

108TH CONGRESS  
1ST SESSION

# S. 342

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## 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.

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

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Keeping Children and Families Safe Act of 2003”.

1 (b) TABLE OF CONTENTS.—The table of contents of  
 2 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.

Subtitle C—Conforming Amendments

Sec. 141. Conforming amendments.

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 projects.

Sec. 303. Evaluations, study, and reports by Secretary.

Sec. 304. Authorization of appropriations.

Sec. 305. Definitions.

TITLE IV—FAMILY VIOLENCE PREVENTION AND SERVICES ACT

Sec. 401. State demonstration grants.

Sec. 402. Secretarial responsibilities.

- Sec. 403. Evaluation.
- Sec. 404. Information and technical assistance centers.
- Sec. 405. Authorization of appropriations.
- Sec. 406. Grants for State domestic violence coalitions.
- Sec. 407. Evaluation and monitoring.
- Sec. 408. Family member abuse information and documentation project.
- Sec. 409. Model State leadership grants.
- Sec. 410. National domestic violence hotline grant.
- Sec. 411. Youth education and domestic violence.
- Sec. 412. National domestic violence shelter network.
- Sec. 413. Demonstration grants for community initiatives.
- Sec. 414. Transitional housing assistance.
- Sec. 415. Technical and conforming amendments.

## 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;

1           “(3)(A) child abuse can result in the death of  
2 a child;

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

6           “(C) children younger than 1 year old com-  
7 prised 44 percent of child abuse fatalities and 85  
8 percent of child abuse fatalities were younger than  
9 6 years of age;”;

10           (4) by striking paragraph (4) (as so redesigng-  
11 nated), and inserting the following:

12           “(4)(A) many of these children and their fami-  
13 lies fail to receive adequate protection and treat-  
14 ment;

15           “(B) slightly less than half of these children  
16 (45 percent in 2000) and their families fail to re-  
17 ceive adequate protection or treatment; and

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

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

1 (A) in subparagraph (A), by striking “or-  
2 ganizations” and inserting “community-based  
3 organizations”;

4 (B) in subparagraph (D), by striking “en-  
5 sures” and all that follows through “knowl-  
6 edge,” and inserting “recognizes the need for  
7 properly trained staff with the qualifications  
8 needed”; and

9 (C) in subparagraph (E), by inserting be-  
10 fore the semicolon the following: “, which may  
11 impact child rearing patterns, while at the same  
12 time, not allowing those differences to enable  
13 abuse”;

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

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

18 (A) by striking “intensive” and inserting  
19 “needed”; and

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

1           **Subtitle A—General Program**

2   **SEC. 111. NATIONAL CLEARINGHOUSE FOR INFORMATION**  
3                   **RELATING TO CHILD ABUSE.**

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

7                   (1) in paragraph (1), by striking “all pro-  
8 grams,” and all that follows through “neglect; and”  
9 and inserting “all effective programs, including pri-  
10 vate and community-based programs, that show  
11 promise of success with respect to the prevention,  
12 assessment, identification, and treatment of child  
13 abuse and neglect and hold the potential for broad  
14 scale implementation and replication;”;

15                   (2) in paragraph (2), by striking the period and  
16 inserting a semicolon;

17                   (3) by redesignating paragraph (2) as para-  
18 graph (3);

19                   (4) by inserting after paragraph (1) the fol-  
20 lowing:

21                           “(2) maintain information about the best prac-  
22 tices used for achieving improvements in child pro-  
23 tective systems;”;

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

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

3                   “(A) various methods and procedures for  
4                   the investigation, assessment, and prosecution  
5                   of child physical and sexual abuse cases;

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

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

10           “(5) collect and disseminate information relat-  
11           ing to various training resources available at the  
12           State and local level to—

13                   “(A) individuals who are engaged, or who  
14                   intend to engage, in the prevention, identifica-  
15                   tion, and treatment of child abuse and neglect;  
16                   and

17                   “(B) appropriate State and local officials  
18                   to assist in training law enforcement, legal, ju-  
19                   dicial, medical, mental health, education, and  
20                   child welfare personnel.”.

21           (b) COORDINATION WITH AVAILABLE RESOURCES.—

22           Section 103(c)(1) of the Child Abuse Prevention and  
23           Treatment Act (42 U.S.C. 5104(e)(1)) is amended—

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

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

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

5                   “(F) collect and disseminate information  
6           that describes best practices being used  
7           throughout the Nation for making appropriate  
8           referrals related to, and addressing, the phys-  
9           ical, developmental, and mental health needs of  
10          abused and neglected children; and”.

11 **SEC. 112. RESEARCH AND ASSISTANCE ACTIVITIES AND**  
12 **DEMONSTRATIONS.**

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

16           (1) in paragraph (1)—

17                   (A) in the matter preceding subparagraph  
18           (A), in the first sentence, by inserting “, includ-  
19           ing longitudinal research,” after “interdiscipli-  
20           nary program of research”; and

21                   (B) in subparagraph (B), by inserting be-  
22           fore the semicolon the following: “, including  
23           the effects of abuse and neglect on a child’s de-  
24           velopment and the identification of successful



1 early intervention services or other services that  
2 are needed”;

3 (C) in subparagraph (C)—

4 (i) by striking “judicial procedures”  
5 and inserting “judicial systems, including  
6 multidisciplinary, coordinated decision-  
7 making procedures”; and

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

9 (D) in subparagraph (D)—

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

12 (ii) by redesignating clause (ix) as  
13 clause (x); and

14 (iii) by inserting after clause (viii), the  
15 following:

16 “(ix) the incidence and prevalence of  
17 child maltreatment by a wide array of de-  
18 mographic characteristics such as age, sex,  
19 race, family structure, household relation-  
20 ship (including the living arrangement of  
21 the resident parent and family size), school  
22 enrollment and education attainment, dis-  
23 ability, grandparents as caregivers, labor  
24 force status, work status in previous year,  
25 and income in previous year; and”;

1           (E) by redesignating subparagraph (D) as  
2           subparagraph (I); and

3           (F) by inserting after subparagraph (C),  
4           the following:

5           “(D) the evaluation and dissemination of  
6           best practices consistent with the goals of  
7           achieving improvements in the child protective  
8           services systems of the States in accordance  
9           with paragraphs (1) through (12) of section  
10          106(a);

11          “(E) effective approaches to interagency  
12          collaboration between the child protection sys-  
13          tem and the juvenile justice system that im-  
14          prove the delivery of services and treatment, in-  
15          cluding methods for continuity of treatment  
16          plan and services as children transition between  
17          systems;

18          “(F) an evaluation of the redundancies  
19          and gaps in the services in the field of child  
20          abuse and neglect prevention in order to make  
21          better use of resources;

22          “(G) the nature, scope, and practice of vol-  
23          untary relinquishment for foster care or State  
24          guardianship of low income children who need

1 health services, including mental health serv-  
2 ices;

3 “(H) the information on the national inci-  
4 dence of child abuse and neglect specified in  
5 clauses (i) through (xi) of subparagraph (H);  
6 and”;

7 (2) in paragraph (2), by striking subparagraph  
8 (B) and inserting the following:

9 “(B) Not later than 2 years after the date  
10 of enactment of the Keeping Children and  
11 Families Safe Act of 2003, and every 2 years  
12 thereafter, the Secretary shall provide an oppor-  
13 tunity for public comment concerning the prior-  
14 ities proposed under subparagraph (A) and  
15 maintain an official record of such public com-  
16 ment.”;

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

19 (4) by inserting after paragraph (1) the fol-  
20 lowing:

21 “(2) RESEARCH.—The Secretary shall conduct  
22 research on the national incidence of child abuse and  
23 neglect, including the information on the national in-  
24 cidence on child abuse and neglect specified in sub-  
25 paragraphs (i) through (ix) of paragraph (1)(I).

1           “(3) REPORT.—Not later than 4 years after the  
2           date of the enactment of the Keeping Children and  
3           Families Safe Act of 2003, the Secretary shall pre-  
4           pare and submit to the Committee on Education and  
5           the Workforce of the House of Representatives and  
6           the Committee on Health, Education, Labor and  
7           Pensions of the Senate a report that contains the re-  
8           sults of the research conducted under paragraph  
9           (2).”.

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

13                 (1) in paragraph (1)—

14                         (A) by striking “nonprofit private agencies  
15                         and” and inserting “private agencies and com-  
16                         munity-based”; and

17                         (B) by inserting “, including replicating  
18                         successful program models,” after “programs  
19                         and activities”; and

20                 (2) in paragraph (2)—

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

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

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

1           “(D) effective approaches being utilized to  
2           link child protective service agencies with health  
3           care, mental health care, and developmental  
4           services to improve forensic diagnosis and  
5           health evaluations, and barriers and shortages  
6           to such linkages.”.

