

104TH CONGRESS
2D SESSION

S. 919

AMENDMENT

In the House of Representatives, U. S.,

September 25, 1996.

Resolved, That the bill from the Senate (S. 919) entitled “An Act to modify and reauthorize the Child Abuse Prevention and Treatment Act, and for other purposes”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause, and insert:

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

2 (a) *SHORT TITLE*.—*This Act may be cited as the*
3 *“Child Abuse Prevention and Treatment Act Amendments*
4 *of 1996”*.

- 1 *(b) TABLE OF CONTENTS.—The table of contents of this*
 2 *Act is as follows:*

Sec. 1. Short title; table of contents.

*TITLE I—AMENDMENTS TO THE CHILD ABUSE PREVENTION AND
TREATMENT ACT*

Sec. 100. Findings.

Subtitle A—General Program

- Sec. 101. Office on Child Abuse and Neglect.*
Sec. 102. Advisory Board on Child Abuse and Neglect.
Sec. 103. Repeal of Inter-Agency Task Force on Child Abuse and Neglect.
Sec. 104. National clearinghouse for information relating to child abuse.
Sec. 105. Research, evaluation and assistance activities.
Sec. 106. Grants for demonstration programs.
Sec. 107. State grants for prevention and treatment programs.
Sec. 108. Repeal.
Sec. 109. Miscellaneous requirements.
Sec. 110. Definitions.
Sec. 111. Authorization of appropriations.
Sec. 112. Rule of construction.
Sec. 113. Technical and conforming amendments.

Subtitle B—Community-Based Family Resource and Support Grants

Sec. 121. Establishment of program.

*Subtitle C—Certain Preventive Services Regarding Children of Homeless
Families or Families At Risk of Homelessness*

Sec. 131. Repeal of title III.

Subtitle D—Miscellaneous Provisions

- Sec. 141. Table of contents.*
Sec. 142. Repeals of other laws.

TITLE II—AMENDMENTS TO OTHER ACTS

Subtitle A—Family Violence Prevention and Services Act

- Sec. 201. State demonstration grants.*
Sec. 202. Allotments.
Sec. 203. Authorization of appropriations.

*Subtitle B—Child Abuse Prevention and Treatment and Adoption Reform Act
of 1978 (“Adoption Opportunities Act”)*

- Sec. 211. Findings and purpose.*
Sec. 212. Information and services.
Sec. 213. Authorization of appropriations.

Subtitle C—Abandoned Infants Assistance Act of 1988

Sec. 221. Priority requirement.

Sec. 222. Reauthorization.

Subtitle D—Reauthorization of Various Programs

Sec. 231. Missing Children’s Assistance Act.

Sec. 232. Victims of Child Abuse Act of 1990.

1 ***TITLE I—AMENDMENTS TO THE***
 2 ***CHILD ABUSE PREVENTION***
 3 ***AND TREATMENT ACT***

4 ***SEC. 100. FINDINGS.***

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

7 *(1) in paragraph (1), to read as follows:*

8 *“(1) each year, close to 1,000,000 American chil-*
 9 *dren are victims of abuse and neglect;”;*

10 *(2) in paragraph (3)(C), by inserting “assess-*
 11 *ment,” after “prevention,”;*

12 *(3) in paragraph (4)—*

13 *(A) by striking “tens of”; and*

14 *(B) by striking “direct” and all that follows*
 15 *through the semicolon and inserting “tangible ex-*
 16 *penditures, as well as significant intangible*
 17 *costs;”;*

18 *(4) in paragraph (7), by striking “remedy the*
 19 *causes of” and inserting “prevent”;*

20 *(5) in paragraph (8), by inserting “safety,” after*
 21 *“fosters the health,”;*

22 *(6) in paragraph (10)—*

1 (A) by striking “ensure that every commu-
 2 nity in the United States has” and inserting
 3 “assist States and communities with”; and

4 (B) after “child” insert “and family”; and
 5 (7) in paragraph (11)—

6 (A) by striking “child protection” each
 7 place that such term appears and inserting
 8 “child and family protection”; and

9 (B) in subparagraph (D), by striking “suf-
 10 ficient”.

