

107TH CONGRESS
2D SESSION

H. R. 5601

AN ACT

To amend the Child Abuse Prevention and Treatment Act to make improvements to and reauthorize programs under that Act, and for other purposes.

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To amend the Child Abuse Prevention and Treatment Act to make improvements to and reauthorize programs under that 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; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Keeping Children and Families Safe Act of 2002”.

4 (b) **TABLE OF CONTENTS.**—The table of contents of
5 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—CHILD ABUSE PREVENTION AND TREATMENT ACT

Sec. 101. Findings.

Subtitle A—GENERAL PROGRAM

- Sec. 111. National Clearinghouse for Information Relating to Child Abuse.
- Sec. 112. Research and assistance activities and demonstrations.
- Sec. 113. Grants to States and public or private agencies and organizations.
- Sec. 114. Grants to States for child abuse and neglect prevention and treatment programs.
- Sec. 115. Miscellaneous requirements relating to assistance.
- Sec. 116. Authorization of appropriations.
- Sec. 117. Reports.

Subtitle B—Community-Based Grants for the Prevention of Child Abuse

- Sec. 121. Purpose and authority.
- Sec. 122. Eligibility.
- Sec. 123. Amount of grant.
- Sec. 124. Existing grants.
- Sec. 125. Application.
- Sec. 126. Local program requirements.
- Sec. 127. Performance measures.
- Sec. 128. National network for community-based family resource programs.
- Sec. 129. Definitions.
- Sec. 130. Authorization of appropriations.

TITLE II—ADOPTION OPPORTUNITIES

- Sec. 201. Congressional findings and declaration of purpose.
- Sec. 202. Information and services.
- Sec. 203. Study of adoption placements.
- Sec. 204. Studies on successful adoptions.
- Sec. 205. Authorization of appropriations.

TITLE III—ABANDONED INFANTS ASSISTANCE

- Sec. 301. Findings.
- Sec. 302. Establishment of local programs.
- Sec. 303. Evaluations, study, and reports by Secretary.
- Sec. 304. Authorization of appropriations.
- Sec. 305. Definitions.

1 **TITLE I—CHILD ABUSE PREVEN-**
2 **TION AND TREATMENT ACT**

3 **SEC. 101. FINDINGS.**

4 Section 2 of the Child Abuse Prevention and Treat-
5 ment Act (42 U.S.C. 5101 note) is amended—

6 (1) in paragraph (1), by striking “close to
7 1,000,000” and inserting “approximately 900,000”;

8 (2) by redesignating paragraphs (2) through
9 (11) as paragraphs (4) through (13), respectively;

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

12 “(2)(A) more children suffer neglect than any
13 other form of maltreatment; and

14 “(B) investigations have determined that ap-
15 proximately 63 percent of children who were victims
16 of maltreatment in 2000 suffered neglect, 19 percent
17 suffered physical abuse, 10 percent suffered sexual
18 abuse, and 8 percent suffered emotional maltreat-
19 ment;

20 “(3)(A) child abuse can result in the death of
21 a child;

22 “(B) in 2000, an estimated 1,200 children were
23 counted by child protection services to have died as
24 a result of abuse or neglect; and

1 “(C) children younger than 1 year old com-
2 prised 44 percent of child abuse fatalities and 85
3 percent of child abuse fatalities were younger than
4 6 years of age;”;

5 (4) by striking paragraph (4) (as so redesign-
6 nated), and inserting the following:

7 “(4)(A) many of these children and their fami-
8 lies fail to receive adequate protection and treat-
9 ment;

10 “(B) slightly less than half of these children
11 (45 percent in 2000) and their families fail to re-
12 ceive adequate protection or treatment; and

13 “(C) in fact, approximately 80 percent of all
14 children removed from their homes and placed in
15 foster care in 2000, as a result of an investigation
16 or assessment conducted by the child protective serv-
17 ices agency, received no services;”;

18 (5) in paragraph (5) (as so redesignated)—

19 (A) in subparagraph (A), by striking “or-
20 ganizations” and inserting “community-based
21 organizations”;

22 (B) in subparagraph (D), by striking “en-
23 sures” and all that follows through “knowl-
24 edge,” and inserting “recognizes the need for

1 properly trained staff with the qualifications
2 needed”; and

3 (C) in subparagraph (E), by inserting be-
4 fore the semicolon the following: “, which may
5 impact child rearing patterns, while at the same
6 time, not allowing those differences to enable
7 abuse”;

8 (6) in paragraph (7) (as so redesignated), by
9 striking “this national child and family emergency”
10 and inserting “child abuse and neglect”; and

11 (7) in paragraph (9) (as so redesignated)—

12 (A) by striking “intensive” and inserting
13 “needed”; and

14 (B) by striking “if removal has taken
15 place” and inserting “where appropriate”.

16 **Subtitle A—GENERAL PROGRAM**

17 **SEC. 111. NATIONAL CLEARINGHOUSE FOR INFORMATION** 18 **RELATING TO CHILD ABUSE.**

19 (a) FUNCTIONS.—Section 103(b) of the Child Abuse
20 Prevention and Treatment Act (42 U.S.C. 5104(b)) is
21 amended—

22 (1) in paragraph (1), by striking “all pro-
23 grams,” and all that follows through “neglect; and”
24 and inserting “all effective programs, including pri-
25 vate and community-based programs, that show

1 promise of success with respect to the prevention,
2 assessment, identification, and treatment of child
3 abuse and neglect and hold the potential for broad
4 scale implementation and replication;”;

5 (2) in paragraph (2), by striking the period and
6 inserting a semicolon;

7 (3) by redesignating paragraph (2) as para-
8 graph (3);

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

11 “(2) maintain information about the best prac-
12 tices used for achieving improvements in child pro-
13 tective systems;”;

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

15 “(4) provide technical assistance upon request
16 that may include an evaluation or identification of—

17 “(A) various methods and procedures for
18 the investigation, assessment, and prosecution
19 of child physical and sexual abuse cases;

20 “(B) ways to mitigate psychological trau-
21 ma to the child victim; and

22 “(C) effective programs carried out by the
23 States under this Act; and

1 “(5) collect and disseminate information relat-
2 ing to various training resources available at the
3 State and local level to—

4 “(A) individuals who are engaged, or who
5 intend to engage, in the prevention, identifica-
6 tion, and treatment of child abuse and neglect;
7 and

8 “(B) appropriate State and local officials
9 to assist in training law enforcement, legal, ju-
10 dicial, medical, mental health, education, and
11 child welfare personnel.”.

12 (b) COORDINATION WITH AVAILABLE RESOURCES.—
13 Section 103(c)(1) of the Child Abuse Prevention and
14 Treatment Act (42 U.S.C. 5104(e)(1)) is amended—

15 (1) in subparagraph (E), by striking “105(a);
16 and” and inserting “104(a);”;

17 (2) by redesignating subparagraph (F) as sub-
18 paragraph (G); and

19 (3) by inserting after subparagraph (E) the fol-
20 lowing:

21 “(F) collect and disseminate information
22 that describes best practices being used
23 throughout the Nation for making appropriate
24 referrals related to, and addressing, the phys-

1 ical, developmental, and mental health needs of
2 abused and neglected children; and”.

