

Union Calendar No. 238

107TH CONGRESS
2^D SESSION

H. R. 3839

[Report No. 107-403]

To reauthorize the Child Abuse Prevention and Treatment Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 2002

Mr. HOEKSTRA (for himself, Mr. BOEHNER, Mr. MCKEON, Mr. GREENWOOD, Mr. GRAHAM, Mr. FLETCHER, Mr. DEMINT, Mr. ISAKSON, Mr. PLATTS, and Ms. HART) introduced the following bill; which was referred to the Committee on Education and the Workforce

APRIL 11, 2002

Additional sponsors: Mr. TIBERI, Mr. KINGSTON, Mrs. BIGGERT, Mr. GEORGE MILLER of California, and Mr. ROEMER

APRIL 11, 2002

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on March 5, 2002]

A BILL

To reauthorize the Child Abuse Prevention and Treatment Act, 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,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Keeping Children and*
3 *Families Safe Act of 2002”.*

4 **TITLE I—CHILD ABUSE PREVEN-**
5 **TION AND RELATED PRO-**
6 **GRAMS**

7 **Subtitle A—Amendments to the**
8 **Child Abuse Prevention and**
9 **Treatment Act**

10 **CHAPTER 1—GENERAL PROGRAM**

11 **SEC. 101. ADVISORY BOARD ON CHILD ABUSE AND NE-**
12 **GLECT.**

13 *Section 102 of the Child Abuse Prevention and Treat-*
14 *ment Act (42 U.S.C. 5102) is repealed.*

15 **SEC. 102. NATIONAL CLEARINGHOUSE FOR INFORMATION**
16 **RELATING TO CHILD ABUSE.**

17 *(a) FUNCTIONS.—Section 103(b)(1) of the Child Abuse*
18 *Prevention and Treatment Act (42 U.S.C. 5104(b)(1)) is*
19 *amended by striking “all programs, including private pro-*
20 *grams, that show promise of success” and inserting “all ef-*
21 *fective programs, including private programs, that show*
22 *promise of success and the potential for broad-scale imple-*
23 *mentation and replication”.*

24 *(b) COORDINATION WITH AVAILABLE RESOURCES.—*
25 *Section 103(c)(1) of such Act (42 U.S.C. 5104(c)(1)) is*
26 *amended—*

1 (1) *in subparagraph (E), by striking “and” at*
2 *the end;*

3 (2) *by redesignating subparagraph (F) as sub-*
4 *paragraph (G); and*

5 (3) *by inserting after subparagraph (E) the fol-*
6 *lowing:*

7 *“(F) collect and disseminate information*
8 *that describes best practices being used through-*
9 *out the Nation for making appropriate referrals*
10 *related to, and addressing, the physical, develop-*
11 *mental, and mental health needs of abused and*
12 *neglected children; and”.*

13 **SEC. 103. RESEARCH AND ASSISTANCE ACTIVITIES.**

14 (a) *RESEARCH.*—*Section 104(a) of the Child Abuse*
15 *Prevention and Treatment Act (42 U.S.C. 5105(a)) is*
16 *amended—*

17 (1) *by redesignating paragraph (2) as para-*
18 *graph (4);*

19 (2) *by redesignating paragraph (1)(D) as para-*
20 *graph (2) (and redesignating the corresponding items*
21 *contained therein accordingly) and moving such*
22 *paragraph two ems to the left;*

23 (3) *in paragraph (1)—*

24 (A) *in the first sentence of the matter pre-*
25 *ceding subparagraph (A), by inserting “, includ-*

1 *ing longitudinal research,” after “interdiscipli-*
2 *nary program of research”;*

3 *(B) in subparagraph (B), by inserting at*
4 *the end before the semicolon the following: “, in-*
5 *cluding the effects of abuse and neglect on a*
6 *child’s development and the identification of suc-*
7 *cessful early intervention services or other serv-*
8 *ices that are needed”;*

9 *(C) in subparagraph (C)—*

10 *(i) by striking “judicial procedures”*
11 *and inserting “judicial systems, including*
12 *multidisciplinary, coordinated decision-*
13 *making procedures”;* and

14 *(ii) by striking “and” at the end; and*

15 *(D) by adding at the end the following:*

16 *“(D) the evaluation and dissemination of*
17 *best practices consistent with the goals of achiev-*
18 *ing improvements in the child protective services*
19 *systems of the States in accordance with para-*
20 *graphs (1) through (12) of section 106(a);*

21 *“(E) effective approaches to interagency col-*
22 *laboration between the child protection system*
23 *and the juvenile justice system that improve the*
24 *delivery of services and treatment, including*

1 *methods for continuity of treatment plan and*
2 *services as children transition between systems;*

3 “(F) *an evaluation of the redundancies and*
4 *gaps in the services in the field of child abuse*
5 *and neglect prevention in order to make better*
6 *use of resources; and*

7 “(G) *the information on the national inci-*
8 *dence of child abuse and neglect specified in sub-*
9 *paragraphs (A) through (K) of paragraph (2).”;*
10 (4) *in paragraph (2) (as redesignated)—*

11 (A) *by striking the matter preceding sub-*
12 *paragraph (A) (as redesignated) and inserting*
13 *“The Secretary shall conduct research on the na-*
14 *tional incidence of child abuse and neglect, in-*
15 *cluding—”;*

16 (B) *in subparagraph (H) (as redesignated),*
17 *by striking “and” at the end;*

18 (C) *by redesignating subparagraph (I) (as*
19 *redesignated) as subparagraph (J); and*

20 (D) *by inserting after subparagraph (H) the*
21 *following:*

22 “(I) *the incidence and prevalence of child*
23 *maltreatment by reason of family structure, in-*
24 *cluding the living arrangement of the resident*
25 *parent, family income, and family size; and”;*

1 (5) by inserting after paragraph (2) (as redesignig-
2 nated) the following:

3 “(3) *REPORT.*—Not later than 4 years after the
4 date of the enactment of the Keeping Children and
5 Families Safe Act of 2002, the Secretary shall prepare
6 and submit to the Committee on Education and the
7 Workforce of the House of Representatives and the
8 Committee on Health, Education, Labor and Pen-
9 sions of the Senate a report that contains the results
10 of the research conducted under paragraph (2).”;

11 (6) in paragraph (4) (as redesignated), by
12 amending subparagraph (B) to read as follows:

13 “(B) The Secretary shall, every two years, pro-
14 vide opportunity for public comment of such proposed
15 priorities and provide for an official record of such
16 public comment.”.

17 (b) *PROVISION OF TECHNICAL ASSISTANCE.*—Section
18 104(b) of such Act (42 U.S.C. 5105(b)) is amended—

19 (1) in paragraph (1), by inserting “, including
20 replicating successful program models,” after “and
21 carrying out programs and activities”; and

22 (2) in paragraph (2)—

23 (A) in subparagraph (B), by striking “and”
24 at the end;

1 (B) in subparagraph (C), by striking the
2 period at the end and inserting “; and”; and

3 (C) by adding at the end the following:

4 “(D) effective approaches being utilized to
5 link child protective service agencies with health
6 care, mental health care, and developmental serv-
7 ices to improve forensic diagnosis and health
8 evaluations, and barriers and shortages to such
9 linkages.”.

10 **SEC. 104. GRANTS TO PUBLIC AGENCIES AND NONPROFIT**
11 **PRIVATE ORGANIZATIONS FOR DEMONSTRA-**
12 **TION PROGRAMS AND PROJECTS.**

13 (a) *DEMONSTRATION PROGRAMS AND PROJECTS.*—
14 *Section 105(a) of the Child Abuse Prevention and Treat-*
15 *ment Act (42 U.S.C. 5106(a)) is amended—*

16 (1) *in paragraph (1)—*

17 (A) *by striking “and” at the end of sub-*
18 *paragraph (B);*

19 (B) *by striking the period at the end of sub-*
20 *paragraph (C) and inserting a semicolon; and*

21 (C) *by adding at the end the following:*

22 “(D) *for training to support the enhance-*
23 *ment of linkages between child protective service*
24 *agencies and health care agencies, including*
25 *physical and mental health services, to improve*

1 *forensic diagnosis and health evaluations and for*
2 *innovative partnerships between child protective*
3 *service agencies and health care agencies that*
4 *offer creative approaches to using existing Fed-*
5 *eral, State, local, and private funding to meet*
6 *the health evaluation needs of children who have*
7 *been subjects of substantiated cases of child abuse*
8 *or neglect;*

9 *“(E) for the training of personnel in best*
10 *practices to promote collaboration with the fami-*
11 *lies from the initial time of contact during the*
12 *investigation through treatment; and*

13 *“(F) for the training of personnel regarding*
14 *the legal duties of such personnel.”;*

15 (2) *in paragraph (2), by striking “(such as Par-*
16 *ents Anonymous)”;* and

17 (3) *in paragraph (3)—*

18 (A) *in subparagraph (A)—*

19 (i) *in the matter preceding clause (i)—*

20 (I) *by striking “responding to re-*
21 *ports” and inserting “addressing the*
22 *prevention and treatment”;* and