11 ***Subtitle A—General Program***

12 ***SEC. 101. OFFICE ON CHILD ABUSE AND NEGLECT.***

13 *Section 101 of the Child Abuse Prevention and Treat-*
 14 *ment Act (42 U.S.C. 5101) is amended to read as follows:*

15 ***“SEC. 101. OFFICE ON CHILD ABUSE AND NEGLECT.***

16 ***“(a) ESTABLISHMENT.—****The Secretary of Health and*
 17 *Human Services may establish an office to be known as*
 18 *the Office on Child Abuse and Neglect.*

19 ***“(b) PURPOSE.—****The purpose of the Office established*
 20 *under subsection (a) shall be to execute and coordinate the*
 21 *functions and activities of this Act. In the event that such*
 22 *functions and activities are performed by another entity or*
 23 *entities within the Department of Health and Human Serv-*
 24 *ices, the Secretary shall ensure that such functions and ac-*
 25 *tivities are executed with the necessary expertise and in a*

1 *fully coordinated manner involving regular*
 2 *intradepartmental and interdepartmental consultation*
 3 *with all agencies involved in child abuse and neglect activi-*
 4 *ties.”.*

5 **SEC. 102. ADVISORY BOARD ON CHILD ABUSE AND NE-**
 6 **GLECT.**

7 *Section 102 of the Child Abuse Prevention and Treat-*
 8 *ment Act (42 U.S.C. 5102) is amended to read as follows:*

9 **“SEC. 102. ADVISORY BOARD ON CHILD ABUSE AND NE-**
 10 **GLECT.**

11 *“(a) APPOINTMENT.—The Secretary may appoint an*
 12 *advisory board to make recommendations to the Secretary*
 13 *and to the appropriate committees of Congress concerning*
 14 *specific issues relating to child abuse and neglect.*

15 *“(b) SOLICITATION OF NOMINATIONS.—The Secretary*
 16 *shall publish a notice in the Federal Register soliciting*
 17 *nominations for the appointment of members of the advi-*
 18 *sory board under subsection (a).*

19 *“(c) COMPOSITION.—In establishing the board under*
 20 *subsection (a), the Secretary shall appoint members from*
 21 *the general public who are individuals knowledgeable in*
 22 *child abuse and neglect prevention, intervention, treatment,*
 23 *or research, and with due consideration to representation*
 24 *of ethnic or racial minorities and diverse geographic areas,*
 25 *and who represent—*

1 “(1) law (including the judiciary);

2 “(2) psychology (including child development);

3 “(3) social services (including child protective
4 services);

5 “(4) medicine (including pediatrics);

6 “(5) State and local government;

7 “(6) organizations providing services to disabled
8 persons;

9 “(7) organizations providing services to adoles-
10 cents;

11 “(8) teachers;

12 “(9) parent self-help organizations;

13 “(10) parents’ groups;

14 “(11) voluntary groups;

15 “(12) family rights groups; and

16 “(13) children’s rights advocates.

17 “(d) VACANCIES.—Any vacancy in the membership of
18 the board shall be filled in the same manner in which the
19 original appointment was made.

20 “(e) ELECTION OF OFFICERS.—The board shall elect
21 a chairperson and vice-chairperson at its first meeting from
22 among the members of the board.

