

Section Summary

Program Establishment (Add SEC. 399V-7 to Part P of title III of the Public Health Service Act)

(a) S. 304 directs the Department of Health and Human Services (HHS) to create a \$200 million block grant program within the Social Services Block Grant that will assist eligible entities in conducting demonstration projects that implement and evaluate strategies to help low-income families address their diaper need.

(b) HHS will consult with relevant stakeholders to design the program so that it decreases diaper need in low-income families through distribution of diaper supplies, community outreach, and/or improved access to diaper supplies as a part of comprehensive services.

Eligible Entities

(c) Eligible entities include state and local agencies, nonprofit entities, and tribal organizations that have experience in the area of community distribution of basic need services, child care, child development activities in low-income areas, or parenthood education efforts serving low-income families.

Use of Funds

(d) Grant funding provided by HHS through this program can be used for purchasing diapers and diaper supplies, evaluating the effectiveness of the project (not to exceed \$2 million), and integrating services with other programs such as TANF, CHIP, WIC, and MIECHV.

Reporting and Evaluation

(f) Reports shall be submitted within six months after each fiscal year ends and will include the number and ages of infants and toddlers served, the number of families served, the number of diapers distributed, the ZIP codes served, diaper distribution methods, and other topics as HHS specifies.

(g) HHS will compile an evaluation of this program and submit the evaluation to relevant congressional committees and post the evaluation on HHS's website.

Diaper Access for Medically Complex Children (Amends Section 223(d)(2) of the Internal Revenue Code of 1986)

Provides 200 medically necessary diapers for medically complex children, as diagnosed by a licensed health care provider, through Home and Community Based Services.

Includes Diapers as Qualified Medical Expenses (Amends Section 1915(c) of the Social Security Act)

Defines diapers as "medically necessary" to allow diapers and diapering supplies to be purchased with Archer MSAs, Health Flexibly Spending Arrangements, and Health Reimbursement Arrangements.

Sponsors & Original Co-Sponsors

Sponsors: Senators **Tammy Duckworth** (D-IL), **Kevin Cramer** (R-ND), **Bob Casey Jr.** (D-PA). Co-Sponsors: Senators Richard Durbin (D-IL), Kirsten Gillibrand (D-NY), Tina Smith (D-MN)

Contacts

Stephanie DeLuca, Legislative Assistant
Office of Senator Tammy Duckworth
stephanie_deluca@duckworth.senate.gov

Jason Stverack, Deputy Chief of Staff
Office of Senator Kevin Cramer
jason_stverack@cramer.senate.gov

Phillip Vander Klay, Director of Government Affairs
National Diaper Bank Network
C: (916) 764-7056 | phillip@diaperbanknetwork.org