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

11          “(e) DEMONSTRATION PROGRAMS AND PROJECTS.—  
12          The Secretary may award grants to, and enter into con-  
13          tracts with, States or public or private agencies or organi-  
14          zations (or combinations of such agencies or organiza-  
15          tions) for time-limited, demonstration projects for the fol-  
16          lowing:

17                 “(1) PROMOTION OF SAFE, FAMILY-FRIENDLY  
18                 PHYSICAL ENVIRONMENTS FOR VISITATION AND EX-  
19                 CHANGE.—The Secretary may award grants under  
20                 this subsection to entities to assist such entities in  
21                 establishing and operating safe, family-friendly phys-  
22                 ical environments—

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

1           “(B) to safely facilitate the exchange of  
2           children for visits with noncustodial parents in  
3           cases of domestic violence.

4           “(2) EDUCATION IDENTIFICATION, PREVEN-  
5           TION, AND TREATMENT.—The Secretary may award  
6           grants under this subsection to entities for projects  
7           that provide educational identification, prevention,  
8           and treatment services in cooperation with preschool  
9           and elementary and secondary schools.

10          “(3) RISK AND SAFETY ASSESSMENT TOOLS.—  
11          The Secretary may award grants under this sub-  
12          section to entities for projects that provide for the  
13          development of effective and research-based risk and  
14          safety assessment tools relating to child abuse and  
15          neglect.

16          “(4) TRAINING.—The Secretary may award  
17          grants under this subsection to entities for projects  
18          that involve effective and research-based innovative  
19          training for mandated child abuse and neglect re-  
20          porters.

21          “(5) COMPREHENSIVE ADOLESCENT VICTIM/  
22          VICTIMIZER PREVENTION PROGRAMS.—The Sec-  
23          retary may award grants to organizations that dem-  
24          onstrate innovation in preventing child sexual abuse  
25          through school-based programs in partnership with

1 parents and community-based organizations to es-  
 2 tablish a network of trainers who will work with  
 3 schools to implement the program. The program  
 4 shall be comprehensive, meet State guidelines for  
 5 health education, and should reduce child sexual  
 6 abuse by focusing on prevention for both adolescent  
 7 victims and victimizers.”.

8 **SEC. 113. GRANTS TO STATES AND PUBLIC OR PRIVATE**  
 9 **AGENCIES AND ORGANIZATIONS.**

10 (a) DEMONSTRATION PROGRAMS AND PROJECTS.—

11 Section 105(a) of the Child Abuse Prevention and Treat-  
 12 ment Act (42 U.S.C. 5106(a)) is amended—

13 (1) in the subsection heading, by striking

14 “DEMONSTRATION” and inserting “GRANTS FOR”;

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

16 (A) by inserting “States,” after “contracts  
 17 with,”;

18 (B) by striking “nonprofit”; and

19 (C) by striking “time limited, demonstra-  
 20 tion”;

21 (3) in paragraph (1)—

22 (A) in the matter preceding subparagraph  
 23 (A), by striking “nonprofit”;

24 (B) in subparagraph (A), by striking “law,  
 25 education, social work, and other relevant

1 fields” and inserting “law enforcement, judi-  
2 ary, social work and child protection, education,  
3 and other relevant fields, or individuals such as  
4 court appointed special advocates (CASAs) and  
5 guardian ad litem,”;

6 (C) in subparagraph (B), by striking “non-  
7 profit” and all that follows through “; and” and  
8 inserting “children, youth and family service or-  
9 ganizations in order to prevent child abuse and  
10 neglect;”;

11 (D) in subparagraph (C), by striking the  
12 period and inserting a semicolon; and

13 (E) by adding at the end the following:

14 “(D) for training to support the enhance-  
15 ment of linkages between child protective serv-  
16 ice agencies and health care agencies, including  
17 physical and mental health services, to improve  
18 forensic diagnosis and health evaluations and  
19 for innovative partnerships between child pro-  
20 tective service agencies and health care agencies  
21 that offer creative approaches to using existing  
22 Federal, State, local, and private funding to  
23 meet the health evaluation needs of children  
24 who have been subjects of substantiated cases  
25 of child abuse or neglect;



1           “(E) for the training of personnel in best  
2 practices to promote collaboration with the fam-  
3 ilies from the initial time of contact during the  
4 investigation through treatment;

5           “(F) for the training of personnel regard-  
6 ing the legal duties of such personnel and their  
7 responsibilities to protect the legal rights of  
8 children and families;

9           “(G) for improving the training of super-  
10 visory and nonsupervisory child welfare work-  
11 ers;

12           “(H) for enabling State child welfare agen-  
13 cies to coordinate the provision of services with  
14 State and local health care agencies, alcohol  
15 and drug abuse prevention and treatment agen-  
16 cies, mental health agencies, and other public  
17 and private welfare agencies to promote child  
18 safety, permanence, and family stability;

19           “(I) for cross training for child protective  
20 service workers in effective and research-based  
21 methods for recognizing situations of substance  
22 abuse, domestic violence, and neglect; and

23           “(J) for developing, implementing, or oper-  
24 ating information and education programs or  
25 training programs designed to improve the pro-

1 vision of services to disabled infants with life-  
2 threatening conditions for—

3 “(i) professionals and paraprofessional  
4 personnel concerned with the welfare of  
5 disabled infants with life-threatening con-  
6 ditions, including personnel employed in  
7 child protective services programs and  
8 health care facilities; and

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

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

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

14 “(2) TRIAGE PROCEDURES.—The Secretary  
15 may award grants under this subsection to public  
16 and private agencies that demonstrate innovation in  
17 responding to reports of child abuse and neglect, in-  
18 cluding programs of collaborative partnerships be-  
19 tween the State child protective services agency,  
20 community social service agencies and family sup-  
21 port programs, law enforcement agencies, develop-  
22 mental disability agencies, substance abuse treat-  
23 ment entities, health care entities, domestic violence  
24 prevention entities, mental health service entities,  
25 schools, churches and synagogues, and other commu-

1 nity agencies, to allow for the establishment of a  
2 triage system that—

3 “(A) accepts, screens, and assesses reports  
4 received to determine which such reports re-  
5 quire an intensive intervention and which re-  
6 quire voluntary referral to another agency, pro-  
7 gram, or project;

8 “(B) provides, either directly or through  
9 referral, a variety of community-linked services  
10 to assist families in preventing child abuse and  
11 neglect; and

12 “(C) provides further investigation and in-  
13 tensive intervention where the child’s safety is  
14 in jeopardy.”;

15 (6) in paragraph (3) (as so redesignated), by  
16 striking “nonprofit organizations (such as Parents  
17 Anonymous)” and inserting “organizations”;

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

19 (A) by striking the paragraph heading;

20 (B) by striking subparagraphs (A) and  
21 (C); and

22 (C) in subparagraph (B)—

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

25 “(4) KINSHIP CARE.—

1 “(A) IN GENERAL.—”; and

2 (ii) by striking “nonprofit”; and

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

4 “(5) LINKAGES BETWEEN CHILD PROTECTIVE  
5 SERVICE AGENCIES AND PUBLIC HEALTH, MENTAL  
6 HEALTH, AND DEVELOPMENTAL DISABILITIES AGEN-  
7 CIES.—The Secretary may award grants to entities  
8 that provide linkages between State or local child  
9 protective service agencies and public health, mental  
10 health, and developmental disabilities agencies, for  
11 the purpose of establishing linkages that are de-  
12 signed to help assure that a greater number of sub-  
13 stantiated victims of child maltreatment have their  
14 physical health, mental health, and developmental  
15 needs appropriately diagnosed and treated, in ac-  
16 cordance with all applicable Federal and State pri-  
17 vacy laws.”.

18 (b) DISCRETIONARY GRANTS.—Section 105(b) of the  
19 Child Abuse Prevention and Treatment Act (42 U.S.C.  
20 5106(b)) is amended—

21 (1) in the matter preceding paragraph (1), by  
22 striking “subsection (b)” and inserting “subsection  
23 (a)”;

24 (2) by striking paragraph (1);

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

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

5           “(3) Programs based within children’s hospitals  
6 or other pediatric and adolescent care facilities, that  
7 provide model approaches for improving medical di-  
8 agnosis of child abuse and neglect and for health  
9 evaluations of children for whom a report of mal-  
10 treatment has been substantiated.”; and

11           (5) in paragraph (4)(D), by striking “non-  
12 profit”.