23 “(f) DUTIES.—Not later than 1 year after the estab-
24 lishment of the board under subsection (a), the board shall

1 *submit to the Secretary and the appropriate committees of*
 2 *Congress a report, or interim report, containing—*

3 “(1) *recommendations on coordinating Federal,*
 4 *State, and local child abuse and neglect activities*
 5 *with similar activities at the Federal, State, and local*
 6 *level pertaining to family violence prevention;*

7 “(2) *specific modifications needed in Federal*
 8 *and State laws and programs to reduce the number*
 9 *of unfounded or unsubstantiated reports of child*
 10 *abuse or neglect while enhancing the ability to iden-*
 11 *tify and substantiate legitimate cases of abuse or ne-*
 12 *glect which place a child in danger; and*

13 “(3) *recommendations for modifications needed*
 14 *to facilitate coordinated national data collection with*
 15 *respect to child protection and child welfare.”.*

16 **SEC. 103. REPEAL OF INTER-AGENCY TASK FORCE ON**
 17 **CHILD ABUSE AND NEGLECT.**

18 *Section 103 of the Child Abuse Prevention and Treat-*
 19 *ment Act (42 U.S.C. 5103) is repealed.*

20 **SEC. 104. NATIONAL CLEARINGHOUSE FOR INFORMATION**
 21 **RELATING TO CHILD ABUSE.**

22 *Section 104 of the Child Abuse Prevention and Treat-*
 23 *ment Act (42 U.S.C. 5104) is amended—*

24 *(1) in subsection (a), to read as follows:*

1 “(a) *ESTABLISHMENT.*—*The Secretary shall through*
 2 *the Department, or by one or more contracts of not less than*
 3 *3 years duration let through a competition, establish a na-*
 4 *tional clearinghouse for information relating to child*
 5 *abuse.*”;

6 (2) *in subsection (b)—*

7 (A) *in the matter preceding paragraph (1),*
 8 *by striking “Director” and inserting “Sec-*
 9 *retary”;*

10 (B) *in paragraph (1)—*

11 (i) *by inserting “assessment,” after*
 12 *“prevention,”; and*

13 (ii) *by striking “, including” and all*
 14 *that follows and inserting “; and”;*

15 (C) *in paragraph (2)—*

16 (i) *in subparagraph (A), by striking*
 17 *“general population” and inserting “United*
 18 *States”;*

19 (ii) *in subparagraph (B), by adding*
 20 *“and” at the end;*

21 (iii) *in subparagraph (C), by striking*
 22 *“; and” at the end and inserting a period;*
 23 *and*

24 (iv) *by striking subparagraph (D); and*

25 (D) *by striking paragraph (3); and*

1 (3) in subsection (c)—

2 (A) in the matter preceding paragraph

3 (1)—

4 (i) by striking “In establishing” and
5 inserting the following:

6 “(1) IN GENERAL.—In establishing”; and

7 (ii) by striking “Director” and insert-
8 ing “Secretary”;

9 (B) by redesignating paragraphs (1)
10 through (4) as subparagraphs (A) through (D),
11 respectively, and by moving the text of subpara-
12 graphs (A) through (D) (as redesignated) 2 ems
13 to the right;

14 (C) in subparagraph (B) (as redesignated),
15 by striking “that is represented on the task
16 force” and inserting “involved with child abuse
17 and neglect and mechanisms for the sharing of
18 such information among other Federal agencies
19 and clearinghouses”;

20 (D) in subparagraph (C) (as redesignated),
21 by striking “State, regional” and all that follows
22 and inserting the following: “Federal, State, re-
23 gional, and local child welfare data systems
24 which shall include—

1 “(i) *standardized data on false, un-*
 2 *founded, unsubstantiated, and substantiated*
 3 *reports; and*

4 “(ii) *information on the number of*
 5 *deaths due to child abuse and neglect;*”;

6 *(E) by redesignating subparagraph (D) (as*
 7 *redesignated) as subparagraph (F);*

8 *(F) by inserting after subparagraph (C) (as*
 9 *redesignated), the following new subparagraphs:*

10 “(D) *through a national data collection and*
 11 *analysis program and in consultation with ap-*
 12 *propriate State and local agencies and experts in*
 13 *the field, collect, compile, and make available*
 14 *State child abuse and neglect reporting informa-*
 15 *tion which, to the extent practical, shall be uni-*
 16 *versal and case specific and integrated with*
 17 *other case-based foster care and adoption data*
 18 *collected by the Secretary;*

