

H Con Res 528

Beeley

Resolved by the House of Representatives (the Senate concurring), That in the enrollment of the bill (H.R. 4818) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2005, and for other purposes, the Clerk of the House of Representatives shall make the following corrections:

1. In Division H – Transportation, Treasury, Independent Agencies, and General Government Appropriations Act, 2005, strike all of section 643 and insert:

43
15 ~~SEC. 644. Section 653(j) of title 42, United States~~

16 Code, is amended by adding at the end the following new
17 paragraph:

18 “(7) INFORMATION COMPARISONS AND DISCLO-
19 SURE TO ASSIST IN FEDERAL DEBT COLLECTION.—

20 “(A) FURNISHING OF INFORMATION BY e
21 THE SECRETARY OF THE TREASURY.—The Sec-
22 retary of the Treasury shall furnish to the Sec-
23 retary, on such periodic basis as determined by
24 the Secretary of the Treasury in consultation
25 with the Secretary, information in the custody

1 of the Secretary of the Treasury for comparison
2 with information in the National Directory of
3 New Hires, in order to obtain information in
4 such Directory with respect to persons—

5 “(i) who owe delinquent nontax debt
6 to the United States; and

7 (ii) whose debt has been referred to
8 the Secretary of the Treasury in accord-
9 ance with 31 U.S.C. 3711(g).

10 “(B) REQUIREMENT TO SEEK MINIMUM
11 INFORMATION.—The Secretary of the Treasury
12 shall seek information pursuant to this section
13 only to the extent necessary to improve collec-
14 tion of the debt described in subparagraph (A).

15 “(C) DUTIES OF THE SECRETARY.—

16 “(i) INFORMATION DISCLOSURE.—The
17 Secretary, in cooperation with the Sec-
18 retary of the Treasury, shall compare in-
19 formation in the National Directory of
20 New Hires with information provided by
21 the Secretary of the Treasury with respect
22 to persons described in subparagraph (A)
23 and shall disclose information in such Di-
24 rectory regarding such persons to the Sec-
25 retary of the Treasury in accordance with



1 this paragraph, for the purposes specified
2 in this paragraph. Such comparison of in-
3 formation shall not be considered a match-
4 ing program as defined in 5 U.S.C. 552a.

5 “(ii) CONDITION ON DISCLOSURE.—

6 The Secretary shall make disclosures in ac-
7 cordance with clause (i) only to the extent
8 that the Secretary determines that such
9 disclosures do not interfere with the effec-
10 tive operation of the program under this
11 part. Support collection under section
12 466(b) of this title shall be given priority
13 over collection of any delinquent federal
14 nontax debt against the same income.

15 “(D) USE OF INFORMATION BY THE SEC-
16 RETARY OF THE TREASURY.—The Secretary of
17 the Treasury may use information provided
18 under this paragraph only for purposes of col-
19 lecting the debt described in subparagraph (A).

20 “(E) DISCLOSURE OF INFORMATION BY
21 THE SECRETARY OF THE TREASURY.—

22 “(i) PURPOSE OF DISCLOSURE.—The
23 Secretary of the Treasury may make a dis-
24 closure under this subparagraph only for

1 purposes of collecting the debt described in
2 subparagraph (A).

3 “(ii) DISCLOSURES PERMITTED.—

4 Subject to clauses (iii) and (iv), the Sec-
5 retary of the Treasury may disclose infor-
6 mation resulting from a data match pursu-
7 ant to this paragraph only to the Attorney
8 General in connection with collecting the
9 debt described in subparagraph (A).

10 “(iii) CONDITIONS ON DISCLOSURE.—

11 Disclosures under this subparagraph shall
12 be—

13 “(I) made in accordance with
14 data security and control policies es-
15 tablished by the Secretary of the
16 Treasury and approved by the Sec-
17 retary;

18 “(II) subject to audit in a man-
19 ner satisfactory to the Secretary; and

20 “(III) subject to the sanctions
21 under subsection (l)(2).

22 “(iv) ADDITIONAL DISCLOSURES.—

23 “(I) DETERMINATION BY SECRE-
24 TARIES.—The Secretary of the Treas-
25 ury and the Secretary shall determine

1 whether to permit disclosure of infor-
2 mation under this paragraph to per-
3 sons or entities described in subclause
4 (II), based on an evaluation made by
5 the Secretary of the Treasury (in con-
6 sultation with and approved by the
7 Secretary), of the costs and benefits
8 of such disclosures and the adequacy
9 of measures used to safeguard the se-
10 curity and confidentiality of informa-
11 tion so disclosed.

12 “(II) PERMITTED PERSONS OR
13 ENTITIES.—If the Secretary of the
14 Treasury and the Secretary determine
15 pursuant to subclause (I) that disclo-
16 sures to additional persons or entities
17 shall be permitted, information under
18 this paragraph may be disclosed by
19 the Secretary of the Treasury, in con-
20 nection with collecting the debt de-
21 scribed in subparagraph (A), to a con-
22 tractor or agent of either Secretary
23 and to the Federal agency that re-
24 ferred such debt to the Secretary of
25 the Treasury for collection, subject to

1 the conditions in clause (iii) and such
2 additional conditions as agreed to by
3 the Secretaries.

4 “(v) RESTRICTIONS ON REDISCLO-
5 SURE.—A person or entity to which infor-
6 mation is disclosed under this subpara-
7 graph may use or disclose such informa-
8 tion only as needed for collecting the debt
9 described in subparagraph (A), subject to
10 the conditions in clause (iii) and such addi-
11 tional conditions as agreed to by the Secre-
12 taries.

13 “(F) REIMBURSEMENT OF HHS COSTS.—
14 The Secretary of the Treasury shall reimburse
15 the Secretary, in accordance with subsection
16 (k)(3), for the costs incurred by the Secretary
17 in furnishing the information requested under
18 this paragraph. Any such costs paid by the Sec-
19 retary of the Treasury shall be considered costs
20 of implementing 31 U.S.C. 3711(g) in accord-
21 ance with 31 U.S.C. 3711(g)(6) and may be
22 paid from the account established pursuant to
23 31 U.S.C. 3711(g)(7).”

2. In section 122 of Title I of Division J – Other Matters, strike ‘0.83’ and insert ‘0.80’.