13           (c) EVALUATION.—Section 105(c) of the Child Abuse  
14 Prevention and Treatment Act (42 U.S.C. 5106(c)) is  
15 amended—

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

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

20           (3) by adding at the end the following: “In the  
21 case of an evaluation performed by the recipient of  
22 a grant, the Secretary shall make available technical  
23 assistance for the evaluation, where needed, includ-  
24 ing the use of a rigorous application of scientific  
25 evaluation techniques.”.

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

5 **“SEC. 105. GRANTS TO STATES AND PUBLIC OR PRIVATE**  
6 **AGENCIES AND ORGANIZATIONS.”.**

7 **SEC. 114. GRANTS TO STATES FOR CHILD ABUSE AND NE-**  
8 **GLECT PREVENTION AND TREATMENT PRO-**  
9 **GRAMS.**

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

13 (1) in paragraph (3)—

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

16 (B) by inserting “and treatment” after  
17 “and delivery of services”;

18 (2) in paragraph (4), by striking “improving”  
19 and all that follows through “referral systems” and  
20 inserting “developing, improving, and implementing  
21 risk and safety assessment tools and protocols”;

22 (3) by striking paragraph (7);

23 (4) by redesignating paragraphs (5), (6), (8),  
24 and (9) as paragraphs (6), (8), (9), and (12), re-  
25 spectively;

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

3           “(5) developing and updating systems of tech-  
4           nology that support the program and track reports  
5           of child abuse and neglect from intake through final  
6           disposition and allow interstate and intrastate infor-  
7           mation exchange;”;

8           (6) in paragraph (6) (as so redesignated), by  
9           striking “opportunities” and all that follows through  
10          “system” and inserting “including—

11           “(A) training regarding effective and re-  
12           search-based practices to promote collaboration  
13           with the families;

14           “(B) training regarding the legal duties of  
15           such individuals; and

16           “(C) personal safety training for case  
17           workers;”;

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

20          “(7) improving the skills, qualifications, and  
21          availability of individuals providing services to chil-  
22          dren and families, and the supervisors of such indi-  
23          viduals, through the child protection system, includ-  
24          ing improvements in the recruitment and retention  
25          of caseworkers;”;

1           (8) by striking paragraph (9) (as so redesignated), and inserting the following:

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

3           “(10) developing, implementing, or operating programs to assist in obtaining or coordinating necessary services for families of disabled infants with life-threatening conditions, including—

4                   “(A) existing social and health services;

5                   “(B) financial assistance; and

6                   “(C) services necessary to facilitate adoptive placement of any such infants who have been relinquished for adoption;

7           “(11) developing and delivering information to improve public education relating to the role and responsibilities of the child protection system and the nature and basis for reporting suspected incidents of child abuse and neglect;”;

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

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

10           “(13) supporting and enhancing interagency collaboration between the child protection system and the juvenile justice system for improved delivery



1 of services and treatment, including methods for  
2 continuity of treatment plan and services as children  
3 transition between systems; or

4 “(14) supporting and enhancing collaboration  
5 among public health agencies, the child protection  
6 system, and private community-based programs to  
7 provide child abuse and neglect prevention and  
8 treatment services (including linkages with education  
9 systems) and to address the health needs, including  
10 mental health needs, of children identified as abused  
11 or neglected, including supporting prompt, com-  
12 prehensive health and developmental evaluations for  
13 children who are the subject of substantiated child  
14 maltreatment reports.”.

15 (b) ELIGIBILITY REQUIREMENTS.—

16 (1) IN GENERAL.—Section 106(b) of the Child  
17 Abuse Prevention and Treatment Act (42 U.S.C.  
18 5106a(b)) is amended—

19 (A) in paragraph (1)(B)—

20 (i) by striking “provide notice to the  
21 Secretary of any substantive changes” and  
22 inserting the following: “provide notice to  
23 the Secretary—

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

1 (ii) by striking the period and insert-  
2 ing “; and”; and

3 (iii) by adding at the end the fol-  
4 lowing:

5 “(ii) any significant changes to how  
6 funds provided under this section are used  
7 to support the activities which may differ  
8 from the activities as described in the cur-  
9 rent State application.”;

10 (B) in paragraph (2)(A)—

11 (i) by redesignating clauses (ii), (iii),  
12 (iv), (v), (vi), (vii), (viii), (ix), (x), (xi),  
13 (xii), and (xiii) as clauses (iv), (vi), (vii),  
14 (viii), (x), (xi), (xii), (xiii), (xiv), (xv), (xvi)  
15 and (xvii), respectively;

16 (ii) by inserting after clause (i), the  
17 following:

18 “(ii) policies and procedures (includ-  
19 ing appropriate referrals to child protection  
20 service systems and for other appropriate  
21 services) to address the needs of infants  
22 born and identified as being affected by il-  
23 legal substance abuse or withdrawal symp-  
24 toms resulting from prenatal drug expo-  
25 sure;

1           “(iii) the development of a plan of  
2 safe care for the infant born and identified  
3 as being affected by illegal substance abuse  
4 or withdrawal symptoms;”;

5           (iii) in clause (iv) (as so redesign-  
6 nated), by inserting “risk and” before  
7 “safety”;

8           (iv) by inserting after clause (iv) (as  
9 so redesignated), the following:

10           “(v) triage procedures for the appro-  
11 priate referral of a child not at risk of im-  
12 minent harm to a community organization  
13 or voluntary preventive service;”;

14           (v) in clause (viii)(II) (as so redesign-  
15 nated), by striking “, having a need for  
16 such information in order to carry out its  
17 responsibilities under law to protect chil-  
18 dren from abuse and neglect” and insert-  
19 ing “, as described in clause (ix)”;

20           (vi) by inserting after clause (viii) (as  
21 so redesignated), the following:

22           “(ix) provisions to require a State to  
23 disclose confidential information to any  
24 Federal, State, or local government entity,  
25 or any agent of such entity, that has a

1 need for such information in order to carry  
2 out its responsibilities under law to protect  
3 children from abuse and neglect;”;

4 (vii) in clause (xiii) (as so redesign-  
5 nated)—

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

9 (II) by inserting “who has re-  
10 ceived training appropriate to that  
11 role” after “advocate”;

12 (viii) in clause (xv) (as so redesign-  
13 nated), by striking “to be effective not  
14 later than 2 years after the date of enact-  
15 ment of this section”;

16 (ix) in clause (xvi) (as so redesign-  
17 nated)—

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

21 (II) by striking “and” at the end;

22 (x) in clause (xvii) (as so redesign-  
23 nated), by striking “clause (xii)” each  
24 place that such appears and inserting  
25 “clause (xvi)”;

1 (xi) by adding at the end the fol-  
2 lowing:

3 “(xviii) provisions and procedures to  
4 require that a representative of the child  
5 protective services agency shall, at the ini-  
6 tial time of contact with the individual sub-  
7 ject to a child abuse and neglect investiga-  
8 tion, advise the individual of the com-  
9 plaints or allegations made against the in-  
10 dividual, in a manner that is consistent  
11 with laws protecting the rights of the in-  
12 formant;

13 “(xix) provisions addressing the train-  
14 ing of representatives of the child protec-  
15 tive services system regarding the legal du-  
16 ties of the representatives, which may con-  
17 sist of various methods of informing such  
18 representatives of such duties, in order to  
19 protect the legal rights and safety of chil-  
20 dren and families from the initial time of  
21 contact during investigation through treat-  
22 ment;

23 “(xx) provisions and procedures for  
24 improving the training, retention, and su-  
25 pervision of caseworkers; and

1 “(xxi) not later than 2 years after the  
2 date of enactment of the Keeping Children  
3 and Families Safe Act of 2003, provisions  
4 and procedures for requiring criminal  
5 background record checks for prospective  
6 foster and adoptive parents and other  
7 adult relatives and non-relatives residing in  
8 the household;”; and

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

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

15 (2) LIMITATION.—Section 106(b)(3) of the  
16 Child Abuse Prevention and Treatment Act (42  
17 U.S.C. 5106a(b)(3)) is amended by striking “With  
18 regard to clauses (v) and (vi) of paragraph (2)(A)”  
19 and inserting “With regard to clauses (vi) and (vii)  
20 of paragraph (2)(A)”.

