

AMENDMENT TO COMMITTEE PRINT 119-32
OFFERED BY MS. CHU OF CALIFORNIA

At the appropriate place, insert the following:

1 **SEC. ____ . EFFECTIVE DATE.**

2 This Act shall not take effect until the Comptroller
3 General certifies to the Congress that the Secretary of
4 Health and Human Services transmits to the House of
5 Representatives copies of any document, audit trail,
6 record, audio recording, memorandum, call log, cor-
7 respondence (electronic or otherwise), written agreements,
8 report, study, contract, staffing assignment, legal analysis,
9 or other communication in the possession of the Secretary,
10 or any portion of any document, record, audit trail, audio
11 recording, memorandum, call log, contract, staffing as-
12 signment, legal analysis, correspondence (electronic or
13 otherwise), or other communication, that refers or relates
14 to the following:

15 (1) The tweet on December 30, 2025, by Jim
16 O’Neill, former Deputy Secretary of Health and
17 Human Services, freezing all Administration for
18 Children and Families payments and reinstituting
19 “Defend the Spend” procedures.

1 (2) Drawdown of the Child Care and Develop-
2 ment Block Grant Act of 1990 funds via the Pay-
3 ment Management System of the Department of
4 Health and Human Services any time after Decem-
5 ber 30, 2025, by any State, Territory, or Tribal
6 grantee.

7 (3) Payment management system delays and
8 procedure for addressing funding delays and com-
9 plaints after April 15, 2025, related to funding
10 under the Child Care and Development Block Grant
11 Act of 1990.

12 (4) Social media posts from the Department of
13 Health and Human Services, the Administration for
14 Children and Families, and the Executive Office of
15 the President alleging child care fraud and resulting
16 threats to, and harassment of, individual child care
17 providers after December 30, 2025.

18 (5) Warning letters, referrals to the Office of
19 the Inspector General of the Department of Health
20 and Human Services, or other disciplinary actions
21 regarding alleged funding misuse by any grantee
22 who has received a payment funded in whole or in
23 part under the Child Care and Development Block
24 Grant Act of 1990 between January 20, 2025, and
25 December 1, 2025.

1 (6) Communication with grantees regarding the
2 submission of additional data in order to draw down
3 funds provided in whole or in part under the Child
4 Care and Development Block Grant Act of 1990 and
5 the storage, use, and sharing of such data within
6 and outside of the Department of Health and
7 Human Services after April 15, 2025.

8 (7) Payments to contractors or consultants re-
9 lated to “Defend the Spend” requirements, proce-
10 dures, or implementation which affect funds pro-
11 vided under the Child Care and Development Block
12 Grant Act of 1990.

13 (8) Legal opinions regarding the designation as
14 “proprietary”, nonpublic, or unavailable to congres-
15 sional requesters of such information related to con-
16 tracting, spending of legally authorized funding, re-
17 ferrals to the Office of the Inspector General of the
18 Department of Health and Human Services, staffing
19 assignments, or procedures related to funding au-
20 thorized under the Child Care and Development
21 Block Grant Act of 1990.

22 (9) Contracts, staffing assignments, and in-
23 structions to contractors and any staff in the De-
24 partment of Health and Human Services (whether
25 based in the District of Columbia or regionally) re-

1 regarding the “Defend the Spend” criteria and process
2 for State, Tribal, or Territorial funding under the
3 Child Care and Development Block Grant Act of
4 1990.

5 (10) Contracts with States, Tribes, and Terri-
6 tories governing any payment management system
7 operative in 2025 and 2026 and used to provide
8 grantee access to funding provided under the Child
9 Care and Development Block Grant Act of 1990.

10 (11) Meetings, discussions, or other actions in-
11 volving the Office of the General Counsel of the De-
12 partment of Health and Human Services or outside
13 legal advisors regarding the use of a payment man-
14 agement system by grantees or efforts to provide,
15 delay, or prevent access to funding, including such
16 funding authorized under the Child Care and Devel-
17 opment Block Grant Act of 1990, after January 20,
18 2025.