3 **SEC. 112. RESEARCH AND ASSISTANCE ACTIVITIES AND**
4 **DEMONSTRATIONS.**

5 (a) RESEARCH.—Section 104(a) of the Child Abuse
6 Prevention and Treatment Act (42 U.S.C. 5105(a)) is
7 amended—

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph
10 (A), in the first sentence, by inserting “, includ-
11 ing longitudinal research,” after “interdiscipli-
12 nary program of research”; and

13 (B) in subparagraph (B), by inserting be-
14 fore the semicolon the following: “, including
15 the effects of abuse and neglect on a child’s de-
16 velopment and the identification of successful
17 early intervention services or other services that
18 are needed”;

19 (C) in subparagraph (C)—

20 (i) by striking “judicial procedures”
21 and inserting “judicial systems, including
22 multidisciplinary, coordinated decision-
23 making procedures”; and

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

25 (D) in subparagraph (D)—

1 (i) in clause (viii), by striking “and”
2 at the end;

3 (ii) by redesignating clause (ix) as
4 clause (x); and

5 (iii) by inserting after clause (viii), the
6 following:

7 “(ix) the incidence and prevalence of
8 child maltreatment by a wide array of de-
9 mographic characteristics such as age, sex,
10 race, family structure, household relation-
11 ship (including the living arrangement of
12 the resident parent and family size), school
13 enrollment and education attainment, dis-
14 ability, grandparents as caregivers, labor
15 force status, work status in previous year,
16 and income in previous year; and”;

17 (E) by redesignating subparagraph (D) as
18 subparagraph (I); and

19 (F) by inserting after subparagraph (C),
20 the following:

21 “(D) the evaluation and dissemination of
22 best practices consistent with the goals of
23 achieving improvements in the child protective
24 services systems of the States in accordance

1 with paragraphs (1) through (12) of section
2 106(a);

3 “(E) effective approaches to interagency
4 collaboration between the child protection sys-
5 tem and the juvenile justice system that im-
6 prove the delivery of services and treatment, in-
7 cluding methods for continuity of treatment
8 plan and services as children transition between
9 systems;

10 “(F) an evaluation of the redundancies
11 and gaps in the services in the field of child
12 abuse and neglect prevention in order to make
13 better use of resources;

14 “(G) the nature, scope, and practice of vol-
15 untary relinquishment for foster care or State
16 guardianship of low income children who need
17 health services, including mental health serv-
18 ices;

19 “(H) the information on the national inci-
20 dence of child abuse and neglect specified in
21 clauses (i) through (xi) of subparagraph (H);
22 and”;

23 (2) in paragraph (2), by striking subparagraph
24 (B) and inserting the following:

1 “(B) Not later than 2 years after the date
2 of enactment of the Keeping Children and
3 Families Safe Act of 2002, and every 2 years
4 thereafter, the Secretary shall provide an oppor-
5 tunity for public comment concerning the prior-
6 ities proposed under subparagraph (A) and
7 maintain an official record of such public com-
8 ment.”;

9 (3) by redesignating paragraph (2) as para-
10 graph (4);

11 (4) by inserting after paragraph (1) the fol-
12 lowing:

13 “(2) RESEARCH.—The Secretary shall conduct
14 research on the national incidence of child abuse and
15 neglect, including the information on the national in-
16 cidence on child abuse and neglect specified in sub-
17 paragraphs (i) through (ix) of paragraph (1)(I).

18 “(3) REPORT.—Not later than 4 years after the
19 date of the enactment of the Keeping Children and
20 Families Safe Act of 2002, the Secretary shall pre-
21 pare and submit to the Committee on Education and
22 the Workforce of the House of Representatives and
23 the Committee on Health, Education, Labor and
24 Pensions of the Senate a report that contains the re-

1 sults of the research conducted under paragraph
2 (2).”.

3 (b) PROVISION OF TECHNICAL ASSISTANCE.—Sec-
4 tion 104(b) of the Child Abuse Prevention and Treatment
5 Act (42 U.S.C. 5105(b)) is amended—

6 (1) in paragraph (1)—

7 (A) by striking “nonprofit private agencies
8 and” and inserting “private agencies and com-
9 munity-based”; and

10 (B) by inserting “, including replicating
11 successful program models,” after “programs
12 and activities”; and

13 (2) in paragraph (2)—

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

16 (B) in subparagraph (C), by striking the
17 period and inserting “; and”; and

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

19 “(D) effective approaches being utilized to
20 link child protective service agencies with health
21 care, mental health care, and developmental
22 services to improve forensic diagnosis and
23 health evaluations, and barriers and shortages
24 to such linkages.”.

1 (c) DEMONSTRATION PROGRAMS AND PROJECTS.—
2 Section 104 of the Child Abuse Prevention and Treatment
3 Act (42 U.S.C. 5105) is amended by adding at the end
4 the following:

5 “(e) DEMONSTRATION PROGRAMS AND PROJECTS.—
6 The Secretary may award grants to, and enter into con-
7 tracts with, States or public or private agencies or organi-
8 zations (or combinations of such agencies or organiza-
9 tions) for time-limited, demonstration projects for the fol-
10 lowing:

11 “(1) PROMOTION OF SAFE, FAMILY-FRIENDLY
12 PHYSICAL ENVIRONMENTS FOR VISITATION AND EX-
13 CHANGE.—The Secretary may award grants under
14 this subsection to entities to assist such entities in
15 establishing and operating safe, family-friendly phys-
16 ical environments—

17 “(A) for court-ordered, supervised visita-
18 tion between children and abusing parents; and

19 “(B) to safely facilitate the exchange of
20 children for visits with noncustodial parents in
21 cases of domestic violence.

22 “(2) EDUCATION IDENTIFICATION, PREVEN-
23 TION, AND TREATMENT.—The Secretary may award
24 grants under this subsection to entities for projects
25 that provide educational identification, prevention,

1 and treatment services in cooperation with preschool
2 and elementary and secondary schools.

3 “(3) RISK AND SAFETY ASSESSMENT TOOLS.—
4 The Secretary may award grants under this sub-
5 section to entities for projects that provide for the
6 development of research-based risk and safety as-
7 sessment tools relating to child abuse and neglect.

8 “(4) TRAINING.—The Secretary may award
9 grants under this subsection to entities for projects
10 that involve research-based innovative training for
11 mandated child abuse and neglect reporters.

12 “(5) RESEARCH-BASED ADOLESCENT VICTIM/
13 VICTIMIZER PREVENTION PROGRAMS.—The Sec-
14 retary may award grants to organizations that dem-
15 onstrate innovation in preventing child sexual abuse
16 through school-based programs in partnership with
17 parents and community-based organizations to es-
18 tablish a network of trainers who will work with
19 schools to implement the program. The program
20 shall be research-based, meet State guidelines for
21 health education, and should reduce child sexual
22 abuse by focusing on prevention for both adolescent
23 victims and victimizers.”.

1 **SEC. 113. GRANTS TO STATES AND PUBLIC OR PRIVATE**
2 **AGENCIES AND ORGANIZATIONS.**

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

6 (1) in the subsection heading, by striking
7 “DEMONSTRATION” and inserting “GRANTS FOR”;

8 (2) in the matter preceding paragraph (1)—

9 (A) by inserting “States,” after “contracts
10 with,”;

11 (B) by striking “nonprofit”; and

12 (C) by striking “time limited, demonstra-
13 tion”;

14 (3) in paragraph (1)—

15 (A) in subparagraph (A), by striking “law,
16 education, social work, and other relevant
17 fields” and inserting “law enforcement, judici-
18 ary, social work and child protection, education,
19 and other relevant fields, or individuals such as
20 court appointed special advocates (CASAs) and
21 guardian ad litem,”;

22 (B) in subparagraph (B), by striking “non-
23 profit” and all that follows through “; and” and
24 inserting “children, youth and family service or-
25 ganizations in order to prevent child abuse and
26 neglect;”;

1 (C) in subparagraph (C), by striking the
2 period and inserting a semicolon;

