

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 3817

To amend the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988 to reauthorize the Acts, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 22, 2010

Mr. DODD (for himself, Mr. ENZI, and Mr. HARKIN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988 to reauthorize the Acts, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “CAPTA Reauthoriza-  
5 tion Act of 2010”.

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) by striking paragraph (1) and inserting the  
7 following:

8 “(1) in 2007, approximately 794,000 American  
9 children were victims of child abuse and neglect;”;

10 (2) in paragraph (2)—

11 (A) in subparagraph (A), by inserting “,  
12 and more than 34 percent of child fatalities in  
13 2007 were attributed to neglect” after “mal-  
14 treatment”; and

15 (B) in subparagraph (B)—

16 (i) by striking “60 percent” and in-  
17 serting “59 percent”;

18 (ii) by striking “2001” and inserting  
19 “2007”;

20 (iii) by striking “19 percent” and in-  
21 serting “11 percent”;

22 (iv) by striking “10 percent” and in-  
23 serting “slightly less than 8 percent”; and

24 (v) by striking “and 7 percent suf-  
25 fered emotional maltreatment” and insert-

1           ing “, 4 percent suffered psychological  
2           maltreatment, and 13 percent were victims  
3           of multiple maltreatments”;

4           (3) in paragraph (3)—

5                 (A) in subparagraph (A) by inserting “or  
6           neglect” after “abuse”;

7                 (B) in subparagraph (B), by striking  
8           “2001, an estimated 1,300” and inserting  
9           “2007, an estimated 1,760”; and

10            (C) in subparagraph (C)—

11                 (i) by inserting “in 2007,” after  
12           “(C)”;

13                 (ii) by striking “41 percent” and in-  
14           serting “42 percent”;

15                 (iii) by striking “85 percent” and in-  
16           serting “76 percent”;

17                 (iv) by striking “6 years” and insert-  
18           ing “4 years”; and

19                 (v) by striking “abuse” each place it  
20           appears and inserting “maltreatment”;

21           (4) in paragraph (4)(B), by striking “slightly”  
22           and all that follows and inserting “approximately 38  
23           percent of victims of child abuse did not receive  
24           post-investigation services in 2007.”;

1           (5) by redesignating paragraphs (5) through  
2           (13) as paragraphs (6) through (11) and (13)  
3           through (15), respectively;

4           (6) by inserting after paragraph (4) of this sec-  
5           tion the following:

6           “(5) African-American children, American In-  
7           dian children, Alaska Native children, and children  
8           of multiple races and ethnicities experience the high-  
9           est rates of child abuse or neglect;”;

10          (7) in paragraph (6), as redesignated by para-  
11          graph (5) of this section—

12                 (A) in subparagraph (A), by inserting “do-  
13                 mestic violence services,” after “mental  
14                 health,”; and

15                 (B) by amending subparagraph (E) to read  
16                 as follows:

17                 “(E) recognizes the diversity of ethnic, cul-  
18                 tural, and religious beliefs and traditions that  
19                 may impact child rearing patterns, while not al-  
20                 lowing the differences in those beliefs and tradi-  
21                 tions to enable abuse or neglect;”;

22          (8) by inserting after paragraph (11), as redesi-  
23          gnated by paragraph (5) of this section, the fol-  
24          lowing:

1           “(12) because both child maltreatment and do-  
2           mestic violence occur in up to 60 percent of the fam-  
3           ilies in which either is present, States and commu-  
4           nities should adopt assessments and intervention  
5           procedures aimed at enhancing the safety both of  
6           children and victims of domestic violence;”;

7           (9) in paragraphs (14) and (15), as redesign-  
8           ated by paragraph (5) of this section, by striking  
9           “Federal government” and inserting “Federal Gov-  
10          ernment”; and

11          (10) in paragraph (14), as redesignated by  
12          paragraph (5) of this section, by inserting “and” at  
13          the end.

## 14           **Subtitle A—General Program**

### 15   **SEC. 111. ADVISORY BOARD.**

16          Section 102 of the Child Abuse Prevention and  
17   Treatment Act (42 U.S.C. 5102) is amended—

18           (1) in subsection (c)—

19           (A) in paragraph (4), by striking “medi-  
20           eine (including pediatrics)” and inserting  
21           “health care providers (including pediatri-  
22           cians)”;

23           (B) in paragraph (12), by striking “and”;

24           (C) in paragraph (13), by striking the pe-  
25           riod and inserting “; and”; and

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

2 “(14) Indian tribes or tribal organizations.”;

3 and

4 (2) in subsection (f)—

5 (A) in paragraph (1), by inserting “tribal,”  
6 after “State,” each place such term appears;

7 and

8 (B) in paragraph (2)—

9 (i) by striking “abuse or neglect  
10 which” and inserting “child abuse or ne-  
11 glect which”; and

12 (ii) by striking “Federal and State”  
13 and inserting “Federal, State, and tribal”.

14 **SEC. 112. NATIONAL CLEARINGHOUSE.**

15 Section 103 of the Child Abuse Prevention and  
16 Treatment Act (42 U.S.C. 5104) is amended—

17 (1) in subsection (a), by inserting “and neglect”  
18 before the period;

19 (2) in subsection (b)—

20 (A) by redesignating paragraphs (2)  
21 through (5) as paragraphs (4) through (7), re-  
22 spectively;

23 (B) by striking paragraph (1) and insert-  
24 ing the following:

1           “(1) maintain, coordinate, and disseminate in-  
2           formation on all effective programs, including pri-  
3           vate and community-based programs, that have dem-  
4           onstrated success with respect to the prevention, as-  
5           sessment, identification, and treatment of child  
6           abuse or neglect and hold the potential for broad  
7           scale implementation and replication;

8           “(2) maintain, coordinate, and disseminate in-  
9           formation on the medical diagnosis and treatment of  
10          child abuse or neglect;

11          “(3) maintain and disseminate information on  
12          best practices relating to differential response;”;

13                 (C) in paragraph (4), as redesignated by  
14                 subparagraph (A) of this paragraph, by insert-  
15                 ing “and disseminate” after “maintain”;

16                 (D) in paragraph (5), as redesignated by  
17                 subparagraph (A) of this paragraph—

18                         (i) in subparagraph (B), by inserting  
19                         “(42 U.S.C. 5105 note)” before the semi-  
20                         colon; and

21                         (ii) in subparagraph (C), by striking  
22                         “alcohol or drug” and inserting “sub-  
23                         stance”;

1 (E) in subparagraph (C) of paragraph (6),  
2 as redesignated by subparagraph (A) of this  
3 paragraph, by striking “and” at the end;

4 (F) in subparagraph (B) of paragraph (7),  
5 as redesignated by subparagraph (A) of this  
6 paragraph, by striking “and child welfare per-  
7 sonnel.” and inserting “child welfare, substance  
8 abuse treatment services, and domestic violence  
9 services personnel; and”;

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

11 “(8) collect and disseminate information, in  
12 conjunction with the National Resource Centers au-  
13 thorized in section 310(b) of the Family Violence  
14 Prevention and Services Act, on effective programs  
15 and best practices for developing and carrying out  
16 collaboration between entities providing child protec-  
17 tive services and entities providing domestic violence  
18 services.”; and

19 (3) in subsection (c)(1)—

20 (A) by striking subparagraph (B) and in-  
21 serting the following:

22 “(B) consult with the head of each agency  
23 involved with child abuse and neglect on the de-  
24 velopment of the components for information  
25 collection and management of such clearing-



1 house and on the mechanisms for the sharing  
2 of such information with other Federal agencies  
3 and clearinghouses;”;

4 (B) in subparagraph (C)—

5 (i) in clause (i), by striking “and” at  
6 the end; and

7 (ii) by adding at the end the fol-  
8 lowing:

9 “(iii) information about the incidence  
10 and characteristics of child abuse or ne-  
11 glect in circumstances in which domestic  
12 violence is present; and

13 “(iv) information about the incidence  
14 and characteristics of child abuse and ne-  
15 glect in cases related to substance abuse;”;  
16 and

17 (C) in subparagraph (F), by striking  
18 “abused or neglected children” and inserting  
19 “victims of child abuse or neglect”.

20 **SEC. 113. RESEARCH AND ASSISTANCE ACTIVITIES.**

21 (a) RESEARCH.—Section 104(a) of the Child Abuse  
22 Prevention and Treatment Act (42 U.S.C. 5105(a)) is  
23 amended—

24 (1) in paragraph (1)—

1 (A) in the matter preceding subparagraph  
2 (A), by striking “from abuse or neglect and to  
3 improve the well-being of abused or neglected  
4 children” and inserting “from child abuse or  
5 neglect and to improve the well-being of victims  
6 of child abuse or neglect”;

7 (B) in subparagraph (B), by striking  
8 “abuse and neglect on” and inserting “child  
9 abuse and neglect on”;

10 (C) by redesignating subparagraphs (C),  
11 (D), (E), (F), (G), (H), and (I), as subpara-  
12 graphs (D), (E), (F), (H), (J), (N), and (O),  
13 respectively;

14 (D) by inserting after subparagraph (B)  
15 the following:

16 “(C) effective approaches to providing as-  
17 sistance to infants or toddlers who experience  
18 child abuse or neglect, together with their par-  
19 ents or primary caregivers, to improve the rela-  
20 tionship and attachment involved;”;

21 (E) in subparagraph (D), as redesignated  
22 by subparagraph (C) of this paragraph, by in-  
23 serting “and neglect” before the semicolon;

24 (F) in subparagraph (E), as redesignated  
25 by subparagraph (C) of this paragraph—

1 (i) by inserting “, including best prac-  
2 tices to meet the needs of special popu-  
3 lations,” after “best practices”; and

4 (ii) by striking “(12)” and inserting  
5 “(14)”;

6 (G) by inserting after subparagraph (F),  
7 as redesignated by subparagraph (C) of this  
8 paragraph, the following:

9 “(G) effective practices and programs to  
10 improve activities such as identification, screen-  
11 ing, medical diagnosis, forensic diagnosis,  
12 health evaluations, and services, including ac-  
13 tivities that promote collaboration between—

14 “(i) the child protective service sys-  
15 tem; and

16 “(ii)(I) the medical community, in-  
17 cluding providers of mental health and de-  
18 velopmental disability services; and

19 “(II) providers of early childhood  
20 intervention services and special education  
21 for children who have been victims of child  
22 abuse or neglect;”;

23 (H) by inserting after subparagraph (H),  
24 as redesignated by subparagraph (C) of this  
25 paragraph, the following:

1           “(I) effective collaborations, between the  
2 child protective system and domestic violence  
3 service providers, that provide for the safety of  
4 children exposed to domestic violence and their  
5 nonabusing parents and that improve the inves-  
6 tigations, interventions, delivery of services, and  
7 treatments provided for such children and fami-  
8 lies;”;

9           (I) in subparagraph (J), as redesignated  
10 by subparagraph (C) of this paragraph, by  
11 striking “low income” and inserting “low-in-  
12 come”;

13           (J) by inserting after subparagraph (J), as  
14 redesignated by subparagraph (C) of this para-  
15 graph, the following:

16           “(K) the impact of child abuse and neglect  
17 on the incidence and progression of disabilities;

18           “(L) the nature and scope of effective  
19 practices relating to differential response, in-  
20 cluding an analysis of best practices conducted  
21 by the States;

22           “(M) child abuse and neglect issues facing  
23 Indians, Alaska Natives, and Native Hawaiians,  
24 including providing recommendations for im-  
25 proving the collection of child abuse and neglect

1 data from Indian tribes and Native Hawaiian  
2 communities;”;

3 (K) in subparagraph (N), as redesignated  
4 by subparagraph (C) of this paragraph, by  
5 striking “clauses (i) through (xi) of subpara-  
6 graph (H)” and inserting “clauses (i) through  
7 (x) of subparagraph (O)”;

8 (L) in subparagraph (O), as redesignated  
9 by subparagraph (C) of this paragraph—

10 (i) in clauses (i) and (ii), by inserting  
11 “and neglect” after “abuse”;

12 (ii) in clause (v), by striking “child  
13 abuse have” and inserting “child abuse  
14 and neglect have”; and

15 (iii) in clause (x), by striking “abuse”  
16 and inserting “child abuse and neglect”;

17 (2) in paragraph (2), by striking “subpara-  
18 graphs” and all that follows and inserting “clauses  
19 (i) through (x) of paragraph (1)(O).”;

20 (3) in paragraph (3), by striking “Keeping  
21 Children and Families Safe Act of 2003” and insert-  
22 ing “CAPTA Reauthorization Act of 2010”; and

23 (4) in paragraph (4)—

24 (A) by striking “(A) The” and inserting  
25 the following:

1 “(A) IN GENERAL.—The”; and  
2 (B) in subparagraph (B)—  
3 (i) by striking all that precedes  
4 “later” and inserting the following:  
5 “(B) PUBLIC COMMENT.—Not”;  
6 (ii) by striking “than 2” and inserting  
7 “than 1”; and  
8 (iii) by striking “Keeping Children  
9 and Families Safe Act of 2003” and in-  
10 sserting “CAPTA Reauthorization Act of  
11 2010”.

12 (b) TECHNICAL ASSISTANCE.—Section 104(b) of the  
13 Child Abuse Prevention and Treatment Act (42 U.S.C.  
14 5105(b)) is amended—

15 (1) in paragraph (1), by inserting “and pro-  
16 viders of mental health, substance abuse treatment,  
17 and domestic violence prevention services” after  
18 “disabilities”; and

19 (2) in paragraph (3)(B)—

20 (A) by striking “and child welfare per-  
21 sonnel” and inserting “child welfare, substance  
22 abuse, and domestic violence services per-  
23 sonnel”; and

24 (B) by striking “subjected to abuse.” and  
25 inserting “subjected to, or whom the personnel

1 suspect have been subjected to, child abuse or  
2 neglect.”.

3 (c) PEER REVIEW FOR GRANTS.—Section 104(d) of  
4 the Child Abuse Prevention and Treatment Act (42 U.S.C.  
5 5105(d)) is amended—

6 (1) in paragraph (1)—

7 (A) by striking subparagraph (A) and in-  
8 serting the following:

9 “(A) IN GENERAL.—To enhance the qual-  
10 ity and usefulness of research in the field of  
11 child abuse and neglect, the Secretary shall, in  
12 consultation with experts in the field and other  
13 Federal agencies, establish a formal, rigorous,  
14 and meritorious peer review process for pur-  
15 poses of evaluating and reviewing applications  
16 for assistance through a grant or contract  
17 under this section and determining the relative  
18 merits of the project for which such assistance  
19 is requested.”; and

20 (B) by striking subparagraph (B) and in-  
21 serting the following:

22 “(B) MEMBERS.—In establishing the proc-  
23 ess required by subparagraph (A), the Sec-  
24 retary shall only appoint to the peer review pan-  
25 els members who—

1           “(i) are experts in the field of child  
2           abuse and neglect or related disciplines,  
3           with appropriate expertise related to the  
4           applications to be reviewed; and

5           “(ii) are not individuals who are offi-  
6           cers or employees of the Administration for  
7           Children and Families.

8           “(C) MEETINGS.—The peer review panels  
9           shall meet as often as is necessary to facilitate  
10          the expeditious review of applications for grants  
11          and contracts under this section, but shall meet  
12          not less often than once a year.

13          “(D) CRITERIA AND GUIDELINES.—The  
14          Secretary shall ensure that the peer review  
15          panel utilizes scientifically valid review criteria  
16          and scoring guidelines in the review of the ap-  
17          plications for grants and contracts.”; and

18          (2) in paragraph (3)—

19                 (A) by striking “(A) The” and inserting  
20                 the following:

21                         “(A) MERITORIOUS PROJECTS.—The”; and

22                         (B) in subparagraph (B), by striking all  
23                         that precedes “the instance” and inserting the  
24                         following:

25                                 “(B) EXPLANATION.—In”.



1 (d) DEMONSTRATION PROGRAMS AND PROJECTS.—  
 2 Section 104(e) of the Child Abuse Prevention and Treat-  
 3 ment Act is amended—

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

5 (A) by striking “States or” and inserting  
 6 “entities that are States, Indian tribes or tribal  
 7 organizations, or”; and

8 (B) by striking “such agencies or organiza-  
 9 tions” and inserting “such entities”;

10 (2) in paragraph (1)(B), by striking “safely fa-  
 11 cilitate the” and inserting “facilitate the safe”; and

12 (3) in paragraph (2)—

13 (A) by inserting “child care and early  
 14 childhood education and care providers,” after  
 15 “in cooperation with”; and

16 (B) by striking “preschool” and inserting  
 17 “preschools,”.

