

117TH CONGRESS
1ST SESSION

H. R. 1379

To amend the Child Abuse Prevention and Treatment Act to ensure protections for lesbian, gay, bisexual, and transgender youth and their families.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 25, 2021

Mr. DAVID SCOTT of Georgia (for himself, Mr. TORRES of New York, Mr. PANNETTA, Ms. GARCIA of Texas, Mr. KILMER, Mrs. DEMINGS, Mrs. NAPOLITANO, Mr. DEFazio, Ms. ROYBAL-ALLARD, Mr. STANTON, Mr. NEAL, Mr. DEUTCH, Ms. JOHNSON of Texas, Mrs. MURPHY of Florida, Ms. JACOBS of California, Mr. PAPPAS, Mr. LOWENTHAL, Mr. MOULTON, Mr. JONES, Mr. MORELLE, Mrs. HAYES, Ms. NORTON, Ms. SCANLON, Mrs. DINGELL, Ms. BARRAGÁN, Mr. SUOZZI, Ms. MCCOLLUM, Ms. CLARKE of New York, Mr. POCAN, Mr. MEEKS, Ms. BROWNLEY, Mr. GRIJALVA, Mr. SOTO, Mr. TRONE, Mr. PAYNE, Mr. CARBAJAL, Ms. JACKSON LEE, and Ms. ESHOO) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Child Abuse Prevention and Treatment Act to ensure protections for lesbian, gay, bisexual, and transgender youth and their families.

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 “Protecting LGBTQ
5 Youth Act”.

1 **SEC. 2. AMENDMENTS TO CAPTA.**

2 The Child Abuse Prevention and Treatment Act (42
3 U.S.C. 5101 et seq.) is amended—

4 (1) in section 104 (42 U.S.C. 5105)—

5 (A) in subsection (a)—

6 (i) in paragraph (1)—

7 (I) by redesignating subpara-
8 graphs (N) and (O) as subparagraphs
9 (O) and (P), respectively;

10 (II) by inserting after subpara-
11 graph (M) the following:

12 “(N) child abuse and neglect issues facing
13 lesbian, gay, bisexual, and transgender youth
14 and families, including providing recommenda-
15 tions for improving the collection of data at the
16 Federal, State, and local levels to better identify
17 young people who may be at risk of, or experi-
18 encing, child abuse or neglect because of their
19 sexual orientation or gender identity;”;

20 (III) in subparagraph (O), as so
21 redesignated, by striking “subpara-
22 graph (O)” and inserting “subpara-
23 graph (P)”; and

24 (IV) in clause (ix) of subpara-
25 graph (P), as so redesignated, by in-

1 serting “(including sexual orientation
2 and gender identity)” after “sex”; and
3 (ii) in paragraph (2), by striking
4 “paragraph (1)(O)” and inserting “para-
5 graph (1)(P)”;

6 (B) in subsection (b), by inserting “or les-
7 bian, gay, bisexual, and transgender youth”
8 after “children with disabilities”;

9 (2) in section 105(a)(1)(E) (42 U.S.C.
10 5106(a)(1)(E)), by inserting “and lesbian, gay, bi-
11 sexual, and transgender youth” after “children with
12 disabilities”;

13 (3) in section 106(d)(1) (42 U.S.C.
14 5106a(d)(1)), by inserting “, disaggregated by de-
15 mographic characteristics such as age, sex (including
16 sexual orientation and gender identity), race, family
17 structure, household relationship, school enrollment
18 and education attainment, disability, grandparents
19 as caregivers, labor force status, work status in pre-
20 vious year, and income in previous year” before the
21 period;

22 (4) in section 107 (42 U.S.C. 5106c)—

23 (A) in subsection (a)—

1 (i) by redesignating paragraphs (3)
2 and (4) as paragraphs (4) and (5), respec-
3 tively; and

4 (ii) by inserting after paragraph (2)
5 the following:

6 “(3) the assessment and investigation of cases
7 involving lesbian, gay, bisexual, and transgender
8 youth who are suspected victims of child abuse or
9 neglect;”;

10 (B) in subsection (b)(5), by striking “para-
11 graphs (1) through (3)” and inserting “para-
12 graphs (1) through (4)”;

13 (C) in subsection (c)(1)—

14 (i) by redesignating subparagraphs
15 (G) through (J) as subparagraphs (H)
16 through (K), respectively; and

17 (ii) by inserting after subparagraph
18 (F) the following:

19 “(G) individuals experienced in working
20 with lesbian, gay, bisexual, and transgender
21 youth and families;”;

22 (5) in section 201(b)(1)(G) (42 U.S.C.
23 5116(b)(1)(G)), by inserting “(including lesbian,
24 gay, bisexual, and transgender youth and families)”
25 before the semicolon;

1 (6) in section 202 (42 U.S.C. 5116a)—

2 (A) in paragraph (2)—

3 (i) in subparagraph (A), by inserting
4 “and families with other vulnerable youth,
5 including lesbian, gay, bisexual, and
6 transgender youth” before the semicolon;
7 and

8 (ii) in subparagraph (B), by striking
9 “and public sector and private nonprofit
10 sector service providers, and parents with
11 disabilities” and inserting “public sector
12 and private nonprofit sector service pro-
13 viders, parents with disabilities, and par-
14 ents of other vulnerable youth, including
15 lesbian, gay, bisexual, and transgender
16 youth”; and

17 (B) in paragraph (3)—

18 (i) in subparagraph (C), by striking “;
19 and” and inserting a semicolon;

20 (ii) in subparagraph (D), by striking
21 the period and inserting “; and”; and

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

24 “(E) will integrate its efforts with individ-
25 uals and organizations experienced in working

1 in partnership with families with vulnerable
2 youth, including lesbian, gay, bisexual, and
3 transgender youth, and with the child abuse
4 and neglect prevention activities of the State,
5 and demonstrate a financial commitment to
6 those activities.”; and

7 (7) in section 206(4) (42 U.S.C. 5116f(4)), by
8 striking “and parents with disabilities” and inserting
9 “parents with disabilities, and families with other
10 vulnerable youth, including lesbian, gay, bisexual,
11 and transgender youth”.

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