLE OF CONTENTS.

The table of contents in section 101(b) of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11301 note) is amended by striking subtitles A and B of title VII and inserting the following:

"Subtitle A—Adult Education for the Homeless

"Sec. 701. State literacy initiatives.

Grants.  
Contracts.  
20 USC 1491f.

January 17, 1995

MEMORANDUM TO CAROL H. RASCO

From

~~Jeremy Ben Ami~~

E.C.

Subject

Families of Children with Disabilities Support Act of 1994

As you may know, you have received a number of letters urging support of the Families of Children with Disabilities Support Act of 1994. OMB informed us that HHS did not request funding for this act. The ~~act~~ will receive no funding in this year's budget and there is no request for funding in 1996.

Attached is the response we are thinking of sending. What do you think?

program

CC: JGA

January 17, 1995

Dear

Thank you for contacting me regarding the Families of Children with Disabilities Support Act of 1994. I appreciate your concern regarding this important issue and share your commitment to address the special needs of children with disabilities and their families.

As you may know, the President will be announcing the annual budget on February 6, 1995. While no further information will be available until that time, I wanted to thank you for your letter and assure you that the ~~Families of Children with Disabilities Support Act of 1994~~ will receive consideration.

If you have any questions or require further assistance, please let me know.

Sincerely,

Carol H. Rasco  
Assistant to the President  
for Domestic Policy

meeting the  
needs of people  
with di,  
and their  
families remain  
a priority for  
this admin.

November 21, 1994

MEMORANDUM TO ABNER MIKVA

FROM: Carol H. Rasco

SUBJECT: National Disability Policy Review

Attached please find memoranda outlining our initial thoughts on a National Disability Policy Review which Alice Rivlin and I are about to undertake. Each Department has designated a key policy official to serve as a participant in this Review as part of the Review Team, an interagency working group, with membership drawn only from federal employees. We do not envision this group being subject to the Federal Advisory Commission Act (FACA).

We would like your opinion as to whether including any or all of the following as members of the Review Team would have affect the "FACA status" of our working group, or on public access to information produced by the working group under the Freedom of Information Act:

- o one of the commissioners at the Equal Employment Opportunity Commission (EEOC)
- o the executive directors of any or all of three Presidential advisory committees -- the President's Committee on Employment of People with Disabilities, the National Council on Disability, and the President's Committee on Mental Retardation and/or
- o the Chair or Vice Chair of these three advisory committees. [Note: the Chairs of NCOD, PCEPD, and the Vice-chair of PCMR are appointees of the President, who receive nominal compensation but are not full-time federal employees.]

We hope to move quickly on finalizing the membership, as we would like to invite any additional review participants to the first full meeting of the National Disability Policy Review Group on November 30, 1994.

If possible, we would like your guidance in this matter in the early part of next week. If your staff needs further information, they can contact Jeremy Ben-Ami (456-5584) or Stan Herr (456-5570) to discuss the question in greater detail.

Thank you.

November 21, 1994

MEMORANDUM TO ABNER MIKVA, COUNSEL TO THE PRESIDENT

FROM Carol H. Rasco, Assistant to the President for  
Domestic Policy

SUBJECT National Disability Policy Review

Attached please find memoranda outlining our initial thoughts on the proposed National Disability Policy Review. As we requested, each Department has designated a key policy official to serve as participants in this policy review co-chaired by Alice Rivlin and myself.

**We would like your opinion on the possibility of including one of the commissioners at the Equal Employment Opportunity Commission (EEOC) and/or the executive directors of the three Presidential advisory councils -- the President's Committee on Employment of People with Disabilities, the National Council on Disability, and the President's Committee on Mental Retardation -- as review participants. More specifically, would bringing these parties on board have an impact on the Federal Advisory Commission Act (FACA) or the Freedom of Information Act?**

We hope to move quickly on this decision, as we would like to invite any additional review participants to the first full meeting of the National Disability Policy Review Group on November 30, 1994. Your staff can contact Jeremy Ben-Ami (456-5584) or Stan Herr (456-5570) to discuss this matter in greater detail. Please let us know what you think as soon as possible.

Thank you.