18 **SEC. 114. GRANTS TO STATES, INDIAN TRIBES OR TRIBAL**  
 19 **ORGANIZATIONS, AND PUBLIC OR PRIVATE**  
 20 **AGENCIES AND ORGANIZATIONS.**

21 Section 105 of the Child Abuse Prevention and  
 22 Treatment Act (42 U.S.C. 5106) is amended—

23 (1) in the heading, by striking “**STATES**” and  
 24 inserting “**STATES, INDIAN TRIBES OR TRIBAL**  
 25 **ORGANIZATIONS,**”

1 (2) in subsection (a)—

2 (A) in the matter preceding paragraph

3 (1)—

4 (i) by striking “States,” and inserting  
5 “entities that are States, Indian tribes or  
6 tribal organizations, or”; and

7 (ii) by striking “such agencies or or-  
8 ganizations” and inserting “such entities”;

9 (B) in paragraph (1)—

10 (i) in the matter preceding subpara-  
11 graph (A), by striking “this section” and  
12 inserting “this subsection”;

13 (ii) in subparagraph (A)—

14 (I) by inserting “health care,”  
15 before “medicine,”;

16 (II) by inserting “child care,”  
17 after “education,”; and

18 (III) by inserting “and neglect”  
19 before the semicolon;

20 (iii) in subparagraph (B), by inserting  
21 a comma after “youth”;

22 (iv) in subparagraph (D)—

23 (I) by striking “support the en-  
24 hancement of linkages between” and  
25 inserting “enhance linkages among”;

1 (II) by striking “including phys-  
2 ical” and all that follows through  
3 “partnerships” and inserting “entities  
4 providing physical and mental health  
5 services, community resources, and  
6 developmental disability agencies, to  
7 improve screening, forensic diagnosis,  
8 and health and developmental evalua-  
9 tions, and for partnerships”; and

10 (III) by striking “offer creative  
11 approaches to using” and inserting  
12 “support the coordinated use of”;

13 (v) by redesignating subparagraphs  
14 (E) through (J) as subparagraphs (F),  
15 (G), and (I) through (L), respectively;

16 (vi) by inserting after subparagraph  
17 (D) the following:

18 “(E) for the training of personnel in best  
19 practices to meet the unique needs of children  
20 with disabilities, including promoting inter-  
21 agency collaboration;”;

22 (vii) by inserting after subparagraph  
23 (G), as redesignated by clause (v) of this  
24 subparagraph, the following:

1           “(H) for the training of personnel in child-  
2           hood development including the unique needs of  
3           children under age 3;”;

4           (viii) in subparagraph (J), as redesign-  
5           ated by clause (v) of this subparagraph,  
6           by striking “and other public and private  
7           welfare agencies” and inserting “other  
8           public and private welfare agencies, and  
9           agencies that provide early intervention  
10          services”;

11          (ix) in subparagraph (K), as redesign-  
12          ated by clause (v) of this subparagraph,  
13          by striking “and” at the end;

14          (x) in subparagraph (L), as redesign-  
15          ated by clause (v) of this subparagraph—

16               (I) by striking “disabled infants”  
17               each place it appears and inserting  
18               “infants or toddlers with disabilities”;

19               and

20               (II) by striking the period and  
21               inserting “; and”; and

22          (xi) by adding at the end the fol-  
23          lowing:

1           “(M) for the training of personnel in best  
2 practices relating to the provision of differential  
3 response.”;

4           (C) in paragraph (3), by inserting “, lead-  
5 ership,” after “mutual support”;

6           (D) in paragraph (4), by striking all that  
7 precedes “Secretary” and inserting the fol-  
8 lowing:

9           “(4) KINSHIP CARE.—The”;

10          (E) in paragraph (4), by striking “in not  
11 more than 10 States”;

12          (F) in paragraph (5)—

13           (i) in the paragraph heading—

14           (I) by striking “BETWEEN” and  
15 inserting “AMONG”; and

16           (II) by striking “AND DEVELOP-  
17 MENTAL DISABILITIES” and inserting  
18 “SUBSTANCE ABUSE, DEVELOP-  
19 MENTAL DISABILITIES, AND DOMES-  
20 TIC VIOLENCE SERVICE”;

21           (ii) by striking “between” and insert-  
22 ing “among”;

23           (iii) by striking “mental health” and  
24 all that follows through “, for” and insert-  
25 ing “mental health, substance abuse, devel-

1           opmental disabilities, and domestic violence  
2           service agencies, and entities that carry  
3           out community-based programs, for”; and

4                   (iv) by striking “help assure” and in-  
5           serting “ensure”; and

6                   (G) by inserting after paragraph (5) the  
7           following:

8                   “(6) COLLABORATIONS BETWEEN CHILD PRO-  
9           TECTIVE SERVICE ENTITIES AND DOMESTIC VIO-  
10          LENCE SERVICE ENTITIES.—The Secretary may  
11          award grants to public or private agencies and orga-  
12          nizations under this section to develop or expand ef-  
13          fective collaborations between child protective service  
14          entities and domestic violence service entities to im-  
15          prove collaborative investigation and intervention  
16          procedures, provision for the safety of the non-  
17          abusing parent involved and children, and provision  
18          of services to children exposed to domestic violence  
19          that also support the caregiving role of the non-  
20          abusing parent.”; and

21                   (3) in subsection (b)(4)—

22                           (A) in subparagraph (A)(ii), by striking  
23                   “neglected or abused” and inserting “victims of  
24                   child abuse or neglect”;

1 (B) in subparagraphs (B)(ii) and (C)(iii),  
 2 by striking “abuse or neglect” and inserting  
 3 “child abuse and neglect”;

4 (C) in subparagraph (C)(iii), by striking  
 5 “been neglected or abused” and inserting “been  
 6 a victim of child abuse or neglect”; and

7 (D) in subparagraph (D), by striking “a”  
 8 after “grantee is” and inserting “an”.

9 **SEC. 115. GRANTS TO STATES FOR CHILD ABUSE OR NE-**  
 10 **GLECT PREVENTION AND TREATMENT PRO-**  
 11 **GRAMS.**

12 (a) SECTION HEADING.—Section 106 of the Child  
 13 Abuse Prevention and Treatment Act (42 U.S.C. 5106a)  
 14 is amended by striking the section heading and inserting  
 15 the following:

16 **“SEC. 106. GRANTS TO STATES FOR CHILD ABUSE OR NE-**  
 17 **GLECT PREVENTION AND TREATMENT PRO-**  
 18 **GRAMS.”.**

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

22 (1) in the matter preceding paragraph (1), by  
 23 striking “based on” and all that follows through “18  
 24 in” and inserting “from allotments made under sub-  
 25 section (f) for”;

1           (2) in paragraph (1), by striking “abuse and  
2 neglect” and inserting “child abuse or neglect”;

3           (3) in paragraph (2)—

4                 (A) in subparagraph (A), by inserting “,  
5 intra-agency, interstate, and intrastate” after  
6 “interagency”; and

7                 (B) in subparagraph (B)(i), by striking  
8 “abuse and neglect” and inserting “child abuse  
9 or neglect”;

10           (4) in paragraph (4), by inserting “, including  
11 the use of differential response” after “protocols”;

12           (5) in paragraph (6)—

13                 (A) in subparagraph (A) by inserting “, in-  
14 cluding the use of differential response,” after  
15 “strategies”;

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

18                 (C) in subparagraph (C), by striking  
19 “workers” and all that follows and inserting  
20 “workers; and”; and

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

22                         “(D) training in early childhood, child, and  
23 adolescent development;”;

24           (6) by striking paragraphs (8) and (9) and in-  
25 serting the following:



1           “(8) developing, facilitating the use of, and im-  
2           plementing research-based strategies and training  
3           protocols for individuals mandated to report child  
4           abuse and neglect;”;

5           (7) by redesignating paragraphs (10) through  
6           (14) as paragraphs (9) through (13), respectively;

7           (8) in paragraph (9), as redesignated by para-  
8           graph (7) of this subsection—

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

11          (B) in subparagraph (C), by adding “and”  
12          at the end; and

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

14          “(D) the use of differential response in  
15          preventing child abuse and neglect;”;

16          (9) in paragraph (10), as redesignated by para-  
17          graph (7) of this subsection, by inserting “, includ-  
18          ing the use of differential response” before the semi-  
19          colon;

20          (10) in paragraph (12), as redesignated by  
21          paragraph (7) of this subsection, by striking “or” at  
22          the end;

23          (11) in paragraph (13), as redesignated by  
24          paragraph (7) of this subsection—

1 (A) by striking “supporting and enhance-  
2 ing” and all that follows through “community-  
3 based programs” and inserting “supporting and  
4 enhancing interagency collaboration among pub-  
5 lic health agencies, agencies in the child protec-  
6 tive service system, and agencies carrying out  
7 private community-based programs—”;

8 (B) by striking “to provide” and inserting  
9 the following:

10 “(A) to provide”;

11 (C) by striking “systems) and” and insert-  
12 ing “systems), and the use of differential re-  
13 sponse; and”;

14 (D) by striking “to address” and inserting  
15 the following:

16 “(B) to address”;

17 (E) by striking “abused or neglected” and  
18 inserting “victims of child abuse or neglect”;  
19 and

20 (F) by striking the period at the end and  
21 inserting “; or”; and

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

23 “(14) developing and implementing procedures  
24 for collaboration among child protective services, do-  
25 mestic violence services, and other agencies in—

1           “(A) investigations, interventions, and the  
2           delivery of services and treatment provided to  
3           children and families, including the use of dif-  
4           ferential response, where appropriate; and

5           “(B) the provision of services that assist  
6           children exposed to domestic violence, and that  
7           also support the caregiving role of their non-  
8           abusing parents.”.

9           (c) ELIGIBILITY REQUIREMENTS.—Section 106(b) of  
10          the Child Abuse Prevention and Treatment Act (42 U.S.C.  
11          5106a(b)) is amended—

12           (1) by striking paragraph (1) and inserting the  
13          following:

14           “(1) STATE PLAN.—

15           “(A) IN GENERAL.—To be eligible to re-  
16          ceive a grant under this section, a State shall  
17          submit to the Secretary a State plan that speci-  
18          fies the areas of the child protective services  
19          system described in subsection (a) that the  
20          State will address with amounts received under  
21          the grant.

22           “(B) DURATION OF PLAN.—Each State  
23          plan shall—

1           “(i) remain in effect for the duration  
2           of the State’s participation under this sec-  
3           tion; and

4           “(ii) be periodically reviewed and re-  
5           vised as necessary by the State to reflect  
6           changes in the State’s strategies and pro-  
7           grams under this section.

8           “(C)    ADDITIONAL    INFORMATION.—The  
9           State shall provide notice to the Secretary—

10           “(i) of any substantive changes, in-  
11           cluding any change to State law or regula-  
12           tions, relating to the prevention of child  
13           abuse and neglect that may affect the eligi-  
14           bility of the State under this section; and

15           “(ii) any significant changes in how  
16           funds provided under this section are used  
17           to support activities described in this sec-  
18           tion, which may differ from the activities  
19           described in the current State applica-  
20           tion.”;

21           (2) in paragraph (2)—

22           (A) by redesignating subparagraphs (A)  
23           through (D) as subparagraphs (B) through (E),  
24           respectively;

1 (B) by striking the matter preceding sub-  
2 paragraph (B), as redesignated by subpara-  
3 graph (A) of this paragraph, and inserting the  
4 following:

5 “(2) CONTENTS.—A State plan submitted  
6 under paragraph (1) shall contain a description of  
7 the activities that the State will carry out using  
8 amounts received under the grant to achieve the ob-  
9 jectives of this title, including—

10 “(A) an assurance that the State plan, to  
11 the maximum extent practicable, is coordinated  
12 with the State plan under part B of title IV of  
13 the Social Security Act (42 U.S.C. 621 et seq.)  
14 relating to child welfare services and family  
15 preservation and family support services;”;

16 (C) in subparagraph (B), as redesignated  
17 by subparagraph (A) of this paragraph—

18 (i) in the matter preceding clause

19 (i)—

20 (I) by striking “chief executive  
21 officer” and inserting “Governor”;

22 and

23 (II) by striking “Statewide” and  
24 inserting “statewide”;

25 (ii) in clause (ii)—

1 (I) in the matter preceding sub-  
2 clause (I)—

3 (aa) by inserting “with”  
4 after “born”; and

5 (bb) by inserting “or a Fetal  
6 Alcohol Spectrum Disorder,”  
7 after “drug exposure,”; and

8 (II) in subclause (I), by inserting  
9 “or neglect” before the semicolon;

10 (iii) in clause (iii), by inserting “, or  
11 a Fetal Alcohol Spectrum Disorder” before  
12 the semicolon;

13 (iv) in clause (v), by inserting “, in-  
14 cluding the use of differential response,”  
15 after “procedures”;

16 (v) in clause (vi)—

17 (I) by striking “the abused or ne-  
18 glected child” and inserting “a victim  
19 of child abuse or neglect”; and

20 (II) by striking “abuse or ne-  
21 glect” and inserting “child abuse or  
22 neglect”;

23 (vi) in clause (ix), by striking “abuse  
24 and neglect” and inserting “child abuse  
25 and neglect”;

- 1 (vii) in clause (xi), by striking “or ne-  
2 glect” and inserting “and neglect”;
- 3 (viii) in clause (xiii)—
- 4 (I) by striking “an abused or ne-  
5 glected child” and inserting “a victim  
6 of child abuse or neglect”; and
- 7 (II) by inserting “including train-  
8 ing in early childhood, child, and ado-  
9 lescent development,” after “to the  
10 role,”;
- 11 (ix) in clause (xv)(II), by striking  
12 “abuse or neglect” and inserting “child  
13 abuse or neglect”;
- 14 (x) in clause (xviii), by striking  
15 “abuse and” and inserting “abuse or”;
- 16 (xi) in clause (xxi), by striking “Act;  
17 and” and inserting “Act (20 U.S.C. 1431  
18 et seq.)”;
- 19 (xii) in clause (xxii)—
- 20 (I) by striking “not later”  
21 through “2003,”; and
- 22 (II) in clause (xxii), by adding  
23 “and” at the end; and
- 24 (xiii) by adding at the end the fol-  
25 lowing:

1           “(xxiii) provisions for systems of tech-  
2           nology that support the State child protec-  
3           tive service system described in subsection  
4           (a) and track reports of child abuse and  
5           neglect from intake through final disposi-  
6           tion;”;

7           (D) in subparagraph (C), as redesignated  
8           by subparagraph (A) of this paragraph—

9           (i) by striking “disabled infants with”  
10          each place it appears and inserting “in-  
11          fants with disabilities who have”; and

12          (ii) in clause (iii), by striking “life  
13          threatening” and inserting “life-threat-  
14          ening”;

15          (E) in subparagraph (D), as redesignated  
16          by subparagraph (A) of this paragraph—

17          (i) in clause (ii), by striking “and” at  
18          the end;

19          (ii) in clause (iii), by striking “and”  
20          at the end;

21          (iii) by adding at the end the fol-  
22          lowing:

23          “(iv) policies and procedures encour-  
24          aging the appropriate involvement of fami-  
25          lies in decisionmaking pertaining to chil-



1           dren who experienced child abuse or ne-  
2           glect;

3           “(v) policies and procedures that pro-  
4           mote and enhance appropriate collabora-  
5           tion among child protective service agen-  
6           cies, domestic violence service agencies,  
7           substance abuse treatment agencies, and  
8           other agencies in investigations, interven-  
9           tions, and the delivery of services and  
10          treatment provided to children and families  
11          affected by child abuse or neglect, includ-  
12          ing children exposed to domestic violence,  
13          where appropriate; and

14          “(vi) policies and procedures regard-  
15          ing the use of differential response, as ap-  
16          plicable;”;

17          (F) in subparagraph (E), as redesignated  
18          by subparagraph (A) of this paragraph—

19                 (i) by inserting “(42 U.S.C. 621 et  
20                 seq.)” after “Act”; and

21                 (ii) by striking the period at the end  
22                 and inserting a semicolon;

23          (G) by inserting after subparagraph (E),  
24          as redesignated by subparagraph (A) of this  
25          paragraph, the following:

1           “(F) an assurance or certification that  
2 programs and training conducted under this  
3 title address the unique needs of unaccom-  
4 panied homeless youth, including access to en-  
5 rollment and support services and neglect and  
6 that such youth are eligible for under parts B  
7 and E of title IV of the Social Security Act (42  
8 U.S.C. 621 et seq., 670 et seq.) and the McKin-  
9 ney-Vento Homeless Assistance Act (42 U.S.C.  
10 11301 et seq.); and

11           “(G) an assurance that the State, in devel-  
12 oping the State plan described in paragraph  
13 (1), has collaborated with community-based pre-  
14 vention agencies and with families affected by  
15 child abuse or neglect.”; and

16           (H) in the last sentence, by striking “sub-  
17 paragraph (A)” and inserting “subparagraph  
18 (B)”;

19           (3) in paragraph (3), by striking “paragraph  
20 (2)(A)” and inserting “paragraph (2)(B)”.

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

1           (1) in paragraph (2), by inserting before the pe-  
2           riod the following: “, and may include adult former  
3           victims of child abuse or neglect”; and

4           (2) in paragraph (4)(A)(iii)(I), by inserting  
5           “(42 U.S.C. 670 et seq.)” before the semicolon.

6           (e) ANNUAL STATE DATA REPORTS.—Section 106(d)  
7 of the Child Abuse Prevention and Treatment Act (42  
8 U.S.C. 5106a(d)) is amended—

9           (1) in paragraph (1), by striking “as abused or  
10          neglected” and inserting “as victims of child abuse  
11          or neglect”;

12          (2) in paragraph (4), by inserting “, including  
13          use of differential response,” after “services”;

14          (3) by striking paragraph (7) and inserting the  
15          following:

16               “(7)(A) The number of child protective service  
17          personnel responsible for the—

18                       “(i) intake of reports filed in the previous  
19          year;

20                       “(ii) screening of such reports;

21                       “(iii) assessment of such reports; and

22                       “(iv) investigation of such reports.

23               “(B) The average caseload for the workers de-  
24          scribed in subparagraph (A).”;

1 (4) in paragraph (9), by striking “abuse or ne-  
2 glect” and inserting “child abuse or neglect”;

3 (5) by striking paragraph (10) and inserting  
4 the following:

5 “(10) For child protective service personnel re-  
6 sponsible for intake, screening, assessment, and in-  
7 vestigation of child abuse and neglect reports in the  
8 State—

9 “(A) information on the education, quali-  
10 fications, and training requirements established  
11 by the State for child protective service profes-  
12 sionals, including for entry and advancement in  
13 the profession, including advancement to super-  
14 visory positions;

15 “(B) data on the education, qualifications,  
16 and training of such personnel;

17 “(C) demographic information of the child  
18 protective service personnel; and

19 “(D) information on caseload or workload  
20 requirements for such personnel, including re-  
21 quirements for average number and maximum  
22 number of cases per child protective service  
23 worker and supervisor.”;

24 (6) in paragraph (11), by striking “and ne-  
25 glect” and inserting “or neglect”; and

1 (7) by adding at the end the following:

2 “(15) The number of children referred to a  
3 child protective services system under subsection  
4 (b)(2)(B)(ii).

5 “(16) The number of children determined to be  
6 eligible for referral, and the number of children re-  
7 ferred, under subsection (b)(2)(B)(xxi), to agencies  
8 providing early intervention services under part C of  
9 the Individuals with Disabilities Education Act (20  
10 U.S.C. 1431 et seq.).”.

11 (f) ANNUAL REPORT.—Section 106(e) of the Child  
12 Abuse Prevention and Treatment Act (42 U.S.C.  
13 5106a(e)) is amended by inserting “and neglect” before  
14 the period.