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

4 “(D) for training to support the enhance-
5 ment of linkages between child protective serv-
6 ice agencies and health care agencies, including
7 physical and mental health services, to improve
8 forensic diagnosis and health evaluations and
9 for innovative partnerships between child pro-
10 tective service agencies and health care agencies
11 that offer creative approaches to using existing
12 Federal, State, local, and private funding to
13 meet the health evaluation needs of children
14 who have been subjects of substantiated cases
15 of child abuse or neglect;

16 “(E) for the training of personnel in best
17 practices to promote collaboration with the fam-
18 ilies from the initial time of contact during the
19 investigation through treatment;

20 “(F) for the training of personnel regard-
21 ing the legal duties of such personnel and their
22 responsibilities to protect the legal rights of
23 children and families;

1 “(G) for improving the training of super-
2 visory and nonsupervisory child welfare work-
3 ers;

4 “(H) for enabling State child welfare agen-
5 cies to coordinate the provision of services with
6 State and local health care agencies, alcohol
7 and drug abuse prevention and treatment agen-
8 cies, mental health agencies, and other public
9 and private welfare agencies to promote child
10 safety, permanence, and family stability;

11 “(I) for cross training for child protective
12 service workers in research-based methods for
13 recognizing situations of substance abuse, do-
14 mestic violence, and neglect; and

15 “(J) for developing, implementing, or oper-
16 ating information and education programs or
17 training programs designed to improve the pro-
18 vision of services to disabled infants with life-
19 threatening conditions for—

20 “(i) professionals and paraprofessional
21 personnel concerned with the welfare of
22 disabled infants with life-threatening con-
23 ditions, including personnel employed in
24 child protective services programs and
25 health care facilities; and

1 “(ii) the parents of such infants.”;

2 (4) by redesignating paragraph (2) and (3) as
3 paragraphs (3) and (4), respectively;

4 (5) by inserting after paragraph (1), the fol-
5 lowing:

6 “(2) TRIAGE PROCEDURES.—The Secretary
7 may award grants under this subsection to public
8 and private agencies that demonstrate innovation in
9 responding to reports of child abuse and neglect, in-
10 cluding programs of collaborative partnerships be-
11 tween the State child protective services agency,
12 community social service agencies and family sup-
13 port programs, law enforcement agencies, develop-
14 mental disability agencies, substance abuse treat-
15 ment entities, health care entities, domestic violence
16 prevention entities, mental health service entities,
17 schools, churches and synagogues, and other commu-
18 nity agencies, to allow for the establishment of a
19 triage system that—

20 “(A) accepts, screens, and assesses reports
21 received to determine which such reports re-
22 quire an intensive intervention and which re-
23 quire voluntary referral to another agency, pro-
24 gram, or project;

1 “(B) provides, either directly or through
2 referral, a variety of community-linked services
3 to assist families in preventing child abuse and
4 neglect; and

5 “(C) provides further investigation and in-
6 tensive intervention where the child’s safety is
7 in jeopardy.”;

8 (6) in paragraph (3) (as so redesignated), by
9 striking “(such as Parents Anonymous)”;

10 (7) in paragraph (4) (as so redesignated)—

11 (A) by striking the paragraph heading;

12 (B) by striking subparagraphs (A) and
13 (C); and

14 (C) in subparagraph (B)—

15 (i) by striking “(B) KINSHIP CARE.—
16 ” and inserting the following:

17 “(4) KINSHIP CARE.—

18 “(A) IN GENERAL.—”; and

19 (ii) by striking “nonprofit”; and

20 (8) by adding at the end the following:

21 “(5) LINKAGES BETWEEN CHILD PROTECTIVE
22 SERVICE AGENCIES AND PUBLIC HEALTH, MENTAL
23 HEALTH, AND DEVELOPMENTAL DISABILITIES AGEN-
24 CIES.—The Secretary may award grants to entities
25 that provide linkages between State or local child

1 protective service agencies and public health, mental
2 health, and developmental disabilities agencies, for
3 the purpose of establishing linkages that are de-
4 signed to help assure that a greater number of sub-
5 stantiated victims of child maltreatment have their
6 physical health, mental health, and developmental
7 needs appropriately diagnosed and treated.”.

8 (b) DISCRETIONARY GRANTS.—Section 105(b) of the
9 Child Abuse Prevention and Treatment Act (42 U.S.C.
10 5106(b)) is amended—

11 (1) by striking paragraph (1);

12 (2) by redesignating paragraphs (2) and (3) as
13 paragraphs (1) and (2), respectively;

14 (3) by inserting after paragraph (2) (as so re-
15 designated), the following:

16 “(3) Programs based within children’s hospitals
17 or other pediatric and adolescent care facilities, that
18 provide model approaches for improving medical di-
19 agnosis of child abuse and neglect and for health
20 evaluations of children for whom a report of mal-
21 treatment has been substantiated.”; and

22 (4) in paragraph (4)(D), by striking “non-
23 profit”.

1 (c) EVALUATION.—Section 105(c) of the Child Abuse
2 Prevention and Treatment Act (42 U.S.C. 5106(c)) is
3 amended—

4 (1) in the first sentence, by striking “dem-
5 onstration”;

6 (2) in the second sentence, by inserting “or
7 contract” after “or as a separate grant”; and

8 (3) by adding at the end the following: “In the
9 case of an evaluation performed by the recipient of
10 a grant, the Secretary shall make available technical
11 assistance for the evaluation, where needed, includ-
12 ing the use of a rigorous application of scientific
13 evaluation techniques.”.

14 (d) TECHNICAL AMENDMENT TO HEADING.—The
15 section heading for section 105 of the Child Abuse Preven-
16 tion and Treatment Act (42 U.S.C. 5106) is amended to
17 read as follows:

18 **“SEC. 105. GRANTS TO STATES AND PUBLIC OR PRIVATE**
19 **AGENCIES AND ORGANIZATIONS.”.**

20 **SEC. 114. GRANTS TO STATES FOR CHILD ABUSE AND NE-**
21 **GLECT PREVENTION AND TREATMENT PRO-**
22 **GRAMS.**

23 (a) DEVELOPMENT AND OPERATION GRANTS.—Sec-
24 tion 106(a) of the Child Abuse Prevention and Treatment
25 Act (42 U.S.C. 5106a(a)) is amended—

1 (1) in paragraph (3)—

2 (A) by inserting “, including ongoing case
3 monitoring,” after “case management”; and

4 (B) by inserting “and treatment” after
5 “and delivery of services”;

6 (2) in paragraph (4), by striking “improving”
7 and all that follows through “referral systems” and
8 inserting “developing, improving, and implementing
9 risk and safety assessment tools and protocols”;

10 (3) by striking paragraph (7);

11 (4) by redesignating paragraphs (5), (6), (8),
12 and (9) as paragraphs (6), (8), (9), and (12), re-
13 spectively;

14 (5) by inserting after paragraph (4), the fol-
15 lowing:

16 “(5) developing and updating systems of tech-
17 nology that support the program and track reports
18 of child abuse and neglect from intake through final
19 disposition and allow interstate and intrastate infor-
20 mation exchange;”;

21 (6) in paragraph (6) (as so redesignated), by
22 striking “opportunities” and all that follows through
23 “system” and inserting “including training regard-
24 ing research-based practices to promote collaboration

1 with the families and the legal duties of such indi-
2 viduals”;

3 (7) by inserting after paragraph (6) (as so re-
4 designated) the following:

5 “(7) improving the skills, qualifications, and
6 availability of individuals providing services to chil-
7 dren and families, and the supervisors of such indi-
8 viduals, through the child protection system, includ-
9 ing improvements in the recruitment and retention
10 of caseworkers;”;