19 “(E) *compile, analyze, and publish a sum-*
 20 *mary of the research conducted under section*
 21 *105(a); and*”;

22 *(G) by adding at the end the following:*

23 “(2) *CONFIDENTIALITY REQUIREMENT.—In car-*
 24 *rying out paragraph (1)(D), the Secretary shall en-*
 25 *sure that methods are established and implemented to*

1 *preserve the confidentiality of records relating to case*
 2 *specific data.”.*

3 **SEC. 105. RESEARCH, EVALUATION AND ASSISTANCE AC-**
 4 **TIVITIES.**

5 *(a) RESEARCH.—Section 105(a) of the Child Abuse*
 6 *Prevention and Treatment Act (42 U.S.C. 5105(a)) is*
 7 *amended—*

8 *(1) in paragraph (1)—*

9 *(A) in the matter preceding subparagraph*
 10 *(A), by striking “, through the Center, conduct*
 11 *research on” and inserting “, in consultation*
 12 *with other Federal agencies and recognized ex-*
 13 *perts in the field, carry out a continuing inter-*
 14 *disciplinary program of research that is designed*
 15 *to provide information needed to better protect*
 16 *children from abuse or neglect and to improve*
 17 *the well-being of abused or neglected children,*
 18 *with at least a portion of such research being*
 19 *field initiated. Such research program may focus*
 20 *on”;*

21 *(B) by redesignating subparagraphs (A)*
 22 *through (C) as subparagraph (B) through (D),*
 23 *respectively;*

1 (C) by inserting before subparagraph (B)
 2 (as so redesignated) the following new subpara-
 3 graph:

4 “(A) the nature and scope of child abuse
 5 and neglect;”;

6 (D) in subparagraph (B) (as so redesign-
 7 ated), to read as follows:

8 “(B) causes, prevention, assessment, identi-
 9 fication, treatment, cultural and socio-economic
 10 distinctions, and the consequences of child abuse
 11 and neglect;” and

12 (E) in subparagraph (D) (as so redesign-
 13 ated)—

14 (i) by striking clause (ii);

15 (ii) in clause (iii), to read as follows:

16 “(ii) the incidence of substantiated and
 17 unsubstantiated reported child abuse
 18 cases;” and

19 (iii) by adding at the end the follow-
 20 ing:

21 “(iii) the number of substantiated cases
 22 that result in a judicial finding of child
 23 abuse or neglect or related criminal court
 24 convictions;

1 “(iv) the extent to which the number of
2 unsubstantiated, unfounded and false re-
3 ported cases of child abuse or neglect have
4 contributed to the inability of a State to re-
5 spond effectively to serious cases of child
6 abuse or neglect;

7 “(v) the extent to which the lack of ade-
8 quate resources and the lack of adequate
9 training of individuals required by law to
10 report suspected cases of child abuse have
11 contributed to the inability of a State to re-
12 spond effectively to serious cases of child
13 abuse and neglect;

14 “(vi) the number of unsubstantiated,
15 false, or unfounded reports that have re-
16 sulted in a child being placed in substitute
17 care, and the duration of such placement;

18 “(vii) the extent to which unsubstan-
19 tiated reports return as more serious cases
20 of child abuse or neglect;

21 “(viii) the incidence and prevalence of
22 physical, sexual, and emotional abuse and
23 physical and emotional neglect in substitute
24 care; and

1 “(ix) the incidence and outcomes of
 2 abuse allegations reported within the con-
 3 text of divorce, custody, or other family
 4 court proceedings, and the interaction be-
 5 tween this venue and the child protective
 6 services system.”; and

7 (2) in paragraph (2)—

8 (A) in subparagraph (A)—

9 (i) by striking “and demonstration”;
 10 and

11 (ii) by striking “paragraph (1)(A) and
 12 activities under section 106” and inserting
 13 “paragraph (1)”; and

14 (B) in subparagraph (B), by striking “and
 15 demonstration”.