15 (g) FORMULA.—Section 106 of the Child Abuse Pre-  
16 vention and Treatment Act (42 U.S.C. 5106a) is amended  
17 by adding at the end the following:

18 “(f) ALLOTMENTS.—

19 “(1) DEFINITIONS.—In this subsection:

20 “(A) FISCAL YEAR 2009 GRANT FUNDS.—

21 The term ‘fiscal year 2009 grant funds’ means  
22 the amount appropriated under section 112 for  
23 fiscal year 2009, and not reserved under section  
24 112(a)(2).

1           “(B) GRANT FUNDS.—The term ‘grant  
2 funds’ means the amount appropriated under  
3 section 112 for a fiscal year and not reserved  
4 under section 112(a)(2).

5           “(C) STATE.—The term ‘State’ means  
6 each of the several States, the District of Co-  
7 lumbia, and the Commonwealth of Puerto Rico.

8           “(D) TERRITORY.—The term ‘territory’  
9 means Guam, American Samoa, the United  
10 States Virgin Islands, and the Commonwealth  
11 of the Northern Mariana Islands.

12           “(2) IN GENERAL.—Except as otherwise pro-  
13 vided in this section, the Secretary shall make allot-  
14 ments to each State and territory that applies for a  
15 grant under this section in an amount equal to the  
16 sum of—

17           “(A) \$50,000; and

18           “(B) an amount that bears the same rela-  
19 tionship to any grant funds remaining after all  
20 such States and territories have received  
21 \$50,000, as the number of children under the  
22 age of 18 in the State or territory bears to the  
23 number of such children in all States and terri-  
24 tories that apply for such a grant.

1           “(3) ALLOTMENTS FOR DECREASED APPRO-  
2           PRIATION YEARS.—In the case where the grant  
3           funds for a fiscal year are less than the fiscal year  
4           2009 grant funds, the Secretary shall ratably reduce  
5           each of the allotments under paragraph (2) for such  
6           fiscal year.

7           “(4) ALLOTMENTS FOR INCREASED APPROPRIA-  
8           TION YEARS.—

9                   “(A) MINIMUM ALLOTMENTS TO STATES  
10                   FOR INCREASED APPROPRIATIONS YEARS.—In  
11                   any fiscal year for which the grant funds exceed  
12                   the fiscal year 2009 grant funds by more than  
13                   \$1,000,000, the Secretary shall adjust the allot-  
14                   ments under paragraph (2), as necessary, such  
15                   that no State that applies for a grant under  
16                   this section receives an allotment in an amount  
17                   that is less than—

18                           “(i) \$100,000, for a fiscal year in  
19                           which the grant funds exceed the fiscal  
20                           year 2009 grant funds by more than  
21                           \$1,000,000 but less than \$2,000,000;

22                           “(ii) \$125,000, for a fiscal year in  
23                           which the grant funds exceed the fiscal  
24                           year 2009 grant funds by at least  
25                           \$2,000,000 but less than \$3,000,000; and

1           “(iii) \$150,000, for a fiscal year in  
2           which the grant funds exceed the fiscal  
3           year 2009 grant funds by at least  
4           \$3,000,000.

5           “(B) ALLOTMENT ADJUSTMENT.—In the  
6           case of a fiscal year for which subparagraph  
7           (A) applies and the grant funds are insufficient  
8           to satisfy the requirements of such subpara-  
9           graph (A), paragraph (2), and paragraph (5),  
10          the Secretary shall, subject to paragraph (5),  
11          ratably reduce the allotment of each State for  
12          which the allotment under paragraph (2) is an  
13          amount that exceeds the applicable minimum  
14          under subparagraph (A), as necessary to ensure  
15          that each State receives the applicable min-  
16          imum allotment under subparagraph (A).

17          “(5) HOLD HARMLESS.—Notwithstanding para-  
18          graphs (2) and (4), except as provided in paragraph  
19          (3), no State or territory shall receive a grant under  
20          this section in an amount that is less than the  
21          amount such State or territory received under this  
22          section for fiscal year 2009.”.



1 **SEC. 116. GRANTS TO STATES FOR PROGRAMS RELATING**  
2 **TO THE INVESTIGATION AND PROSECUTION**  
3 **OF CHILD ABUSE AND NEGLECT CASES.**

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

6 (1) in subsection (a)—

7 (A) by striking paragraphs (1) and (2) and  
8 inserting the following:

9 “(1) the assessment and investigation of sus-  
10 pected child abuse and neglect cases, including cases  
11 of suspected child sexual abuse and exploitation, in  
12 a manner that limits additional trauma to the child  
13 and the child’s family;

14 “(2) the assessment and investigation of cases  
15 of suspected child abuse-related fatalities and sus-  
16 pected child neglect-related fatalities;”;

17 (B) in paragraph (3), by striking “particu-  
18 larly” and inserting “including”; and

19 (C) in paragraph (4)—

20 (i) by striking “the handling” and in-  
21 serting “the assessment and investigation”;  
22 and

23 (ii) by striking “victims of abuse” and  
24 inserting “suspected victims of child  
25 abuse”;

1           (2) in subsection (b)(1), by striking “section  
2 107(b)” and inserting “section 106(b”;

3           (3) in subsection (c)(1)—

4                 (A) in subparagraph (G), by striking  
5 “and” at the end;

6                 (B) in subparagraph (H), by striking the  
7 period and inserting a semicolon; and

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

9                     “(I) adult former victims of child abuse or  
10 neglect; and

11                     “(J) individuals experienced in working  
12 with homeless children and youths (as defined  
13 in section 725 of the McKinney-Vento Homeless  
14 Assistance Act (42 U.S.C. 11434a)).”;

15           (4) in subsection (d)(1), by striking “particu-  
16 larly” and inserting “including”;

17           (5) in subsection (e)(1)—

18                 (A) in subparagraph (A), by striking “par-  
19 ticularly” and inserting “including”;

20                 (B) in subparagraph (B)—

21                     (i) by inserting a comma after  
22 “model”; and

23                     (ii) by striking “improve the rate”  
24 and all that follows through “child sexual  
25 abuse cases” and inserting the following:

1 “improve the prompt and successful resolu-  
2 tion of civil and criminal court proceedings  
3 or enhance the effectiveness of judicial and  
4 administrative action in child abuse and  
5 neglect cases, particularly child sexual  
6 abuse and exploitation cases, including the  
7 enhancement of performance of court-ap-  
8 pointed attorneys and guardians ad litem  
9 for children”; and

10 (C) in subparagraph (C)—

11 (i) by inserting a comma after “proto-  
12 cols”;

13 (ii) by striking “from abuse” and in-  
14 serting “from child abuse and neglect”;  
15 and

16 (iii) by striking “particularly” and in-  
17 serting “including”; and

18 (6) in subsection (f), by inserting “(42 U.S.C.  
19 10603a)” after “1984”.

20 **SEC. 117. MISCELLANEOUS REQUIREMENTS.**

21 Section 108(d) of the Child Abuse Prevention and  
22 Treatment Act (42 U.S.C. 5106d(d)) is amended to read  
23 as follows:

24 “(d) SENSE OF CONGRESS.—It is the sense of con-  
25 gress that the Secretary should encourage all States and

1 public and private entities that receive assistance under  
2 this title to—

3 “(1) ensure that children and families with lim-  
4 ited English proficiency who participate in programs  
5 under this title are provided with materials and serv-  
6 ices through such programs in an appropriate lan-  
7 guage other than English; and

8 “(2) ensure that individuals with disabilities  
9 who participate in programs under this title are pro-  
10 vided with materials and services through such pro-  
11 grams that are appropriate to their disabilities.”.

12 **SEC. 118. REPORTS.**

13 (a) IN GENERAL.—Section 110 of the Child Abuse  
14 Prevention and Treatment Act (42 U.S.C. 5106f) is  
15 amended by striking subsections (a) and (b) and inserting  
16 the following:

17 “(a) COORDINATION EFFORTS.—Not later than 1  
18 year after the date of enactment of the CAPTA Reauthor-  
19 ization Act of 2010, the Secretary shall submit to the  
20 Committee on Education and Labor of the House of Rep-  
21 resentatives and the Committee on Health, Education,  
22 Labor, and Pensions of the Senate a report on efforts to  
23 coordinate the objectives and activities of agencies and or-  
24 ganizations that are responsible for programs and activi-  
25 ties related to child abuse and neglect. Not later than 3

1 years after that date of enactment, the Secretary shall  
2 submit to those committees a second report on such efforts  
3 during the 3-year period following that date of enactment.  
4 Not later than 5 years after that date of enactment, the  
5 Secretary shall submit to those committees a third report  
6 on such efforts during the 5-year period following that  
7 date of enactment.

8 “(b) EFFECTIVENESS OF STATE PROGRAMS AND  
9 TECHNICAL ASSISTANCE.—Not later than 2 years after  
10 the date of enactment of the CAPTA Reauthorization Act  
11 of 2010 and every 2 years thereafter, the Secretary shall  
12 submit to the Committee on Education and Labor of the  
13 House of Representatives and the Committee on Health,  
14 Education, Labor, and Pensions of the Senate a report  
15 evaluating the effectiveness of programs receiving assist-  
16 ance under section 106 in achieving the objectives of sec-  
17 tion 106.”.

18 (b) STUDY AND REPORT RELATING TO CITIZEN RE-  
19 VIEW PANELS.—Section 110(c) of the Child Abuse Pre-  
20 vention and Treatment Act (42 U.S.C. 5106f(c)) is  
21 amended to read as follows:

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

24 “(1) IN GENERAL.—The Secretary shall con-  
25 duct a study to determine the effectiveness of citizen

1 review panels, established under section 106(c), in  
2 achieving the stated function of such panels under  
3 section 106(c)(4)(A) of—

4 “(A) examining the policies, procedures,  
5 and practices of State and local child protection  
6 agencies; and

7 “(B) evaluating the extent to which such  
8 State and local child protection agencies are  
9 fulfilling their child protection responsibilities,  
10 as described in clauses (i) through (iii) of sec-  
11 tion 106(c)(4)(A).

12 “(2) CONTENT OF STUDY.—The study de-  
13 scribed in paragraph (1) shall be completed in a  
14 manner suited to the unique design of citizen review  
15 panels, including consideration of the variability  
16 among the panels within and between States. The  
17 study shall include the following:

18 “(A) Data describing the membership, or-  
19 ganizational structure, operation, and adminis-  
20 tration of all citizen review panels and the total  
21 number of such panels in each State.

22 “(B) A detailed summary of the extent to  
23 which collaboration and information-sharing oc-  
24 curs between citizen review panels and State  
25 child protective services agencies or any other

1 entities or State agencies. The summary shall  
2 include a description of the outcomes that re-  
3 sult from collaboration and information sharing.

4 “(C) Evidence of the adherence and re-  
5 sponsiveness to the reporting requirements  
6 under section 106(e)(6) by citizen review panels  
7 and States.

8 “(3) REPORT.—Not later than 2 years after the  
9 date of enactment of the CAPTA Reauthorization  
10 Act of 2010, the Secretary shall submit to the Com-  
11 mittee on Health, Education, Labor, and Pensions  
12 of the Senate and the Committee on Education and  
13 Labor of the House of Representatives a report that  
14 contains the results of the study conducted under  
15 paragraph (1).”.

16 **SEC. 119. DEFINITIONS.**

17 Section 111 of the Child Abuse Prevention and  
18 Treatment Act (42 U.S.C. 5106g) is amended—

19 (1) in paragraph (5)—

20 (A) by inserting “except as provided in  
21 section 106(f),” after “(5)”;

22 (B) by inserting “and” after “Samoa,”;  
23 and

24 (C) by striking “and the Trust Territory of  
25 the Pacific Islands”;

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

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

4           “(7) the term ‘Alaska Native’ has the meaning  
5 given the term ‘Native’ in section 3 of the Alaska  
6 Native Claims Settlement Act (43 U.S.C. 1602);

7           “(8) the term ‘infant or toddler with a dis-  
8 ability’ has the meaning given the term in section  
9 632 of the Individuals with Disabilities Education  
10 Act (20 U.S.C. 1432);

11           “(9) the terms ‘Indian’, ‘Indian tribe’, and  
12 ‘tribal organization’ have the meanings given the  
13 terms in section 4 of the Indian Self-Determination  
14 and Education Assistance Act (25 U.S.C. 450b);

15           “(10) the term ‘Native Hawaiian’ has the  
16 meaning given the term in section 7207 of the Ele-  
17 mentary and Secondary Education Act of 1965 (20  
18 U.S.C. 7517); and

19           “(11) the term ‘unaccompanied homeless youth’  
20 means an individual who is described in paragraphs  
21 (2) and (6) of section 725 of the McKinney-Vento  
22 Homeless Assistance Act (42 U.S.C. 11434a).”.

23 **SEC. 120. AUTHORIZATION OF APPROPRIATIONS.**

24           Section 112(a)(1) of the Child Abuse Prevention and  
25 Treatment Act (42 U.S.C. 5106h(a)(1)) is amended by



1 striking “\$120,000,000” and all that follows and inserting  
 2 “\$132,000,000 for fiscal year 2011 and such sums as may  
 3 be necessary for each of fiscal years 2012 through 2015.”.

4 **SEC. 121. RULE OF CONSTRUCTION.**

5 Section 113(a)(2) of the Child Abuse Prevention and  
 6 Treatment Act (42 U.S.C. 5106i(a)(2)) is amended by  
 7 striking “abuse or neglect” and inserting “child abuse or  
 8 neglect”.

9 **Subtitle B—Community-Based**  
 10 **Grants for the Prevention of**  
 11 **Child Abuse or Neglect**

12 **SEC. 131. TITLE HEADING.**

13 The title heading of title II of the Child Abuse Pre-  
 14 vention and Treatment Act (42 U.S.C. 5116) is amended  
 15 to read as follows:

16 **“TITLE II—COMMUNITY-BASED**  
 17 **GRANTS FOR THE PREVEN-**  
 18 **TION OF CHILD ABUSE OR NE-**  
 19 **GLECT”.**

20 **SEC. 132. PURPOSE AND AUTHORITY.**

21 Section 201 of the Child Abuse Prevention and  
 22 Treatment Act (42 U.S.C. 5116) is amended—

23 (1) by striking subsection (a)(1) and inserting  
 24 the following:

1           “(1) to support community-based efforts to de-  
2           velop, operate, expand, enhance, and coordinate ini-  
3           tiatives, programs, and activities to prevent child  
4           abuse and neglect and to support the coordination of  
5           resources and activities, to better strengthen and  
6           support families to reduce the likelihood of child  
7           abuse and neglect; and”;

8           (2) in subsection (b)—

9           (A) in the matter preceding paragraph (1),  
10          by striking “hereafter”;

11          (B) in paragraph (1)—

12           (i) in the matter preceding subpara-  
13          graph (A)—

14           (I) by inserting a comma after  
15          “expanding”; and

16           (II) by striking “(through net-  
17          works where appropriate)”;

18           (ii) in subparagraph (E), by inserting  
19          before the semicolon the following: “, in-  
20          cluding access to such resources and op-  
21          portunities for unaccompanied homeless  
22          youth”; and

23           (iii) by striking subparagraph (G) and  
24          inserting the following:

1           “(G) demonstrate a commitment to involv-  
2           ing parents in the planning and program imple-  
3           mentation of the lead agency and entities car-  
4           rying out local programs funded under this  
5           title, including involvement of parents of chil-  
6           dren with disabilities, parents who are individ-  
7           uals with disabilities, racial and ethnic minori-  
8           ties, and members of other underrepresented or  
9           underserved groups; and”;

10           (C) in paragraph (2), by inserting after  
11           “children and families” the following: “, includ-  
12           ing unaccompanied homeless youth,”;

13           (D) in paragraph (3)—

14           (i) by inserting “substance abuse  
15           treatment services, domestic violence serv-  
16           ices,” after “mental health services,”; and

17           (ii) by striking “community-based  
18           family resource and support program” and  
19           inserting “community-based child abuse  
20           and neglect prevention programs”; and

21           (E) in paragraph (4)—

22           (i) by inserting “and” after “report-  
23           ing”;

24           (ii) by striking the comma after “pre-  
25           vention-focused”; and

1 (iii) by striking “(through networks  
2 where appropriate)”.

3 **SEC. 133. ELIGIBILITY.**

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

6 (1) in paragraph (1)—

7 (A) by striking “chief executive officer”  
8 each place it appears and inserting “Governor”;  
9 and

10 (B) by inserting a comma after “enhance”;

11 (2) in paragraphs (1), (2), and (3), by striking  
12 “(through networks where appropriate)” each place  
13 it appears;

14 (3) in paragraphs (2) and (3), in the matter  
15 preceding subparagraph (A), by striking “chief execu-  
16 tive officer” and inserting “Governor”; and

17 (4) in subparagraphs (A) and (B) of paragraph  
18 (2), by inserting “adult former victims of child abuse  
19 or neglect,” after “parents,”.

20 **SEC. 134. AMOUNT OF GRANT.**

21 Section 203(b)(1) of the Child Abuse Prevention and  
22 Treatment Act (42 U.S.C. 5116b(b)(1))—

23 (1) in subparagraph (A), by striking all that  
24 precedes “70” and inserting the following:

25 “(A) 70 PERCENT.—”; and

1           (2) in subparagraph (B), by striking all that  
2 precedes “30” and inserting the following:

3                   “(B) 30 PERCENT.—”.

4 **SEC. 135. APPLICATION.**

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

7           (1) in paragraphs (1) and (2), by striking  
8 “(through networks where appropriate)”;

9           (2) in paragraph (2)—

10                   (A) by striking “and how family resource  
11 and support” and inserting “, including how  
12 community-based child abuse and neglect pre-  
13 vention”; and

14                   (B) by striking “services provided” and in-  
15 serting “programs provided”;

16           (3) in paragraph (4), by inserting a comma  
17 after “operation”;

18           (4) in paragraph (6)—

19                   (A) by striking “an assurance that the  
20 State has the” and inserting “a description of  
21 the State’s”; and

22                   (B) by striking “consumers and” and in-  
23 serting “consumers, of family advocates, and of  
24 adult former victims of child abuse or neglect,”;

1 (5) in paragraph (7), by inserting a comma  
2 after “expansion”;

3 (6) in paragraph (8)—

4 (A) by striking “and activities”; and

5 (B) by inserting after “homelessness,” the  
6 following: “unaccompanied homeless youth,”;

7 (7) in paragraph (9), by inserting a comma  
8 after “training”; and

9 (8) in paragraph (11), by inserting a comma  
10 after “procedures”.