23 (II) *by striking “including” and*
24 *all that follows through “triage sys-*
25 *tem” and inserting “, including com-*

1 *munity-based organizations, national*
2 *entities, collaborative partnerships be-*
3 *tween State child protective service*
4 *agencies, statewide child abuse preven-*
5 *tion and treatment organizations, law*
6 *enforcement agencies, substance abuse*
7 *treatment entities, health care entities,*
8 *domestic violence prevention entities,*
9 *mental health services entities, develop-*
10 *mental disability agencies, community*
11 *social service agencies, family support*
12 *programs, schools, religious organiza-*
13 *tions, and other entities to allow for*
14 *the establishment of a triage system”;*
15 *and*

16 *(ii) in clause (iii), by striking “child’s*
17 *safety is in jeopardy” and inserting “child’s*
18 *safety and health are in jeopardy”; and*
19 *(B) by adding at the end the following:*

20 *“(D) LINKAGES BETWEEN CHILD PROTEC-*
21 *TIVE SERVICE AGENCIES AND PUBLIC HEALTH,*
22 *MENTAL HEALTH, AND DEVELOPMENTAL DIS-*
23 *ABILITIES AGENCIES.—The Secretary may*
24 *award grants to entities that provide linkages be-*
25 *tween State or local child protective service agen-*

1 *cies and public health, mental health, and devel-*
2 *opmental disabilities agencies, for the purpose of*
3 *establishing linkages that are designed to help*
4 *assure that a greater number of substantiated*
5 *victims of child maltreatment have their physical*
6 *health, mental health, and developmental needs*
7 *appropriately diagnosed and treated.”.*

8 *(b) DISCRETIONARY GRANTS.—Section 105(b) of such*
9 *Act (42 U.S.C. 5106(b)) is amended—*

10 *(1) by redesignating paragraphs (4) and (5) as*
11 *paragraphs (5) and (6), respectively; and*

12 *(2) by inserting after paragraph (3) the fol-*
13 *lowing:*

14 *“(4) Programs based within children’s hospitals,*
15 *or other pediatric and adolescent care facilities, that*
16 *provide model approaches for improving medical di-*
17 *agnosis of child abuse and neglect and for health eval-*
18 *uations of children for whom a report of maltreat-*
19 *ment has been substantiated.”.*

20 *(c) EVALUATION.—Section 105(c) of such Act (42*
21 *U.S.C. 5106(c)) is amended—*

22 *(1) in the second sentence, by inserting “or con-*
23 *tract” after “or as a separate grant”; and*

24 *(2) by adding at the end the following: “In the*
25 *case of an evaluation performed by the recipient of a*

1 *demonstration grant, the Secretary shall make avail-*
2 *able technical assistance for the evaluation, where*
3 *needed, to ensure a rigorous application of scientific*
4 *evaluation techniques.”.*

5 **SEC. 105. GRANTS TO STATES FOR CHILD ABUSE AND NE-**
6 **GLECT PREVENTION AND TREATMENT PRO-**
7 **GRAMS.**

8 *(a) DEVELOPMENT AND OPERATION GRANTS.—Section*
9 *106(a) of the Child Abuse Prevention and Treatment Act*
10 *(42 U.S.C. 5106a(a)) is amended—*

11 *(1) in paragraph (3)—*

12 *(A) by inserting “, including ongoing case*
13 *monitoring,” after “case management”; and*

14 *(B) by inserting “and treatment” after*
15 *“and delivery of services”;*

16 *(2) in paragraph (4)—*

17 *(A) by striking “automation” and inserting*
18 *“management information and technology”; and*

19 *(B) by adding at the end before the semi-*
20 *colon the following: “, including to support the*
21 *ability of States to collect information for the*
22 *National Child Abuse and Neglect Data System”;*

23 *(3) in paragraph (5), by adding at the end be-*
24 *fore the semicolon the following: “, including training*

1 *regarding best practices to promote collaboration with*
2 *the families and the legal duties of such individuals”;*

3 *(4) by redesignating paragraphs (6) through (9)*
4 *as paragraphs (7) through (10), respectively;*

5 *(5) by inserting after paragraph (5) the fol-*
6 *lowing:*

7 *“(6) improving the quality and availability of*
8 *individuals providing services to children and fami-*
9 *lies, and the supervisors of such individuals, through*
10 *the child protection system, including improvements*
11 *in the recruitment and retention of caseworkers;”*

12 *(6) by redesignating paragraphs (8) through (10)*
13 *(as redesignated) as paragraphs (9) through (11), re-*
14 *spectively;*

15 *(7) by inserting after paragraph (7) the fol-*
16 *lowing:*

17 *“(8) developing and delivering information to*
18 *improve public education relating to the role and re-*
19 *sponsibilities of the child protection system and the*
20 *nature and basis for reporting suspected incidents of*
21 *child abuse and neglect;”*

22 *(8) by striking “or” at the end of paragraph (10)*
23 *(as redesignated);*

24 *(9) by redesignating paragraph (11) (as redesi-*
25 *gnated) as paragraph (12);*

1 (10) by inserting after paragraph (10) the fol-
2 lowing:

3 “(11) promoting partnerships between public
4 agencies and community-based organizations to pro-
5 vide child abuse and neglect prevention and treatment
6 services, including linkages with education systems
7 and health care systems (including mental health sys-
8 tems);”;

9 (11) by striking the period at the end of para-
10 graph (12) (as redesignated) and inserting a semi-
11 colon; and

12 (12) by adding at the end the following:

13 “(13) supporting and enhancing interagency col-
14 laboration between the child protection system and the
15 juvenile justice system for improved delivery of serv-
16 ices and treatment, including methods for continuity
17 of treatment plan and services as children transition
18 between systems; or

19 “(14) supporting and enhancing collaboration
20 among public health agencies, the child protection
21 system, and private community-based programs to
22 address the health needs of children identified as
23 abused or neglected, including supporting prompt,
24 comprehensive health and developmental evaluations

1 *for children who are the subject of substantiated child*
2 *maltreatment reports.”.*

3 **(b) ELIGIBILITY REQUIREMENTS.—**

4 **(1) STATE PLAN.—***Section 106(b)(1)(B) of such*
5 *Act (42 U.S.C. 5106(b)(1)(B)) is amended—*

6 **(A)** *by striking “provide notice to the Sec-*
7 *retary of any substantive changes” and inserting*
8 *the following: “provide notice to the Secretary*
9 *of—*

10 *“(i) any substantive changes”;*

11 **(B)** *by striking the period at the end and*
12 *inserting “; and”; and*

13 **(C)** *by adding at the end the following:*

14 *“(ii) any significant changes to how*
15 *funds provided under this section are used*
16 *to support the activities which may differ*
17 *from the activities as described in the cur-*
18 *rent State application.”.*

19 **(2) COORDINATION.—***Section 106(b)(2)(A) of*
20 *such Act (42 U.S.C. 5106a(b)(2)(A)) is amended—*

21 **(A)** *by redesignating clauses (ii) through*
22 *(xiii) as clauses (iii) through (xiv), respectively;*

23 **(B)** *by inserting after clause (i) the fol-*
24 *lowing:*

1 “(ii) policies and procedures to address
2 the needs of infants born and identified
3 with fetal alcohol effects, fetal alcohol syn-
4 drome, neonatal intoxication or withdrawal
5 syndrome, or neonatal physical or neuro-
6 logical harm resulting from prenatal drug
7 exposure, including—

8 “(I) the requirement that health
9 care providers involved in the delivery
10 or care of such infants notify the child
11 protective services system of the occur-
12 rence of such condition in such infants,
13 except that such notification shall not
14 be construed to create a definition
15 under Federal law of what constitutes
16 child abuse and such notification shall
17 not be construed to require prosecution
18 for any illegal action; and

19 “(II) the development of a safe
20 plan of care for the infant under which
21 consideration may be given to pro-
22 viding the mother with health services
23 (including mental health services), so-
24 cial services, parenting services, and
25 substance abuse prevention and treat-

1 *ment counseling and to providing the*
2 *infant with referral to the statewide*
3 *early intervention program funded*
4 *under part C of the Individuals with*
5 *Disabilities Education Act for an eval-*
6 *uation for the need for services pro-*
7 *vided under part C of such Act;”;*

8 *(C) by redesignating clauses (vi) through*
9 *(xiv) (as redesignated) as clauses (vii) through*
10 *(xv), respectively;*

11 *(D) by inserting after clause (v) (as redesign-*
12 *ated) the following:*

13 *“(vi) provisions to require a State to*
14 *disclose confidential information to any*
15 *Federal, State, or local government entity,*
16 *or any agent of such entity, that has a need*
17 *for such information in order to carry out*
18 *its responsibilities under law to protect chil-*
19 *dren from abuse and neglect;”;*