16 (b) *REPEAL*.—Subsection (b) of section 105 of the
 17 Child Abuse Prevention and Treatment Act (42 U.S.C.
 18 5105(b)) is repealed.

19 (c) *TECHNICAL ASSISTANCE*.—Section 105(c) of the
 20 Child Abuse Prevention and Treatment Act (42 U.S.C.
 21 5105(c)) is amended—

22 (1) by striking “(c)” and inserting “(b)”;

23 (2) by striking “The Secretary” and inserting:

24 “(1) *IN GENERAL*.—The Secretary”;

25 (3) by striking “, through the Center,”;

1 (4) by inserting “State and local” before “public
2 and nonprofit”;

3 (5) by inserting “assessment,” before “identifica-
4 tion”; and

5 (6) by adding at the end thereof the following
6 new paragraphs:

7 “(2) *EVALUATION.*—Such technical assistance
8 may include an evaluation or identification of—

9 “(A) various methods and procedures for the
10 investigation, assessment, and prosecution of
11 child physical and sexual abuse cases;

12 “(B) ways to mitigate psychological trauma
13 to the child victim; and

14 “(C) effective programs carried out by the
15 States under titles I and II.

16 “(3) *DISSEMINATION.*—The Secretary may pro-
17 vide for and disseminate information relating to var-
18 ious training resources available at the State and
19 local level to—

20 “(A) individuals who are engaged, or who
21 intend to engage, in the prevention, identifica-
22 tion, and treatment of child abuse and neglect;
23 and

24 “(B) appropriate State and local officials to
25 assist in training law enforcement, legal, judi-

1 *cial, medical, mental health, education, and*
 2 *child welfare personnel in appropriate methods*
 3 *of interacting during investigative, administra-*
 4 *tive, and judicial proceedings with children who*
 5 *have been subjected to abuse.”.*

6 (d) *GRANTS AND CONTRACTS.*—Section 105(d) of the
 7 *Child Abuse Prevention and Treatment Act (42 U.S.C.*
 8 *5105(d)) is amended—*

9 (1) *by striking “(d)” and inserting “(c)”;* and
 10 (2) *in paragraph (2), by striking the second sen-*
 11 *tence.*

12 (e) *PEER REVIEW.*—Section 105(e) of the *Child Abuse*
 13 *Prevention and Treatment Act (42 U.S.C. 5105(e)) is*
 14 *amended—*

15 (1) *in the heading preceding paragraph (1), by*
 16 *striking “(e)” and inserting “(d)”;*

17 (2) *in paragraph (1)—*

18 (A) *in subparagraph (A)—*

19 (i) *by striking “establish a formal”*
 20 *and inserting “, in consultation with ex-*
 21 *perts in the field and other federal agencies,*
 22 *establish a formal, rigorous, and meritori-*
 23 *ous”;*

24 (ii) *by striking “and contracts”; and*

1 (iii) by adding at the end thereof the
 2 following new sentence: “The purpose of this
 3 process is to enhance the quality and useful-
 4 ness of research in the field of child abuse
 5 and neglect.”; and
 6 (B) in subparagraph (B)—

7 (i) by striking “Office of Human De-
 8 velopment” and inserting “Administration
 9 on Children and Families”; and

10 (ii) by adding at the end thereof the
 11 following new sentence: “The Secretary shall
 12 ensure that the peer review panel utilizes
 13 scientifically valid review criteria and scor-
 14 ing guidelines for review committees.”;

15 (3) in paragraph (2)—

16 (A) in the matter preceding subparagraph
 17 (A), by striking “, contract, or other financial
 18 assistance”; and

19 (B) by adding at the end thereof the follow-
 20 ing flush sentence:

21 “The Secretary shall award grants under this section
 22 on the basis of competitive review.”; and

23 (4) in paragraph (3)(B), by striking “subsection
 24 (e)(2)(B)” each place it appears and inserting “para-
 25 graph (2)(B)”.