11 **SEC. 136. LOCAL PROGRAM REQUIREMENTS.**

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

15 (1) in the matter preceding paragraph (1), by  
16 inserting a comma after “expand”;

17 (2) in paragraph (1)—

18 (A) by striking “parents and” and insert-  
19 ing “parents,”; and

20 (B) by inserting “in meaningful roles” be-  
21 fore the semicolon;

22 (3) in paragraph (2)—

23 (A) by striking “a strategy to provide, over  
24 time,” and inserting “a comprehensive strategy  
25 to provide”;

1 (B) by striking “family centered” and in-  
2 serting “family-centered”; and

3 (C) by striking “and parents with young  
4 children,” and inserting “, to parents with  
5 young children, and to parents who are adult  
6 former victims of domestic violence or child  
7 abuse or neglect,”;

8 (4) in paragraph (3)—

9 (A) by striking all that precedes subpara-  
10 graph (C) and inserting the following:

11 “(3)(A) provide for core child abuse and neglect  
12 prevention services, which may be provided directly  
13 by the local recipient of the grant funds or through  
14 grants or agreements with other local agencies, such  
15 as—

16 “(i) parent education, mutual support and  
17 self help, and parent leadership services;

18 “(ii) respite care services;

19 “(iii) outreach and followup services, which  
20 may include voluntary home visiting services;  
21 and

22 “(iv) community and social service refer-  
23 rals; and”;

24 (B) in subparagraph (C)—

1 (i) in the matter preceding clause (i),  
2 by striking “(C)” and inserting “(B) pro-  
3 vide”;

4 (ii) by striking clause (ii) and insert-  
5 ing the following:

6 “(ii) child care, early childhood edu-  
7 cation and care, and intervention serv-  
8 ices;”;

9 (iii) in clause (iii), by inserting “and  
10 parents who are individuals with disabil-  
11 ities” before the semicolon;

12 (iv) in clause (v), by striking “scho-  
13 lastic tutoring” and inserting “academic  
14 tutoring”;

15 (v) in clause (vii), by striking “and”  
16 after the semicolon;

17 (vi) in clause (viii), by adding “and”  
18 after the semicolon;

19 (vii) by adding at the end the fol-  
20 lowing:

21 “(ix) domestic violence service pro-  
22 grams that provide services and treatment  
23 to children and their non-abusing care-  
24 givers.”; and



1 (viii) in clause (v), by striking “scho-  
2 lastic tutoring” and inserting “academic  
3 tutoring”;

4 (5) in paragraph (5), by striking “family re-  
5 source and support program” and inserting “child  
6 abuse and neglect prevention program”; and

7 (6) in paragraph (6), by inserting a comma  
8 after “operation”.

9 (b) TECHNICAL AMENDMENT.—Section 206(b) of the  
10 Child Abuse Prevention and Treatment Act (42 U.S.C.  
11 5116e(b)) is amended—

12 (1) by striking “low income” and inserting  
13 “low-income”; and

14 (2) by striking “family resource and support  
15 programs” and inserting “child abuse and neglect  
16 prevention programs.”.

17 **SEC. 137. CONFORMING AMENDMENTS.**

18 Section 207 of the Child Abuse Prevention and  
19 Treatment Act (42 U.S.C. 5116g) is amended—

20 (1) in paragraph (1), by inserting a comma  
21 after “operation”;

22 (2) in paragraph (2), by inserting “which de-  
23 scription shall specify whether those services are  
24 supported by research” after “section 202”;

25 (3) in paragraph (4)—

1 (A) by striking “section 205(3)” and in-  
 2 serting “section 204(3)”; and

3 (B) by inserting a comma after “oper-  
 4 ation”;

5 (4) in paragraph (6)—

6 (A) by inserting a comma after “local”;  
 7 and

8 (B) by inserting a comma after “expan-  
 9 sion”; and

10 (5) in paragraph (7), by striking “the results”  
 11 and all that follows and inserting “the results of  
 12 evaluation, or the outcomes of monitoring, conducted  
 13 under the State program to demonstrate the effec-  
 14 tiveness of activities conducted under this title in  
 15 meeting the purposes of the program; and”.

16 **SEC. 138. NATIONAL NETWORK FOR COMMUNITY-BASED**  
 17 **FAMILY RESOURCE PROGRAMS.**

18 Section 208 of the Child Abuse Prevention and  
 19 Treatment Act (42 U.S.C. 5116g) is amended—

20 (1) in paragraph (1), by inserting a comma  
 21 after “operate”;

22 (2) in paragraph (2), by inserting a comma  
 23 after “operate”; and

24 (3) in paragraph (4), by inserting a comma  
 25 after “operate”.

1 **SEC. 139. DEFINITIONS.**

2 Section 209 of the Child Abuse Prevention and  
3 Treatment Act (42 U.S.C. 5116h) is amended—

4 (1) in paragraph (1), by inserting before the pe-  
5 riod the following: “(20 U.S.C. 1401(3), 1432(5))”;

6 (2) in paragraph (5)—

7 (A) in the matter preceding subparagraph  
8 (A), by inserting “, including the services of cri-  
9 sis nurseries,” after “short term care services”;

10 (B) in subparagraphs (A) and (B), by  
11 striking “abuse or neglect” and inserting “child  
12 abuse or neglect”; and

13 (C) in subparagraph (C), by striking  
14 “have” and all that follows and inserting “have  
15 disabilities or chronic or terminal illnesses.”;

16 (3) by redesignating paragraph (5) as para-  
17 graph (4); and

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

19 “(5) INDIAN TRIBE; TRIBAL ORGANIZATION.—  
20 The terms ‘Indian tribe’ and ‘tribal organization’  
21 have the meanings given the terms in section 4 of  
22 the Indian Self-Determination and Education Assist-  
23 ance Act (25 U.S.C. 450b).

24 “(6) UNACCOMPANIED HOMELESS YOUTH.—  
25 The term ‘unaccompanied homeless youth’ has the  
26 same meaning given the term under section 111.”.

1 **SEC. 140. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 210 of the Child Abuse Prevention and  
 3 Treatment Act (42 U.S.C. 5116i) is amended by striking  
 4 “\$80,000,000” and all that follows and inserting  
 5 “\$88,000,000 for fiscal year 2011 and such sums as may  
 6 be necessary for each of fiscal years 2012 through 2015.”.

7 **SEC. 141. REDESIGNATION.**

8 Title II of the Child Abuse Prevention and Treatment  
 9 Act (42 U.S.C. 5116 et seq.) is amended by redesignating  
 10 sections 205 through 210 as sections 204 through 209,  
 11 respectively.

12 **Subtitle C—Conforming**  
 13 **Amendments**

14 **SEC. 151. AMENDMENTS TO TABLE OF CONTENTS.**

15 The table of contents in section 1(b) of the Child  
 16 Abuse Prevention and Treatment Act is amended—

17 (1) by amending the item relating to section  
 18 105 to read as follows:

“Sec. 105. Grants to States, Indian tribes or tribal organizations, and public  
 or private agencies and organizations.”;

19 (2) by amending the item relating to section  
 20 106 to read as follows:

“Sec. 106. Grants to States for child abuse or neglect prevention and treatment  
 programs.”;

21 (3) by striking the item relating to the title  
 22 heading of title II and inserting the following:

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

1           and  
 2                   (4) by striking the items relating to sections  
 3           204 through 210 and inserting the following:

“Sec. 204. Application.

“Sec. 205. Local program requirements.

“Sec. 206. Performance measures.

“Sec. 207. National network for community-based family resource programs.

“Sec. 208. Definitions.

“Sec. 209. Authorization of appropriations.”.

4   **TITLE    II—FAMILY    VIOLENCE**  
 5       **PREVENTION AND SERVICES**  
 6       **ACT**

7   **SEC. 201. FAMILY VIOLENCE PREVENTION AND SERVICES.**

8           The Family Violence Prevention and Services Act (42  
 9 U.S.C. 10401 et seq.) is amended to read as follows:

10   **“TITLE III—FAMILY VIOLENCE**  
 11    **PREVENTION AND SERVICES**

12   **“SEC. 301. PURPOSE.**

13           “It is the purpose of this title to—

14                   “(1) assist States and Indian tribes in efforts  
 15           to increase public awareness about, and primary and  
 16           secondary prevention of, family violence, domestic vi-  
 17           olence, and dating violence;

18                   “(2) assist States and Indian tribes in efforts  
 19           to provide immediate shelter and supportive services  
 20           for victims of family violence, domestic violence, or  
 21           dating violence, and their dependents;

1           “(3) provide for a national domestic violence  
2 hotline; and

3           “(4) provide for technical assistance and train-  
4 ing relating to family violence, domestic violence,  
5 and dating violence programs to States and Indian  
6 tribes, local public agencies (including law enforce-  
7 ment agencies, courts, and legal, social service, and  
8 health care professionals in public agencies), non-  
9 profit private organizations (including faith-based  
10 and charitable organizations, community-based orga-  
11 nizations, tribal organizations, and voluntary asso-  
12 ciations) and other persons seeking such assistance  
13 and training.

14 **“SEC. 302. DEFINITIONS.**

15           “In this title:

16           “(1) ALASKA NATIVE.—The term ‘Alaska Na-  
17 tive’ has the meaning given the term ‘Native’ in sec-  
18 tion 3 of the Alaska Native Claims Settlement Act  
19 (43 U.S.C. 1602).

20           “(2) DATING VIOLENCE.—The term ‘dating vio-  
21 lence’ has the meaning given such term in section  
22 40002(a) of the Violence Against Women Act of  
23 1994 (42 U.S.C. 13925(a)).

24           “(3) DOMESTIC VIOLENCE.—The term ‘domes-  
25 tic violence’ has the meaning given such term in sec-

1 tion 40002(a) of the Violence Against Women Act of  
2 1994 (42 U.S.C. 13925(a)).

3 “(4) FAMILY VIOLENCE.—The term ‘family vio-  
4 lence’ means any act or threatened act of violence,  
5 including any forceful detention of an individual,  
6 that—

7 “(A) results or threatens to result in phys-  
8 ical injury; and

9 “(B) is committed by a person against an-  
10 other individual (including an elderly individual)  
11 to or with whom such person—

12 “(i) is related by blood;

13 “(ii) is or was related by marriage or  
14 is or was otherwise legally related; or

15 “(iii) is or was lawfully residing.

16 “(5) INDIAN; INDIAN TRIBE; TRIBAL ORGANIZA-  
17 TION.—The terms ‘Indian’, ‘Indian tribe’, and ‘tribal  
18 organization’ have the meanings given such terms in  
19 section 4 of the Indian Self-Determination and Edu-  
20 cation Assistance Act (25 U.S.C. 450b).

21 “(6) NATIVE HAWAIIAN; NATIVE HAWAIIAN OR-  
22 GANIZATION.—The term ‘Native Hawaiian’ and ‘Na-  
23 tive Hawaiian organization’ have the meanings given  
24 the terms in section 7207 of the Elementary and  
25 Secondary Education Act of 1965 (20 U.S.C. 7517).

1           “(7) PERSONALLY IDENTIFYING INFORMA-  
2           TION.—The term ‘personally identifying information’  
3           has the meaning given the term in section 40002(a)  
4           of the Violence Against Women Act of 1994 (42  
5           U.S.C. 13925(a)).

6           “(8) SECRETARY.—The term ‘Secretary’ means  
7           the Secretary of Health and Human Services.

8           “(9) SHELTER.—The term ‘shelter’ means the  
9           provision of temporary refuge and supportive serv-  
10          ices in compliance with applicable State law (includ-  
11          ing regulation) governing the provision, on a regular  
12          basis, of shelter, safe homes, meals, and supportive  
13          services to victims of family violence, domestic vio-  
14          lence, or dating violence, and their dependents.

15          “(10) STATE.—The term ‘State’ means each of  
16          the several States, the District of Columbia, the  
17          Commonwealth of Puerto Rico, and, except as other-  
18          wise provided, Guam, American Samoa, the United  
19          States Virgin Islands, and the Commonwealth of the  
20          Northern Mariana Islands.

21          “(11) STATE DOMESTIC VIOLENCE COALI-  
22          TION.—The term ‘State Domestic Violence Coalition’  
23          means a statewide nongovernmental nonprofit pri-  
24          vate domestic violence organization that—



1           “(A) has a membership that includes a  
2 majority of the primary-purpose domestic vio-  
3 lence service providers in the State;

4           “(B) has board membership that is rep-  
5 resentative of primary-purpose domestic vio-  
6 lence service providers, and which may include  
7 representatives of the communities in which the  
8 services are being provided in the State;

9           “(C) has as its purpose to provide edu-  
10 cation, support, and technical assistance to such  
11 service providers to enable the providers to es-  
12 tablish and maintain shelter and supportive  
13 services for victims of domestic violence and  
14 their dependents; and

15           “(D) serves as an information clearing-  
16 house, primary point of contact, and resource  
17 center on domestic violence for the State and  
18 supports the development of policies, protocols  
19 and procedures to enhance domestic violence  
20 intervention and prevention in the State.

21           “(12) SUPPORTIVE SERVICES.—The term ‘sup-  
22 portive services’ means services for adult and youth  
23 victims of family violence, domestic violence, or dat-  
24 ing violence, and dependents exposed to family vio-

1 lence, domestic violence, or dating violence, that are  
2 designed to—

3 “(A) meet the needs of such victims of  
4 family violence, domestic violence, or dating vio-  
5 lence, and their dependents, for short-term,  
6 transitional, or long-term safety; and

7 “(B) provide counseling, advocacy, or as-  
8 sistance for victims of family violence, domestic  
9 violence, or dating violence, and their depend-  
10 ents.

11 “(13) TRIBALLY DESIGNATED OFFICIAL.—The  
12 term ‘tribally designated official’ means an indi-  
13 vidual designated by an Indian tribe to receive a  
14 grant to an Indian tribe, tribal organization, or non-  
15 profit private organization under section 309(a).

16 “(14) UNDERSERVED POPULATIONS.—The  
17 term ‘underserved populations’ has the meaning  
18 given the term in section 40002(a)(33) of the Vio-  
19 lence Against Women Act of 1994 (42 U.S.C.  
20 13925(a)(33)). For the purposes of this title, the  
21 Secretary has the same authority to determine  
22 whether a population is an underserved population  
23 as the Attorney General has under that section  
24 40002(a)(33).

1 **“SEC. 303. AUTHORIZATION OF APPROPRIATIONS.**

2 “(a) FORMULA GRANTS TO STATES.—

3 “(1) IN GENERAL.—There is authorized to be  
4 appropriated to carry out sections 301 through 312,  
5 \$192,000,000 for fiscal year 2011 and such sums as  
6 may be necessary for each of fiscal years 2012  
7 through 2015.

8 “(2) ALLOCATIONS.—

9 “(A) FORMULA GRANTS TO STATES.—

10 “(i) RESERVATION OF FUNDS.—For  
11 any fiscal year for which the amounts ap-  
12 propriated under paragraph (1) exceed  
13 \$130,000,000, not less than 25 percent of  
14 such excess funds shall be made available  
15 to carry out section 312.

16 “(ii) FORMULA GRANTS.—Of the  
17 amounts appropriated under paragraph (1)  
18 for a fiscal year and not reserved under  
19 clause (i), not less than 70 percent shall be  
20 used for making grants under section  
21 306(a).

22 “(B) GRANTS TO TRIBES.—Of the  
23 amounts appropriated under paragraph (1) for  
24 a fiscal year and not reserved under subpara-  
25 graph (A)(i), not less than 10 percent shall be  
26 used to carry out section 309.

1           “(C) TECHNICAL ASSISTANCE AND TRAIN-  
2           ING CENTERS.—Of the amounts appropriated  
3           under paragraph (1) for a fiscal year and not  
4           reserved under subparagraph (A)(i), not less  
5           than 6 percent shall be used by the Secretary  
6           for making grants under section 310.

7           “(D) GRANTS FOR STATE DOMESTIC VIO-  
8           LENCE COALITIONS.—Of the amounts appro-  
9           priated under paragraph (1) for a fiscal year  
10          and not reserved under subparagraph (A)(i),  
11          not less than 10 percent of such amounts shall  
12          be used by the Secretary for making grants  
13          under section 311.

14          “(E) ADMINISTRATION, EVALUATION AND  
15          MONITORING.—Of the amount appropriated  
16          under paragraph (1) for a fiscal year and not  
17          reserved under subparagraph (A)(i), not more  
18          than 2.5 percent shall be used by the Secretary  
19          for evaluation, monitoring, and other adminis-  
20          trative costs under this title.

21          “(b) NATIONAL DOMESTIC VIOLENCE HOTLINE.—  
22          There is authorized to be appropriated to carry out section  
23          313 \$5,000,000 for fiscal year 2011 and such sums as  
24          may be necessary for each of fiscal years 2012 through  
25          2015.

1       “(c) DOMESTIC VIOLENCE PREVENTION ENHANCE-  
2 MENT AND LEADERSHIP THROUGH ALLIANCES.—There  
3 is authorized to be appropriated to carry out section 314  
4 \$7,000,000 for fiscal year 2011 and such sums as may  
5 be necessary for each of fiscal years 2012 through 2015.