11 (8) by striking paragraph (9) (as so redesign-
12 nated), and inserting the following:

13 “(9) developing and facilitating research-based
14 training protocols for individuals mandated to report
15 child abuse or neglect;

16 “(10) developing, implementing, or operating
17 programs to assist in obtaining or coordinating nec-
18 essary services for families of disabled infants with
19 life-threatening conditions, including—

20 “(A) existing social and health services;

21 “(B) financial assistance; and

22 “(C) services necessary to facilitate adop-
23 tive placement of any such infants who have
24 been relinquished for adoption;

1 “(11) developing and delivering information to
2 improve public education relating to the role and re-
3 sponsibilities of the child protection system and the
4 nature and basis for reporting suspected incidents of
5 child abuse and neglect;”;

6 (9) in paragraph (12) (as so redesignated), by
7 striking the period and inserting a semicolon;

8 (10) by adding at the end the following:

9 “(13) supporting and enhancing interagency
10 collaboration between the child protection system
11 and the juvenile justice system for improved delivery
12 of services and treatment, including methods for
13 continuity of treatment plan and services as children
14 transition between systems; or

15 “(14) supporting and enhancing collaboration
16 among public health agencies, the child protection
17 system, and private community-based programs to
18 provide child abuse and neglect prevention and
19 treatment services (including linkages with education
20 systems) and to address the health needs, including
21 mental health needs, of children identified as abused
22 or neglected, including supporting prompt, com-
23 prehensive health and developmental evaluations for
24 children who are the subject of substantiated child
25 maltreatment reports.”.

1 (b) ELIGIBILITY REQUIREMENTS.—

2 (1) IN GENERAL.—Section 106(b) of the Child
3 Abuse Prevention and Treatment Act (42 U.S.C.
4 5106a(b)) is amended—

5 (A) in paragraph (1)(B)—

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

10 “(i) of any substantive changes; and”;

11 (ii) by striking the period and insert-
12 ing “; and”; and

13 (iii) by adding at the end the fol-
14 lowing:

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

20 (B) in paragraph (2)(A)—

21 (i) by redesignating clauses (ii), (iii),
22 (iv), (v), (vi), (vii), (viii), (ix), (x), (xi),
23 (xii), and (xiii) as clauses (iii), (v), (vi),
24 (vii), (ix), (x), (xi), (xii), (xiii), (xiv), (xv)
25 and (xvi), respectively;

1 (ii) by inserting after clause (i), the
2 following:

3 “(ii) policies and procedures (includ-
4 ing appropriate referrals to child protection
5 service systems and for other appropriate
6 services) to address the needs of infants
7 born and identified as being physically af-
8 fected by illegal substance abuse or with-
9 drawal symptoms resulting from prenatal
10 drug exposure and requirements for the
11 development of a plan of safe care for the
12 infant;”;

13 (iii) in clause (iii) (as so redesign-
14 ated), by inserting “risk and” before
15 “safety”;

16 (iv) by inserting after clause (iii) (as
17 so redesignated), the following:

18 “(iv) triage procedures for the appro-
19 priate referral of a child not at risk of im-
20 minent harm to a community organization
21 or voluntary preventive service;”;

22 (v) in clause (vii)(II) (as so redesign-
23 ated), by striking “, having a need for
24 such information in order to carry out its
25 responsibilities under law to protect chil-

1 dren from abuse and neglect” and insert-
2 ing “, as described in clause (viii)”;

3 (vi) by inserting after clause (vii) (as
4 so redesignated), the following:

5 “(viii) provisions to require a State to
6 disclose confidential information to any
7 Federal, State, or local government entity,
8 or any agent of such entity, that has a
9 need for such information in order to carry
10 out its responsibilities under law to protect
11 children from abuse and neglect;”;

12 (vii) in clause (xii) (as so redesign-
13 ated)—

14 (I) by inserting “who has re-
15 ceived training appropriate to the role,
16 and” after “guardian ad litem,”; and

17 (II) by inserting “who has re-
18 ceived training appropriate to that
19 role” after “advocate”;

20 (viii) in clause (xiv) (as so redesign-
21 ated), by striking “to be effective not
22 later than 2 years after the date of enact-
23 ment of this section”;

24 (ix) in clause (xv) (as so redesign-
25 ated)—

1 (I) by striking “to be effective
2 not later than 2 years after the date
3 of enactment of this section”; and

4 (II) by striking “and” at the end;

5 (x) in clause (xvi) (as so redesign-
6 nated), by striking “clause (xii)” each
7 place that such appears and inserting
8 “clause (xv)”; and

9 (xi) by adding at the end the fol-
10 lowing:

11 “(xvii) provisions and procedures to
12 require that a representative of the child
13 protective services agency shall, at the ini-
14 tial time of contact with the individual sub-
15 ject to a child abuse and neglect investiga-
16 tion, advise the individual of the com-
17 plaints or allegations made against the in-
18 dividual, in a manner that is consistent
19 with laws protecting the rights of the in-
20 formant;

21 “(xviii) provisions addressing the
22 training of representatives of the child pro-
23 tective services system regarding the legal
24 duties of the representatives, which may
25 consist of various methods of informing

1 such representatives of such duties, in
2 order to protect the legal rights and safety
3 of children and families from the initial
4 time of contact during investigation
5 through treatment;

6 “(xix) provisions and procedures for
7 improving the training, retention, and su-
8 pervision of caseworkers; and

9 “(xx) not later than 2 years after the
10 date of enactment of the Keeping Children
11 and Families Safe Act of 2002, provisions
12 and procedures for requiring criminal
13 background record checks for prospective
14 foster and adoptive parents and other
15 adult relatives and non-relatives residing in
16 the household;”; and

17 (C) in paragraph (2), by adding at the end
18 the following flush sentence:

19 “Nothing in subparagraph (A) shall be construed to
20 limit the State’s flexibility to determine State poli-
21 cies relating to public access to court proceedings to
22 determine child abuse and neglect.”.

23 (2) LIMITATION.—Section 106(b)(3) of the
24 Child Abuse Prevention and Treatment Act (42
25 U.S.C. 5106a(b)(3)) is amended by striking “With

1 regard to clauses (v) and (vi) of paragraph (2)(A)”
2 and inserting “With regard to clauses (vi) and (vii)
3 of paragraph (2)(A)”.

4 (c) CITIZEN REVIEW PANELS.—Section 106(c) of the
5 Child Abuse Prevention and Treatment Act (42 U.S.C.
6 5106a(c)) is amended—

7 (1) in paragraph (4)—

8 (A) in subparagraph (A)—

9 (i) in the matter preceding clause

10 (i)—

11 (I) by striking “and procedures”

12 and inserting “, procedures, and prac-

13 tices”; and

14 (II) by striking “the agencies”

15 and inserting “State and local child

16 protection system agencies”; and

17 (ii) in clause (iii)(I), by striking

18 “State” and inserting “State and local”;

19 and

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

21 “(C) PUBLIC OUTREACH.—Each panel

22 shall provide for public outreach and comment

23 in order to assess the impact of current proce-

24 dures and practices upon children and families

1 in the community and in order to meet its obli-
2 gations under subparagraph (A).”; and

3 (2) in paragraph (6)—

4 (A) by striking “public” and inserting
5 “State and the public”; and

6 (B) by inserting before the period the fol-
7 lowing: “and recommendations to improve the
8 child protection services system at the State
9 and local levels. Not later than 6 months after
10 the date on which a report is submitted by the
11 panel to the State, the appropriate State agency
12 shall submit a written response to the State
13 and local child protection systems that describes
14 whether or how the State will incorporate the
15 recommendations of such panel (where appro-
16 priate) to make measurable progress in improv-
17 ing the State and local child protective system”.