21 (c) CITIZEN REVIEW PANELS.—Section 106(c) of the  
22 Child Abuse Prevention and Treatment Act (42 U.S.C.  
23 5106a(c)) is amended—

24 (1) in paragraph (4)—

25 (A) in subparagraph (A)—

1 (i) in the matter preceding clause

2 (i)—

3 (I) by striking “and procedures”

4 and inserting “, procedures, and prac-

5 tices”; and

6 (II) by striking “the agencies”

7 and inserting “State and local child

8 protection system agencies”; and

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

10 “State” and inserting “State and local”;

11 and

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

13 “(C) PUBLIC OUTREACH.—Each panel

14 shall provide for public outreach and comment

15 in order to assess the impact of current proce-

16 dures and practices upon children and families

17 in the community and in order to meet its obli-

18 gations under subparagraph (A).”; and

19 (2) in paragraph (6)—

20 (A) by striking “public” and inserting

21 “State and the public”; and

22 (B) by inserting before the period the fol-

23 lowing: “and recommendations to improve the

24 child protection services system at the State

25 and local levels. Not later than 6 months after

1           the date on which a report is submitted by the  
2           panel to the State, the appropriate State agency  
3           shall submit a written response to the citizen  
4           review panel that describes whether or how the  
5           State will incorporate the recommendations of  
6           such panel (where appropriate) to make meas-  
7           urable progress in improving the State and  
8           local child protective system”.

9           (d) ANNUAL STATE DATA REPORTS.—Section  
10          106(d) of the Child Abuse Prevention and Treatment Act  
11          (42 U.S.C. 5106a(d)) is amended by adding at the end  
12          the following:

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

16                 “(14) The number of children under the care of  
17                 the State child protection system who are trans-  
18                 ferred into the custody of the State juvenile justice  
19                 system.”.

20           (e) REPORT.—Not later than 2 years after the date  
21          of enactment of this Act, the Secretary of Health and  
22          Human Services shall prepare and submit to Congress a  
23          report that describes the extent to which States are imple-  
24          menting the policies and procedures required under sec-



1 tion 106(b)(2)(B)(ii) of the Child Abuse Prevention and  
2 Treatment Act.

3 **SEC. 115. MISCELLANEOUS REQUIREMENTS RELATING TO**  
4 **ASSISTANCE.**

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

8 “(d) GAO STUDY.—Not later than February 1,  
9 2004, the Comptroller General of the United States shall  
10 conduct a survey of a wide range of State and local child  
11 protection service systems to evaluate and submit to Con-  
12 gress a report concerning—

13 “(1) the current training (including cross-train-  
14 ing in domestic violence or substance abuse) of child  
15 protective service workers in the outcomes for chil-  
16 dren and to analyze and evaluate the effects of case-  
17 loads, compensation, and supervision on staff reten-  
18 tion and performance;

19 “(2) the efficiencies and effectiveness of agen-  
20 cies that provide cross-training with court personnel;  
21 and

22 “(3) recommendations to strengthen child pro-  
23 tective service effectiveness to improve outcomes for  
24 children.

1       “(e) SENSE OF CONGRESS.—It is the sense of Con-  
2 gress that the Secretary should encourage all States and  
3 public and private agencies or organizations that receive  
4 assistance under this title to ensure that children and fam-  
5 ilies with limited English proficiency who participate in  
6 programs under this title are provided materials and serv-  
7 ices under such programs in an appropriate language  
8 other than English.

9       “(f) ANNUAL REPORT ON CERTAIN PROGRAMS.—A  
10 State that receives funds under section 106(a) shall annu-  
11 ally prepare and submit to the Secretary a report describ-  
12 ing the manner in which funds provided under this Act,  
13 alone or in combination with other Federal funds, were  
14 used to address the purposes and achieve the objectives  
15 of section 105(a)(4)(B).”.

16 **SEC. 116. AUTHORIZATION OF APPROPRIATIONS.**

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

20               “(1) GENERAL AUTHORIZATION.—There are  
21 authorized to be appropriated to carry out this title  
22 \$120,000,000 for fiscal year 2004 and such sums as  
23 may be necessary for each of the fiscal years 2005  
24 through 2008.”.

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

4 (1) by striking “Secretary make” and inserting  
5 “Secretary shall make”; and

6 (2) by striking “section 106” and inserting  
7 “section 104”.

8 **SEC. 117. REPORTS.**

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

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

14 “(1) STUDY.—The Secretary shall conduct a  
15 study by random sample of the effectiveness of the  
16 citizen review panels established under section  
17 106(c).

18 “(2) REPORT.—Not later than 3 years after the  
19 date of enactment of the Keeping Children and  
20 Families Safe Act of 2003, the Secretary shall sub-  
21 mit to the Committee on Education and the Work-  
22 force of the House of Representatives and the Com-  
23 mittee on Health, Education, Labor, and Pensions  
24 of the Senate a report that contains the results of  
25 the study conducted under paragraph (1).”.

1 **Subtitle**            **B—Community-Based**  
2        **Grants for the Prevention of**  
3        **Child Abuse**

4 **SEC. 121. PURPOSE AND AUTHORITY.**

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

8            “(1) to support community-based efforts to de-  
9 velop, operate, expand, enhance, and, where appro-  
10 priate to network, initiatives aimed at the prevention  
11 of child abuse and neglect, and to support networks  
12 of coordinated resources and activities to better  
13 strengthen and support families to reduce the likeli-  
14 hood of child abuse and neglect; and”.

15        (b) **AUTHORITY.**—Section 201(b) of the Child Abuse  
16 Prevention and Treatment Act (42 U.S.C. 5116(b)) is  
17 amended—

18            (1) in paragraph (1)—

19            (A) in the matter preceding subparagraph  
20 (A) by striking “Statewide” and all that follows  
21 through the dash, and inserting “community-  
22 based and prevention-focused programs and ac-  
23 tivities designed to strengthen and support fam-  
24 ilies to prevent child abuse and neglect (through  
25 networks where appropriate) that are accessible,

1 effective, culturally appropriate, and build upon  
2 existing strengths-that—”;

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

5 (C) by striking subparagraph (G) and in-  
6 serting the following:

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

13 “(H) provide referrals to early health and  
14 developmental services;”;

15 (2) in paragraph (4)—

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

18 (B) by striking “a Statewide network of  
19 community-based, prevention-focused” and in-  
20 serting “community-based and prevention-fo-  
21 cused”; and

22 (C) by striking “family resource and sup-  
23 port program” and inserting “programs and ac-  
24 tivities designed to strengthen and support fam-

1            ilies to prevent child abuse and neglect (through  
2            networks where appropriate)”.

3            (c) TECHNICAL AMENDMENT TO TITLE HEADING.—  
4 Title II of the Child Abuse Prevention and Treatment Act  
5 (42 U.S.C. 5116) is amended by striking the heading for  
6 such title and inserting the following:

7            **“TITLE II—COMMUNITY-BASED**  
8            **GRANTS FOR THE PREVEN-**  
9            **TION OF CHILD ABUSE AND**  
10           **NEGLECT”.**

11          **SEC. 122. ELIGIBILITY.**

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

14                  (1) in paragraph (1)—

15                          (A) in subparagraph (A)—

16                                  (i) by striking “a Statewide network  
17                                  of community-based, prevention-focused”  
18                                  and inserting “community-based and pre-  
19                                  vention-focused”; and

20                                  (ii) by striking “family resource and  
21                                  support programs” and all that follows  
22                                  through the semicolon and inserting “pro-  
23                                  grams and activities designed to strength-  
24                                  en and support families to prevent child

1 abuse and neglect (through networks where  
2 appropriate);”

3 (B) in subparagraph (B), by inserting  
4 “that exists to strengthen and support families  
5 to prevent child abuse and neglect” after “writ-  
6 ten authority of the State”;

7 (2) in paragraph (2)—

8 (A) in subparagraph (A), by striking “a  
9 network of community-based family resource  
10 and support programs” and inserting “commu-  
11 nity-based and prevention-focused programs  
12 and activities designed to strengthen and sup-  
13 port families to prevent child abuse and neglect  
14 (through networks where appropriate)”;

15 (B) in subparagraph (B)—

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

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

19 (C) in subparagraph (C), by striking “to  
20 the network”; and

21 (3) in paragraph (3)—

22 (A) in subparagraph (A), 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 de-  
2 signed to strengthen and support families to  
3 prevent child abuse and neglect (through net-  
4 works where appropriate)”;

5 (B) in subparagraph (B), by striking  
6 “Statewide network of community-based, pre-  
7 vention-focused, family resource and support  
8 programs” and inserting “community-based and  
9 prevention-focused programs and activities de-  
10 signed to strengthen and support families to  
11 prevent child abuse and neglect (through net-  
12 works where appropriate)”;

13 (C) in subparagraph (C), by striking “and  
14 training and technical assistance, to the State-  
15 wide network of community-based, prevention-  
16 focused, family resource and support programs”  
17 and inserting “training, technical assistance,  
18 and evaluation assistance, to community-based  
19 and prevention-focused programs and activities  
20 designed to strengthen and support families to  
21 prevent child abuse and neglect (through net-  
22 works where appropriate)”; and

23 (D) in subparagraph (D), by inserting  
24 “, parents with disabilities,” after “children  
25 with disabilities”.