20 *(E) in clause (vii)(II) (as redesignated), by*
21 *striking “, having a need for such information”*
22 *and all that follows through “abuse and neglect”*
23 *and inserting “as described in clause (vi)”;*

1 (F) in clause (xiii) (as redesignated), by
2 striking “to be effective not later than 2 years
3 after the date of the enactment of this section”;

4 (G) in clause (xiv) (as redesignated)—

5 (i) in the matter preceding subclause
6 (I), by striking “to be effective not later
7 than 2 years after the date of the enactment
8 of this section”; and

9 (ii) in subclause (IV), by striking
10 “and” at the end;

11 (H) in clause (xv) (as redesignated), by
12 striking “clause (xii)” each place it appears and
13 inserting “clause (xiv)”; and

14 (I) by adding at the end the following:

15 “(xvi) provisions and procedures to re-
16 quire that a representative of the child pro-
17 tective services agency shall, at the initial
18 time of contact with the individual subject
19 to a child abuse and neglect investigation,
20 advise the individual of the complaints or
21 allegations made against the individual, in
22 a manner that is consistent with laws pro-
23 tecting the rights of the informant;

24 “(xvii) provisions addressing the train-
25 ing of representatives of the child protective

1 *services system regarding their legal duties,*
2 *which may consist of procedures to inform*
3 *such representatives of such duties, in order*
4 *to protect the legal rights of children and*
5 *families from the initial time of contact*
6 *during the investigation through treatment;*

7 *“(xviii) provisions and procedures for*
8 *improving the training, retention, and su-*
9 *per vision of caseworkers; and*

10 *“(xix) provisions and procedures for*
11 *referral of a child under the age of 3 who*
12 *is involved in a substantiated case of child*
13 *abuse or neglect to the statewide early inter-*
14 *vention program funded under part C of the*
15 *Individuals with Disabilities Education Act*
16 *for an evaluation for the need of services*
17 *provided under part C of such Act.”.*

18 (3) *LIMITATION.—Section 106(b)(3) of such Act*
19 *(42 U.S.C. 5106a(b)(3)) is amended by striking*
20 *“With regard to clauses (v) and (vi) of paragraph*
21 *(2)(A)” and inserting “With regard to clauses (vi)*
22 *and (vii) of paragraph (2)(A)”.*

23 (c) *CITIZEN REVIEW PANELS; REPORTS.—Section*
24 *106(c) of such Act (42 U.S.C. 5106a(c)) is amended—*

25 (1) *in paragraph (4)—*

1 (A) in subparagraph (A), by striking “policies
2 and procedures” and inserting “policies,
3 procedures, and practices”; and

4 (B) by adding at the end the following:

5 “(C) *PUBLIC OUTREACH.*—Each panel shall
6 provide for public outreach and comment in
7 order to assess the impact of current procedures
8 and practices upon children and families in the
9 community and in order to meet its obligations
10 under subparagraph (A).”; and

11 (2) in paragraph (6), by inserting “State and”
12 before “public”.

13 (d) *ANNUAL STATE DATA REPORTS.*—Section 106(d)
14 of such Act (42 U.S.C. 5106a(d)) is amended by adding
15 at the end the following:

16 “(13) The annual report containing the sum-
17 mary of the activities of the citizen review panels of
18 the State required by subsection (c)(6).

19 “(14) The number of children under the care of
20 the State child protection system transferred into the
21 custody of the State juvenile justice system.”.

1 **SEC. 106. GRANTS TO STATES FOR PROGRAMS RELATING**
2 **TO THE INVESTIGATION AND PROSECUTION**
3 **OF CHILD ABUSE AND NEGLECT CASES.**

4 *Section 107(a) of the Child Abuse Prevention and*
5 *Treatment Act (42 U.S.C. 5106c(a)) is amended—*

6 *(1) in paragraph (2), by striking “and” at the*
7 *end;*

8 *(2) in paragraph (3), by striking the period at*
9 *the end and inserting “; and”; and*

10 *(3) by adding at the end the following:*

11 *“(4) the handling of cases involving children*
12 *with disabilities or serious health-related problems*
13 *who are victims of abuse or neglect.”.*

14 **SEC. 107. MISCELLANEOUS REQUIREMENTS RELATING TO**
15 **ASSISTANCE.**

16 *Section 108 of the Child Abuse Prevention and Treat-*
17 *ment Act (42 U.S.C. 5106d) is amended by adding at the*
18 *end the following:*

19 *“(d) SENSE OF CONGRESS.—It is the sense of Congress*
20 *that the Secretary should encourage all States and public*
21 *and private agencies or organizations that receive assist-*
22 *ance under this title to ensure that children and families*
23 *with limited English proficiency who participate in pro-*
24 *grams under this title are provided materials and services*
25 *under such programs in an appropriate language other*
26 *than English.”.*

1 **SEC. 108. REPORTS.**

2 *Section 110 of the Child Abuse Prevention and Treat-*
3 *ment Act (42 U.S.C. 5106f) is amended by adding at the*
4 *end the following:*

5 “(c) *STUDY AND REPORT RELATING TO CITIZEN RE-*
6 *VIEW PANELS.*—

7 “(1) *STUDY.*—*The Secretary shall conduct a*
8 *study by random sample on the effectiveness of the*
9 *citizen review panels established under section 106(c).*

10 “(2) *REPORT.*—*Not later than 3 years after the*
11 *date of the enactment of Keeping Children and Fami-*
12 *lies Safe Act of 2002, the Secretary shall submit to*
13 *the Committee on Education and the Workforce of the*
14 *House of Representatives and the Committee on*
15 *Health, Education, Labor and Pensions of the Senate*
16 *a report that contains the results of the study con-*
17 *ducted under paragraph (1).”.*

18 **SEC. 109. AUTHORIZATION OF APPROPRIATIONS.**

19 (a) *GENERAL AUTHORIZATION.*—*Section 112(a)(1) of*
20 *the Child Abuse Prevention and Treatment Act (42 U.S.C.*
21 *5106h(a)(1)) is amended to read as follows:*

22 “(1) *GENERAL AUTHORIZATION.*—*There are au-*
23 *thorized to be appropriated to carry out this title*
24 *\$120,000,000 for fiscal year 2003 and such sums as*
25 *may be necessary for each of the fiscal years 2004*
26 *through 2007.”.*

1 (b) *DEMONSTRATION PROJECTS.*—Section
 2 *112(a)(2)(B) of such Act (42 U.S.C. 5106h(a)(2)(B)) is*
 3 *amended by striking “Secretary make” and inserting “Sec-*
 4 *retary shall make”.*

5 **CHAPTER 2—COMMUNITY-BASED FAMILY**
 6 **RESOURCE AND SUPPORT GRANTS**

7 **SEC. 111. PURPOSE AND AUTHORITY.**

8 (a) *PURPOSE.*—Section 201(a)(1) of the Child Abuse
 9 *Prevention and Treatment Act (42 U.S.C. 5116(a)(1)) is*
 10 *amended—*

11 (1) *by striking “prevention-focused,”; and*

12 (2) *by inserting “for the prevention of child*
 13 *abuse and neglect” after “family resource and support*
 14 *programs”.*

15 (b) *AUTHORITY.*—Section 201(b) of such Act (42
 16 *U.S.C. 5116(b)) is amended—*

17 (1) *in paragraph (1)—*

18 (A) *in the matter preceding subparagraph*

19 (A)—

20 (i) *by striking “prevention-focused,”;*

21 *and*

22 (ii) *by striking “family resource and*
 23 *support programs” and inserting “family*
 24 *support programs for the prevention of child*
 25 *abuse and neglect”;*

1 (B) in subparagraph (F), by striking “and”
2 at the end; and

3 (C) by striking subparagraph (G) and in-
4 serting the following:

5 “(G) demonstrate a commitment to mean-
6 ingful parent leadership, including among par-
7 ents of children with disabilities, parents with
8 disabilities, racial and ethnic minorities, and
9 members of other underrepresented or under-
10 served groups;

11 “(H) provide referrals to early health and
12 developmental services; or

13 “(I) are accessible, effective, culturally ap-
14 propriate, developmentally appropriate, and
15 built upon existing strengths;” and

16 (2) in paragraph (4)—

17 (A) by inserting “through leveraging of
18 funds” after “maximizing funding”;

19 (B) by striking “prevention-focused,”; and

20 (C) by striking “family resource and sup-
21 port program” and inserting “family support
22 programs for the prevention of child abuse and
23 neglect”.