6 **“SEC. 304. AUTHORITY OF SECRETARY.**

7       “(a) AUTHORITIES.—In order to carry out the provi-  
8 sions of this title, the Secretary is authorized to—

9           “(1) appoint and fix the compensation of such  
10 personnel as are necessary;

11           “(2) procure, to the extent authorized by sec-  
12 tion 3109 of title 5, United States Code, such tem-  
13 porary and intermittent services of experts and con-  
14 sultants as are necessary;

15           “(3) make grants to eligible entities or enter  
16 into contracts with for-profit or nonprofit non-  
17 governmental entities and establish reporting re-  
18 quirements for such grantees and contractors;

19           “(4) prescribe such regulations and guidance as  
20 are reasonably necessary in order to carry out the  
21 objectives and provisions of this title, including regu-  
22 lations and guidance on implementing new grant  
23 conditions established or provisions modified by  
24 amendments made to this title by the CAPTA Reau-  
25 thorization Act of 2010, to ensure accountability and

1 transparency of the actions of grantees, or as deter-  
2 mined by the Secretary to be reasonably necessary  
3 to carry out this title; and

4 “(5) coordinate programs within the Depart-  
5 ment of Health and Human Services, and seek to  
6 coordinate programs with programs administered by  
7 other Federal agencies, that involve or impact efforts  
8 to prevent family violence, domestic violence, and  
9 dating violence or the provision of assistance for  
10 adult and youth victims of family violence, domestic  
11 violence, or dating violence.

12 “(b) ADMINISTRATION.—The Secretary shall—

13 “(1) appoint 1 or more employees of the De-  
14 partment of Health and Human Services to carry  
15 out the provisions of this title, including carrying out  
16 evaluation and monitoring under this title, which  
17 employees shall, prior to such appointment, have ex-  
18 pertise in the field of family violence and domestic  
19 violence prevention and services;

20 “(2) provide for the training of personnel and  
21 provide technical assistance in the conduct of pro-  
22 grams for the prevention and treatment of family vi-  
23 olence, domestic violence, and dating violence;

24 “(3) provide for and coordinate research into  
25 the most effective approaches to the intervention in

1 and prevention of family violence, domestic violence,  
2 and dating violence, by—

3 “(A) consulting with experts and program  
4 providers within the family violence, domestic  
5 violence, and dating violence field to identify  
6 gaps in research and knowledge, establish re-  
7 search priorities, and disseminate research find-  
8 ings;

9 “(B) collecting and reporting data on the  
10 provision of family violence, domestic violence,  
11 and dating violence services, including assist-  
12 ance and programs supported by Federal funds  
13 made available under this title and by other  
14 governmental or nongovernmental sources of  
15 funds; and

16 “(C) coordinating family violence, domestic  
17 violence, and dating violence research efforts  
18 within the Department of Health and Human  
19 Services with relevant research administered or  
20 carried out by other Federal agencies and other  
21 researchers, including research on the provision  
22 of assistance for adult and youth victims of  
23 family violence, domestic violence, or dating vio-  
24 lence; and

1           “(4) support the development and implementa-  
2           tion of effective policies, protocols, and programs  
3           within the Department and at other Federal agen-  
4           cies that address the safety and support needs of  
5           adult and youth victims of family violence, domestic  
6           violence, or dating violence.

7           “(c) **REPORTS.**—Every 2 years, the Secretary shall  
8           review and evaluate the activities conducted by grantees  
9           and subgrantees under this title and the effectiveness of  
10          the programs administered pursuant to this title, and sub-  
11          mit a report containing the evaluation to the Committee  
12          on Education and Labor of the House of Representatives  
13          and the Committee on Health, Education, Labor, and  
14          Pensions of the Senate. Such report shall also include a  
15          summary of the documentation provided to the Secretary  
16          through performance reports submitted under section  
17          306(d). The Secretary shall make publicly available on the  
18          Department of Health and Human Services website the  
19          evaluation reports submitted to Congress under this sub-  
20          section, including the summary of the documentation pro-  
21          vided to the Secretary under section 306(d).

22          **“SEC. 305. ALLOTMENT OF FUNDS.**

23          “(a) **IN GENERAL.**—From the sums appropriated  
24          under section 303 and available for grants to States under  
25          section 306(a) for any fiscal year—



1           “(1) Guam, American Samoa, the United  
2 States Virgin Islands, and the Commonwealth of the  
3 Northern Mariana Islands shall each be allotted not  
4 less than  $\frac{1}{8}$  of 1 percent of the amounts available  
5 for grants under section 306(a) for the fiscal year  
6 for which the allotment is made; and

7           “(2) each State shall be allotted for a grant  
8 under section 306(a), \$600,000, with the remaining  
9 funds to be allotted to each State in an amount that  
10 bears the same ratio to such remaining funds as the  
11 population of such State bears to the population of  
12 all States.

13           “(b) POPULATION.—For the purpose of this section,  
14 the population of each State, and the total population of  
15 all the States, shall be determined by the Secretary on  
16 the basis of the most recent census data available to the  
17 Secretary, and the Secretary shall use for such purpose,  
18 if available, the annual interim current census data pro-  
19 duced by the Secretary of Commerce pursuant to section  
20 181 of title 13, United States Code.

21           “(c) RATABLE REDUCTION.—If the sums appro-  
22 priated under section 303 for any fiscal year and available  
23 for grants to States under section 306(a) are not sufficient  
24 to pay in full the total amounts that all States are entitled  
25 to receive under subsection (a) for such fiscal year, then

1 the maximum amounts that all States are entitled to re-  
2 ceive under subsection (a) for such fiscal year shall be rat-  
3 ably reduced. In the event that additional funds become  
4 available for making such grants for any fiscal year during  
5 which the preceding sentence is applicable, such reduced  
6 amounts shall be increased on the same basis as they were  
7 reduced.

8       “(d) REALLOTMENT.—If, at the end of the sixth  
9 month of any fiscal year for which sums are appropriated  
10 under section 303, the amount allotted to a State has not  
11 been made available to such State in a grant under section  
12 306(a) because of the failure of such State to meet the  
13 requirements for such a grant, then the Secretary shall  
14 reallocate such amount to States that meet such require-  
15 ments.

16       “(e) CONTINUED AVAILABILITY OF FUNDS.—All  
17 funds allotted to a State for a fiscal year under this sec-  
18 tion, made available to such State in a grant under section  
19 306(a), and not obligated by the State by the end of the  
20 fiscal year shall be made available to the Secretary for dis-  
21 cretionary activities under section 314. Such funds shall  
22 remain available for obligation, and for expenditure by a  
23 recipient of the funds under section 314, for not more  
24 than 1 year from the date on which the funds are made  
25 available to the Secretary.

1 “(f) DEFINITION.—In subsection (a)(2), the term  
2 ‘State’ does not include any jurisdiction specified in sub-  
3 section (a)(1).

4 **“SEC. 306. FORMULA GRANTS TO STATES.**

5 “(a) FORMULA GRANTS TO STATES.—The Secretary  
6 shall award grants to States in order to assist in sup-  
7 porting the establishment, maintenance, and expansion of  
8 programs and projects to prevent incidents of family vio-  
9 lence, domestic violence, and dating violence, to provide  
10 immediate shelter, supportive services, and access to com-  
11 munity-based programs for victims of family violence, do-  
12 mestic violence, or dating violence, and their dependents,  
13 and to provide specialized services for children exposed to  
14 family violence, domestic violence, or dating violence, un-  
15 derserved populations, and victims who are members of  
16 racial and ethnic minority populations.

17 “(b) ADMINISTRATIVE EXPENSES.—

18 “(1) ADMINISTRATIVE COSTS.—Each State may  
19 use not more than 5 percent of the grant funds for  
20 State administrative costs.

21 “(2) SUBGRANTS TO ELIGIBLE ENTITIES.—The  
22 State shall use the remainder of the grant funds to  
23 make subgrants to eligible entities for approved pur-  
24 poses as described in section 308.

25 “(c) GRANT CONDITIONS.—

1           “(1) APPROVED ACTIVITIES.—In carrying out  
2 the activities under this title, grantees and sub-  
3 grantees may collaborate with and provide informa-  
4 tion to Federal, State, local, and tribal public offi-  
5 cials and agencies, in accordance with limitations on  
6 disclosure of confidential or private information as  
7 described in paragraph (5), to develop and imple-  
8 ment policies to reduce or eliminate family violence,  
9 domestic violence, and dating violence.

10           “(2) DISCRIMINATION PROHIBITED.—

11           “(A) APPLICATION OF CIVIL RIGHTS PRO-  
12 VISIONS.—For the purpose of applying the pro-  
13 hibitions against discrimination on the basis of  
14 age under the Age Discrimination Act of 1975  
15 (42 U.S.C. 6101 et seq.), on the basis of dis-  
16 ability under section 504 of the Rehabilitation  
17 Act of 1973 (29 U.S.C. 794), on the basis of  
18 sex under title IX of the Education Amend-  
19 ments of 1972 (20 U.S.C. 1681 et seq.), or on  
20 the basis of race, color, or national origin under  
21 title VI of the Civil Rights Act of 1964 (42  
22 U.S.C. 2000d et seq.), programs and activities  
23 funded in whole or in part with funds made  
24 available under this title are considered to be

1 programs and activities receiving Federal finan-  
2 cial assistance.

3 “(B) PROHIBITION ON DISCRIMINATION ON  
4 BASIS OF SEX, RELIGION.—

5 “(i) IN GENERAL.—No person shall  
6 on the ground of sex or religion be ex-  
7 cluded from participation in, be denied the  
8 benefits of, or be subject to discrimination  
9 under, any program or activity funded in  
10 whole or in part with funds made available  
11 under this title. Nothing in this title shall  
12 require any such program or activity to in-  
13 clude any individual in any program or ac-  
14 tivity without taking into consideration  
15 that individual’s sex in those certain in-  
16 stances where sex is a bona fide occupa-  
17 tional qualification or programmatic factor  
18 reasonably necessary to the normal or safe  
19 operation of that particular program or ac-  
20 tivity.

21 “(ii) ENFORCEMENT.—The Secretary  
22 shall enforce the provisions of clause (i) in  
23 accordance with section 602 of the Civil  
24 Rights Act of 1964 (42 U.S.C. 2000d–1).  
25 Section 603 of such Act (42 U.S.C.

1           2000d-2) shall apply with respect to any  
2           action taken by the Secretary to enforce  
3           such clause.

4           “(iii) CONSTRUCTION.—This subpara-  
5           graph shall not be construed as affecting  
6           any legal remedy provided under any other  
7           provision of law.

8           “(C) ENFORCEMENT AUTHORITIES OF  
9           SECRETARY.—Whenever the Secretary finds  
10          that a State, Indian tribe, or other entity that  
11          has received financial assistance under this title  
12          has failed to comply with a provision of law re-  
13          ferred to in subparagraph (A), with subpara-  
14          graph (B), or with an applicable regulation (in-  
15          cluding one prescribed to carry out subpara-  
16          graph (B)), the Secretary shall notify the chief  
17          executive officer of the State involved or tribally  
18          designated official and shall request such officer  
19          or official to secure compliance. If, within a rea-  
20          sonable period of time, not to exceed 60 days,  
21          the chief executive officer or official fails or re-  
22          fuses to secure compliance, the Secretary  
23          may—

1           “(i) refer the matter to the Attorney  
2           General with a recommendation that an  
3           appropriate civil action be instituted;

4           “(ii) exercise the powers and functions  
5           provided by title VI of the Civil Rights Act  
6           of 1964 (42 U.S.C. 2000d et seq.), the  
7           Age Discrimination Act of 1975 (42  
8           U.S.C. 6101 et seq.), sections 504 and 505  
9           of the Rehabilitation Act of 1973 (29  
10          U.S.C. 794, 794(a)), or title IX of the  
11          Education Amendments of 1972 (20  
12          U.S.C. 1681 et seq.), as may be applicable;  
13          or

14          “(iii) take such other action as may  
15          be provided by law.

16          “(D) ENFORCEMENT AUTHORITY OF AT-  
17          TORNEY GENERAL.—When a matter is referred  
18          to the Attorney General pursuant to subpara-  
19          graph (C)(i), or whenever the Attorney General  
20          has reason to believe that a State, an Indian  
21          tribe, or an entity described in subparagraph  
22          (C) is engaged in a pattern or practice in viola-  
23          tion of a provision of law referred to in sub-  
24          paragraph (A) or in violation of subparagraph  
25          (B), the Attorney General may bring a civil ac-

1           tion in any appropriate district court of the  
2           United States for such relief as may be appro-  
3           priate, including injunctive relief.

4           “(3) INCOME ELIGIBILITY STANDARDS.—No in-  
5           come eligibility standard may be imposed upon indi-  
6           viduals with respect to eligibility for assistance or  
7           services supported with funds appropriated to carry  
8           out this title. No fees may be levied for assistance  
9           or services provided with funds appropriated to carry  
10          out this title.

11          “(4) MATCH.—No grant shall be made under  
12          this section to any entity other than a State or an  
13          Indian tribe unless the entity agrees that, with re-  
14          spect to the costs to be incurred by the entity in car-  
15          rying out the program or project for which the grant  
16          is awarded, the entity will make available (directly or  
17          through donations from public or private entities)  
18          non-Federal contributions in an amount that is not  
19          less than \$1 for every \$5 of Federal funds provided  
20          under the grant. The non-Federal contributions re-  
21          quired under this paragraph may be in cash or in  
22          kind.

23          “(5) NONDISCLOSURE OF CONFIDENTIAL OR  
24          PRIVATE INFORMATION.—



1           “(A) IN GENERAL.—In order to ensure the  
2 safety of adult, youth, and child victims of fam-  
3 ily violence, domestic violence, or dating vio-  
4 lence, and their families, grantees and sub-  
5 grantees under this title shall protect the con-  
6 fidentiality and privacy of such victims and  
7 their families.

8           “(B) NONDISCLOSURE.—Subject to sub-  
9 paragraphs (C), (D), and (E), grantees and  
10 subgrantees shall not—

11               “(i) disclose any personally identifying  
12 information collected in connection with  
13 services requested (including services uti-  
14 lized or denied), through grantees’ and  
15 subgrantees’ programs; or

16               “(ii) reveal personally identifying in-  
17 formation without informed, written, rea-  
18 sonably time-limited consent by the person  
19 about whom information is sought, wheth-  
20 er for this program or any other Federal  
21 or State grant program, which consent—

22                       “(I) shall be given by—

23                               “(aa) the person, except as  
24 provided in item (bb) or (cc);

1                   “(bb) in the case of an  
2                   unemancipated minor, the minor  
3                   and the minor’s parent or guard-  
4                   ian; or

5                   “(cc) in the case of an indi-  
6                   vidual with a guardian, the indi-  
7                   vidual’s guardian; and

8                   “(II) may not be given by the  
9                   suspected abuser of the minor or indi-  
10                  vidual with a guardian, or the sus-  
11                  pected abuser of the other parent of  
12                  the minor.

13                  “(C) RELEASE.—If release of information  
14                  described in subparagraph (B) is compelled by  
15                  statutory or court mandate—

16                  “(i) grantees and subgrantees shall  
17                  make reasonable attempts to provide notice  
18                  to victims affected by the release of the in-  
19                  formation; and

20                  “(ii) grantees and subgrantees shall  
21                  take steps necessary to protect the privacy  
22                  and safety of the persons affected by the  
23                  release of the information.

24                  “(D) INFORMATION SHARING.—Grantees  
25                  and subgrantees may share—

1           “(i) nonpersonally identifying infor-  
2           mation, in the aggregate, regarding serv-  
3           ices to their clients and demographic non-  
4           personally identifying information in order  
5           to comply with Federal, State, or tribal re-  
6           porting, evaluation, or data collection re-  
7           quirements;

8           “(ii) court-generated information and  
9           law enforcement-generated information  
10          contained in secure, governmental reg-  
11          istries for protective order enforcement  
12          purposes; and

13          “(iii) law enforcement- and prosecu-  
14          tion-generated information necessary for  
15          law enforcement and prosecution purposes.

16          “(E) OVERSIGHT.—Nothing in this para-  
17          graph shall prevent the Secretary from dis-  
18          closing grant activities authorized in this title to  
19          the Committee on Education and Labor of the  
20          House of Representatives and the Committee  
21          on Health, Education, Labor, and Pensions of  
22          the Senate and exercising congressional over-  
23          sight authority. In making all such disclosures,  
24          the Secretary shall protect the confidentiality of  
25          individuals and omit personally identifying in-

1 formation, including location information about  
2 individuals and shelters.

3 “(F) STATUTORILY PERMITTED REPORTS  
4 OF ABUSE OR NEGLECT.—Nothing in this para-  
5 graph shall prohibit a grantee or subgrantee  
6 from reporting abuse and neglect, as those  
7 terms are defined by law, where mandated or  
8 expressly permitted by the State or Indian tribe  
9 involved.

10 “(G) PREEMPTION.—Nothing in this para-  
11 graph shall be construed to supersede any pro-  
12 vision of any Federal, State, tribal, or local law  
13 that provides greater protection than this para-  
14 graph for victims of family violence, domestic  
15 violence, or dating violence.

16 “(H) CONFIDENTIALITY OF LOCATION.—  
17 The address or location of any shelter facility  
18 assisted under this title that otherwise main-  
19 tains a confidential location shall, except with  
20 written authorization of the person or persons  
21 responsible for the operation of such shelter,  
22 not be made public.

23 “(6) SUPPLEMENT NOT SUPPLANT.—Federal  
24 funds made available to a State or Indian tribe  
25 under this title shall be used to supplement and not

1       supplant other Federal, State, tribal, and local pub-  
2       lic funds expended to provide services and activities  
3       that promote the objectives of this title.

4       “(d) REPORTS AND EVALUATION.—Each State  
5       grantee shall submit an annual performance report to the  
6       Secretary at such time as shall be reasonably required by  
7       the Secretary. Such performance report shall describe the  
8       grantee and subgrantee activities that have been carried  
9       out with grant funds made available under subsection (a),  
10      contain an evaluation of the effectiveness of such activi-  
11      ties, and provide such additional information as the Sec-  
12      retary may reasonably require.

13      **“SEC. 307. STATE APPLICATION.**

14      “(a) APPLICATION.—

15              “(1) IN GENERAL.—The chief executive officer  
16      of a State seeking funds under section 306(a) or a  
17      tribally designated official seeking funds under sec-  
18      tion 309(a) shall submit an application to the Sec-  
19      retary at such time and in such manner as the Sec-  
20      retary may reasonably require.