1 **SEC. 123. AMOUNT OF GRANT.**

2 Section 203 of the Child Abuse Prevention and  
3 Treatment Act (42 U.S.C. 5116b) is amended—

4 (1) in subsection (b)(1)(B)—

5 (A) by striking “as the amount leveraged  
6 by the State from private, State, or other non-  
7 Federal sources and directed through the” and  
8 inserting “as the amount of private, State or  
9 other non-Federal funds leveraged and directed  
10 through the currently designated”;

11 (B) by striking “State lead agency” and  
12 inserting “State lead entity”; and

13 (C) by striking “the lead agency” and in-  
14 serting “the current lead entity”; and

15 (2) in subsection (c)(2), by striking “subsection  
16 (a)” and inserting “subsection (b)”.

17 **SEC. 124. EXISTING GRANTS.**

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

20 **SEC. 125. APPLICATION.**

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

23 (1) in paragraph (1), by striking “Statewide  
24 network of community-based, prevention-focused,  
25 family resource and support programs” and insert-  
26 ing “community-based and prevention-focused pro-

1       grams and activities designed to strengthen and sup-  
2       port families to prevent child abuse and neglect  
3       (through networks where appropriate)”;

4               (2) in paragraph (2)—

5                       (A) by striking “network of community-  
6                       based, prevention-focused, family resource and  
7                       support programs” and inserting “community-  
8                       based and prevention-focused programs and ac-  
9                       tivities designed to strengthen and support fam-  
10                      ilies to prevent child abuse and neglect (through  
11                      networks where appropriate)”;

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

14               (3) by striking paragraph (3), and inserting the  
15       following:

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

21                     (4) in paragraph (4), by striking “State’s net-  
22                     work of community-based, prevention-focused, family  
23                     resource and support programs” and inserting  
24                     “community-based and prevention-focused programs

1 and activities designed to strengthen and support  
2 families to prevent child abuse and neglect”;

3 (5) in paragraph (5), by striking “Statewide  
4 network of community-based, prevention-focused,  
5 family resource and support programs” and insert-  
6 ing “start up, maintenance, expansion, and redesign  
7 of community-based and prevention-focused pro-  
8 grams and activities designed to strengthen and sup-  
9 port families to prevent child abuse and neglect”;

10 (6) in paragraph (7), by striking “individual  
11 community-based, prevention-focused, family re-  
12 source and support programs” and inserting “com-  
13 munity-based and prevention-focused programs and  
14 activities designed to strengthen and support fami-  
15 lies to prevent child abuse and neglect”;

16 (7) in paragraph (8), by striking “community-  
17 based, prevention-focused, family resource and sup-  
18 port programs” and inserting “community-based  
19 and prevention-focused programs and activities de-  
20 signed to strengthen and support families to prevent  
21 child abuse and neglect”;

22 (8) in paragraph (9), by striking “community-  
23 based, prevention-focused, family resource and sup-  
24 port programs” and inserting “community-based  
25 and prevention-focused programs and activities de-

1 signed to strengthen and support families to prevent  
2 child abuse and neglect”;

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

5 (10) in paragraph (11), by striking “preven-  
6 tion-focused, family resource and support program”  
7 and inserting “community-based and prevention-fo-  
8 cused programs and activities designed to strengthen  
9 and support families to prevent child abuse and ne-  
10 glect”; and

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

13 **SEC. 126. LOCAL PROGRAM REQUIREMENTS.**

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

16 (1) in the matter preceding paragraph (1), by  
17 striking “prevention-focused, family resource and  
18 support programs” and inserting “and prevention-  
19 focused programs and activities designed to  
20 strengthen and support families to prevent child  
21 abuse and neglect”;

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

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

1           “(6) participate with other community-based  
2           and prevention-focused programs and activities de-  
3           signed to strengthen and support families to prevent  
4           child abuse and neglect in the development, oper-  
5           ation and expansion of networks where appro-  
6           priate.”.

7 **SEC. 127. PERFORMANCE MEASURES.**

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

10           (1) in paragraph (1), by striking “a Statewide  
11           network of community-based, prevention-focused,  
12           family resource and support programs” and insert-  
13           ing “community-based and prevention-focused pro-  
14           grams and activities designed to strengthen and sup-  
15           port families to prevent child abuse and neglect”;

16           (2) by striking paragraph (3), and inserting the  
17           following:

18           “(3) shall demonstrate that they will have ad-  
19           dressed unmet needs identified by the inventory and  
20           description of current services required under section  
21           205(3);”;

22           (3) in paragraph (4),

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

1 (B) by striking “evaluation of” the first  
2 place it appears and all that follows through  
3 “under this title” and inserting “evaluation of  
4 community-based and prevention-focused pro-  
5 grams and activities designed to strengthen and  
6 support families to prevent child abuse and ne-  
7 glect, and in the design, operation and evalua-  
8 tion of the networks of such community-based  
9 and prevention-focused programs”;

10 (4) in paragraph (5), by striking “, prevention-  
11 focused, family resource and support programs” and  
12 inserting “and prevention-focused programs and ac-  
13 tivities designed to strengthen and support families  
14 to prevent child abuse and neglect”;

15 (5) in paragraph (6), by striking “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 designed to strengthen and sup-  
20 port families to prevent child abuse and neglect”;  
21 and

22 (6) in paragraph (8), by striking “community  
23 based, prevention-focused, family resource and sup-  
24 port programs” and inserting “community-based  
25 and prevention-focused programs and activities de-

1 signed to strengthen and support families to prevent  
2 child abuse and neglect”.

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

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

12 **SEC. 129. DEFINITIONS.**

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

19 (b) COMMUNITY-BASED AND PREVENTION-FOCUSED  
20 PROGRAMS AND ACTIVITIES TO PREVENT CHILD ABUSE  
21 AND NEGLECT.—Section 209 of the Child Abuse Preven-  
22 tion and Treatment Act (42 U.S.C. 5116h) is amended  
23 by striking paragraphs (3) and (4) and inserting the fol-  
24 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 designed to strengthen and support families  
6           to prevent child abuse and neglect’ includes organi-  
7           zations such as family resource programs, family  
8           support programs, voluntary home visiting pro-  
9           grams, respite care programs, parenting education,  
10          mutual support programs, and other community pro-  
11          grams or networks of such programs that provide  
12          activities that are designed to prevent or respond to  
13          child abuse and neglect.”.

14 **SEC. 130. AUTHORIZATION OF APPROPRIATIONS.**

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

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

19          “‘There are authorized to be appropriated to carry out  
20          this title \$80,000,000 for fiscal year 2004 and such sums  
21          as may be necessary for each of the fiscal years 2005  
22          through 2008.’”.



## 1                   **Subtitle C—Conforming** 2                   **Amendments**

### 3   **SEC. 141. CONFORMING AMENDMENTS.**

4           The table of contents of the Child Abuse Prevention  
5 and Treatment Act, as contained in section 1(b) of such  
6 Act (42 U.S.C. 5101 note), is amended as follows:

7           (1) By striking the item relating to section 105  
8           and inserting the following:

“Sec. 105. Grants to States and public or private agencies and organizations.”.

9           (2) By striking the item relating to title II and  
10          inserting the following:

“TITLE II—COMMUNITY-BASED GRANTS FOR THE PREVENTION  
OF CHILD ABUSE AND NEGLECT”.

11          (3) By striking the item relating to section 204.