67610

alex

Margaret Pugh

200 Independence SW

rm 612E

DC 20201

Pawl Legler

200 Ind Ave SW

rm 404E

DC 20202

(Kim Ross - Bill Gaudin)

THE WHITE HOUSE  
WASHINGTON

November 3, 1994

Robert D. Evans, Director  
Governmental Affairs Office  
American Bar Association  
1800 M Street, N.W.  
Washington, D.C. 20036-5886

Dear Mr. Evans:

Thank you for contacting the President regarding S.922, the Full Faith and Credit for Child Support Orders Act. As you may know, the President signed this bill on October 20, 1994.

In response to the very important issues raised in your letter, I have contacted the appropriate staff at the Department of Health and Human Services. They are reviewing your specific concerns about the compatibility between S.922 and UIFSA, (the Uniform Interstate Family Support Act). Paul Legler, Attorney Advisor to the Assistant Secretary for Planning and Evaluation will be contacting you in the near future. We greatly appreciate your input on the legal issues surrounding child support and the desired reduction of lawsuits. I hope Mr. Legler's response will be helpful.

If you have any questions or require further assistance, please do not hesitate to let me know.

Sincerely,



Carol H. Rasco  
Assistant to the President  
for Domestic Policy

CHR:ram

cc: Paul Legler

12600000 CHILDREN 2003



AMERICAN BAR ASSOCIATION

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October 20, 1994

The President  
The White House  
Washington, D.C. 20500

Dear Mr. President:

I am writing on behalf of the American Bar Association to urge you to veto S.922, the Full Faith and Credit for Child Support Orders Act, passed by voice vote without debate by the Senate and House in the last days before recessing, and now at your desk.

Unfortunately, in the waning days of the 103rd Congress, no member raised the fact that S.922 contains jurisdictional provisions that are incompatible with UIFSA, the Uniform Interstate Family Support Act, which has been adopted since 1992 by twenty (20) states. S.922 would provide a broader standard of what orders are to be given full faith and credit than under UIFSA. More importantly, S.922 would institute a provision for home state jurisdiction that contradicts UIFSA. The twenty states which have acted since 1992 to enact statutes to resolve conflicts of law in a uniform fashion through UIFSA will have their work, and thousands of individual cases, undone if S.922 becomes law without remedying this conflict.

In addition, S.922 conflicts with the Administration's legislative support for UIFSA as part of its welfare reform proposal, H.R.4605, the Work and Responsibility Act of 1994. The Administration's proposal would build upon what has been achieved and require the remaining states to adopt UIFSA to achieve uniform, enforceable child support orders. There are also legal inconsistencies between the various provisions of S.922, which will lead to increased litigation rather than to the desired result of reducing lawsuits.

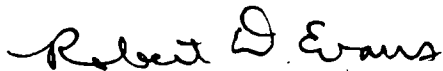
The President of the United States  
October 20, 1994

Page 2

The American Bar Association believes that the incompatibility of S.922 with UIFSA could easily be remedied, and should be done so in the lame duck session of the 103rd Congress, or if that is not possible, early in the next Congress. We believe that to sign S.922 into law without fixing this neglected problem, however, will result in the federal government playing a highly disruptive, non-sensible role regarding state efforts to achieve uniform enforcement of child support orders.

We urge you to veto S.922 and return it to Congress for further consideration.

Sincerely,

A handwritten signature in cursive script that reads "Robert D. Evans".

Robert D. Evans

cc: William A. Galston  
Deputy Assistant to the President  
for Domestic Policy

THE WHITE HOUSE

WASHINGTON

November 3, 1994

The Honorable Stephen Merrill  
Governor of New Hampshire  
Office of the Governor  
State House  
Concord, NH 03301

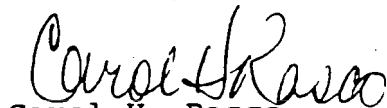
Dear Governor Merrill:

Thank you for your letter regarding state options in the Work and Responsibility Act of 1994. Your input is extremely helpful, and there are clearly many points on which we agree.

I have asked John Monahan, Director of Intergovernmental Affairs at the Department of Health and Human Services to provide a more detailed response to the specific ideas outlined in your letter. He should be contacting your staff in the near future to discuss the issues in greater detail. Also, your staff should feel free to contact Mr. Monahan directly at 202-690-6060 about these or other matters in the welfare reform bill. We are very interested in ensuring that welfare reform provide the flexibility to states to develop and implement their own ideas within the general framework of work and responsibility. We will certainly take your remarks into account as we begin to review the draft legislation in preparation for re-introduction next year.

