

(g) Reservations of funds**(1) Evaluation**

The Secretary shall reserve 3 percent of the funds made available under subsection (h) for each fiscal year for the conduct of a rigorous evaluation of the activities funded with grants under this section.

(2) Technical assistance

The Secretary may reserve 2 percent of the funds made available under subsection (h) for each fiscal year to provide technical assistance to recipients of grants under this section.

(h) Appropriation

Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Secretary for purposes of making grants under this section \$15,000,000 for each of fiscal years 2009 through 2014.

(Aug. 14, 1935, ch. 531, title IV, §427, as added Pub. L. 110-351, title I, §102(a), Oct. 7, 2008, 122 Stat. 3953; amended Pub. L. 113-183, title II, §221(a)-(d), Sept. 29, 2014, 128 Stat. 1942, 1943.)

PRIOR PROVISIONS

A prior section 627, act Aug. 14, 1935, ch. 531, title IV, §427, as added June 17, 1980, Pub. L. 96-272, title I, §103(b), 94 Stat. 519; amended Dec. 19, 1989, Pub. L. 101-239, title X, §10401(a), 103 Stat. 2487, related to foster care protection required for additional payments, prior to repeal by Pub. L. 103-432, title II, §202(c), (e), Oct. 31, 1994, 108 Stat. 4454, effective with respect to fiscal years beginning on or after Apr. 1, 1996.

AMENDMENTS

2014—Subsec. (a). Pub. L. 113-183, §221(b), struck out “and” before “private” and inserted “and institutions of higher education (as defined under section 1001 of title 20),” after “arrangements,” in introductory provisions.

Subsec. (a)(1)(E). Pub. L. 113-183, §221(c), inserted “and other individuals who are willing and able to be foster parents for children in foster care under the responsibility of the State who are themselves parents” after “kinship care families”.

Subsec. (g)(1) to (3). Pub. L. 113-183, §221(d), redesignated pars. (2) and (3) as (1) and (2), respectively, and struck out former par. (1). Prior to amendment, text of par. (1) read as follows: “The Secretary shall reserve \$5,000,000 of the funds made available under subsection (h) for each fiscal year for grants to implement kinship navigator programs described in subsection (a)(1).”

Subsec. (h). Pub. L. 113-183, §221(a), substituted “2014” for “2013”.

EFFECTIVE DATE OF 2014 AMENDMENT

Pub. L. 113-183, title II, §221(e), Sept. 29, 2014, 128 Stat. 1943, provided that: “The amendments made by this section [amending this section] shall take effect as if enacted on October 1, 2013.”

EFFECTIVE DATE

Section effective Oct. 7, 2008, and applicable to payments under this part and part E of this subchapter for quarters beginning on or after such date, with delay permitted if State legislation is required to meet additional requirements, see section 601 of Pub. L. 110-351, set out as an Effective Date of 2008 Amendment note under section 671 of this title.

§ 628. Payments to Indian tribal organizations**(a) Amounts**

The Secretary may, in appropriate cases (as determined by the Secretary) make payments

under this subpart directly to an Indian tribal organization within any State which has a plan for child welfare services approved under this subpart. Such payments shall be made in such manner and in such amounts as the Secretary determines to be appropriate.

(b) Inclusion in State allotment

Amounts paid under subsection (a) shall be deemed to be a part of the allotment (as determined under section 623 of this title) for the State in which such Indian tribal organization is located.

(c) “Indian tribe” and “tribal organization” defined

For purposes of this section, the terms “Indian tribe” and “tribal organization” shall have the meanings given such terms by subsections (e) and (l) of section 5304 of title 25, respectively.

(Aug. 14, 1935, ch. 531, title IV, §428, as added Pub. L. 96-272, title I, §103(b), June 17, 1980, 94 Stat. 520; amended Pub. L. 103-66, title XIII, §13711(b)(3), Aug. 10, 1993, 107 Stat. 655; Pub. L. 104-193, title III, §375(d), Aug. 22, 1996, 110 Stat. 2257; Pub. L. 109-288, §6(f)(1), Sept. 28, 2006, 120 Stat. 1247.)

AMENDMENTS

2006—Subsec. (b). Pub. L. 109-288 substituted “section 623” for “section 621”.

1996—Subsec. (c). Pub. L. 104-193 amended subsec. (c) generally. Prior to amendment, subsec. (c) read as follows: “For purposes of this section—

“(1) the term ‘tribal organization’ means the recognized governing body of any Indian tribe, or any legally established organization of Indians which is controlled, sanctioned, or chartered by such governing body; and

“(2) the term ‘Indian tribe’ means any tribe, band, nation, or other organized group or community of Indians (including any Alaska Native village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act (Public Law 92-203; 85 Stat. 688)) which (A) is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians, or (B) is located on, or in proximity to, a Federal or State reservation or rancheria.”

1993—Subsec. (a). Pub. L. 103-66 substituted “under this subpart” for “under this part” in two places.

EFFECTIVE DATE OF 2006 AMENDMENT

Amendment by Pub. L. 109-288 effective Oct. 1, 2006, and applicable to payments under this part and part E of this subchapter for calendar quarters beginning on or after such date, without regard to whether implementing regulations have been promulgated, and with delay permitted if State legislation is required to meet additional requirements, see section 12(a), (b) of Pub. L. 109-288, set out as a note under section 621 of this title.

EFFECTIVE DATE OF 1996 AMENDMENT

For effective date of amendment by Pub. L. 104-193, see section 395(a)-(c) of Pub. L. 104-193, set out as a note under section 654 of this title.

EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-66 effective with respect to calendar quarters beginning on or after Oct. 1, 1993, see section 13711(c) of Pub. L. 103-66, set out as a note under section 622 of this title.

§ 628a. Transferred

CODIFICATION

Section, act Aug. 14, 1935, ch. 531, title IV, §429, as added Pub. L. 103-432, title II, §205(a), Oct. 31, 1994, 108