## 12                   **TITLE II—ADOPTION** 13                   **OPPORTUNITIES**

### 14   **SEC. 201. CONGRESSIONAL FINDINGS AND DECLARATION** 15                   **OF PURPOSE.**

16          Section 201 of the Child Abuse Prevention and  
17 Treatment and Adoption Reform Act of 1978 (42 U.S.C.  
18 5111) is amended—

19          (1) in subsection (a)—

20                  (A) by striking paragraphs (1) through (4)  
21                  and inserting the following:

22                  “(1) the number of children in substitute care  
23                  has increased by nearly 24 percent since 1994, as

1 our Nation’s foster care population included more  
2 than 565,000 as of September of 2001;

3 “(2) children entering foster care have complex  
4 problems that require intensive services, with many  
5 such children having special needs because they are  
6 born to mothers who did not receive prenatal care,  
7 are born with life threatening conditions or disabil-  
8 ities, are born addicted to alcohol or other drugs, or  
9 have been exposed to infection with the etiologic  
10 agent for the human immunodeficiency virus;

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

13 (B) by striking paragraph (6);

14 (C) by striking paragraph (7)(A) and in-  
15 serting the following:

16 “(7)(A) currently, there are 131,000 children  
17 waiting for adoption;”;

18 (D) by redesignating paragraphs (5), (7),  
19 (8), (9), and (10) as paragraphs (4), (5), (6),  
20 (7), and (8) respectively; and

21 (2) in subsection (b)—

22 (A) in the matter preceding paragraph (1),  
23 by inserting “, including geographic barriers,”  
24 after “barriers”; and

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

4 **SEC. 202. INFORMATION AND SERVICES.**

5 Section 203 of the Child Abuse Prevention and  
6 Treatment and Adoption Reform Act of 1978 (42 U.S.C.  
7 5113) is amended—

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

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

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

13 “(a) IN GENERAL.—The Secretary”;

14 (3) in subsection (b)—

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

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

19 (C) in paragraph (2), by striking “non-  
20 profit”;

21 (D) in paragraph (3), by striking “non-  
22 profit”;

23 (E) in paragraph (4), by striking “non-  
24 profit”;

1 (F) in paragraph (6), by striking “study  
2 the nature, scope, and effects of” and insert  
3 “support”;

4 (G) in paragraph (7), by striking “non-  
5 profit”;

6 (H) in paragraph (9)—

7 (i) by striking “nonprofit”; and

8 (ii) by striking “and” at the end;

9 (I) in paragraph (10)—

10 (i) by striking “nonprofit”; each place  
11 that such appears; and

12 (ii) by striking the period at the end  
13 and inserting “; and”; and

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

15 “(11) provide (directly or by grant to or con-  
16 tract with States, local government entities, or pub-  
17 lic or private licensed child welfare or adoption agen-  
18 cies) for the implementation of programs that are  
19 intended to increase the number of older children  
20 (who are in foster care and with the goal of adop-  
21 tion) placed in adoptive families, with a special em-  
22 phasis on child-specific recruitment strategies, in-  
23 cluding—

24 “(A) outreach, public education, or media  
25 campaigns to inform the public of the needs

1 and numbers of older youth available for adop-  
2 tion;

3 “(B) training of personnel in the special  
4 needs of older youth and the successful strate-  
5 gies of child-focused, child-specific recruitment  
6 efforts; and

7 “(C) recruitment of prospective families for  
8 such children.”;

9 (4) in subsection (c)—

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

12 “(c) SERVICES FOR FAMILIES ADOPTING SPECIAL  
13 NEEDS CHILDREN.—

14 “(1) IN GENERAL.—The Secretary”;

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

17 “(2) SERVICES.—Services”; and

18 (C) in paragraph (2)—

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

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

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

1 (iv) by adding at the end the fol-  
2 lowing:

3 “(H) day treatment; and

4 “(I) respite care.”; and

5 (D) by striking “nonprofit”; each place  
6 that such appears;

7 (5) in subsection (d)—

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

10 “(d) IMPROVING PLACEMENT RATE OF CHILDREN IN  
11 FOSTER CARE.—

12 “(1) IN GENERAL.—The Secretary”;

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

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

17 “(A) APPLICATIONS.—Each State”;

18 (C) by striking “(B) The Secretary” and  
19 inserting the following:

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

22 (D) in paragraph (2)(B)—

23 (i) by realigning the margins of  
24 clauses (i) and (ii) accordingly; and

25 (ii) by striking “nonprofit”;

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

3 “(3) PAYMENTS.—

4 “(A) IN GENERAL.—Payments”; and

5 (F) by striking “(B) Any payment” and  
6 inserting the following:

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

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

10 “(e) ELIMINATION OF BARRIERS TO ADOPTIONS  
11 ACROSS JURISDICTIONAL BOUNDARIES.—

12 “(1) IN GENERAL.—The Secretary shall award  
13 grants to, or enter into contracts with, States, local  
14 government entities, public or private child welfare  
15 or adoption agencies, adoption exchanges, or adop-  
16 tion family groups to carry out initiatives to improve  
17 efforts to eliminate barriers to placing children for  
18 adoption across jurisdictional boundaries.

19 “(2) SERVICES TO SUPPLEMENT NOT SUP-  
20 PLANT.—Services provided under grants made under  
21 this subsection shall supplement, not supplant, serv-  
22 ices provided using any other funds made available  
23 for the same general purposes including—

1           “(A) developing a uniform homestudy  
2           standard and protocol for acceptance of  
3           homestudies between States and jurisdictions;

4           “(B) developing models of financing cross-  
5           jurisdictional placements;

6           “(C) expanding the capacity of all adoption  
7           exchanges to serve increasing numbers of chil-  
8           dren;

9           “(D) developing training materials and  
10          training social workers on preparing and mov-  
11          ing children across State lines; and

12          “(E) developing and supporting initiative  
13          models for networking among agencies, adop-  
14          tion exchanges, and parent support groups  
15          across jurisdictional boundaries.”.

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

17          Section 204 of the Child Abuse Prevention and  
18          Treatment and Adoption Reform Act of 1978 (42 U.S.C.  
19          5114) is amended—

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

22                 (2) by striking “of this Act” and inserting “of  
23          the Keeping Children and Families Safe Act of  
24          2003”;



1           (3) by striking “to determine the nature” and  
2           inserting “to determine—

3           “(1) the nature”;

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

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

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

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

11          “(4) how State policies in defining special needs  
12          children differentiate or group similar categories of  
13          children.”.

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

15          Section 204 of the Child Abuse Prevention and  
16          Treatment and Adoption Reform Act of 1978 (42 U.S.C.  
17          5114) is amended by adding at the end the following:

18          “(b) DYNAMICS OF SUCCESSFUL ADOPTION.—The  
19          Secretary shall conduct research (directly or by grant to,  
20          or contract with, public or private nonprofit research agen-  
21          cies or organizations) about adoption outcomes and the  
22          factors affecting those outcomes. The Secretary shall sub-  
23          mit a report containing the results of such research to the  
24          appropriate committees of the Congress not later than the

1 date that is 36 months after the date of the enactment  
2 of the Keeping Children and Families Safe Act of 2003.

3 “(c) INTERJURISDICTIONAL ADOPTION.—Not later  
4 than 1 year after the date of the enactment of the Keeping  
5 Children and Families Safe Act of 2003, the Secretary,  
6 in consultation with the Comptroller General, shall submit  
7 to the appropriate committees of the Congress a report  
8 that contains recommendations for an action plan to facili-  
9 tate the interjurisdictional adoption of foster children.”.

10 **SEC. 205. AUTHORIZATION OF APPROPRIATIONS.**

11 Section 205(a) of the Child Abuse Prevention and  
12 Treatment and Adoption Reform Act of 1978 (42 U.S.C.  
13 5115(a)) is amended to read as follows:

14 “There are authorized to be appropriated  
15 \$40,000,000 for fiscal year 2004 and such sums as may  
16 be necessary for fiscal years 2005 through 2008 to carry  
17 out programs and activities authorized under this sub-  
18 title.”.

19 **TITLE III—ABANDONED INFANTS**  
20 **ASSISTANCE**

21 **SEC. 301. FINDINGS.**

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

24 (1) by striking paragraph (1);

25 (2) in paragraph (2)—

1 (A) by inserting “studies indicate that a  
2 number of factors contribute to” before “the in-  
3 ability of”;

4 (B) by inserting “some” after “inability  
5 of”;

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

7 (D) by striking “care for such infants”  
8 and inserting “care for their infants”;

9 (3) by amending paragraph (5) to read as fol-  
10 lows:

11 “(5) appropriate training is needed for per-  
12 sonnel working with infants and young children with  
13 life-threatening conditions and other special needs,  
14 including those who are infected with the human im-  
15 munodeficiency virus (commonly known as ‘HIV’),  
16 those who have acquired immune deficiency syn-  
17 drome (commonly known as ‘AIDS’), and those who  
18 have been exposed to dangerous drugs;”;

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

20 (5) in paragraph (8)—

21 (A) by striking “such infants and young  
22 children” and inserting “infants and young chil-  
23 dren who are abandoned in hospitals”; and

24 (B) by inserting “by parents abusing  
25 drugs,” after “deficiency syndrome,”;

1           (6) in paragraph (9), by striking “comprehen-  
2           sive services” and all that follows through the semi-  
3           colon at the end and inserting “comprehensive sup-  
4           port services for such infants and young children  
5           and their families and services to prevent the aban-  
6           donment of such infants and young children, includ-  
7           ing foster care services, case management services,  
8           family support services, respite and crisis interven-  
9           tion services, counseling services, and group residen-  
10          tial home services;”;

11           (7) by striking paragraph (11);

12           (8) by redesignating paragraphs (2), (3), (4),  
13           (5), (8), (9), and (10) as paragraphs (1) through  
14           (7), respectively; and

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

16           “(8) private, Federal, State, and local resources  
17           should be coordinated to establish and maintain  
18           services described in paragraph (7) and to ensure  
19           the optimal use of all such resources.”.