1 **SEC. 112. ELIGIBILITY.**

2 *Section 202 of the Child Abuse Prevention and Treat-*
3 *ment Act (42 U.S.C. 5116a) is amended—*

4 *(1) in paragraph (1)—*

5 *(A) in subparagraph (A)—*

6 *(i) by striking “prevention-focused,”;*

7 *(ii) by striking “family resource and*

8 *support programs,” and inserting “family*

9 *support programs for the prevention of”;*

10 *and*

11 *(iii) by striking “prevention activi-*

12 *ties”; and*

13 *(B) in subparagraph (B), by inserting “that*

14 *exists to strengthen and support families for pur-*

15 *poses of preventing child abuse and neglect and”*

16 *after “written authority of the State”);*

17 *(2) in paragraph (2)(A)—*

18 *(A) by striking “family resource and sup-*

19 *port programs” and inserting “family support*

20 *programs for the prevention of child abuse and*

21 *neglect”; and*

22 *(B) by adding at the end before the semi-*

23 *colon the following: “and parents with disabil-*

24 *ities”; and*

25 *(3) in paragraph (3)—*

1 (A) by striking “prevention-focused,” each
2 place it appears;

3 (B) by striking “family resource and sup-
4 port programs” each place it appears and insert-
5 ing “family support programs for the prevention
6 of child abuse and neglect”;

7 (C) in subparagraph (C), by striking “and
8 technical assistance,” and inserting “, technical
9 assistance, and evaluation assistance”; and

10 (D) in subparagraph (D), by inserting “,
11 parents with disabilities,” after “children with
12 disabilities”.

13 **SEC. 113. AMOUNT OF GRANT.**

14 Section 203(b)(1)(B) of the Child Abuse Prevention
15 and Treatment Act (42 U.S.C. 5116b(b)(1)(B)) is
16 amended—

17 (1) by striking “as the amount leveraged by the
18 State from private, State, or other non-Federal
19 sources and directed through the” and inserting “as
20 the amount of private, State or other non-Federal
21 funds leveraged and directed through the currently
22 designated”; and

23 (2) by striking “the lead agency” and inserting
24 “the current lead agency”.

1 **SEC. 114. EXISTING GRANTS.**

2 *Section 204 of the Child Abuse Prevention and Treat-*
3 *ment Act (42 U.S.C. 5115c) is repealed.*

4 **SEC. 115. APPLICATION.**

5 *Section 205 of the Child Abuse Prevention and Treat-*
6 *ment Act (42 U.S.C. 5116d) is amended—*

7 *(1) in paragraphs (1), (2), (4), (8), and (9)—*

8 *(A) by striking “prevention-focused,” each*
9 *place it appears; and*

10 *(B) by striking “family resource and sup-*
11 *port programs” each place it appears and insert-*
12 *ing “family support programs for the prevention*
13 *of child abuse and neglect”;*

14 *(2) in paragraph (2), by striking “family re-*
15 *source and support services” and inserting “family*
16 *support services”;*

17 *(3) in paragraph (3)—*

18 *(A) by striking “an assurance that an in-*
19 *ventory of” and inserting “a description of the*
20 *inventory of current unmet needs,”;*

21 *(B) by striking “family resource programs”*
22 *and inserting “family support programs”;*

23 *(C) by striking “, respite care, child abuse*
24 *and neglect prevention activities,” and inserting*
25 *“for the prevention of child abuse and neglect,*
26 *including respite care”;* and

1 (D) by striking “, will be provided”;

2 (4) in paragraph (5)—

3 (A) by inserting “start-up, maintenance, ex-
4 pansion, and redesigning” after “other State and
5 local public funds designated for”;

6 (B) by striking “prevention-focused,”; and

7 (C) by striking “family resource and sup-
8 port programs” and inserting “family support
9 programs for the prevention of child abuse and
10 neglect”;

11 (5) in paragraph (7), by striking “individual
12 community-based, prevention-focused, family resource
13 and support programs” and inserting “child abuse
14 and neglect prevention programs that are community-
15 based, including family support programs”; and

16 (6) in paragraph (11)—

17 (A) by striking “prevention-focused,”; and

18 (B) by striking “family resource and sup-
19 port program services” and inserting “family
20 support program services for the prevention of
21 child abuse and neglect”.

22 **SEC. 116. LOCAL PROGRAM REQUIREMENTS.**

23 Section 206(a) of the Child Abuse Prevention and
24 Treatment Act (42 U.S.C. 5116e(a)) is amended—

25 (1) in the matter preceding paragraph (1)—

1 (A) by inserting “, network,” after “ex-
2 pand”;

3 (B) by striking “prevention-focused,”; and

4 (C) by striking “family resource and sup-
5 port programs” and inserting “family support
6 programs for the prevention of child abuse and
7 neglect”;

8 (2) in paragraph (3)(A)—

9 (A) in the matter preceding clause (i), by
10 striking “family resource and support services”
11 and inserting “family support services for the
12 prevention of child abuse and neglect”;

13 (B) in clause (iii), by striking “and” at the
14 end; and

15 (C) by adding at the end the following:

16 “(v) respite care;

17 “(vi) home visiting; and

18 “(vii) family support services;”; and

19 (3) in paragraph (6)—

20 (A) by striking “prevention-focused,”; and

21 (B) by striking “family resource and sup-
22 port program” and inserting “family support
23 programs for the prevention of child abuse and
24 neglect”.

1 **SEC. 117. PERFORMANCE MEASURES.**

2 *Section 207 of the Child Abuse Prevention and Treat-*
3 *ment Act (42 U.S.C. 5116f) is amended—*

4 *(1) in paragraph (1)—*

5 *(A) by striking “prevention-focused,”; and*

6 *(B) by striking “family resource and sup-*
7 *port programs” and inserting “family support*
8 *programs for the prevention of child abuse and*
9 *neglect”;*

10 *(2) in paragraph (2), by striking “, including”*
11 *and all that follows through “section 202” and insert-*
12 *ing “, such as the services described in section*
13 *206(a)(3)(A)”;*

14 *(3) in paragraph (3), by striking “of new respite*
15 *care and other specific new family resources services,*
16 *and the expansion of existing services,” and inserting*
17 *“and the maintenance, enhancement, or expansion of*
18 *existing services such as those described in section*
19 *206(a)(3)(A),”;* and

20 *(4) in paragraph (4)—*

21 *(A) by inserting “and parents with disabil-*
22 *ities,” after “children with disabilities,”;*

23 *(B) by striking “evaluation of” the first*
24 *place it appears and all that follows through*
25 *“under this title” and inserting “evaluation of*

1 *community-based child abuse and neglect preven-*
2 *tion programs”;* and

3 (5) *in paragraphs (5), (6), and (8)—*

4 (A) *by striking “prevention-focused,” each*
5 *place it appears; and*

6 (B) *by striking “family resource and sup-*
7 *port programs” each place it appears and insert-*
8 *ing “family support programs for the prevention*
9 *of child abuse and neglect”.*

10 **SEC. 118. NATIONAL NETWORK FOR COMMUNITY-BASED**
11 **FAMILY RESOURCE PROGRAMS.**

12 *Section 208(3) of the Child Abuse Prevention and*
13 *Treatment Act (42 U.S.C. 5116g(3)) is amended—*

14 (1) *by striking “prevention-focused,”; and*

15 (2) *by striking “family resource and support*
16 *programs” and inserting “family support programs*
17 *for the prevention of child abuse and neglect”.*

18 **SEC. 119. DEFINITIONS.**

19 (a) *CHILDREN WITH DISABILITIES.—Section 209(1)*
20 *of the Child Abuse Prevention and Treatment Act (42*
21 *U.S.C. 5116h(1)) is amended by striking “given such term*
22 *in section 602(a)(2)” and inserting “given the term ‘child*
23 *with a disability’ in section 602(3)”.*

1 (b) *FAMILY RESOURCE AND SUPPORT PROGRAM.*—
2 *Section 209(3) of such Act (42 U.S.C. 5116h(3)) is*
3 *amended—*

4 (1) *in the matter preceding subparagraph (A),*
5 *by striking “, prevention-focused”;*

6 (2) *in subparagraph (A)—*

7 (A) *in the matter preceding clause (i), by*
8 *striking “core services” and inserting “core child*
9 *abuse and neglect prevention services”;*

10 (B) *in clause (i)—*

11 (i) *by striking “, together with serv-*
12 *ices”;*

13 (ii) *by striking “equality and respect,*
14 *and” and inserting “equality and respect*
15 *that are”; and*

16 (iii) *by inserting at the end before the*
17 *semicolon the following: “in order to prevent*
18 *child abuse and neglect”; and*

19 (C) *in clause (ii), by striking “to one an-*
20 *other” and inserting “for support of one an-*
21 *other”; and*

22 (3) *in subparagraph (C)(iii), by striking “scho-*
23 *lastic” and inserting “academic”.*

1 **SEC. 120. AUTHORIZATION OF APPROPRIATIONS.**

2 *Section 210 of the Child Abuse Prevention and Treat-*
 3 *ment Act (42 U.S.C. 5116i) is amended to read as follows:*

4 **“SEC. 210. AUTHORIZATION OF APPROPRIATIONS.**

5 *“There are authorized to be appropriated to carry out*
 6 *this title \$80,000,000 for fiscal year 2003 and such sums*
 7 *as may be necessary for each of the fiscal years 2004*
 8 *through 2007.”.*