Thank you again for your valuable insights and I look forward to working with you. Please feel free to contact me if you have any questions or require further assistance.

Sincerely,



Carol H. Rasco  
Assistant to the President  
for Domestic Policy

cc: John Monahan

10/31 Save to EL13

Letter #3

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THE WHITE HOUSE  
OFFICE OF DOMESTIC POLICY

CAROL H. RASCO  
Assistant to the President for Domestic Policy

To: Houston

Draft response for POTUS  
and forward to CHR by:

Draft response for CHR by: 10/13

Please reply directly to the writer  
(copy to CHR) by:

Please advise by:

Let's discuss:

For your information:

Reply using form code:

File:

Send copy to (original to CHR):

Schedule ? :

Designee to attend:

Remarks:

☐ Accept

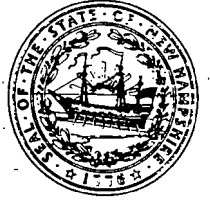
☐ Pending

☐ Regret

# STATE OF NEW HAMPSHIRE

OFFICE OF THE GOVERNOR

STEPHEN MERRILL  
GOVERNOR



September 21, 1994

Carol Rasco  
Assistant to the President  
for Domestic Policy  
White House  
Washington, DC 20500

Dear Ms. Rasco:

This list of state options available under the Work and Responsibility Act of 1994 is certainly very comprehensive; however, we would like to see several areas expanded. Items which are currently under consideration or in planning stages include up-front job search for all new recipients, post employment services, a required community work experience program (WORK), automated systems, prevention of teen pregnancy and parental responsibility.

We certainly need to look at options which encourage the retention of jobs. It would be helpful if states had the option of providing extended support services at the AFDC levels (similar to those available for clients in an OJT) and providing services beyond the present 90 day time frame. Currently, clients may be successful in obtaining employment; however, when the first problem occurs, they are caught without a plan of action and, not knowing where to seek assistance or having some financial back up, end up losing the employment.

In terms of Individual Development Accounts, we are looking at something somewhat different. We are considering a program which sets up an account for a client who obtains employment and is funded through the AFDC grant savings. Like the IDA Program, this account could be used for further education, first homes or an automobile.

If states are to have effective employment programs, they need the flexibility to develop initiatives which will address their unique local needs. We appreciate the opportunity to make comments and suggestions for possible changes.

Ms. Carol Rasco  
September 21, 1994  
Page Two

With regard to Item IV, the Child Support Enforcement Proposal, we generally view the proposal as having favorable, i.e., beneficial, long term implications for the State's 37,000 plus child support cases. Our comments are as follows:

A. Establish Awards in Every Case

As we understand it, the intent of the act is appropriate to targeting cases in need of paternity establishment and to link the financial incentive payments to the effectiveness of this process. We will clearly need to continue our focus on IV-D efforts in establishment in order to maximize the potential for incentives.

B. Treatment of Child Support for AFDC

Permitting states to count child support payments in the calculation of AFDC has its pros and cons. This process would necessitate significant and costly changes to the distribution subsystem in NECSES. We assume the potential for 80% F.F.P. for systems enhancements would be available to make this change.

C. Collect Awards that are Owed

This segment authorizes the creation of a Unified Integrated Central Registry. We currently have a single statewide Central Registry operating in New Hampshire. We are also currently prototyping a federal project that establishes an interstate telecommunications network among the states (CSEnet). The Office of Child Support's Central Registry would be one of the prime users of this network. The network plan has been reviewed and approved by the Administration for children and Families for 90/10 funding. We believe that the creation of an extended Federal Registry process would be beneficial in improving our capacity to respond to the needs of other states.

Ms. Carol Rasco  
September 21, 1994  
Page Three

Central Collection and Disbursement  
through a Central Payment Center

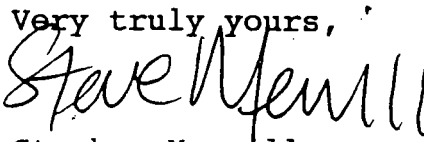
New Hampshire is currently utilizing a central "Lock Box" receipt processing center to process child support receipts. Receipts are collected at this center, but checks are disbursed by the Division. This provision would essentially expand the role of the receipts processing center to include the disbursement of child support payments. This may ultimately prove to be a more efficient and cost effective process, and we have no objections to this provision.