20 **SEC. 302. ESTABLISHMENT OF LOCAL PROJECTS.**

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

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

1 **“SEC. 101. ESTABLISHMENT OF LOCAL PROJECTS.”;**

2 and

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

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

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

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

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

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

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

22 “(a) **EVALUATIONS OF LOCAL PROGRAMS.**—The Sec-  
23 retary shall, directly or through contracts with public and  
24 nonprofit private entities, provide for evaluations of  
25 projects carried out under section 101 and for the dissemi-

1 nation of information developed as a result of such  
2 projects.

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

5 “(1) IN GENERAL.—The Secretary shall con-  
6 duct a study for the purpose of determining—

7 “(A) an estimate of the annual number of  
8 infants and young children relinquished, aban-  
9 doned, or found deceased in the United States  
10 and the number of such infants and young chil-  
11 dren who are infants and young children de-  
12 scribed in section 101(b);

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

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

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

23 “(2) DEADLINE.—Not later than 36 months  
24 after the date of enactment of the Keeping Children  
25 and Families Safe Act of 2003, the Secretary shall

1 complete the study required under paragraph (1)  
2 and submit to Congress a report describing the find-  
3 ings made as a result of the study.

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

9 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

10 (a) IN GENERAL.—Section 104 of the Abandoned In-  
11 fants Assistance Act of 1988 (42 U.S.C. 670 note) is  
12 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 2004 and such  
19 sums as may be necessary for fiscal years 2005  
20 through 2008.

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 102(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)” the first place it appears; and

5 (ii) by striking “this title” and insert-  
6 ing “this Act”; and

7 (B) in paragraph (2)—

8 (i) by inserting “LIMITATION.—”  
9 after “(2)”; and

10 (ii) by striking “fiscal year 1991.”  
11 and inserting “fiscal year 2003.”; and

12 (4) by redesignating subsections (c) and (d) as  
13 subsections (b) and (c), respectively.

14 (b) REDESIGNATION.—The Abandoned Infants As-  
15 sistance Act of 1988 (42 U.S.C. 670 note) is amended—

16 (1) by redesignating section 104 as section 302;  
17 and

18 (2) by moving that section 302 to the end of  
19 that Act.

20 **SEC. 305. DEFINITIONS.**

21 (a) IN GENERAL.—Section 301 of the Abandoned In-  
22 fants Assistance Act of 1988 (42 U.S.C. 670 note) is  
23 amended to read as follows:

24 **“SEC. 301. DEFINITIONS.**

25 “In this Act:



1           “(1) ABANDONED; ABANDONMENT.—The terms  
2           ‘abandoned’ and ‘abandonment’, used with respect to  
3           infants and young children, mean that the infants  
4           and young children are medically cleared for dis-  
5           charge from acute-care hospital settings, but remain  
6           hospitalized because of a lack of appropriate out-of-  
7           hospital placement alternatives.

8           “(2) ACQUIRED IMMUNE DEFICIENCY SYN-  
9           DROME.—The term ‘acquired immune deficiency  
10          syndrome’ includes infection with the etiologic agent  
11          for such syndrome, any condition indicating that an  
12          individual is infected with such etiologic agent, and  
13          any condition arising from such etiologic agent.

14          “(3) DANGEROUS DRUG.—The term ‘dangerous  
15          drug’ means a controlled substance, as defined in  
16          section 102 of the Controlled Substances Act (21  
17          U.S.C. 802).

18          “(4) NATURAL FAMILY.—The term ‘natural  
19          family’ shall be broadly interpreted to include nat-  
20          ural parents, grandparents, family members, guard-  
21          ians, children residing in the household, and individ-  
22          uals residing in the household on a continuing basis  
23          who are in a care-giving situation, with respect to  
24          infants and young children covered under this Act.

1           “(5) SECRETARY.—The term ‘Secretary’ means  
2           the Secretary of Health and Human Services.”.

3           (b) REPEAL.—Section 103 of the Abandoned Infants  
4 Assistance Act of 1988 (42 U.S.C. 670 note) is repealed.

5 **TITLE IV—FAMILY VIOLENCE**  
6 **PREVENTION AND SERVICES**  
7 **ACT**

8 **SEC. 401. STATE DEMONSTRATION GRANTS.**

9           (a)       UNDERSERVED       POPULATIONS.—Section  
10 303(a)(2)(C) of the Family Violence Prevention and Serv-  
11 ices Act (42 U.S.C. 10402(a)(2)(C)) is amended by strik-  
12 ing “underserved populations,” and all that follows and  
13 inserting the following: “underserved populations, as de-  
14 fined in section 2007 of the Omnibus Crime Control and  
15 Safe Streets Act of 1968 (42 U.S.C. 3796gg-2);”.

16          (b) REPORT.—Section 303(a) of such Act (42 U.S.C.  
17 10402(a)) is amended by adding at the end the following:

18           “(5) Upon completion of the activities funded by a  
19 grant under this title, the State shall submit to the Sec-  
20 retary a report that contains a description of the activities  
21 carried out under paragraph (2)(B)(i).”.

22          (c) CHILDREN WHO WITNESS DOMESTIC VIO-  
23 LENCE.—Section 303 of such Act (42 U.S.C. 10402) is  
24 amended—

1           (1) by redesignating subsections (e) through (f)  
2           as subsections (d) through (g), respectively; and

3           (2) by inserting after subsection (b) the fol-  
4           lowing:

5           “(c) For a fiscal year described in section 310(a)(2),  
6           the Secretary shall use funds made available under that  
7           section to make grants, on a competitive basis, to eligible  
8           entities for projects designed to address the needs of chil-  
9           dren who witness domestic violence, to—

10           “(1) provide direct services for children who  
11           witness domestic violence;

12           “(2) provide for training for and collaboration  
13           among child welfare agencies, domestic violence vic-  
14           tim service providers, courts, law enforcement, and  
15           other entities; and

16           “(3) provide for multisystem interventions for  
17           children who witness domestic violence.”.

18 **SEC. 402. SECRETARIAL RESPONSIBILITIES.**

19           Section 305(a) of the Family Violence Prevention and  
20           Services Act (42 U.S.C. 10404(a)) is amended—

21           (1) by striking “an employee” and inserting “1  
22           or more employees”;

23           (2) by striking “of this title.” and inserting “of  
24           this title, including carrying out evaluation and mon-  
25           itoring under this title.”; and

1           (3) by striking “The individual” and inserting  
2           “Any individual”.

3 **SEC. 403. EVALUATION.**

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

11 **SEC. 404. INFORMATION AND TECHNICAL ASSISTANCE CEN-**  
12 **TERS.**

13           Section 308 of the Family Violence Prevention and  
14 Services Act (42 U.S.C. 10407) is amended by striking  
15 subsection (g).

16 **SEC. 405. AUTHORIZATION OF APPROPRIATIONS.**

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

20           “(a) IN GENERAL.—

21                   “(1) AUTHORIZATION.—There are authorized to  
22           be appropriated to carry out sections 303 through  
23           311, \$175,000,000 for each of fiscal years 2004  
24           through 2008.



1 **SEC. 407. EVALUATION AND MONITORING.**

2 Section 312 of the Family Violence Prevention and  
3 Services Act (42 U.S.C. 10412) is amended by adding at  
4 the end the following:

5 “(c) Of the amount appropriated under section  
6 310(a) for each fiscal year (and not reserved under section  
7 310(a)(2)), not more than 2.5 percent shall be used by  
8 the Secretary for evaluation, monitoring, and other admin-  
9 istrative costs under this title.”.