9 **CHAPTER 3—TECHNICAL AND CON-**
 10 **FORMING AMENDMENTS; REDESIGNA-**
 11 **TIONS**

12 **SEC. 121. TECHNICAL AND CONFORMING AMENDMENTS.**

13 *(a) FINDINGS.—Section 2(3)(D) of the Child Abuse*
 14 *Prevention and Treatment Act (42 U.S.C. 5101 note) is*
 15 *amended by striking “ensures properly trained and support*
 16 *staff with specialized knowledge,” and inserting “ensures*
 17 *staff have proper training and specialized knowledge”.*

18 *(b) TITLE I.—Title I of such Act (42 U.S.C. 5101 et*
 19 *seq.) is amended as follows:*

20 *(1) In section 104(d)(1), by striking “federal*
 21 *agencies” and inserting “Federal agencies”.*

22 *(2) In section 105(b), in the matter preceding*
 23 *paragraph (1), by striking “subsection (b)” and in-*
 24 *serting “subsection (a)”.*

25 *(3) In section 106(b)(2)—*

1 (A) in subparagraph (A), by striking
2 “Statewide program” and inserting “statewide
3 program”; and

4 (B) in subparagraph (B)(iii), by striking
5 “life threatening” and inserting “life-threat-
6 ening”.

7 (4) In section 107(e)(1)(B), by striking “improve
8 the rate” and all that follows through “child sexual
9 abuse cases” and inserting the following: “improve the
10 prompt and successful resolution of civil and criminal
11 court proceedings or enhance the effectiveness of judi-
12 cial and administrative action in child abuse and ne-
13 glect cases, particularly child sexual abuse and exploi-
14 tation cases, including the enhancement of perform-
15 ance of court-appointed attorneys and guardians ad
16 litem for children”.

17 (5) By redesignating sections 103 through 113 as
18 sections 102 through 112, respectively.

19 (c) TITLE II.—Title II of such Act (42 U.S.C. 5116
20 et seq.) is amended as follows:

21 (1) In paragraphs (1) and (4) of section 201(b),
22 paragraphs (1)(A), (3)(A), (3)(B), and (3)(C) of sec-
23 tion 202, paragraphs (1) and (5) of section 205, sec-
24 tion 206(a)(6), paragraphs (1) and (6) of section 207,

1 *and section 208(3), by striking “Statewide” each*
2 *place it appears and inserting “statewide”.*

3 (2) *In section 205, by redesignating paragraph*
4 *(13) as paragraph (12).*

5 (3) *In section 207(8), by striking “community*
6 *based” and inserting “community-based”.*

7 (4) *By redesignating sections 205 through 210 as*
8 *sections 204 through 209, respectively.*

9 **SEC. 122. REDESIGNATIONS.**

10 (a) *REDESIGNATIONS.—*

11 (1) *TITLE I.—(A) Title I of the Child Abuse Pre-*
12 *vention and Treatment Act (42 U.S.C. 5101 et seq.)*
13 *is amended by striking the heading for such title and*
14 *inserting the following:*

15 **“Subtitle A—General Program”.**

16 (B) *Sections 101 through 112 of such Act (as re-*
17 *designated) are further redesignated as sections 111*
18 *through 122, respectively.*

19 (2) *TITLE II.—(A) Title II of such Act is amend-*
20 *ed by striking the heading for such title and inserting*
21 *the following:*

1 **“Subtitle B—Community–Based**
2 **Family Support Grants for the**
3 **Prevention of Child Abuse and**
4 **Neglect”.**

5 (B) Sections 201 through 209 of such Act (as re-
6 designated) are further redesignated as sections 131
7 through 139, respectively.

8 (b) CONFORMING AMENDMENTS.—

9 (1) TITLE HEADING.—The Child Abuse Preven-
10 tion and Treatment Act (42 U.S.C. 5101 et seq.) is
11 amended by inserting before section 1 the following:

12 **“TITLE I—CHILD ABUSE PREVEN-**
13 **TION AND TREATMENT ACT”.**

14 (2) SHORT TITLE; TABLE OF CONTENTS; FIND-
15 INGS.—(A) Section 1 of such Act (42 U.S.C. 5101
16 note) is amended to read as follows:

17 **“SEC. 101. SHORT TITLE.**

18 *“This title may be cited as the ‘Child Abuse Prevention*
19 *and Treatment Act’.”.*

20 (B) Section 2 of such Act (42 U.S.C. 5101 note)
21 is redesignated as section 102.

22 (3) SUBTITLE A.—Subtitle A of title I of such
23 Act (as redesignated by subsection (a)(1)) is amended
24 as follows:

1 (A) *In section 111(b) (as redesignated), by*
2 *striking “this Act” and inserting “this title” in*
3 *the first sentence.*

4 (B) *In section 112(c)(1)(E) (as redesign-*
5 *ated), by striking “section 105(a)” and insert-*
6 *ing “section 113(a)”.*

7 (C) *In section 113(b)(2)(C) (as redesign-*
8 *ated), by striking “titles I and II” and insert-*
9 *ing “this subtitle and subtitle B”.*

10 (D) *In section 115(b)(2)(A)(vii) (as redesign-*
11 *ated), by striking “Act” and inserting “title”.*

12 (E) *In section 116(b)(1) (as redesignated),*
13 *by striking “section 107(b)” and inserting “sec-*
14 *tion 115(b)”.*

15 (F) *In section 117 (as redesignated), by*
16 *striking “this Act” each place it appears and in-*
17 *serting “this title”.*

18 (G) *In section 118 (as redesignated), by*
19 *striking “this Act” and inserting “this title”.*

20 (H) *In section 119(b) (as redesignated), by*
21 *striking “section 107” and inserting “section*
22 *116”.*

23 (I) *In section 120 (as redesignated), by*
24 *striking “this title” and inserting “this subtitle”.*

25 (J) *In section 121 (as redesignated)—*

1 (i) by striking “this title” each place it
2 appears and inserting “this subtitle”; and

3 (ii) in subsection (a)(2)(B), by striking
4 “section 106” and inserting “section 115”.

5 (K) In section 122(a) (as redesignated), by
6 striking “this Act” and inserting “this title”.

7 (4) *SUBTITLE B.*—Subtitle B of title I of such
8 Act (as redesignated by subsection (a)(2)) is amended
9 as follows:

10 (A) In section 131 (as redesignated)—

11 (i) by striking “this title” each place it
12 appears and inserting “this subtitle”; and

13 (ii) in subsection (b)—

14 (I) in the matter preceding para-
15 graph (1), by striking “section 202(1)”
16 and inserting “section 132(1)”; and

17 (II) in paragraph (3), by striking
18 “section 205(a)(3)” and inserting “sec-
19 tion 134(a)(3)”.

20 (B) In section 132 (as redesignated)—

21 (i) by striking “this title” each place it
22 appears and inserting “this subtitle”; and

23 (ii) in paragraph (1)(D) by striking
24 “such title” and inserting “such subtitle”.

1 (C) *In section 133 (as redesignated), by*
2 *striking “section 210” each place it appears and*
3 *inserting “section 139”.*

4 (D) *In section 134 (as redesignated)—*

5 (i) *by striking “this title” each place it*
6 *appears and inserting “this subtitle”;*

7 (ii) *by striking “section 202” each*
8 *place it appears and inserting “section*
9 *132”; and*

10 (iii) *in paragraph (2), by striking*
11 *“this Act” and inserting “this title”.*

12 (E) *In section 135 (as redesignated), by*
13 *striking “this title” each place it appears and*
14 *inserting “this subtitle”.*

15 (F) *In section 136 (as redesignated)—*

16 (i) *by striking “this title” each place it*
17 *appears and inserting “this subtitle”;*

18 (ii) *in paragraph (2), by striking “sec-*
19 *tion 206(a)(3)(A)” and inserting “section*
20 *135(a)(3)(A)”;* and

21 (iii) *in paragraph (3)—*

22 (I) *by striking “section*
23 *206(a)(3)(A)” and inserting “section*
24 *135(a)(3)(A)”;* and

1 (II) by striking “section 205(3)”
 2 and inserting “section 134(3)”.

3 (G) In section 139 (as redesignated), by
 4 striking “this title” and inserting “this subtitle”.