18 (d) ANNUAL STATE DATA REPORTS.—Section
19 106(d) of the Child Abuse Prevention and Treatment Act
20 (42 U.S.C. 5106a(d)) is amended by adding at the end
21 the following:

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

1 “(14) The number of children under the care of
2 the State child protection system who are trans-
3 ferred into the custody of the State juvenile justice
4 system.”.

5 (e) REPORT.—Not later than 2 years after the date
6 of enactment of this Act, the Secretary of Health and
7 Human Services shall prepare and submit to Congress a
8 report that describes the extent to which States are imple-
9 menting the policies and procedures required under sec-
10 tion 106(b)(2)(B)(ii) of the Child Abuse Prevention and
11 Treatment Act.

12 **SEC. 115. MISCELLANEOUS REQUIREMENTS RELATING TO**
13 **ASSISTANCE.**

14 Section 108 of the Child Abuse Prevention and
15 Treatment Act (42 U.S.C. 5106d) is amended by adding
16 at the end the following:

17 “(d) GAO STUDY.—The Comptroller General of the
18 United States shall conduct a survey of a wide range of
19 State and local child protection service systems to evaluate
20 and submit to Congress a report concerning the cross
21 training of child protective service workers and court per-
22 sonnel.

23 “(e) SENSE OF CONGRESS.—It is the sense of Con-
24 gress that the Secretary should encourage all States and
25 public and private agencies or organizations that receive

1 assistance under this title to ensure that children and fam-
2 ilies with limited English proficiency who participate in
3 programs under this title are provided materials and serv-
4 ices under such programs in an appropriate language
5 other than English.”.

6 **SEC. 116. AUTHORIZATION OF APPROPRIATIONS.**

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

10 “(1) GENERAL AUTHORIZATION.—There are
11 authorized to be appropriated to carry out this title
12 \$120,000,000 for fiscal year 2003 and such sums as
13 may be necessary for each of the fiscal years 2004
14 through 2007.”.

15 (b) DEMONSTRATION PROJECTS.—Section
16 112(a)(2)(B) of the Child Abuse Prevention and Treat-
17 ment Act (42 U.S.C. 5106h(a)(2)(B)) is amended—

18 (1) by striking “Secretary make” and inserting
19 “Secretary shall make”; and

20 (2) by striking “section 106” and inserting
21 “section 104”.

22 **SEC. 117. REPORTS.**

23 Section 110 of the Child Abuse Prevention and
24 Treatment Act (42 U.S.C. 5106f) is amended by adding
25 at the end the following:

1 “(c) STUDY AND REPORT RELATING TO CITIZEN RE-
2 VIEW PANELS.—

3 “(1) STUDY.—The Secretary shall conduct a
4 study by random sample of the effectiveness of the
5 citizen review panels established under section
6 106(c).

7 “(2) REPORT.—Not later than 3 years after the
8 date of enactment of the Keeping Children and
9 Families Safe Act of 2002, the Secretary shall sub-
10 mit to the Committee on Education and the Work-
11 force of the House of Representatives and the Com-
12 mittee on Health, Education, Labor, and Pensions
13 of the Senate a report that contains the results of
14 the study conducted under paragraph (1).”

15 **Subtitle B—Community-Based**
16 **Grants for the Prevention of**
17 **Child Abuse**

18 **SEC. 121. PURPOSE AND AUTHORITY.**

19 (a) PURPOSE.—Section 201(a)(1) of the Child Abuse
20 Prevention and Treatment Act (42 U.S.C. 5116(a)(1)) is
21 amended to read as follows:

22 “(1) to support community-based efforts to de-
23 velop, operate, expand, enhance, and, where appro-
24 priate to network, initiatives aimed at the prevention
25 of child abuse and neglect, and to support networks

1 of coordinated resources and activities to better
2 strengthen and support families to reduce the likeli-
3 hood of child abuse and neglect; and”.

4 (b) AUTHORITY.—Section 201(b) of the Child Abuse
5 Prevention and Treatment Act (42 U.S.C. 5116(b)) is
6 amended—

7 (1) in paragraph (1)—

8 (A) in the matter preceding subparagraph
9 (A) by striking “Statewide” and all that follows
10 through the dash, and inserting “community-
11 based and prevention-focused programs and ac-
12 tivities designed to prevent child abuse and ne-
13 glect (through networks where appropriate)
14 that are accessible, effective, culturally appro-
15 priate, and build upon existing strengths that—
16 ”;

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

19 (C) by striking subparagraph (G) and in-
20 serting the following:

21 “(G) demonstrate a commitment to mean-
22 ingful parent leadership, including among par-
23 ents of children with disabilities, parents with
24 disabilities, racial and ethnic minorities, and

1 members of other underrepresented or under-
2 served groups; and

3 “(H) provide referrals to early health and
4 developmental services;”; and

5 (2) in paragraph (4)—

6 (A) by inserting “through leveraging of
7 funds” after “maximizing funding”;

8 (B) by striking “a Statewide network of
9 community-based, prevention-focused” and in-
10 sserting “community-based and prevention-fo-
11 cused”; and

12 (C) by striking “family resource and sup-
13 port program” and inserting “programs and ac-
14 tivities designed to prevent child abuse and ne-
15 glect (through networks where appropriate)”.

16 (c) TECHNICAL AMENDMENT TO TITLE HEADING.—
17 Title II of the Child Abuse Prevention and Treatment Act
18 (42 U.S.C. 5116) is amended by striking the heading for
19 such title and inserting the following:

1 **“TITLE II—COMMUNITY-BASED**
2 **GRANTS FOR THE PREVEN-**
3 **TION OF CHILD ABUSE AND**
4 **NEGLECT”.**

5 **SEC. 122. ELIGIBILITY.**

6 Section 202 of the Child Abuse Prevention and
7 Treatment Act (42 U.S.C. 5116a) is amended—

8 (1) in paragraph (1)—

9 (A) in subparagraph (A)—

10 (i) by striking “a Statewide network
11 of community-based, prevention-focused”
12 and inserting “community-based and pre-
13 vention-focused”; and

14 (ii) by striking “family resource and
15 support programs” and all that follows
16 through the semicolon and inserting “pro-
17 grams and activities designed to prevent
18 child abuse and neglect (through networks
19 where appropriate);”

20 (B) in subparagraph (B), by inserting
21 “that exists to strengthen and support families
22 to prevent child abuse and neglect” after “writ-
23 ten authority of the State”;

24 (2) in paragraph (2)—

1 (A) in subparagraph (A), by striking “a
2 network of community-based family resource
3 and support programs” and inserting “commu-
4 nity-based and prevention-focused programs
5 and activities designed to prevent child abuse
6 and neglect (through networks where appro-
7 priate)”;

8 (B) in subparagraph (B)—

9 (i) by striking “to the network”; and

10 (ii) by inserting “, and parents with
11 disabilities” before the semicolon;

12 (C) in subparagraph (C), by striking “to
13 the network”; and

14 (3) in paragraph (3)—

15 (A) in subparagraph (A), by striking
16 “Statewide network of community-based, pre-
17 vention-focused, family resource and support
18 programs” and inserting “community-based and
19 prevention-focused programs and activities to
20 prevent child abuse and neglect (through net-
21 works where appropriate)”;

22 (B) in subparagraph (B), by striking
23 “Statewide network of community-based, pre-
24 vention-focused, family resource and support
25 programs” and inserting “community-based and

1 prevention-focused programs and activities to
2 prevent child abuse and neglect (through net-
3 works where appropriate)”;

4 (C) in subparagraph (C), by striking “and
5 training and technical assistance, to the State-
6 wide network of community-based, prevention-
7 focused, family resource and support programs”
8 and inserting “training, technical assistance,
9 and evaluation assistance, to community-based
10 and prevention-focused programs and activities
11 to prevent child abuse and neglect (through net-
12 works where appropriate)”;

13 (D) in subparagraph (D), by inserting “,
14 parents with disabilities,” after “children with
15 disabilities”.