10 **SEC. 408. FAMILY MEMBER ABUSE INFORMATION AND DOC-**  
11 **UMENTATION PROJECT.**

12 Section 313 of the Family Violence Prevention and  
13 Services Act (42 U.S.C. 10413) is repealed.

14 **SEC. 409. MODEL STATE LEADERSHIP GRANTS.**

15 Section 315 of the Family Violence Prevention and  
16 Services Act (42 U.S.C. 10415) is repealed.

17 **SEC. 410. NATIONAL DOMESTIC VIOLENCE HOTLINE**  
18 **GRANT.**

19 (a) DURATION.—Section 316(b) of the Family Vio-  
20 lence Prevention and Services Act (42 U.S.C. 10416(b))  
21 is amended—

22 (1) by striking “A grant” and inserting the fol-  
23 lowing:

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

26 (2) by adding at the end the following:



1 **“SEC. 317. NATIONAL DOMESTIC VIOLENCE SHELTER NET-**  
2 **WORK.**

3 “(a) IN GENERAL.—For a year in which the Sec-  
4 retary makes an amount available under subsection (g)(2),  
5 the Secretary shall award a grant to a nonprofit organiza-  
6 tion to establish and operate a highly secure Internet  
7 website (referred to in this section as the ‘website’) that  
8 shall—

9 “(1) link, to the greatest extent possible, enti-  
10 ties consisting of the entity providing the national  
11 domestic violence hotline, participating domestic vio-  
12 lence shelters in the United States, State and local  
13 domestic violence agencies, and other domestic vio-  
14 lence organization, so that such entities will be able  
15 to connect a victim of domestic violence to the most  
16 safe, appropriate, and convenient domestic violence  
17 shelter; and

18 “(2) contain, to the maximum extent prac-  
19 ticable, continuously updated information concerning  
20 the availability of services and space in domestic vio-  
21 lence shelters across the United States.

22 “(b) ELIGIBLE ENTITIES.—To be eligible to receive  
23 a grant under this section, a nonprofit organization shall  
24 submit to the Secretary an application at such time, in  
25 such manner, and containing such information as the Sec-  
26 retary may require. The application shall—



1           “(1) demonstrate the experience of the appli-  
2           cant in successfully developing and managing a tech-  
3           nology-based network of domestic violence shelters;

4           “(2) demonstrate a record of success of the ap-  
5           plicant in meeting the needs of domestic violence vic-  
6           tims and their families; and

7           “(3) include a certification that the applicant  
8           will—

9                   “(A) implement a high level security sys-  
10                  tem to ensure the confidentiality of the website;

11                  “(B) establish, within 5 years, a website  
12                  that links the entities described in subsection  
13                  (a)(1);

14                  “(C) consult with the entities described in  
15                  subsection (a)(1) in developing and imple-  
16                  menting the website and providing Internet con-  
17                  nections; and

18                  “(D) otherwise comply with the require-  
19                  ments of this section.

20           “(c) USE OF GRANT AWARD.—The recipient of a  
21           grant award under this section shall—

22                  “(1) collaborate with officials of the Depart-  
23                  ment of Health and Human Services in a manner  
24                  determined to be appropriate by the Secretary;

1           “(2) collaborate with the entity providing the  
2 national domestic violence hotline in developing and  
3 implementing the network;

4           “(3) ensure that the website is continuously up-  
5 dated and highly secure;

6           “(4) ensure that the website provides informa-  
7 tion describing the services of each domestic violence  
8 shelter to which the website is linked, including in-  
9 formation for individuals with limited English pro-  
10 ficiency and information concerning access to med-  
11 ical care, social services, transportation, services for  
12 children, and other relevant services;

13           “(5) ensure that the website provides up-to-the-  
14 minute information on available bed space in domes-  
15 tic violence shelters across the United States, to the  
16 maximum extent practicable;

17           “(6) provide training to the staff of the hotline  
18 and to staff of the other entities described in sub-  
19 section (a)(1) regarding how to use the website to  
20 best meet the needs of callers;

21           “(7) provide Internet access, and hardware in  
22 necessary cases, to domestic violence shelters in the  
23 United States that do not have the appropriate tech-  
24 nology for such access, to the maximum extent prac-  
25 ticable; and

1           “(8) ensure that after the third year of the  
2 website project, the recipient will develop a plan to  
3 expand the sources of funding for the website to in-  
4 clude funding from public and private entities, al-  
5 though nothing in this paragraph shall preclude a  
6 grant recipient under this section from raising funds  
7 from other sources at any time during the 5-year  
8 grant period.

9           “(d) RULE OF CONSTRUCTION.—Nothing in this Act  
10 shall be construed to require any shelter or service pro-  
11 vider, whether public or private, to be linked to the website  
12 or to provide information to the recipient of the grant  
13 award or to the website.

14           “(e) DURATION OF GRANT.—The term of a grant  
15 awarded under this section shall be 5 years.

16           “(f) TECHNICAL ASSISTANCE AND OVERSIGHT.—The  
17 Secretary shall—

18           “(1) provide technical assistance, if requested,  
19 on developing and managing the website; and

20           “(2) have access to, and monitor, the website.

21           “(g) AUTHORIZATION OF APPROPRIATIONS.—

22           “(1) IN GENERAL.—There are authorized to be  
23 appropriated to carry out section 316 and this sec-  
24 tion, \$5,000,000 for fiscal year 2004 and such sums

1 as may be necessary for each of fiscal years 2005  
2 through 2008.

3 “(2) CONDITIONS ON APPROPRIATIONS.—Not-  
4 withstanding paragraph (1), the Secretary shall  
5 make available a portion of the amounts appro-  
6 priated under paragraph (1) to carry out this section  
7 only for any fiscal year for which the amounts ap-  
8 propriated under paragraph (1) exceed \$3,000,000.

9 “(3) ADMINISTRATIVE COSTS.—Of the amount  
10 made available to carry out this section for a fiscal  
11 year the Secretary may not use more than 2 percent  
12 for administrative costs associated with the grant  
13 program carried out under this section, of which not  
14 more than 5 percent shall be used to assist the enti-  
15 ty providing the national domestic violence hotline to  
16 participate in the establishment of the website.

17 “(4) AVAILABILITY.—Funds appropriated  
18 under paragraph (1) shall remain available until ex-  
19 pended.”.

20 **SEC. 413. DEMONSTRATION GRANTS FOR COMMUNITY INI-**  
21 **TIATIVES.**

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

1       “(h) AUTHORIZATION OF APPROPRIATIONS.—There  
2 is authorized to be appropriated to carry out this section  
3 \$6,000,000 for each of fiscal years 2004 through 2008.”.

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

6 **SEC. 414. TRANSITIONAL HOUSING ASSISTANCE.**

7       Section 319(f) of the Family Violence Prevention and  
8 Services Act (42 U.S.C. 10419(f)) is amended by striking  
9 “fiscal year 2001” and inserting “each of fiscal years  
10 2004 through 2008”.

11 **SEC. 415. TECHNICAL AND CONFORMING AMENDMENTS.**

12       The Family Violence Prevention and Services Act (42  
13 U.S.C. 10401 et seq.) is amended—

14               (1) in section 302(1) (42 U.S.C. 10401(1)) by  
15 striking “demonstrate the effectiveness of assisting”  
16 and inserting “assist”;

17               (2) in section 303(a) (42 U.S.C. 10402(a))—

18                       (A) in paragraph (2)—

19                               (i) in subparagraph (C), by striking  
20 “State domestic violence coalitions knowl-  
21 edgeable individuals and interested organi-  
22 zations” and inserting “State domestic vio-  
23 lence coalitions, knowledgeable individuals,  
24 and interested organizations”; and

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

3 (B) by aligning the margins of paragraph  
4 (4) with the margins of paragraph (3);  
5 (3) in section 303(g) (as so redesignated)—

6 (A) in the first sentence, by striking  
7 “309(4)” and inserting “320”; and

8 (B) in the second sentence, by striking  
9 “309(5)(A)” and inserting “320(5)(A)”;

10 (4) in section 305(b)(2)(A) (42 U.S.C.  
11 10404(b)(2)(A)) by striking “provide for research,  
12 and into” and inserting “provide for research into”;

13 (5) by redesignating section 309 as section 320  
14 and moving that section to the end of the Act; and

15 (6) in section 311(a) (42 U.S.C. 10410(a))—

16 (A) in paragraph (2)(K), by striking  
17 “other criminal justice professionals;” and in-  
18 serting “other criminal justice professionals;”  
19 and

20 (B) in paragraph (3)—

21 (i) in the matter preceding subpara-  
22 graph (A), by striking “family law  
23 judges,” and inserting “family law  
24 judges,”;

1                   (ii) in subparagraph (D), by inserting  
2                   “, criminal court judges,” after “family  
3                   law judges”; and

4                   (iii) in subparagraph (H), by striking  
5                   “supervised visitations that do not endan-  
6                   ger victims and their children” and insert-  
7                   ing “supervised visitations or denial of visi-  
8                   tation to protect against danger to victims  
9                   or their children”.

Passed the Senate March 19, 2003.

Attest:

*Secretary.*





108<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**S. 342**

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**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.