5 **Subtitle B—Amendments to Other**
 6 **Child Abuse Prevention and Re-**
 7 **lated Programs**

8 **CHAPTER 1—CHILD ABUSE PREVENTION**
 9 **AND TREATMENT AND ADOPTION RE-**
 10 **FORM ACT OF 1978**

11 **SEC. 131. CONGRESSIONAL FINDINGS AND DECLARATION**
 12 **OF PURPOSE.**

13 *Section 201(a) of the Child Abuse Prevention and*
 14 *Treatment and Adoption Reform Act of 1978 (42 U.S.C.*
 15 *5111(a)) is amended—*

16 (1) by striking paragraph (1);

17 (2) in paragraph (2)—

18 (A) by striking “increasingly”; and

19 (B) by striking “which” and inserting
 20 “that”;

21 (3) by amending paragraph (3) to read as fol-
 22 lows:

23 “(3) many such children have special needs be-
 24 cause they are born to mothers who did not receive
 25 prenatal care, are born with life-threatening condi-

1 *tions or disabilities, are born addicted to alcohol and*
2 *other drugs, or have been exposed to infection with the*
3 *etiologic agent for the human immunodeficiency*
4 *virus;”;*

5 *(4) in paragraph (4)—*

6 *(A) by striking “the welfare of” and insert-*
7 *ing “each year;” and*

8 *(B) by striking “in institutions and foster*
9 *homes and disabled infants with life-threatening*
10 *conditions may be in serious jeopardy and some*
11 *such children”;*

12 *(5) in paragraph (5), by striking “thousands of”;*

13 *(6) by striking paragraph (6);*

14 *(7) in paragraph (7)—*

15 *(A) in subparagraph (A)—*

16 *(i) by striking “40,000”;*

17 *(ii) by inserting “of all races and*
18 *ages” after “children”; and*

19 *(iii) by adding “and” at the end;*

20 *(B) in subparagraph (B), by striking “and”*
21 *at the end; and*

22 *(C) by striking subparagraph (C); and*

23 *(8) by redesignating paragraphs (2), (3), (4),*
24 *(5), (7), (8), (9), and (10) as paragraphs (1) through*
25 *(8), respectively.*

1 **SEC. 132. INFORMATION AND SERVICES.**

2 *Section 203 of the Child Abuse Prevention and Treat-*
3 *ment and Adoption Reform Act of 1978 (42 U.S.C. 5113)*
4 *is amended—*

5 *(1) by striking the section heading and inserting*
6 *the following:*

7 **“SEC. 203. INFORMATION AND SERVICES.”;**

8 *(2) by striking “SEC. 203. (a) The Secretary”*
9 *and inserting the following:*

10 *“(a) IN GENERAL.—The Secretary”;*

11 *(3) in subsection (b), by inserting “REQUIRED*
12 *ACTIVITIES.—” after “(b)”;*

13 *(4) in subsection (c)—*

14 *(A) by striking “(c)(1) The Secretary” and*
15 *inserting the following:*

16 *“(c) SERVICES FOR FAMILIES ADOPTING SPECIAL*
17 *NEEDS CHILDREN.—*

18 *“(1) IN GENERAL.—The Secretary”;*

19 *(B) by striking “(2) Services” and inserting*
20 *the following:*

21 *“(2) SERVICES.—Services”; and*

22 *(C) in paragraph (2)—*

23 *(i) by moving subparagraphs (A)*
24 *through (G) 2 ems to the right;*

25 *(ii) in subparagraph (F), by striking*
26 *“and” at the end;*

1 (iii) in subparagraph (G), by striking
2 the period at the end and inserting a semi-
3 colon; and

4 (iv) by adding at the end the following:
5 “(H) day treatment; and
6 “(I) respite care.”; and

7 (5) in subsection (d)—

8 (A) in paragraph (1), by striking “compo-
9 nent which” and inserting “component that”;

10 (B) by striking “(d)(1) The Secretary” and
11 inserting the following:

12 “(d) IMPROVING PLACEMENT RATE OF CHILDREN IN
13 FOSTER CARE.—

14 “(1) IN GENERAL.—The Secretary”;

15 (C) by striking “(2)(A) Each State” and in-
16 serting the following:

17 “(2) APPLICATIONS; TECHNICAL AND OTHER AS-
18 SISTANCE.—

19 “(A) APPLICATIONS.—Each State”;

20 (D) by striking “(B) The Secretary” and
21 inserting the following:

22 “(B) TECHNICAL AND OTHER ASSIST-
23 ANCE.—The Secretary”;

24 (E) in paragraph (2)(B), by moving clauses
25 (i) and (ii) 4 ems to the right;

1 (F) by striking “(3)(A) Payments” and in-
2 serting the following:

3 “(3) PAYMENTS.—

4 “(A) IN GENERAL.—Payments”; and

5 (G) by striking “(B) Any payment” and in-
6 serting the following:

7 “(B) REVERSION OF UNUSED FUNDS.—Any
8 payment”.

9 **SEC. 133. STUDY AND REPORT ON DYNAMICS OF SUCCESS-**
10 **FUL ADOPTION.**

11 Section 204 of the Child Abuse Prevention and Treat-
12 ment and Adoption Reform Act of 1978 (42 U.S.C. 5114)
13 is amended to read as follows:

14 **“SEC. 204. STUDY AND REPORT ON DYNAMICS OF SUCCESS-**
15 **FUL ADOPTION.**

16 “The Secretary shall conduct research (directly or by
17 grant to, or contract with, public or private nonprofit re-
18 search agencies or organizations) about adoption outcomes
19 and the factors affecting those outcomes. The Secretary shall
20 submit a report containing the results of such research to
21 the appropriate committees of the Congress not later than
22 the date that is 36 months after the date of the enactment
23 of the Keeping Children and Families Safe Act of 2002.”.

1 **SEC. 134. AUTHORIZATION OF APPROPRIATIONS.**

2 *Section 205 of the Child Abuse Prevention and Treat-*
3 *ment and Adoption Reform Act of 1978 (42 U.S.C. 5115)*
4 *is amended—*

5 *(1) by striking the section heading and inserting*
6 *the following:*

7 **“SEC. 205. AUTHORIZATION OF APPROPRIATIONS.”;**

8 *(2) by striking “SEC. 205.”;*

9 *(3) by amending subsection (a) to read as fol-*
10 *lows:*

11 *“(a) IN GENERAL.—There are authorized to be appro-*
12 *priated \$40,000,000 for fiscal year 2003 and such sums as*
13 *may be necessary for fiscal years 2004 through 2007 to*
14 *carry out programs and activities authorized under this*
15 *subtitle.”; and*

16 *(4) in subsection (b), by inserting “AVAIL-*
17 *ABILITY.—” after “(b)”.*

18 **SEC. 135. TRANSFER AND REDESIGNATIONS; CONFORMING**
19 **AMENDMENTS.**

20 *(a) IN GENERAL.—Title II of the Child Abuse Preven-*
21 *tion and Treatment and Adoption Reform Act of 1978 (42*
22 *U.S.C. 5111 et seq.)—*

23 *(1) is amended by striking the title heading;*

24 *(2) is transferred to the Child Abuse Prevention*
25 *and Treatment Act (42 U.S.C. 5101 et seq.), as*
26 *amended by subtitle A of this title; and*

1 (3) *is redesignated as subtitle A of title II of*
2 *such Act.*

3 (b) *CONFORMING AMENDMENTS.—*

4 (1) *TITLE AND SUBTITLE HEADINGS; SHORT*
5 *TITLE.—The Child Abuse Prevention and Treatment*
6 *Act (42 U.S.C. 5101 et seq.), as amended, is further*
7 *amended—*

8 (A) *by redesignating section 201 as section*
9 202; *and*

10 (B) *by inserting after title I of such Act the*
11 *following:*

12 **“TITLE II—OTHER CHILD ABUSE**
13 **PREVENTION AND RELATED**
14 **PROGRAMS**

15 **“Subtitle A—Adoption**
16 **Opportunities**

17 **“SEC. 201. SHORT TITLE.**

18 *“This subtitle may be cited as the ‘Adoption Opportu-*
19 *nities Act of 2002.’.”*

20 (2) *TITLE REFERENCES.—Subtitle A of title II*
21 *of such Act is amended by striking “this title” each*
22 *place such term appears and inserting “this subtitle”.*

1 **CHAPTER 2—ABANDONED INFANTS**
2 **ASSISTANCE ACT OF 1988**

3 **SEC. 141. FINDINGS.**

4 *Section 2 of the Abandoned Infants Assistance Act of*
5 *1988 (42 U.S.C. 670 note) is amended—*

6 (1) *by striking paragraph (1);*

7 (2) *in paragraph (2)—*

8 (A) *by inserting “studies indicate that a*
9 *number of factors contribute to” before “the in-*
10 *ability of”;*

11 (B) *by inserting “some” after “inability*
12 *of”;*

13 (C) *by striking “who abuse drugs”; and*

14 (D) *by striking “care for such infants” and*
15 *inserting “care for their infants”;*

16 (3) *by amending paragraph (5) to read as fol-*
17 *lows:*

18 *“(5) appropriate training is needed for personnel*
19 *working with infants and young children with life-*
20 *threatening conditions and other special needs, in-*
21 *cluding those who are infected with the human im-*
22 *munodeficiency virus (commonly known as ‘HIV’),*
23 *those who have acquired immune deficiency syndrome*
24 *(commonly known as ‘AIDS’), and those who have*
25 *been exposed to dangerous drugs;”;*

1 (4) by striking paragraphs (6) and (7);

2 (5) in paragraph (8), by inserting “by parents
3 abusing drugs,” after “deficiency syndrome,”;

4 (6) in paragraph (9), by striking “comprehensive
5 services” and all that follows through the semicolon at
6 the end and inserting “comprehensive support services
7 for such infants and young children and their fami-
8 lies and services to prevent the abandonment of such
9 infants and young children, including foster care
10 services, case management services, family support
11 services, respite and crisis intervention services, coun-
12 seling services, and group residential home services;
13 and”;

14 (7) by striking paragraph (10);

15 (8) by amending paragraph (11) to read as fol-
16 lows:

17 “(11) Private, Federal, State, and local resources
18 should be coordinated to establish and maintain such
19 services and to ensure the optimal use of all such re-
20 sources.”; and

21 (9) by redesignating paragraphs (2), (3), (4),
22 (5), (8), (9), and (11) as paragraphs (1) through (7),
23 respectively.