21              “(2) CONTENTS.—Each such application  
22      shall—

23                      “(A) provide a description of the proce-  
24      dures that have been developed to ensure com-

1           pliance with the provisions of sections 306(c)  
2           and 308(d);

3           “(B) provide, with respect to funds de-  
4           scribed in paragraph (1), assurances that—

5                   “(i) not more than 5 percent of such  
6                   funds will be used for administrative costs;

7                   “(ii) the remaining funds will be dis-  
8                   tributed to eligible entities as described in  
9                   section 308(a) for approved activities as  
10                  described in section 308(b); and

11                  “(iii) in the distribution of funds by a  
12                  State under section 308(a), the State will  
13                  give special emphasis to the support of  
14                  community-based projects of demonstrated  
15                  effectiveness, that are carried out by non-  
16                  profit private organizations and that—

17                          “(I) have as their primary pur-  
18                          pose the operation of shelters for vic-  
19                          tims of family violence, domestic vio-  
20                          lence, and dating violence, and their  
21                          dependents; or

22                          “(II) provide counseling, advo-  
23                          cacy, and self-help services to victims  
24                          of family violence, domestic violence,

1                   and dating violence, and their depend-  
2                   ents;

3                   “(C) in the case of an application sub-  
4                   mitted by a State, provide an assurance that  
5                   there will be an equitable distribution of grants  
6                   and grant funds within the State and between  
7                   urban and rural areas within such State;

8                   “(D) in the case of an application sub-  
9                   mitted by a State, provide an assurance that  
10                  the State will consult with and provide for the  
11                  participation of the State Domestic Violence  
12                  Coalition in the planning and monitoring of the  
13                  distribution of grants to eligible entities as de-  
14                  scribed in section 308(a) and the administra-  
15                  tion of the grant programs and projects;

16                  “(E) describe how the State or Indian  
17                  tribe will involve community-based organiza-  
18                  tions, whose primary purpose is to provide cul-  
19                  turally appropriate services to underserved pop-  
20                  ulations, including how such community-based  
21                  organizations can assist the State or Indian  
22                  tribe in addressing the unmet needs of such  
23                  populations;

24                  “(F) describe how activities and services  
25                  provided by the State or Indian tribe are de-

1 signed to reduce family violence, domestic vio-  
2 lence, and dating violence, including how funds  
3 will be used to provide shelter, supportive serv-  
4 ices, and prevention services in accordance with  
5 section 308(b);

6 “(G) specify the State agency or tribally  
7 designated official to be designated as respon-  
8 sible for the administration of programs and ac-  
9 tivities relating to family violence, domestic vio-  
10 lence, or dating violence, that are carried out by  
11 the State or Indian tribe under this title, and  
12 for coordination of related programs within the  
13 jurisdiction of the State or Indian tribe;

14 “(H) provide an assurance that the State  
15 or Indian tribe has a law or procedure that has  
16 been implemented for the eviction of an abusing  
17 spouse from a shared household; and

18 “(I) meet such requirements as the Sec-  
19 retary reasonably determines are necessary to  
20 carry out the objectives and provisions of this  
21 title.

22 “(b) APPROVAL OF APPLICATION.—

23 “(1) IN GENERAL.—The Secretary shall ap-  
24 prove any application that meets the requirements of  
25 subsection (a) and section 306. The Secretary shall



1 not disapprove any application under this subsection  
2 unless the Secretary gives the applicant reasonable  
3 notice of the Secretary's intention to disapprove and  
4 a 6-month period providing an opportunity for cor-  
5 rection of any deficiencies.

6 “(2) CORRECTION OF DEFICIENCIES.—The Sec-  
7 retary shall give such notice, within 45 days after  
8 the date of submission of the application, if any of  
9 the provisions of subsection (a) or section 306 have  
10 not been satisfied in such application. If the State  
11 or Indian tribe does not correct the deficiencies in  
12 such application within the 6-month period following  
13 the receipt of the Secretary's notice, the Secretary  
14 shall withhold payment of any grant funds under  
15 section 306 to such State or under section 309 to  
16 such Indian tribe until such date as the State or In-  
17 dian tribe provides documentation that the defi-  
18 ciencies have been corrected.

19 “(3) STATE OR TRIBAL DOMESTIC VIOLENCE  
20 COALITION PARTICIPATION IN DETERMINATIONS OF  
21 COMPLIANCE.—State Domestic Violence Coalitions,  
22 or comparable coalitions for Indian tribes, shall be  
23 permitted to participate in determining whether  
24 grantees for corresponding States or Indian tribes  
25 are in compliance with subsection (a) and section

1 306(c), except that no funds made available under  
2 section 311 shall be used to challenge a determina-  
3 tion about whether a grantee is in compliance with,  
4 or to seek the enforcement of, the requirements of  
5 this title.

6 “(4) FAILURE TO REPORT; NONCONFORMING  
7 EXPENDITURES.—The Secretary shall suspend fund-  
8 ing for an approved application if the applicant fails  
9 to submit an annual performance report under sec-  
10 tion 306(d), or if funds are expended for purposes  
11 other than those set forth in section 306(b), after  
12 following the procedures set forth in paragraphs (1),  
13 (2), and (3).

14 **“SEC. 308. SUBGRANTS AND USES OF FUNDS.**

15 “(a) SUBGRANTS.—A State that receives a grant  
16 under section 306(a) shall use grant funds described in  
17 section 306(b)(2) to provide subgrants to eligible entities  
18 for programs and projects within such State, to prevent  
19 incidents of family violence, domestic violence, and dating  
20 violence and to provide immediate shelter, supportive serv-  
21 ices, or prevention services for adult and youth victims of  
22 family violence, domestic violence, or dating violence, and  
23 their dependents, in order to prevent future incidents of  
24 family violence, domestic violence, and dating violence.

25 “(b) USE OF FUNDS.—

1           “(1) IN GENERAL.—Funds awarded to eligible  
2 entities under subsection (a) shall be used to provide  
3 shelter, supportive services, or prevention services to  
4 adult and youth victims of family violence, domestic  
5 violence, or dating violence, and their dependents,  
6 which may include—

7           “(A) provision, on a regular basis, of im-  
8 mediate shelter and related supportive services  
9 to adult and youth victims of family violence,  
10 domestic violence, or dating violence, and their  
11 dependents, including paying for the operating  
12 and administrative expenses of the facilities for  
13 such shelter;

14           “(B) assistance in the development of safe-  
15 ty plans, and supporting efforts of victims of  
16 family violence, domestic violence, or dating vio-  
17 lence to make decisions related to their ongoing  
18 safety and well-being;

19           “(C) provision of individual and group  
20 counseling, peer support groups, and referral to  
21 community-based services to assist family vio-  
22 lence, domestic violence, and dating violence vic-  
23 tims, and their dependents, in recovering from  
24 the effects of the violence;

1           “(D) provision of services, training, tech-  
2           nical assistance, and outreach to increase  
3           awareness of family violence, domestic violence,  
4           and dating violence and increase the accessi-  
5           bility of family violence, domestic violence, and  
6           dating violence services;

7           “(E) provision of culturally and linguis-  
8           tically appropriate services;

9           “(F) provision of services for children ex-  
10          posed to family violence, domestic violence, or  
11          dating violence, including age-appropriate coun-  
12          seling, supportive services, and services for the  
13          abused parent that support that parent’s role  
14          as a caregiver, which may, as appropriate, in-  
15          clude services that work with the parent and  
16          child together;

17          “(G) provision of advocacy, case manage-  
18          ment services, and information and referral  
19          services, concerning issues related to family vio-  
20          lence, domestic violence, or dating violence  
21          intervention and prevention, including—

22                  “(i) assistance in accessing related  
23                  Federal and State financial assistance pro-  
24                  grams;

25                  “(ii) legal advocacy to assist victims;

1           “(iii) medical advocacy, including pro-  
2           vision of referrals for appropriate health  
3           care services (including mental health, al-  
4           cohol, and drug abuse treatment), but  
5           which shall not include reimbursement for  
6           any health care services;

7           “(iv) assistance locating and securing  
8           safe and affordable permanent housing and  
9           homelessness prevention services;

10           “(v) provision of transportation, child  
11           care, respite care, job training and employ-  
12           ment services, financial literacy services  
13           and education, financial planning, and re-  
14           lated economic empowerment services; and

15           “(vi) parenting and other educational  
16           services for victims and their dependents;  
17           and

18           “(H) prevention services, including out-  
19           reach to underserved populations.

20           “(2) SHELTER AND SUPPORTIVE SERVICES.—

21           Not less than 70 percent of the funds distributed by  
22           a State under subsection (a) shall be distributed to  
23           entities for the primary purpose of providing imme-  
24           diate shelter and supportive services to adult and  
25           youth victims of family violence, domestic violence,

1 or dating violence, and their dependents, as de-  
2 scribed in paragraph (1)(A). Not less than 25 per-  
3 cent of the funds distributed by a State under sub-  
4 section (a) shall be distributed to entities for the  
5 purpose of providing supportive services and preven-  
6 tion services as described in subparagraphs (B)  
7 through (H) of paragraph (1).

8 “(c) ELIGIBLE ENTITIES.—To be eligible to receive  
9 a subgrant from a State under this section, an entity shall  
10 be—

11 “(1) a local public agency, or a nonprofit pri-  
12 vate organization (including faith-based and chari-  
13 table organizations, community-based organizations,  
14 tribal organizations, and voluntary associations),  
15 that assists victims of family violence, domestic vio-  
16 lence, or dating violence, and their dependents, and  
17 has a documented history of effective work con-  
18 cerning family violence, domestic violence, and dat-  
19 ing violence; or

20 “(2) a partnership of 2 or more agencies or or-  
21 ganizations that includes—

22 “(A) an agency or organization described  
23 in paragraph (1); and

24 “(B) an agency or organization that has a  
25 demonstrated history of serving populations in

1           their communities, including providing cul-  
2           turally appropriate services.

3           “(d) CONDITIONS.—

4           “(1) DIRECT PAYMENTS TO VICTIMS OR DE-  
5           PENDANTS.—No funds provided under this title may  
6           be used as direct payment to any victim of family vi-  
7           olence, domestic violence, or dating violence, or to  
8           any dependent of such victim.

9           “(2) VOLUNTARILY ACCEPTED SERVICES.—Re-  
10          ceipt of supportive services under this title shall be  
11          voluntary. No condition may be applied for the re-  
12          ceipt of emergency shelter as described in subsection  
13          (b)(1)(A).

14       **“SEC. 309. GRANTS FOR INDIAN TRIBES.**

15          “(a) GRANTS AUTHORIZED.—The Secretary, in con-  
16          sultation with tribal governments pursuant to Executive  
17          Order 13175 (25 U.S.C. 450 note) and in accordance with  
18          section 903 of the Violence Against Women and Depart-  
19          ment of Justice Reauthorization Act of 2005 (42 U.S.C.  
20          14045d), shall continue to award grants for Indian tribes  
21          from amounts appropriated under section 303(a)(2)(B) to  
22          carry out this section.

23          “(b) ELIGIBLE ENTITIES.—To be eligible to receive  
24          a grant under this section, an entity shall be an Indian  
25          tribe, or a tribal organization or nonprofit private organi-

1 zation authorized by an Indian tribe. An Indian tribe shall  
2 have the option to authorize a tribal organization or a non-  
3 profit private organization to submit an application and  
4 administer the grant funds awarded under this section.

5 “(c) CONDITIONS.—Each recipient of such a grant  
6 shall comply with requirements that are consistent with  
7 the requirements applicable to grantees under section 306.

8 “(d) GRANTEE APPLICATION.—To be eligible to re-  
9 ceive a grant under this section, an entity shall submit  
10 an application to the Secretary under section 307 at such  
11 time, in such manner, and containing such information as  
12 the Secretary determines to be essential to carry out the  
13 objectives and provisions of this title. The Secretary shall  
14 approve any application that meets requirements con-  
15 sistent with the requirements of section 306(c) and section  
16 307(a).

17 “(e) USE OF FUNDS.—An amount provided under a  
18 grant to an eligible entity shall be used for the services  
19 described in section 308(b).

20 **“SEC. 310. NATIONAL RESOURCE CENTERS AND TRAINING**  
21 **AND TECHNICAL ASSISTANCE CENTERS.**

22 “(a) PURPOSE AND GRANTS AUTHORIZED.—

23 “(1) PURPOSE.—The purpose of this section is  
24 to provide resource information, training, and tech-  
25 nical assistance relating to the objectives of this title



1 to improve the capacity of individuals, organizations,  
2 governmental entities, and communities to prevent  
3 family violence, domestic violence, and dating vio-  
4 lence and to provide effective intervention services.

5 “(2) GRANTS AUTHORIZED.—From the  
6 amounts appropriated under this title and reserved  
7 under section 303(a)(2)(C), the Secretary—

8 “(A) shall award grants to eligible entities  
9 for the establishment and maintenance of—

10 “(i) 2 national resource centers (as  
11 provided for in subsection (b)(1));

12 “(ii) at least 7 special issue resource  
13 centers addressing key areas of domestic  
14 violence, and intervention and prevention  
15 (as provided for in subsection (b)(2)); and

16 “(iii) State resource centers to reduce  
17 disparities in domestic violence in States  
18 with high proportions of Indian (including  
19 Alaska Native) or Native Hawaiian popu-  
20 lations (as provided for in subsection  
21 (b)(3)); and

22 “(B) may award grants, to support train-  
23 ing and technical assistance that address  
24 emerging issues related to family violence, do-

1           mestic violence, or dating violence, to entities  
2           demonstrating related expertise.

3           “(b) DOMESTIC VIOLENCE RESOURCE CENTERS.—

4           “(1) NATIONAL RESOURCE CENTERS.—In ac-  
5           cordance with subsection (a)(2), the Secretary shall  
6           award grants to eligible entities for—

7           “(A) a National Resource Center on Do-  
8           mestic Violence, which shall—

9           “(i) offer a comprehensive array of  
10          technical assistance and training resources  
11          to Federal, State, and local governmental  
12          agencies, domestic violence service pro-  
13          viders, community-based organizations,  
14          and other professionals and interested par-  
15          ties, related to domestic violence service  
16          programs and research, including pro-  
17          grams and research related to victims and  
18          their children who are exposed to domestic  
19          violence; and

20          “(ii) maintain a central resource li-  
21          brary in order to collect, prepare, analyze,  
22          and disseminate information and statistics  
23          related to—

1                   “(I) the incidence and prevention  
2                   of family violence and domestic vio-  
3                   lence; and

4                   “(II) the provision of shelter,  
5                   supportive services, and prevention  
6                   services to adult and youth victims of  
7                   domestic violence (including services  
8                   to prevent repeated incidents of vio-  
9                   lence); and

10                   “(B) a National Indian Resource Center  
11                   Addressing Domestic Violence and Safety for  
12                   Indian Women, which shall—

13                   “(i) offer a comprehensive array of  
14                   technical assistance and training resources  
15                   to Indian tribes and tribal organizations,  
16                   specifically designed to enhance the capac-  
17                   ity of the tribes and organizations to re-  
18                   spond to domestic violence and the findings  
19                   of section 901 of the Violence Against  
20                   Women and Department of Justice Reau-  
21                   thorization Act of 2005 (42 U.S.C.  
22                   3796gg–10 note);

23                   “(ii) enhance the intervention and  
24                   prevention efforts of Indian tribes and  
25                   tribal organizations to respond to domestic

1 violence and increase the safety of Indian  
2 women in support of the purposes of sec-  
3 tion 902 of the Violence Against Women  
4 and Department of Justice Reauthoriza-  
5 tion Act of 2005 (42. U.S.C. 3796gg-10  
6 note); and

7 “(iii) coordinate activities with other  
8 Federal agencies, offices, and grantees that  
9 address the needs of Indians (including  
10 Alaska Natives), and Native Hawaiians  
11 that experience domestic violence, includ-  
12 ing the Office of Justice Services at the  
13 Bureau of Indian Affairs, the Indian  
14 Health Service of the Department of  
15 Health and Human Services, and the Of-  
16 fice on Violence Against Women of the De-  
17 partment of Justice.

18 “(2) SPECIAL ISSUE RESOURCE CENTERS.—In  
19 accordance with subsection (a)(2), the Secretary  
20 shall award grants to eligible entities for special  
21 issue resource centers, which shall be national in  
22 scope and shall provide information, training, and  
23 technical assistance to State and local domestic vio-  
24 lence service providers. Each special issue resource  
25 center shall focus on enhancing domestic violence

1 intervention and prevention efforts in at least one of  
2 the following areas:

3 “(A) The response of the criminal and civil  
4 justice systems to domestic violence victims,  
5 which may include the response to the use of  
6 the self-defense plea by domestic violence vic-  
7 tims and the issuance and use of protective or-  
8 ders.

9 “(B) The response of child protective serv-  
10 ice agencies to victims of domestic violence and  
11 their dependents and child custody issues in do-  
12 mestic violence cases.

13 “(C) The response of the interdisciplinary  
14 health care system to victims of domestic vio-  
15 lence and access to health care resources for  
16 victims of domestic violence.

17 “(D) The response of mental health sys-  
18 tems, domestic violence service programs, and  
19 other related systems and programs to victims  
20 of domestic violence and to their children who  
21 are exposed to domestic violence.

22 “(E) In the case of 3 specific resource cen-  
23 ters, enhancing domestic violence intervention  
24 and prevention efforts in the response of domes-  
25 tic violence service providers to victims of do-

1           mestic violence who are members of racial and  
2           ethnic minority groups, to enhance the cultural  
3           and linguistic relevancy of service delivery, re-  
4           source utilization, policy, research, technical as-  
5           sistance, community education, and prevention  
6           initiatives.

7           “(3) STATE RESOURCE CENTERS TO REDUCE  
8           TRIBAL DISPARITIES.—

9                   “(A) IN GENERAL.—In accordance with  
10           subsection (a)(2), the Secretary shall award  
11           grants to eligible entities for State resource cen-  
12           ters, which shall provide statewide information,  
13           training, and technical assistance to Indian  
14           tribes, tribal organizations, and local domestic  
15           violence service organizations serving Indians  
16           (including Alaska Natives) or Native Hawai-  
17           ians, in a culturally sensitive and relevant man-  
18           ner.