16 **SEC. 123. AMOUNT OF GRANT.**

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

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

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

3 **SEC. 124. EXISTING GRANTS.**

4 Section 204 of the Child Abuse Prevention and
5 Treatment Act (42 U.S.C. 5115c) is repealed.

6 **SEC. 125. APPLICATION.**

7 Section 205 of the Child Abuse Prevention and
8 Treatment Act (42 U.S.C. 5116d) is amended—

9 (1) in paragraph (1), by striking “Statewide
10 network of community-based, prevention-focused,
11 family resource and support programs” and insert-
12 ing “community-based and prevention-focused pro-
13 grams and activities to prevent child abuse and ne-
14 glect (through networks where appropriate)”;

15 (2) in paragraph (2)—

16 (A) by striking “network of community-
17 based, prevention-focused, family resource and
18 support programs” and inserting “community-
19 based and prevention-focused programs and ac-
20 tivities to prevent child abuse and neglect
21 (through networks where appropriate)”;

22 (B) by striking “, including those funded
23 by programs consolidated under this Act,”;

24 (3) by striking paragraph (3), and inserting the
25 following:

1 “(3) a description of the inventory of current
2 unmet needs and current community-based and pre-
3 vention-focused programs and activities to prevent
4 child abuse and neglect, and other family resource
5 services operating in the State;”;

6 (4) in paragraph (4), by striking “State’s net-
7 work of community-based, prevention-focused, family
8 resource and support programs” and inserting
9 “community-based and prevention-focused programs
10 and activities designed to prevent child abuse and
11 neglect”;

12 (5) in paragraph (5), by striking “Statewide
13 network of community-based, prevention-focused,
14 family resource and support programs” and insert-
15 ing “start up, maintenance, expansion, and redesign
16 of community-based and prevention-focused pro-
17 grams and activities designed to prevent child abuse
18 and neglect”;

19 (6) in paragraph (7), by striking “individual
20 community-based, prevention-focused, family re-
21 source and support programs” and inserting “com-
22 munity-based and prevention-focused programs and
23 activities designed to prevent child abuse and ne-
24 glect”;

1 (7) in paragraph (8), by striking “community-
2 based, prevention-focused, family resource and sup-
3 port programs” and inserting “community-based
4 and prevention-focused programs and activities de-
5 signed to prevent child abuse and neglect”;

6 (8) in paragraph (9), by striking “community-
7 based, prevention-focused, family resource and sup-
8 port programs” and inserting “community-based
9 and prevention-focused programs and activities de-
10 signed to prevent child abuse and neglect”;

11 (9) in paragraph (10), by inserting “(where ap-
12 propriate)” after “members”;

13 (10) in paragraph (11), by striking “preven-
14 tion-focused, family resource and support program”
15 and inserting “community-based and prevention-fo-
16 cused programs and activities designed to prevent
17 child abuse and neglect”; and

18 (11) by redesignating paragraph (13) as para-
19 graph (12).

20 **SEC. 126. LOCAL PROGRAM REQUIREMENTS.**

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

23 (1) in the matter preceding paragraph (1), by
24 striking “prevention-focused, family resource and
25 support programs” and inserting “and prevention-

1 focused programs and activities designed to prevent
2 child abuse and neglect”;

3 (2) in paragraph (3)(B), by inserting “vol-
4 untary home visiting and” after “including”; and

5 (3) by striking paragraph (6) and inserting the
6 following:

7 “(6) participate with other community-based
8 and prevention-focused programs and activities to
9 prevent child abuse and neglect in the development,
10 operation and expansion of networks where appro-
11 priate.”.

12 **SEC. 127. PERFORMANCE MEASURES.**

13 Section 207 of the Child Abuse Prevention and
14 Treatment Act (42 U.S.C. 5116f) is amended—

15 (1) in paragraph (1), by striking “a Statewide
16 network of community-based, prevention-focused,
17 family resource and support programs” and insert-
18 ing “community-based and prevention-focused pro-
19 grams and activities to prevent child abuse and ne-
20 glect”;

21 (2) by striking paragraph (3), and inserting the
22 following:

23 “(3) shall demonstrate that they will have ad-
24 dressed unmet needs identified by the inventory and

1 description of current services required under section
2 205(3);”;

3 (3) in paragraph (4),

4 (A) by inserting “and parents with disabili-
5 ties,” after “children with disabilities,”;

6 (B) by striking “evaluation of” the first
7 place it appears and all that follows through
8 “under this title” and inserting “evaluation of
9 community-based and prevention-focused pro-
10 grams and activities to prevent child abuse and
11 neglect, and in the design, operation and eval-
12 uation of the networks of such community-
13 based and prevention-focused programs”;

14 (4) in paragraph (5), by striking “, prevention-
15 focused, family resource and support programs” and
16 inserting “and prevention-focused programs and ac-
17 tivities designed to prevent child abuse and neglect”;

18 (5) in paragraph (6), by striking “Statewide
19 network of community-based, prevention-focused,
20 family resource and support programs” and insert-
21 ing “community-based and prevention-focused pro-
22 grams and activities designed to prevent child abuse
23 and neglect”; and

24 (6) in paragraph (8), by striking “community
25 based, prevention-focused, family resource and sup-

1 port programs” and inserting “community-based
2 and prevention-focused programs and activities de-
3 signed to prevent child abuse and neglect”.

4 **SEC. 128. NATIONAL NETWORK FOR COMMUNITY-BASED**
5 **FAMILY RESOURCE PROGRAMS.**

6 Section 208(3) of the Child Abuse Prevention and
7 Treatment Act (42 U.S.C. 5116g(3)) is amended by strik-
8 ing “Statewide networks of community-based, prevention-
9 focused, family resource and support programs” and in-
10 serting “community-based and prevention-focused pro-
11 grams and activities designed to prevent child abuse and
12 neglect”.

13 **SEC. 129. DEFINITIONS.**

14 (a) CHILDREN WITH DISABILITIES.—Section 209(1)
15 of the Child Abuse Prevention and Treatment Act (42
16 U.S.C. 5116h(1)) is amended by striking “given such term
17 in section 602(a)(2)” and inserting “given the term ‘child
18 with a disability’ in section 602(3) or ‘infant or toddler
19 with a disability’ in section 632(5)”.

20 (b) COMMUNITY-BASED AND PREVENTION-FOCUSED
21 PROGRAMS AND ACTIVITIES TO PREVENT CHILD ABUSE
22 AND NEGLECT.—Section 209 of the Child Abuse Preven-
23 tion and Treatment Act (42 U.S.C. 5116h) is amended
24 by striking paragraphs (3) and (4) and inserting the fol-
25 lowing:

1 “(3) COMMUNITY-BASED AND PREVENTION-FO-
2 CUSED PROGRAMS AND ACTIVITIES TO PREVENT
3 CHILD ABUSE AND NEGLECT.—The term ‘commu-
4 nity-based and prevention-focused programs and ac-
5 tivities to prevent child abuse and neglect’ includes
6 organizations such as family resource programs,
7 family support programs, voluntary home visiting
8 programs, respite care programs, parenting edu-
9 cation, mutual support programs, and other commu-
10 nity programs that provide activities that are de-
11 signed to prevent or respond to child abuse and ne-
12 glect.”.