1 **SEC. 142. ESTABLISHMENT OF LOCAL PROGRAMS.**

2 *Section 101 of the Abandoned Infants Assistance Act*
3 *of 1988 (42 U.S.C. 670 note) is amended—*

4 *(1) by striking the section heading and inserting*
5 *the following:*

6 **“SEC. 101. ESTABLISHMENT OF LOCAL PROGRAMS.”; and**

7 *(2) by amending subsection (b) to read as fol-*
8 *lows:*

9 *“(b) PRIORITY IN PROVISION OF SERVICES.—The Sec-*
10 *retary may not make a grant under subsection (a) unless*
11 *the applicant for the grant agrees to give priority to aban-*
12 *doned infants and young children who—*

13 *“(1) are infected with, or have been perinatally*
14 *exposed to, the human immunodeficiency virus, or*
15 *have a life-threatening illness or other special medical*
16 *need; or*

17 *“(2) have been perinatally exposed to a dan-*
18 *gerous drug.”.*

19 **SEC. 143. EVALUATIONS, STUDY, AND REPORTS BY SEC-**
20 **RETARY.**

21 *Section 102 of the Abandoned Infants Assistance Act*
22 *of 1988 (42 U.S.C. 670 note) is amended to read as follows:*

23 **“SEC. 102. EVALUATIONS, STUDY, AND REPORTS BY SEC-**
24 **RETARY.**

25 *“(a) EVALUATIONS OF LOCAL PROGRAMS.—The Sec-*
26 *retary shall, directly or through contracts with public and*

1 *nonprofit private entities, provide for evaluations of*
2 *projects carried out under section 101 and for the dissemi-*
3 *nation of information developed as a result of such projects.*

4 “(b) *STUDY AND REPORT ON NUMBER OF ABANDONED*
5 *INFANTS AND YOUNG CHILDREN.—*

6 “(1) *IN GENERAL.—The Secretary shall conduct*
7 *a study for the purpose of determining—*

8 “(A) *an estimate of the annual number of*
9 *infants and young children relinquished, aban-*
10 *doned, or found dead in the United States and*
11 *the number of such infants and young children*
12 *who are infants and young children described in*
13 *section 223(b);*

14 “(B) *an estimate of the annual number of*
15 *infants and young children who are victims of*
16 *homicide;*

17 “(C) *characteristics and demographics of*
18 *parents who have abandoned an infant within 1*
19 *year of the infant’s birth; and*

20 “(D) *an estimate of the annual costs in-*
21 *curring by the Federal Government and by State*
22 *and local governments in providing housing and*
23 *care for abandoned infants and young children.*

24 “(2) *DEADLINE.—Not later than 36 months after*
25 *the date of the enactment of the Keeping Children and*

1 *Families Safe Act of 2002, the Secretary shall com-*
2 *plete the study required under paragraph (1) and*
3 *submit to the Congress a report describing the find-*
4 *ings made as a result of the study.*

5 “(c) *EVALUATION.*—*The Secretary shall evaluate and*
6 *report on effective methods of intervening before the aban-*
7 *donment of an infant or young child so as to prevent such*
8 *abandonments, and effective methods for responding to the*
9 *needs of abandoned infants and young children.”.*

10 **SEC. 144. AUTHORIZATION OF APPROPRIATIONS.**

11 *Section 104 of the Abandoned Infants Assistance Act*
12 *of 1988 (42 U.S.C. 670 note) is amended—*

13 *(1) by amending subsection (a) to read as fol-*
14 *lows:*

15 “(a) *IN GENERAL.*—

16 “(1) *AUTHORIZATION.*—*For the purpose of car-*
17 *rying out this subtitle, there are authorized to be ap-*
18 *propriated \$45,000,000 for fiscal year 2003 and such*
19 *sums as may be necessary for fiscal years 2004*
20 *through 2007.*

21 “(2) *LIMITATION.*—*Not more than 5 percent of*
22 *the amounts appropriate under paragraph (1) for*
23 *any fiscal year may be obligated for carrying out sec-*
24 *tion 224(a).”;*

25 *(2) by striking subsection (b);*

- 1 (3) *in subsection (c)*—
- 2 (A) *in paragraph (1)*—
- 3 (i) *by inserting “AUTHORIZATION.—”*
- 4 *after “(1)”*; and
- 5 (ii) *by striking “this title” and insert-*
- 6 *ing “this subtitle”*; and
- 7 (B) *in paragraph (2)*—
- 8 (i) *by inserting “LIMITATION.—” after*
- 9 *“(2)”*; and
- 10 (ii) *by striking “fiscal year 1991.” and*
- 11 *inserting “fiscal year 2002.”*; and
- 12 (4) *by redesignating subsections (c) and (d) as*
- 13 *subsections (b) and (c), respectively.*

14 **SEC. 145. OTHER TECHNICAL AND CONFORMING AMEND-**

15 **MENTS; TRANSFER AND REDESIGNATIONS.**

16 (a) *TECHNICAL AMENDMENTS.*—

17 (1) *STRIKING TITLES; CONSOLIDATING DEFINI-*

18 *TIONS.—The Abandoned Infants Assistance Act of*

19 *1988 (42 U.S.C. 670 note) is amended—*

20 (A) *by striking the title heading for title I;*

21 (B) *by striking titles II and III; and*

22 (C) *by amending section 103 to read as fol-*

23 *lows:*

24 **“SEC. 103. DEFINITIONS.**

25 *“For purposes of this subtitle:*

1 “(1) *The terms ‘abandoned’ and ‘abandonment’,*
2 *with respect to infants and young children, mean that*
3 *the infants and young children are medically cleared*
4 *for discharge from acute-care hospital settings, but re-*
5 *main hospitalized because of a lack of appropriate*
6 *out-of-hospital placement alternatives.*

7 “(2) *The term ‘acquired immune deficiency syn-*
8 *drome’ includes infection with the etiologic agent for*
9 *such syndrome, any condition indicating that an in-*
10 *dividual is infected with such etiologic agent, and*
11 *any condition arising from such etiologic agent.*

12 “(3) *The term ‘dangerous drug’ means a con-*
13 *trolled substance, as defined in section 102 of the Con-*
14 *trolled Substances Act.*

15 “(4) *The term ‘natural family’ shall be broadly*
16 *interpreted to include natural parents, grandparents,*
17 *family members, guardians, children residing in the*
18 *household, and individuals residing in the household*
19 *on a continuing basis who are in a care-giving situa-*
20 *tion with respect to infants and young children cov-*
21 *ered under this subtitle.*

22 “(5) *The term ‘Secretary’ means the Secretary of*
23 *Health and Human Services.”.*

1 (2) *ESTABLISHMENT OF LOCAL PROGRAMS.*—
2 *Section 101(d) of the Abandoned Infants Assistance*
3 *Act of 1988 (42 U.S.C. 670 note) is amended—*

4 (A) *in paragraph (1)—*

5 (i) *by striking “(1) The Secretary”*
6 *and inserting “(1) IN GENERAL.—The Sec-*
7 *retary”; and*

8 (ii) *in subparagraph (D), by striking*
9 *“during the majority of the 180-day period*
10 *preceding the date of the enactment of this*
11 *Act,” and inserting “during the majority of*
12 *the 180-day period preceding the date of the*
13 *enactment of the Keeping Children and*
14 *Families Safe Act of 2002,”; and*

15 (B) *in paragraph (2), by striking “(2) Sub-*
16 *ject” and inserting “(2) DURATION OF*
17 *GRANTS.—Subject”.*

18 (b) *TRANSFER AND REDESIGNATIONS.*—

19 (1) *IN GENERAL.—The Abandoned Infants As-*
20 *sistance Act of 1988 (42 U.S.C. 670 note)—*

21 (A) *is amended by striking section 1;*

22 (B) *is transferred to the Child Abuse Pre-*
23 *vention and Treatment Act (42 U.S.C. 5101 et*
24 *seq.), as amended; and*

