

Calendar No. 539

112TH CONGRESS
2D SESSION**S. 3331****[Report No. 112-234]**

To provide for universal intercountry adoption accreditation standards, and
for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 21, 2012

Mr. KERRY (for himself, Mr. LUGAR, Ms. LANDRIEU, Mr. INHOFE, and Mr.
DURBIN) introduced the following bill; which was read twice and referred
to the Committee on Foreign Relations

NOVEMBER 13, 2012

Reported by Mr. KERRY, without amendment

A BILL

To provide for universal intercountry adoption accreditation
standards, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Intercountry Adoption
5 Universal Accreditation Act of 2012”.

1 **SEC. 2. UNIVERSAL ACCREDITATION REQUIREMENTS.**

2 (a) IN GENERAL.—The provisions of title II and sec-
3 tion 404 of the Intercountry Adoption Act of 2000 (42
4 U.S.C. 14901 et seq.), and related implementing regula-
5 tions, shall apply to any person offering or providing adop-
6 tion services in connection with a child described in section
7 101(b)(1)(F) of the Immigration and Nationality Act (8
8 U.S.C. 1101(b)(1)(F)), to the same extent as they apply
9 to the offering or provision of adoption services in connec-
10 tion with a Convention adoption. The Secretary of State,
11 the Secretary of Homeland Security, the Attorney General
12 (with respect to section 404(b) of the Intercountry Adop-
13 tion Act of 2000 (42 U.S.C. 14944)), and the accrediting
14 entities shall have the duties, responsibilities, and authori-
15 ties under title II and title IV of the Intercountry Adop-
16 tion Act of 2000 and related implementing regulations
17 with respect to a person offering or providing such adop-
18 tion services, irrespective of whether such services are of-
19 fered or provided in connection with a Convention adop-
20 tion.

21 (b) EFFECTIVE DATE.—The provisions of this sec-
22 tion shall take effect 18 months after the date of the en-
23 actment of this Act, but shall not apply to any case in
24 which, as of such effective date—

25 (1) a petition to classify an orphan as an imme-
26 diate relative is pending or has been approved; or

1 (2) an application for advance processing of or-
2 phan petition is pending or has been approved and
3 such approval has not expired.

4 **SEC. 3. AVAILABILITY OF COLLECTED FEES FOR ACCRED-**
5 **ITING ENTITIES.**

6 Section 403 of the Intercountry Adoption Act of 2000
7 (42 U.S.C. 14943) is amended by striking subsection (c).

8 **SEC. 4. DEFINITIONS.**

9 In this Act, the terms “accrediting entity”, “adoption
10 service”, “Convention adoption”, and “person” have the
11 meanings given those terms in section 3 of the Inter-
12 country Adoption Act of 2000 (42 U.S.C. 14902).

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