13 **SEC. 130. AUTHORIZATION OF APPROPRIATIONS.**

14 Section 210 of the Child Abuse Prevention and
15 Treatment Act (42 U.S.C. 5116i) is amended to read as
16 follows:

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

18 “There are authorized to be appropriated to carry out
19 this title \$80,000,000 for fiscal year 2003 and such sums
20 as may be necessary for each of the fiscal years 2004
21 through 2007.”.

1 **TITLE II—ADOPTION**
2 **OPPORTUNITIES**

3 **SEC. 201. CONGRESSIONAL FINDINGS AND DECLARATION**
4 **OF PURPOSE.**

5 Section 201 of the Child Abuse Prevention and
6 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
7 5111) is amended—

8 (1) in subsection (a)—

9 (A) by striking paragraphs (1) through (4)
10 and inserting the following:

11 “(1) the number of children in substitute care
12 has increased by nearly 24 percent since 1994, as
13 our Nation’s foster care population included more
14 than 565,000 as of September of 2001;

15 “(2) children entering foster care have complex
16 problems that require intensive services, with many
17 such children having special needs because they are
18 born to mothers who did not receive prenatal care,
19 are born with life threatening conditions or disabili-
20 ties, are born addicted to alcohol or other drugs, or
21 have been exposed to infection with the etiologic
22 agent for the human immunodeficiency virus;

23 “(3) each year, thousands of children are in
24 need of placement in permanent, adoptive homes;”;

25 (B) by striking paragraph (6);

1 (C) by striking paragraph (7)(A) and in-
2 serting the following:

3 “(7)(A) currently, there are 131,000 children
4 waiting for adoption;”; and

5 (D) by redesignating paragraphs (5), (7),
6 (8), (9), and (10) as paragraphs (4), (5), (6),
7 (7), and (8) respectively; and
8 (2) in subsection (b)—

9 (A) in the matter preceding paragraph (1),
10 by inserting “, including geographic barriers,”
11 after “barriers”; and

12 (B) in paragraph (2), by striking “a na-
13 tional” and inserting “an Internet-based na-
14 tional”.

15 **SEC. 202. INFORMATION AND SERVICES.**

16 Section 203 of the Child Abuse Prevention and
17 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
18 5113) is amended—

19 (1) by striking the section heading and insert-
20 ing the following:

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

22 (2) by striking “SEC. 203. (a) The Secretary”
23 and inserting the following:

24 “(a) IN GENERAL.—The Secretary”;

25 (3) in subsection (b)—

1 (A) by inserting “REQUIRED ACTIVI-
2 TIES.—” after “(b)”;

3 (B) in paragraph (1), by striking “non-
4 profit” each place that such appears;

5 (C) in paragraph (2), by striking “non-
6 profit”;

7 (D) in paragraph (3), by striking “non-
8 profit”;

9 (E) in paragraph (4), by striking “non-
10 profit”;

11 (F) in paragraph (6), by striking “study
12 the nature, scope, and effects of” and insert
13 “support”;

14 (G) in paragraph (7), by striking “non-
15 profit”;

16 (H) in paragraph (9)—

17 (i) by striking “nonprofit”; and

18 (ii) by striking “and” at the end;

19 (I) in paragraph (10)—

20 (i) by striking “nonprofit”; each place
21 that such appears; and

22 (ii) by striking the period at the end
23 and inserting “; and”; and

24 (J) by adding at the end the following:

1 “(11) provide (directly or by grant to or con-
2 tract with States, local government entities, or pub-
3 lic or private licensed child welfare or adoption agen-
4 cies) for the implementation of programs that are
5 intended to increase the number of older children
6 (who are in foster care and with the goal of adop-
7 tion) placed in adoptive families, with a special em-
8 phasis on child-specific recruitment strategies,
9 including—

10 “(A) outreach, public education, or media
11 campaigns to inform the public of the needs
12 and numbers of older youth available for adop-
13 tion;

14 “(B) training of personnel in the special
15 needs of older youth and the successful strate-
16 gies of child-focused, child-specific recruitment
17 efforts; and

18 “(C) recruitment of prospective families for
19 such children.”;

20 (4) in subsection (c)—

21 (A) by striking “(c)(1) The Secretary” and
22 inserting the following:

23 “(c) SERVICES FOR FAMILIES ADOPTING SPECIAL
24 NEEDS CHILDREN.—

25 “(1) IN GENERAL.—The Secretary”;

1 (B) by striking “(2) Services” and insert-
2 ing the following:

3 “(2) SERVICES.—Services”; and

4 (C) in paragraph (2)—

5 (i) by realigning the margins of sub-
6 paragraphs (A) through (G) accordingly;

7 (ii) in subparagraph (F), by striking
8 “and” at the end;

9 (iii) in subparagraph (G), by striking
10 the period and inserting a semicolon; and

11 (iv) by adding at the end the fol-
12 lowing:

13 “(H) day treatment; and

14 “(I) respite care.”; and

15 (D) by striking “nonprofit”; each place
16 that such appears;

17 (5) in subsection (d)—

18 (A) by striking “(d)(1) The Secretary” and
19 inserting the following:

20 “(d) IMPROVING PLACEMENT RATE OF CHILDREN IN
21 FOSTER CARE.—

22 “(1) IN GENERAL.—The Secretary”;

23 (B) by striking “(2)(A) Each State” and
24 inserting the following:

1 “(2) APPLICATIONS; TECHNICAL AND OTHER
2 ASSISTANCE.—

3 “(A) APPLICATIONS.—Each State”;

4 (C) by striking “(B) The Secretary” and
5 inserting the following:

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

8 (D) in paragraph (2)(B)—

9 (i) by realigning the margins of
10 clauses (i) and (ii) accordingly; and

11 (ii) by striking “nonprofit”;

12 (E) by striking “(3)(A) Payments” and in-
13 serting the following:

14 “(3) PAYMENTS.—

15 “(A) IN GENERAL.—Payments”; and

16 (F) by striking “(B) Any payment” and
17 inserting the following:

18 “(B) REVERSION OF UNUSED FUNDS.—

19 Any payment”; and

20 (6) by adding at the end the following:

21 “(e) ELIMINATION OF BARRIERS TO ADOPTIONS
22 ACROSS JURISDICTIONAL BOUNDARIES.—

23 “(1) IN GENERAL.—The Secretary shall award
24 grants to, or enter into contracts with, States, local
25 government entities, public or private child welfare

1 or adoption agencies, adoption exchanges, or adop-
2 tion family groups to carry out initiatives to improve
3 efforts to eliminate barriers to placing children for
4 adoption across jurisdictional boundaries.

5 “(2) SERVICES TO SUPPLEMENT NOT SUP-
6 PLANT.—Services provided under grants made under
7 this subsection shall supplement, not supplant, serv-
8 ices provided using any other funds made available
9 for the same general purposes including—

10 “(A) developing a uniform homestudy
11 standard and protocol for acceptance of
12 homestudies between States and jurisdictions;

13 “(B) developing models of financing cross-
14 jurisdictional placements;

15 “(C) expanding the capacity of all adoption
16 exchanges to serve increasing numbers of chil-
17 dren;

18 “(D) developing training materials and
19 training social workers on preparing and mov-
20 ing children across State lines; and

21 “(E) developing and supporting initiative
22 models for networking among agencies, adop-
23 tion exchanges, and parent support groups
24 across jurisdictional boundaries.”.