19                   “(B) REQUIREMENTS.—An eligible entity  
20           shall use a grant provided under this para-  
21           graph—

22                           “(i) to offer a comprehensive array of  
23           technical assistance and training resources  
24           to Indian tribes, tribal organizations, and  
25           providers of services to Indians (including

1 Alaska Natives) or Native Hawaiians, spe-  
2 cifically designed to enhance the capacity  
3 of the tribes, organizations, and providers  
4 to respond to domestic violence, including  
5 offering the resources in States in which  
6 the population of Indians (including Alaska  
7 Natives) or Native Hawaiians exceeds 2.5  
8 percent;

9 “(ii) to coordinate all projects and ac-  
10 tivities with the national resource center  
11 described in paragraph (1)(B), including  
12 projects and activities that involve working  
13 with nontribal State and local governments  
14 to enhance their capacity to understand  
15 the unique needs of Indians (including  
16 Alaska Natives) and Native Hawaiians;  
17 and

18 “(iii) to provide comprehensive com-  
19 munity education and domestic violence  
20 prevention initiatives in a culturally sen-  
21 sitive and relevant manner.

22 “(c) ELIGIBILITY.—

23 “(1) IN GENERAL.—To be eligible to receive a  
24 grant under paragraph (1)(A) or subparagraph (A),  
25 (B), (C), or (D) of subsection (b)(2), an entity shall

1 be a nonprofit private organization that focuses pri-  
2 marily on domestic violence and that—

3 “(A) provides documentation to the Sec-  
4 retary demonstrating experience working di-  
5 rectly on issues of domestic violence, and (in  
6 the case of an entity seeking a grant under sub-  
7 section (b)(2)) demonstrating experience work-  
8 ing directly in the corresponding specific special  
9 issue area described in subsection (b)(2);

10 “(B) includes on the entity’s advisory  
11 board representatives who are from domestic vi-  
12 olence service programs and who are geographi-  
13 cally and culturally diverse; and

14 “(C) demonstrates the strong support of  
15 domestic violence service programs from across  
16 the Nation for the entity’s designation as a na-  
17 tional resource center or a special issue re-  
18 source center, as appropriate.

19 “(2) NATIONAL INDIAN RESOURCE CENTER.—  
20 To be eligible to receive a grant under subsection  
21 (b)(1)(B), an entity shall be a tribal organization or  
22 a nonprofit private organization that focuses pri-  
23 marily on issues of domestic violence within Indian  
24 tribes and that submits documentation to the Sec-  
25 retary demonstrating—



1           “(A) experience working with Indian tribes  
2           and tribal organizations to respond to domestic  
3           violence and the findings of section 901 of the  
4           Violence Against Women and Department of  
5           Justice Reauthorization Act of 2005 (42 U.S.C.  
6           3796gg–10 note);

7           “(B) experience providing Indian tribes  
8           and tribal organizations with assistance in de-  
9           veloping tribally based prevention and interven-  
10          tion services addressing domestic violence and  
11          safety for Indian women consistent with the  
12          purposes of section 902 of the Violence Against  
13          Women and Department of Justice Reauthor-  
14          ization Act of 2005 (42 U.S.C. 3796gg–10  
15          note);

16          “(C) strong support for the entity’s des-  
17          ignation as the National Indian Resource Cen-  
18          ter Addressing Domestic Violence and Safety  
19          for Indian Women from advocates working  
20          within Indian tribes to address domestic vio-  
21          lence and the safety of Indian women;

22          “(D) a record of demonstrated effective-  
23          ness in assisting Indian tribes and tribal orga-  
24          nizations with prevention and intervention serv-  
25          ices addressing domestic violence; and

1           “(E) the capacity to serve Indian tribes  
2           (including Alaska Native villages and regional  
3           and village corporations) across the United  
4           States.

5           “(3) SPECIAL ISSUE RESOURCE CENTERS CON-  
6           CERNED WITH RACIAL AND ETHNIC MINORITY  
7           GROUPS.—To be eligible to receive a grant under  
8           subsection (b)(2)(E), an entity shall be an entity  
9           that—

10           “(A) is a nonprofit private organization  
11           that focuses primarily on issues of domestic vio-  
12           lence in a racial or ethnic community, or is a  
13           public or private nonprofit educational institu-  
14           tion that has a domestic violence institute, cen-  
15           ter, or program related to culturally specific  
16           issues in domestic violence; and

17           “(B)(i) has documented experience in the  
18           areas of domestic violence prevention and serv-  
19           ices, and experience relevant to the specific ra-  
20           cial or ethnic population to which information,  
21           training, technical assistance, and outreach  
22           would be provided under the grant;

23           “(ii) demonstrates the strong support, of  
24           advocates from across the Nation who are  
25           working to address domestic violence; and

1           “(iii) has a record of demonstrated effec-  
 2           tiveness in enhancing the cultural and linguistic  
 3           relevancy of service delivery.

4           “(4) STATE RESOURCE CENTERS TO REDUCE  
 5           TRIBAL DISPARITIES.—To be eligible to receive a  
 6           grant under subsection (b)(3), an entity shall—

7                   “(A)(i) be located in a State in which the  
 8                   population of Indians (including Alaska Na-  
 9                   tives) or Native Hawaiians exceeds 10 percent;  
 10                   or

11                   “(ii) be an Indian tribe or tribal organiza-  
 12                   tion Note: Mention Native Hawaiian commu-  
 13                   nities or organizations in this paragraph? that  
 14                   focuses primarily on issues of domestic violence  
 15                   among Indians or an institution of higher edu-  
 16                   cation; and

17                   “(B) demonstrate the ability to serve all  
 18                   regions of the State, including underdeveloped  
 19                   areas and areas that are geographically distant  
 20                   from population centers.

21           “(d) REPORTS AND EVALUATION.—Each entity re-  
 22           ceiving a grant under this section shall submit a perform-  
 23           ance report to the Secretary annually and in such manner  
 24           as shall be reasonably required by the Secretary. Such per-  
 25           formance report shall describe the activities that have been

1 carried out with such grant funds, contain an evaluation  
2 of the effectiveness of the activities, and provide such addi-  
3 tional information as the Secretary may reasonably re-  
4 quire.

5 **“SEC. 311. GRANTS TO STATE DOMESTIC VIOLENCE COALI-**  
6 **TIONS.**

7 “(a) GRANTS.—The Secretary shall award grants for  
8 the funding of State Domestic Violence Coalitions.

9 “(b) ALLOTMENT OF FUNDS.—

10 “(1) IN GENERAL.—From the amount appro-  
11 priated under section 303(a)(2)(D) for each fiscal  
12 year, the Secretary shall allot to each of the 50  
13 States, the District of Columbia, the Commonwealth  
14 of Puerto Rico, and the combined territories an  
15 amount equal to  $\frac{1}{53}$  of the amount so appropriated  
16 for such fiscal year.

17 “(2) DEFINITION.—For purposes of this sub-  
18 section, the term ‘combined territories’ means  
19 Guam, American Samoa, the United States Virgin  
20 Islands, and the Commonwealth of the Northern  
21 Mariana Islands.

22 “(c) APPLICATION.—Each State Domestic Violence  
23 Coalition desiring a grant under this section shall submit  
24 an application to the Secretary at such time, in such man-  
25 ner, and containing such information as the Secretary de-

1 termines to be essential to carry out the objectives of this  
2 section. The application submitted by the coalition for the  
3 grant shall provide documentation of the coalition’s work,  
4 satisfactory to the Secretary, demonstrating that the coal-  
5 tion—

6           “(1) meets all of the applicable requirements  
7           set forth in this title; and

8           “(2) demonstrates the ability to appropriately  
9           conduct all activities described in this section, as in-  
10          dicated by—

11                   “(A) documented experience in admin-  
12                   istering Federal grants to conduct the activities  
13                   described in subsection (d); or

14                   “(B) a documented history of active par-  
15                   ticipation in the activities described in para-  
16                   graphs (1), (3), (4), and (5) of subsection (d)  
17                   and a demonstrated capacity to conduct the ac-  
18                   tivities described in subsection (d)(2).

19          “(d) USE OF FUNDS.—A coalition that receives a  
20 grant under this section shall use the grant funds for ad-  
21 ministration and operations to further the purposes of  
22 family violence, domestic violence, and dating violence  
23 intervention and prevention, through activities that shall  
24 include—

1           “(1) working with local family violence, domes-  
2           tic violence, and dating violence service programs  
3           and providers of direct services to encourage appro-  
4           priate and comprehensive responses to family vio-  
5           lence, domestic violence, and dating violence against  
6           adults or youth within the State involved, including  
7           providing training and technical assistance and con-  
8           ducting State needs assessments;

9           “(2) participating in planning and monitoring  
10          the distribution of subgrants and subgrant funds  
11          within the State under section 308(a);

12          “(3) working in collaboration with service pro-  
13          viders and community-based organizations to ad-  
14          dress the needs of family violence, domestic violence,  
15          and dating violence victims, and their dependents,  
16          who are members of racial and ethnic minority pop-  
17          ulations and underserved populations;

18          “(4) collaborating with and providing informa-  
19          tion to entities in such fields as housing, health care,  
20          mental health, social welfare, or business to support  
21          the development and implementation of effective  
22          policies, protocols, and programs that address the  
23          safety and support needs of adult and youth victims  
24          of family violence, domestic violence, or dating vio-  
25          lence;

1           “(5) encouraging appropriate responses to cases  
2 of family violence, domestic violence, or dating vio-  
3 lence against adults or youth, including by working  
4 with judicial and law enforcement agencies;

5           “(6) working with family law judges, criminal  
6 court judges, child protective service agencies, and  
7 children’s advocates to develop appropriate responses  
8 to child custody and visitation issues in cases of  
9 child exposure to family violence, domestic violence,  
10 or dating violence and in cases in which—

11                   “(A) family violence, domestic violence, or  
12 dating violence is present; and

13                   “(B) child abuse is present;

14           “(7) providing information to the public about  
15 prevention of family violence, domestic violence, and  
16 dating violence, including information targeted to  
17 underserved populations; and

18           “(8) collaborating with Indian tribes and tribal  
19 organizations to address the needs of Indian (includ-  
20 ing Alaska Native) and Native Hawaiian victims of  
21 family violence, domestic violence, or dating violence,  
22 as applicable in the State.

23           “(e) LIMITATION ON USE OF FUNDS.—A coalition  
24 that receives a grant under this section shall not be re-  
25 quired to use funds received under this Act for the pur-

1 poses described in paragraph (5) or (6) of subsection (d)  
2 if the coalition provides an annual assurance to the Sec-  
3 retary that the coalition is—

4           “(1) using funds received under the Violence  
5 Against Women Act of 1994 for such purposes; and

6           “(2) coordinating the activities carried out by  
7 the coalition under subsection (d) with the State’s  
8 activities under the Violence Against Women Act of  
9 1994 that address those purposes.

10          “(f) PROHIBITION ON LOBBYING.—No funds made  
11 available to entities under this section shall be used, di-  
12 rectly or indirectly, to influence the issuance, amendment,  
13 or revocation of any executive order or similar promulga-  
14 tion by any Federal, State, or local agency, or to under-  
15 take to influence the passage or defeat of any legislation  
16 by Congress, or by any State or local legislative body, or  
17 State proposals by initiative petition, except that the rep-  
18 resentatives of the entity may testify or make other appro-  
19 priate communication—

20           “(1) when formally requested to do so by a leg-  
21 islative body, a committee, or a member of the body  
22 or committee; or

23           “(2) in connection with legislation or appropria-  
24 tions directly affecting the activities of the entity.



1       “(g) REPORTS AND EVALUATION.—Each entity re-  
2 ceiving a grant under this section shall submit a perform-  
3 ance report to the Secretary at such time as shall be rea-  
4 sonably required by the Secretary. Such performance re-  
5 port shall describe the activities that have been carried out  
6 with such grant funds, contain an evaluation of the effec-  
7 tiveness of such activities, and provide such additional in-  
8 formation as the Secretary may reasonably require.

9       “(h) INDIAN REPRESENTATIVES.—For purposes of  
10 this section, a State Domestic Violence Coalition may in-  
11 clude representatives of Indian tribes and tribal organiza-  
12 tions.

13 **“SEC. 312. SPECIALIZED SERVICES FOR ABUSED PARENTS**  
14 **AND THEIR CHILDREN.**

15       “(a) IN GENERAL.—

16           “(1) PROGRAM.—The Secretary shall establish  
17 a grant program to expand the capacity of family vi-  
18 olence, domestic violence, and dating violence service  
19 programs and community-based programs to prevent  
20 future domestic violence by addressing, in an appro-  
21 priate manner, the needs of children exposed to fam-  
22 ily violence, domestic violence, or dating violence.

23           “(2) GRANTS.—The Secretary may make  
24 grants to eligible entities through the program es-  
25 tablished under paragraph (1) for periods of not

1 more than 2 years. If the Secretary determines that  
2 an entity has received such a grant and been suc-  
3 cessful in meeting the objectives of the grant appli-  
4 cation submitted under subsection (c), the Secretary  
5 may renew the grant for 1 additional period of not  
6 more than 2 years.

7 “(b) ELIGIBLE ENTITIES.—To be eligible to receive  
8 a grant under this section, an entity shall be a local agency  
9 or a nonprofit private organization (including faith-based  
10 and charitable organizations, community-based organiza-  
11 tions, tribal organizations, and voluntary associations)  
12 with a demonstrated record of serving victims of family  
13 violence, domestic violence, or dating violence and their  
14 children.

15 “(c) APPLICATION.—An entity seeking a grant under  
16 this section shall submit an application to the Secretary  
17 at such time, in such manner, and containing such infor-  
18 mation as the Secretary may reasonably require, includ-  
19 ing—

20 “(1) a description of how the entity will  
21 prioritize the safety of, and confidentiality of infor-  
22 mation about, victims of family violence, domestic vi-  
23 olence, or dating violence and their children;

24 “(2) a description of how the entity will provide  
25 developmentally appropriate and age-appropriate

1 services, and culturally and linguistically appropriate  
2 services, to the victims and children; and

3 “(3) a description of how the entity will ensure  
4 that professionals working with the children receive  
5 the training and technical assistance appropriate  
6 and relevant to the unique needs of children exposed  
7 to family violence, domestic violence, or dating vio-  
8 lence.

9 “(d) USE OF FUNDS.—An entity that receives a  
10 grant under this section for a family violence, domestic  
11 violence, and dating violence service or community-based  
12 program described in subsection (a)—

13 “(1) shall use the funds made available through  
14 the grant—

15 “(A) to provide direct counseling, appro-  
16 priate services consistent with subsection (c)(2),  
17 or advocacy on behalf of victims of family vio-  
18 lence, domestic violence, or dating violence and  
19 their children, including coordinating services  
20 with services provided by the child welfare sys-  
21 tem;

22 “(B) to provide services for abused parents  
23 to support those parents’ roles as caregivers  
24 and their roles in responding to the social, emo-

1           tional, and developmental needs of their chil-  
2           dren; and

3           “(C) where appropriate, to provide the  
4           services described in this subsection while work-  
5           ing with such an abused parent and child to-  
6           gether; and

7           “(2) may use the funds made available through  
8           the grant—

9           “(A) to provide early childhood develop-  
10          ment and mental health services;

11          “(B) to coordinate activities with and pro-  
12          vide technical assistance to community-based  
13          organizations serving victims of family violence,  
14          domestic violence, or dating violence or children  
15          exposed to family violence, domestic violence, or  
16          dating violence; and

17          “(C) to provide additional services and re-  
18          ferrals to services for children, including child  
19          care, transportation, educational support, res-  
20          pite care, supervised visitation, or other nec-  
21          essary services.

22          “(e) REPORTS AND EVALUATION.—Each entity re-  
23          ceiving a grant under this section shall submit a perform-  
24          ance report to the Secretary at such time as shall be rea-  
25          sonably required by the Secretary. Such performance re-

1 port shall describe the activities that have been carried out  
2 with such grant funds, contain an evaluation of the effec-  
3 tiveness of such activities, and provide such additional in-  
4 formation as the Secretary may reasonably require.

5 **“SEC. 313. NATIONAL DOMESTIC VIOLENCE HOTLINE**  
6 **GRANT.**

7 “(a) IN GENERAL.—The Secretary shall award a  
8 grant to a nonprofit private entity to provide for the ongo-  
9 ing operation of a 24-hour, national, toll-free telephone  
10 hotline to provide information and assistance to adult and  
11 youth victims of family violence, domestic violence, or dat-  
12 ing violence, family and household members of such vic-  
13 tims, and persons affected by the victimization. The Sec-  
14 retary shall give priority to applicants with experience in  
15 operating a hotline that provides assistance to adult and  
16 youth victims of family violence, domestic violence, or dat-  
17 ing violence.

18 “(b) TERM.—The Secretary shall award a grant  
19 under this section for a period of not more than 5 years.

20 “(c) CONDITIONS ON PAYMENT.—The provision of  
21 payments under a grant awarded under this section shall  
22 be subject to annual approval by the Secretary and subject  
23 to the availability of appropriations for each fiscal year  
24 to make the payments.

1       “(d) APPLICATION.—To be eligible to receive a grant  
2 under this section, an entity shall submit an application  
3 to the Secretary that shall—

4           “(1) contain such agreements, assurances, and  
5 information, be in such form, and be submitted in  
6 such manner, as the Secretary shall prescribe;

7           “(2) include a complete description of the appli-  
8 cant’s plan for the operation of a national domestic  
9 violence hotline, including descriptions of—

10           “(A) the training program for hotline per-  
11 sonnel, including technology training to ensure  
12 that all persons affiliated with the hotline are  
13 able to effectively operate any technological sys-  
14 tems used by the hotline;

15           “(B) the hiring criteria and qualifications  
16 for hotline personnel;

17           “(C) the methods for the creation, mainte-  
18 nance, and updating of a resource database;

19           “(D) a plan for publicizing the availability  
20 of the hotline;

21           “(E) a plan for providing service to non-  
22 English speaking callers, including service  
23 through hotline personnel who have non-English  
24 language capability; and

1           “(F) shall provide assistance and referrals  
2           to youth victims of domestic violence and for  
3           victims of dating violence who are minors,  
4           which may be carried out through a national  
5           teen dating violence hotline;

6           “(3) demonstrate that the applicant has recog-  
7           nized expertise in the area of family violence, domes-  
8           tic violence, and dating violence and a record of high  
9           quality service to victims of family violence, domestic  
10          violence, or dating violence, including a demonstra-  
11          tion of support from advocacy groups and State Do-  
12          mestic Violence Coalitions;

13          “(4) demonstrate that the applicant has the ca-  
14          pacity and the expertise to maintain a domestic vio-  
15          lence hotline and a comprehensive database of serv-  
16          ice providers;

17          “(5) demonstrate the ability to provide informa-  
18          tion and referrals for callers, directly connect callers  
19          to service providers, and employ crisis interventions  
20          meeting the standards of family violence, domestic  
21          violence, and dating violence providers;

22          “(6) demonstrate that the applicant has a com-  
23          mitment to diversity and to the provision of services  
24          to underserved populations, including to ethnic, ra-  
25          cial, and non-English speaking minorities, in addi-

1       tion to older individuals and individuals with disabili-  
2       ties;

3           “(7) demonstrate that the applicant complies  
4       with nondisclosure requirements as described in sec-  
5       tion 306(c)(5) and follows comprehensive quality as-  
6       surance practices; and

7           “(8) contain such other information as the Sec-  
8       retary may require.