D. Guaranteeing Some Level of Support -  
Child Support Assurance Demonstrations

Governor Cuomo has had a child support assurance demonstration in place in New York State for one or two years. This concept has some merit but could prove to be quite costly. Before considering this type of demonstration project, we would need to see data measuring the cost outlay associated with such an undertaking. This is, in effect, a "Guaranteed Income" program and may not lend itself to implementation in a conservative State like New Hampshire.

E. WORK Programs for Non-Custodial Parents

We are very interested in implementing a Work Program, somewhat comparable to a CWEP program, which would allow non-custodial parents to work off their child support obligations. This is a provision of the Merrill Welfare Reform Plan. William Mattil, Administrator for the Office of Child Support, has contacted the Region I Administrator for Children and Families, OCSE, regarding information about existing projects and available demonstration funding. Wisconsin has a similar project currently in operation. Two (2) of our District Offices, Concord and Laconia, have offered to prototype a New Hampshire-based pilot project.

Very truly yours,  
  
Stephen Merrill  
Governor

SM/clr

does not contradict

- we realize we'll have  
to make a  $\Delta$  in

work: respons act

→ Child support info  
sending reaction

The White House  
Washington

FAX COVER SHEET

OFFICE OF DOMESTIC POLICY

OLD EXECUTIVE OFFICE BUILDING

Washington, D.C. 20500

TO:

Paul L.

FAX NO:

690-6562

FROM:

Elisabeth / Jeremy Ben Ami

PHONE:

456-2846

DATE:

11/1/94

TOTAL NUMBER OF PAGES: 3 COMMENT(S):

Thank you for reviewing this

ABA LEGISLATION/CHILDREN # 084541

**ABA**

**AMERICAN BAR ASSOCIATION**

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October 20, 1994

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The President  
The White House  
Washington, D.C. 20500

Dear Mr. President:

I am writing on behalf of the American Bar Association to urge you to veto S.922, the Full Faith and Credit for Child Support Orders Act, passed by voice vote without debate by the Senate and House in the last days before recessing, and now at your desk.

Unfortunately, in the waning days of the 103rd Congress, no member raised the fact that S.922 contains jurisdictional provisions that are incompatible with UIFSA, the Uniform Interstate Family Support Act, which has been adopted since 1992 by twenty (20) states. S.922 would provide a broader standard of what orders are to be given full faith and credit than under UIFSA. More importantly, S.922 would institute a provision for home state jurisdiction that contradicts UIFSA. The twenty states which have acted since 1992 to enact statutes to resolve conflicts of law in a uniform fashion through UIFSA will have their work, and thousands of individual cases, undone if S.922 becomes law without remedying this conflict.

In addition, S.922 conflicts with the Administration's legislative support for UIFSA as part of its welfare reform proposal, H.R.4605, the Work and Responsibility Act of 1994. The Administration's proposal would build upon what has been achieved and require the remaining states to adopt UIFSA to achieve uniform, enforceable child support orders. There are also legal inconsistencies between the various provisions of S.922, which will lead to increased litigation rather than to the desired result of reducing lawsuits.

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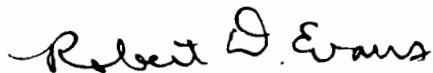
The President of the United States  
October 20, 1994

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The American Bar Association believes that the incompatibility of S.922 with UIFSA could easily be remedied, and should be done so in the lame duck session of the 103rd Congress, or if that is not possible, early in the next Congress. We believe that to sign S.922 into law without fixing this neglected problem, however, will result in the federal government playing a highly disruptive, non-sensible role regarding state efforts to achieve uniform enforcement of child support orders.

We urge you to veto S.922 and return it to Congress for further consideration.

Sincerely,

A handwritten signature in cursive script that reads "Robert D. Evans".

Robert D. Evans

cc: William A. Galston  
Deputy Assistant to the President  
for Domestic Policy

MEMORANDUM TO VALERIE BRADLEY, MARCA BRISTO & TONY COELHO

From: Carol H. Rasco

Subject: National Disability Policy Review

Enclosed please find memoranda summarizing our initial thinking on the proposed National Disability Policy Review. I thought you would want to see this material prior to our upcoming telephone conversations.

Your input is very important to us and I look forward to talking to you soon. Thanks.

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