1 **SEC. 203. STUDY OF ADOPTION PLACEMENTS.**

2 Section 204 of the Child Abuse Prevention and
3 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
4 5114) is amended—

5 (1) by striking “The” and inserting “(a) IN
6 GENERAL.—The”;

7 (2) by striking “of this Act” and inserting “of
8 the Keeping Children and Families Safe Act of
9 2002”;

10 (3) by striking “to determine the nature” and
11 inserting “to determine—
12 “(1) the nature”;

13 (4) by striking “which are not licensed” and all
14 that follows through “entity”,”; and

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

16 “(2) how interstate placements are being fi-
17 nanced across State lines;

18 “(3) recommendations on best practice models
19 for both interstate and intrastate adoptions; and

20 “(4) how State policies in defining special needs
21 children differentiate or group similar categories of
22 children.”.

23 **SEC. 204. STUDIES ON SUCCESSFUL ADOPTIONS.**

24 Section 204 of the Child Abuse Prevention and
25 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
26 5114) is amended by adding at the end the following:

1 “(b) DYNAMICS OF SUCCESSFUL ADOPTION.—The
2 Secretary shall conduct research (directly or by grant to,
3 or contract with, public or private nonprofit research agen-
4 cies or organizations) about adoption outcomes and the
5 factors affecting those outcomes. The Secretary shall sub-
6 mit a report containing the results of such research to the
7 appropriate committees of the Congress not later than the
8 date that is 36 months after the date of the enactment
9 of the Keeping Children and Families Safe Act of 2002.

10 “(c) INTERJURISDICTIONAL ADOPTION.—Not later
11 than 1 year after the date of the enactment of the Keeping
12 Children and Families Safe Act of 2002, the Secretary,
13 in consultation with the Comptroller General, shall submit
14 to the appropriate committees of the Congress a report
15 that contains recommendations for an action plan to facili-
16 tate the interjurisdictional adoption of foster children.”.

17 **SEC. 205. AUTHORIZATION OF APPROPRIATIONS.**

18 Section 205(a) of the Child Abuse Prevention and
19 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
20 5115(a)) is amended to read as follows:

21 “There are authorized to be appropriated
22 \$40,000,000 for fiscal year 2003 and such sums as may
23 be necessary for fiscal years 2004 through 2007 to carry
24 out programs and activities authorized under this sub-
25 title.”.

1 **TITLE III—ABANDONED INFANTS**
2 **ASSISTANCE**

3 **SEC. 301. FINDINGS.**

4 Section 2 of the Abandoned Infants Assistance Act
5 of 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”
15 and inserting “care for their infants”;

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

18 “(5) appropriate training is needed for per-
19 sonnel working with infants and young children with
20 life-threatening conditions and other special needs,
21 including those who are infected with the human im-
22 munodeficiency virus (commonly known as ‘HIV’),
23 those who have acquired immune deficiency syn-
24 drome (commonly know as ‘AIDS’), and those who
25 have 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 “comprehen-
5 sive services” and all that follows through the semi-
6 colon at the end and inserting “comprehensive sup-
7 port services for such infants and young children
8 and their families and services to prevent the aban-
9 donment of such infants and young children, includ-
10 ing foster care services, case management services,
11 family support services, respite and crisis interven-
12 tion services, counseling services, and group residen-
13 tial home services; and”;

14 (7) by striking paragraph (11);

15 (8) by redesignating paragraphs (2), (3), (4),
16 (5), (8), (9), and (10) as paragraphs (1) through
17 (7), respectively.

18 (9) by adding at the end the following:

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

23 **SEC. 302. ESTABLISHMENT OF LOCAL PROGRAMS.**

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

1 (1) by striking the section heading and insert-
2 ing the following:

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

4 (2) by striking subsection (b) and inserting the
5 following:

6 “(b) PRIORITY IN PROVISION OF SERVICES.—The
7 Secretary may not make a grant under subsection (a) un-
8 less the applicant for the grant agrees to give priority to
9 abandoned infants and young children who—

10 “(1) are infected with, or have been perinatally
11 exposed to, the human immunodeficiency virus, or
12 have a life-threatening illness or other special med-
13 ical need; or

14 “(2) have been perinatally exposed to a dan-
15 gerous drug.”.

16 **SEC. 303. EVALUATIONS, STUDY, AND REPORTS BY SEC-**
17 **RETARY.**

18 Section 102 of the Abandoned Infants Assistance Act
19 of 1988 (42 U.S.C. 670 note) is amended to read as fol-
20 lows:

21 **“SEC. 102. EVALUATIONS, STUDY, AND REPORTS BY SEC-**
22 **RETARY.**

23 “(a) EVALUATIONS OF LOCAL PROGRAMS.—The Sec-
24 retary shall, directly or through contracts with public and
25 nonprofit private entities, provide for evaluations of

1 projects carried out under section 101 and for the dissemi-
2 nation of information developed as a result of such
3 projects.

4 “(b) STUDY AND REPORT ON NUMBER OF ABAN-
5 DONED INFANTS AND YOUNG CHILDREN.—

6 “(1) IN GENERAL.—The Secretary shall con-
7 duct 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 deceased in the United States
11 and the number of such infants and young chil-
12 dren who are infants and young children de-
13 scribed in 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 curred 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
25 after the date of the enactment of the Keeping Chil-

1 dren and Families Safe Act of 2002, the Secretary
2 shall complete the study required under paragraph
3 (1) and submit to the Congress a report describing
4 the findings 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
9 the needs of abandoned infants and young children.”.

10 **SEC. 304. 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 striking subsection (a) and inserting the
14 following:

15 “(a) IN GENERAL.—

16 “(1) AUTHORIZATION.—For the purpose of car-
17 rying out this Act, there are authorized to be appro-
18 priated \$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 appropriated under paragraph (1) for
23 any fiscal year may be obligated for carrying out
24 section 224(a).”;

25 (2) by striking subsection (b);

1 (3) in subsection (c)—

2 (A) in paragraph (1), by inserting “AU-
3 THORIZATION.—” after “(1)”; and

4 (B) in paragraph (2)—

5 (i) by inserting “LIMITATION.—”
6 after “(2)”; and

7 (ii) by striking “fiscal year 1991.”
8 and inserting “fiscal year 2002.”; and

9 (4) by redesignating subsections (c) and (d) as
10 subsections (b) and (c), respectively.

11 **SEC. 305. DEFINITIONS**

12 Section 103 of the Abandoned Infants Assistance Act
13 of 1988 (42 U.S.C. 670 note) is amended to read as fol-
14 lows:

15 **“SEC. 103. DEFINITIONS.**

16 “For purposes of this Act:

17 “(1) The terms ‘abandoned’ and ‘abandon-
18 ment’, with respect to infants and young children,
19 mean that the infants and young children are medi-
20 cally cleared for discharge from acute-care hospital
21 settings, but remain hospitalized because of a lack of
22 appropriate out-of-hospital placement alternatives.

23 “(2) The term ‘acquired immune deficiency syn-
24 drome’ includes infection with the etiologic agent for
25 such syndrome, any condition indicating that an in-

1 dividual is infected with such etiologic agent, and
2 any condition arising from such etiologic agent.

3 “(3) The term ‘dangerous drug’ means a con-
4 trolled substance, as defined in section 102 of the
5 Controlled Substances Act.

6 “(4) The term ‘natural family’ shall be broadly
7 interpreted to include natural parents, grandparents,
8 family members, guardians, children residing in the
9 household, and individuals residing in the household
10 on a continuing basis who are in a care-giving situa-
11 tion with respect to infants and young children cov-
12 ered under this subtitle.

13 “(5) The term ‘Secretary’ means the Secretary
14 of Health and Human Services.”.

Passed the House of Representatives October 10,
2002.

Attest:

Clerk.