9       “(e) HOTLINE ACTIVITIES.—

10           “(1) IN GENERAL.—An entity that receives a  
11       grant under this section for activities described, in  
12       whole or in part, in subsection (a) shall use funds  
13       made available through the grant to establish and  
14       operate a 24-hour, national, toll-free telephone hot-  
15       line to provide information and assistance to adult  
16       and youth victims of family violence, domestic vio-  
17       lence, or dating violence, and other individuals de-  
18       scribed in subsection (a).

19           “(2) ACTIVITIES.—In establishing and oper-  
20       ating the hotline, the entity—

21           “(A) shall contract with a carrier for the  
22       use of a toll-free telephone line;

23           “(B) shall employ, train (including pro-  
24       viding technology training), and supervise per-  
25       sonnel to answer incoming calls, provide coun-



1           seling and referral services for callers on a 24-  
2           hour-a-day basis, and directly connect callers to  
3           service providers;

4           “(C) shall assemble and maintain a data-  
5           base of information relating to services for  
6           adult and youth victims of family violence, do-  
7           mestic violence, or dating violence to which call-  
8           ers may be referred throughout the United  
9           States, including information on the availability  
10          of shelters and supportive services for victims of  
11          family violence, domestic violence, or dating vio-  
12          lence;

13          “(D) shall widely publicize the hotline  
14          throughout the United States, including to po-  
15          tential users;

16          “(E) shall provide assistance and referrals  
17          to meet the needs of underserved populations  
18          and individuals with disabilities;

19          “(F) shall provide assistance and referrals  
20          for youth victims of domestic violence and for  
21          victims of dating violence who are minors,  
22          which may be carried out through a national  
23          teen dating violence hotline;

24          “(G) may provide appropriate assistance  
25          and referrals for family and household members

1 of victims of family violence, domestic violence,  
2 or dating violence, and persons affected by the  
3 victimization described in subsection (a); and

4 “(H) at the discretion of the hotline oper-  
5 ator, may provide assistance or referrals for  
6 identified adult and youth perpetrators, includ-  
7 ing self-identified perpetrators, of family vio-  
8 lence, domestic violence, or dating violence, but  
9 shall not be required to provide such assistance  
10 or referrals in any circumstance in which the  
11 hotline operator fears the safety of a victim  
12 may be impacted by an accused abuser.

13 “(f) REPORTS AND EVALUATION.—The entity receiv-  
14 ing a grant under this section shall submit a performance  
15 report to the Secretary at such time as shall be reasonably  
16 required by the Secretary. Such performance report shall  
17 describe the activities that have been carried out with such  
18 grant funds, contain an evaluation of the effectiveness of  
19 such activities, and provide such additional information as  
20 the Secretary may reasonably require.

21 **“SEC. 314. DOMESTIC VIOLENCE PREVENTION ENHANCE-**  
22 **MENT AND LEADERSHIP THROUGH ALLI-**  
23 **ANCES (DELTA).**

24 “(a) IN GENERAL.—The Secretary shall enter into  
25 cooperative agreements with State Domestic Violence Coa-

1 litions for the purposes of establishing, operating, and  
2 maintaining local community projects to prevent family vi-  
3 olence, domestic violence, and dating violence, including  
4 violence committed by and against youth, using a coordi-  
5 nated community response model and through prevention  
6 and education programs.

7       “(b) TERM.—The Secretary shall enter into a cooper-  
8 ative agreement under this section for a period of not more  
9 than 5 fiscal years.

10       “(c) CONDITIONS ON PAYMENT.—The provision of  
11 payments under a cooperative agreement under this sec-  
12 tion shall be subject to—

13               “(1) annual approval by the Secretary; and

14               “(2) the availability of appropriations for each  
15 fiscal year to make the payments.

16       “(d) ELIGIBILITY.—To be eligible to enter into a co-  
17 operative agreement under this section, an organization  
18 shall—

19               “(1) be a State Domestic Violence Coalition;  
20 and

21               “(2) include representatives of pertinent sectors  
22 of the local community, which may include—

23                       “(A) health care providers and State or  
24 local health departments;

25                       “(B) the education community;

1           “(C) the faith-based community;

2           “(D) the criminal justice system;

3           “(E) family violence, domestic violence,  
4           and dating violence service program advocates;

5           “(F) human service entities such as State  
6           child services divisions;

7           “(G) business and civic leaders; and

8           “(H) other pertinent sectors.

9           “(e) APPLICATIONS.—An organization that desires to  
10          enter into a cooperative agreement under this section shall  
11          submit to the Secretary an application, in such form and  
12          in such manner as the Secretary shall require, that—

13                 “(1) demonstrates the capacity of the applicant,  
14          who may enter into a partnership with a local family  
15          violence, domestic violence, or dating violence service  
16          provider or community-based organization, to under-  
17          take the project involved;

18                 “(2) demonstrates that the project will include  
19          a coordinated community response to improve and  
20          expand prevention strategies through increased com-  
21          munication and coordination among all affected sec-  
22          tors of the local community;

23                 “(3) includes a complete description of the ap-  
24          plicant’s plan for the establishment and implementa-

1       tion of the coordinated community response, includ-  
2       ing a description of—

3               “(A) the method to be used for identifica-  
4               tion and selection of an administrative com-  
5               mittee made up of persons knowledgeable about  
6               comprehensive family violence, domestic vio-  
7               lence, and dating violence prevention planning  
8               to oversee the project, hire staff, assure compli-  
9               ance with the project outline, and secure annual  
10              evaluation of the project;

11             “(B) the method to be used for identifica-  
12             tion and selection of project staff and a project  
13             evaluator;

14             “(C) the method to be used for identifica-  
15             tion and selection of a project council consisting  
16             of representatives of the community sectors list-  
17             ed in subsection (d)(2); and

18             “(D) the method to be used for identifica-  
19             tion and selection of a steering committee con-  
20             sisting of representatives of the various commu-  
21             nity sectors who will chair subcommittees of the  
22             project council, each of which will focus on 1 of  
23             the sectors;

1           “(4) demonstrates that the applicant has expe-  
2           rience in providing, or the capacity to provide, pre-  
3           vention-focused training and technical assistance;

4           “(5) demonstrates that the applicant has the  
5           capacity to carry out collaborative community initia-  
6           tives to prevent family violence, domestic violence,  
7           and dating violence; and

8           “(6) contains such other information, agree-  
9           ments, and assurances as the Secretary may require.

10          “(f) GEOGRAPHICAL DISPERSION.—The Secretary  
11          shall enter into cooperative agreements under this section  
12          with organizations in States geographically dispersed  
13          throughout the Nation.

14          “(g) USE OF FUNDS.—

15                 “(1) IN GENERAL.—An organization that enters  
16                 into a cooperative agreement under subsection (a)  
17                 shall use the funds made available through the  
18                 agreement to establish, operate, and maintain com-  
19                 prehensive family violence, domestic violence, and  
20                 dating violence prevention programming.

21                 “(2) TECHNICAL ASSISTANCE, EVALUATION  
22                 AND MONITORING.—The Secretary may use a por-  
23                 tion of the funds provided under this section to—

24                         “(A) provide technical assistance;

1           “(B) monitor the performance of organiza-  
2           tions carrying out activities under the coopera-  
3           tive agreements; and

4           “(C) conduct an independent evaluation of  
5           the program carried out under this section.

6           “(3) REQUIREMENTS.—In establishing and op-  
7           erating a project under this section, an eligible orga-  
8           nization shall—

9           “(A) establish protocols to improve and ex-  
10          pand family violence, domestic violence, and  
11          dating violence prevention and intervention  
12          strategies within affected community sectors de-  
13          scribed in subsection (d)(2);

14          “(B) develop comprehensive prevention  
15          plans to coordinate prevention efforts with  
16          other community sectors;

17          “(C) provide for periodic evaluation of the  
18          project, and analysis to assist in replication of  
19          the prevention strategies used in the project in  
20          other communities, and submit a report under  
21          subsection (h) that contains the evaluation and  
22          analysis;

23          “(D) develop, replicate, or conduct com-  
24          prehensive, evidence-informed primary preven-  
25          tion programs that reduce risk factors and pro-

1           mote protective factors that reduce the likeli-  
2           hood of family violence, domestic violence, and  
3           dating violence, which may include—

4                   “(i) educational workshops and semi-  
5                   nars;

6                   “(ii) training programs for profes-  
7                   sionals;

8                   “(iii) the preparation of informational  
9                   material;

10                  “(iv) developmentally appropriate edu-  
11                  cation programs;

12                  “(v) other efforts to increase aware-  
13                  ness of the facts about, or to help prevent,  
14                  family violence, domestic violence, and dat-  
15                  ing violence; and

16                  “(vi) the dissemination of information  
17                  about the results of programs conducted  
18                  under this subparagraph;

19                  “(E) utilize evidence-informed prevention  
20                  program planning; and

21                  “(F) recognize, in applicable cases, the  
22                  needs of underserved populations, racial and  
23                  linguistic populations, and individuals with dis-  
24                  abilities.



1       “(h) REPORTS AND EVALUATION.—Each organiza-  
 2 tion entering into a cooperative agreement under this sec-  
 3 tion shall submit a performance report to the Secretary  
 4 at such time as shall be reasonably required by the Sec-  
 5 retary. Such performance report shall describe activities  
 6 that have been carried out with the funds made available  
 7 through the agreement, contain an evaluation of the effec-  
 8 tiveness of such activities, and provide such additional in-  
 9 formation as the Secretary may reasonably require. The  
 10 Secretary shall make the evaluations received under this  
 11 subsection publicly available on the Department of Health  
 12 and Human Services website. The reports shall also be  
 13 submitted to the Committee on Education and Labor of  
 14 the House of Representatives and the Committee on  
 15 Health, Education, Labor, and Pensions of the Senate.”.

16 **TITLE III—CHILD ABUSE PRE-**  
 17 **VENTION AND TREATMENT**  
 18 **AND ADOPTION REFORM ACT**  
 19 **OF 1978**

20 **SEC. 301. CHILD ABUSE PREVENTION AND TREATMENT**  
 21 **AND ADOPTION REFORM.**

22       (a) FINDINGS.—Section 201 of the Child Abuse Pre-  
 23 vention and Treatment and Adoption Reform Act of 1978  
 24 (42 U.S.C. 5111) is amended—

25               (1) in subsection (a)—

1 (A) in paragraph (1)—

2 (i) by striking “565,000” and insert-  
3 ing “506,000”; and

4 (ii) by striking “2001” and inserting  
5 “2005”; and

6 (B) in paragraph (5)(A), by striking  
7 “131,000” and inserting “122,000”; and

8 (2) in subsection (b)—

9 (A) in the matter preceding paragraph (1),  
10 by inserting “older children, minority children,  
11 and” after “particularly”; and

12 (B) by striking paragraph (2) and insert-  
13 ing the following:

14 “(2) maintain an Internet-based national adop-  
15 tion information exchange system to—

16 “(A) bring together children who would  
17 benefit from adoption and qualified prospective  
18 adoptive parents who are seeking such children;

19 “(B) conduct national recruitment efforts  
20 in order to reach prospective parents for chil-  
21 dren awaiting adoption; and

22 “(C) connect placement agencies, prospec-  
23 tive adoptive parents, and adoptive parents to  
24 resources designed to reduce barriers to adop-

1           tion, support adoptive families, and ensure per-  
2           manency; and”.

3           (b) INFORMATION AND SERVICES.—Section 203 of  
4 the Child Abuse Prevention and Treatment and Adoption  
5 Reform Act of 1978 (42 U.S.C. 5113) is amended—

6           (1) in subsection (a), by striking all that follows  
7           “facilitate the adoption of” and inserting “older chil-  
8           dren, minority children, and children with special  
9           needs, particularly infants and toddlers with disabili-  
10          ties who have life-threatening conditions, and serv-  
11          ices to couples considering adoption of children with  
12          special needs.”;

13          (2) in subsection (b)—

14           (A) in paragraph (1)—

15           (i) by striking “and” after “regarding  
16           adoption” and inserting a comma; and

17           (ii) by inserting “, and post-legal  
18           adoption services” after “adoption assist-  
19           ance programs”;

20           (B) in paragraph (2), by inserting “, in-  
21           cluding efforts to promote the adoption of older  
22           children, minority children, and children with  
23           special needs” after “national level”;

24           (C) in paragraph (7)—

1 (i) by striking “study the efficacy of  
2 States contracting with” and inserting “in-  
3 crease the effective use of”;

4 (ii) by striking the comma after “or-  
5 ganizations)” and inserting “by States,”;

6 (iii) by inserting a comma after “insti-  
7 tutions”; and

8 (iv) by inserting “, including assisting  
9 in efforts to work with organizations that  
10 promote the placement of older children,  
11 minority children, and children with special  
12 needs” after “children for adoption”;

13 (D) in paragraph (9)—

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

16 (ii) in subparagraph (C), by adding  
17 “and” after the semicolon at the end; and

18 (iii) by adding at the end the fol-  
19 lowing:

20 “(D) identify best practices to reduce  
21 adoption disruption and termination;”; and

22 (E) in paragraph (10)—

23 (i) in the matter preceding subpara-  
24 graph (A), by inserting “tribal child wel-

1           fare agencies,” after “local government en-  
2           tities,”; and

3                   (ii) in subparagraph (A)—

4                           (I) in clause (ii), by inserting “,  
5                           including developing and using proce-  
6                           dures to notify family and relatives  
7                           when a child enters the child welfare  
8                           system” before the semicolon at the  
9                           end;

10                           (II) by redesignating clauses (vii)  
11                           and (viii) as clauses (viii) and (ix), re-  
12                           spectively; and

13                           (III) by inserting after clause (vi)  
14                           the following:

15                           “(vii) education and training of pro-  
16                           spective adoptive or adoptive parents;”;  
17                           and

18                   (3) in subsection (d)—

19                           (A) in paragraph (1), by striking the sec-  
20                           ond sentence and all that follows; and

21                           (B) in paragraph (2)—

22                                   (i) in subparagraph (A)—

23   (I) in the second sentence, by in-  
24   serting “, consistent with the purpose

1 of this title” after “by the Secretary”;  
2 and

3 (II) by striking the 3rd sentence  
4 and inserting the following: “Each ap-  
5 plication shall contain information  
6 that—

7 “(i) describes how the State plans to  
8 improve the placement rate of children in  
9 permanent homes;

10 “(ii) describes the methods the State,  
11 prior to submitting the application, has  
12 used to improve the placement of older  
13 children, minority children, and children  
14 with special needs, who are legally free for  
15 adoption;

16 “(iii) describes the evaluation the  
17 State plans to conduct, to identify the ef-  
18 fectiveness of programs and methods of  
19 placement under this subsection, and sub-  
20 mit to the Secretary; and

21 “(iv) describes how the State plans to  
22 coordinate activities under this subsection  
23 with relevant activities under section 473  
24 of the Social Security Act (42 U.S.C.  
25 673).”;

1 (ii) in subparagraph (B)(i), by insert-  
2 ing “older children, minority children,  
3 and” after “successful placement of”; and

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

6 “(C) EVALUATION.—The Secretary shall  
7 compile the results of evaluations submitted by  
8 States (described in subparagraph (A)(iii)) and  
9 submit a report containing the compiled results  
10 to the appropriate committees of Congress.”.

11 (c) AUTHORIZATION OF APPROPRIATIONS.—Section  
12 205 of the Child Abuse Prevention and Treatment and  
13 Adoption Reform Act of 1978 (42 U.S.C. 5115) is amend-  
14 ed—

15 (1) in paragraph (1), by striking  
16 “\$40,000,000” and all that follows through “2008”  
17 and inserting “\$40,000,000 for fiscal year 2011 and  
18 such sums as may be necessary for each of fiscal  
19 years 2012 through 2015”;

20 (2) by redesignating subsection (b) as sub-  
21 section (c); and

22 (3) by inserting after subsection (a) the fol-  
23 lowing:

24 “(b) Not less than 30 percent and not more than 50  
25 percent of the funds appropriated under subsection (a)

1 shall be allocated for activities under subsections (b)(10)  
2 and (c) of section 203.”.

3 **TITLE IV—ABANDONED INFANTS**  
4 **ASSISTANCE ACT OF 1988**

5 **SEC. 401. ABANDONED INFANTS ASSISTANCE.**

6 (a) EVALUATIONS, STUDY, AND REPORTS.—Section  
7 102(b)(2) of the Abandoned Infants Assistance Act of  
8 1988 (42 U.S.C. 5117aa–12(b)(2)) is amended by striking  
9 “Keeping Children and Families Safe Act of 2003” and  
10 inserting “CAPTA Reauthorization Act of 2010”.

11 (b) AUTHORIZATION OF APPROPRIATIONS.—Section  
12 302 of the Abandoned Infants Assistance Act of 1988 (42  
13 U.S.C. 5117aa–22) is amended—

14 (1) in subsection (a)(1), by striking  
15 “\$45,000,000” and all that follows and inserting  
16 “\$45,000,000 for fiscal year 2011 and such sums as  
17 may be necessary for each of fiscal years 2012  
18 through 2015.”; and

19 (2) in subsection (b)(2), by striking “fiscal year  
20 2003” and inserting “fiscal year 2010”.

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