- “Sec. 135. *Local program requirements.*
 “Sec. 136. *Performance measures.*
 “Sec. 137. *National network for community-based family resource programs.*
 “Sec. 138. *Definitions.*
 “Sec. 139. *Authorization of appropriations.*”

“TITLE II—OTHER CHILD ABUSE PREVENTION AND RELATED
PROGRAMS

“Subtitle A—Adoption Opportunities

- “Sec. 201. *Short title.*
 “Sec. 202. *Congressional findings and declaration of purpose.*
 “Sec. 203. *Information and services.*
 “Sec. 204. *Study and report on dynamics of successful adoption.*
 “Sec. 205. *Authorization of appropriations.*”

“Subtitle B—Abandoned Infants Assistance

- “Sec. 221. *Short title.*
 “Sec. 222. *Findings.*
 “Sec. 223. *Establishment of local programs.*
 “Sec. 224. *Evaluations, study, and reports by secretary.*
 “Sec. 225. *Definitions.*
 “Sec. 226. *Authorization of appropriations.*”

1 **TITLE II—AMENDMENTS TO FAM-**
 2 **ILY VIOLENCE PREVENTION**
 3 **AND SERVICES ACT**

4 **SEC. 201. STATE DEMONSTRATION GRANTS AUTHORIZED.**

5 (a) STATE ADMINISTRATIVE COSTS.—Section
 6 303(a)(2)(B)(i) of the Family Violence Prevention and
 7 Services Act (42 U.S.C. 10402(a)(2)(B)(i)) is amended by
 8 striking “5 percent” and inserting “2 percent”.

9 (b) INDIAN TRIBES AND RELATED ORGANIZATIONS.—
 10 Section 303(b)(1) of such Act (42 U.S.C. 10402(b)(1)) is
 11 amended by adding at the end the following: “Not more
 12 than 2 percent of amounts made available for a fiscal year
 13 to make grants under the preceding sentence may be used
 14 for administrative costs with respect to such grants.”.

1 **SEC. 202. EVALUATION.**

2 *Section 306 of the Family Violence Prevention and*
3 *Services Act (42 U.S.C. 10405) is amended in the first sen-*
4 *tence by striking “Not later than two years after the date*
5 *on which funds are obligated under section 303(a) for the*
6 *first time after the date of the enactment of this title, and*
7 *every two years thereafter,” and inserting “Every two*
8 *years”.*

9 **SEC. 203. INFORMATION AND TECHNICAL ASSISTANCE CEN-**
10 **TERS.**

11 *Section 308 of the Family Violence Prevention and*
12 *Services Act (42 U.S.C. 10407) is amended by striking sub-*
13 *section (g).*

14 **SEC. 204. AUTHORIZATION OF APPROPRIATIONS.**

15 *(a) GENERAL AUTHORIZATION.—Section 310(a) of the*
16 *Family Violence Prevention and Services Act (42 U.S.C.*
17 *10409(a)) is amended to read as follows:*

18 *“(a) IN GENERAL.—There are authorized to be appro-*
19 *priated to carry out this title \$175,000,000 for each of the*
20 *fiscal years 2003 through 2007.”.*

21 *(b) GRANTS FOR STATE DOMESTIC VIOLENCE COALI-*
22 *TIONS.—Section 311(g) of such Act (42 U.S.C. 10410(g))*
23 *is amended to read as follows:*

24 *“(g) FUNDING.—Of the amount appropriated pursu-*
25 *ant to the authorization of appropriations under section*
26 *310(a) for a fiscal year, not less than 10 percent of such*

1 *amount shall be made available to award grants under this*
 2 *section.”.*

3 **SEC. 205. GRANTS FOR STATE DOMESTIC VIOLENCE COALI-**
 4 **TIONS.**

5 *Section 311 of the Family Violence Prevention and*
 6 *Services Act (42 U.S.C. 10410) is amended by striking sub-*
 7 *section (h).*

8 **SEC. 206. NATIONAL DOMESTIC VIOLENCE HOTLINE GRANT.**

9 *(a) DURATION.—Section 316(b) of the Family Violence*
 10 *Prevention and Services Act (42 U.S.C. 10416(b)) is*
 11 *amended—*

12 *(1) by striking “A grant” and inserting the fol-*
 13 *lowing:*

14 *“(1) IN GENERAL.—Except as provided in para-*
 15 *graph (2), a grant”;* and

16 *(2) by adding at the end the following:*

17 *“(2) EXTENSION.—The Secretary may extend the*
 18 *duration of a grant under this section beyond the pe-*
 19 *riod described in paragraph (1) if, prior to such*
 20 *extension—*

21 *“(A) the entity prepares and submits to the*
 22 *Secretary a report that evaluates the effectiveness*
 23 *of the use of amounts received under the grant*
 24 *for the period described in paragraph (1) and*

1 *contains any other information as the Secretary*
2 *may prescribe; and*

3 “(B) *the report and other appropriate cri-*
4 *teria indicate that the entity is successfully oper-*
5 *ating the hotline in accordance with subsection*
6 *(a).”.*

7 (b) *AUTHORIZATION OF APPROPRIATIONS.—Section*
8 *316(f) of such Act (42 U.S.C. 10416(f)) is amended in para-*
9 *graph (1) by striking “fiscal years 2001 through 2005” and*
10 *inserting “fiscal years 2003 through 2007”.*

11 **SEC. 207. DEMONSTRATION GRANTS FOR COMMUNITY INI-**
12 **TIATIVES.**

13 (a) *IN GENERAL.—Section 318(h) of the Family Vio-*
14 *lence Prevention and Services Act (42 U.S.C. 10418(h)) is*
15 *amended to read as follows:*

16 “(h) *AUTHORIZATION OF APPROPRIATIONS.—There*
17 *are authorized to be appropriated to carry out this section*
18 *\$6,000,000 for each of the fiscal years 2003 through 2007.”.*

19 (b) *REGULATIONS.—Section 318 of such Act (42*
20 *U.S.C. 10418) is amended by striking subsection (i).*

21 **SEC. 208. TRANSITIONAL HOUSING ASSISTANCE.**

22 *Section 319(f) of the Family Violence Prevention and*
23 *Services Act (42 U.S.C. 10419(f)) is amended by striking*
24 *“fiscal year 2001” and inserting “each of the fiscal years*
25 *2003 through 2007”.*

1 **SEC. 209. TECHNICAL AND CONFORMING AMENDMENTS.**

2 *The Family Violence Prevention and Services Act (42*
3 *U.S.C. 10401 et seq.) is amended as follows:*

4 (1) *In section 302(1) by striking “demonstrate*
5 *the effectiveness of assisting” and inserting “assist”.*

6 (2) *In section 303(a) is amended—*

7 (A) *in paragraph (2)—*

8 (i) *in subparagraph (C), by striking*
9 *“State domestic violence coalitions knowl-*
10 *edgeable individuals and interested organi-*
11 *zations” and inserting “State domestic vio-*
12 *lence coalitions, knowledgeable individuals,*
13 *and interested organizations”; and*

14 (ii) *in subparagraph (F), by adding*
15 *“and” at the end; and*

16 (B) *by moving the margin of paragraph (4)*
17 *two ems to the left.*

18 (3) *In section 305(b)(2)(A) by striking “provide*
19 *for research, and into” and inserting “provide for re-*
20 *search into”.*

21 (4) *In section 311(a)—*

22 (A) *in paragraph (2)(K), by striking “other*
23 *criminal justice professionals;” and inserting*
24 *“other criminal justice professionals;” and*

25 (B) *in paragraph (3)—*

1 (i) *in the matter preceding subpara-*
2 *graph (A), by striking “family law judges,”*
3 *and inserting “family law judges,”;*

4 (ii) *in subparagraph (D), by inserting*
5 *“, criminal court judges,” after “family law*
6 *judges”;* and

7 (iii) *in subparagraph (H), by striking*
8 *“supervised visitations that do not endanger*
9 *victims and their children” and inserting*
10 *“supervised visitations or denial of visita-*
11 *tion to protect against danger to victims or*
12 *their children”.*

13 (5) *In section 313(1) by striking “on the indi-*
14 *vidual develop data”.*

15 (6) *In section 315(b)(3)(A) by striking “and” at*
16 *the end.*

17 **TITLE III—EFFECTIVE DATE**

18 **SEC. 301. EFFECTIVE DATE.**

19 *This Act, and the amendments made by this Act, take*
20 *effect on October 1, 2002, or the date of the enactment of*
21 *this Act, whichever occurs later.*

Union Calendar No. 238

107TH CONGRESS
2^D SESSION

H. R. 3839

[Report No. 107-403]

A BILL

To reauthorize the Child Abuse Prevention and
Treatment Act, and for other purposes.

APRIL 11, 2002

Reported with an amendment, committed to the Com-
mittee of the Whole House on the State of the Union,
and ordered to be printed