1 (f) *TECHNICAL AMENDMENT.*—Section 105 of the
 2 *Child Abuse Prevention and Treatment Act* (42 U.S.C.
 3 5105) is amended in the section heading by striking “**OF**
 4 **THE NATIONAL CENTER ON CHILD ABUSE AND NE-**
 5 **GLECT**”.

6 **SEC. 106. GRANTS FOR DEMONSTRATION PROGRAMS.**

7 Section 106 of the *Child Abuse Prevention and Treat-*
 8 *ment Act* (42 U.S.C. 5106) is amended—

9 (1) in the section heading, by striking “**OR**
 10 **SERVICE**”;

11 (2) in subsection (a), to read as follows:

12 “(a) *DEMONSTRATION PROGRAMS AND PROJECTS.*—
 13 *The Secretary may make grants to, and enter into contracts*
 14 *with, public agencies or private nonprofit agencies or orga-*
 15 *nizations (or combinations of such agencies or organiza-*
 16 *tions) for time limited, demonstration programs and*
 17 *projects for the following purposes:*

18 “(1) *TRAINING PROGRAMS.*—*The Secretary may*
 19 *award grants to public or private nonprofit organiza-*
 20 *tions under this section—*

21 “(A) *for the training of professional and*
 22 *paraprofessional personnel in the fields of medi-*
 23 *cine, law, education, social work, and other rel-*
 24 *evant fields who are engaged in, or intend to*
 25 *work in, the field of prevention, identification,*

1 *and treatment of child abuse and neglect, includ-*
 2 *ing the links between domestic violence and child*
 3 *abuse;*

4 “(B) *to improve the recruitment, selection,*
 5 *and training of volunteers serving in public and*
 6 *private nonprofit children, youth and family*
 7 *service organizations in order to prevent child*
 8 *abuse and neglect through collaborative analysis*
 9 *of current recruitment, selection, and training*
 10 *programs and development of model programs*
 11 *for dissemination and replication nationally;*
 12 *and*

13 “(C) *for the establishment of resource cen-*
 14 *ters for the purpose of providing information*
 15 *and training to professionals working in the*
 16 *field of child abuse and neglect.*

17 “(2) *MUTUAL SUPPORT PROGRAMS.—The Sec-*
 18 *retary may award grants to private nonprofit organi-*
 19 *zations (such as Parents Anonymous) to establish or*
 20 *maintain a national network of mutual support and*
 21 *self-help programs as a means of strengthening fami-*
 22 *lies in partnership with their communities.*

23 “(3) *OTHER INNOVATIVE PROGRAMS AND*
 24 *PROJECTS.—*

1 “(A) *IN GENERAL.*—*The Secretary may*
 2 *award grants to public and private nonprofit*
 3 *agencies that demonstrate innovation in respond-*
 4 *ing to reports of child abuse and neglect includ-*
 5 *ing programs of collaborative partnerships be-*
 6 *tween the State child protective services agency,*
 7 *community social service agencies and family*
 8 *support programs, schools, churches and syna-*
 9 *gogues, and other community agencies to allow*
 10 *for the establishment of a triage system that—*

11 “(i) *accepts, screens and assesses re-*
 12 *ports received to determine which such re-*
 13 *ports require an intensive intervention and*
 14 *which require voluntary referral to another*
 15 *agency, program or project;*

16 “(ii) *provides, either directly or*
 17 *through referral, a variety of community-*
 18 *linked services to assist families in prevent-*
 19 *ing child abuse and neglect; and*

20 “(iii) *provides further investigation*
 21 *and intensive intervention where the child’s*
 22 *safety is in jeopardy.*

23 “(B) *KINSHIP CARE.*—*The Secretary may*
 24 *award grants to public and private nonprofit en-*
 25 *tities in not more than 10 States to assist such*

1 *entities in developing or implementing proce-*
 2 *dures using adult relatives as the preferred*
 3 *placement for children removed from their home,*
 4 *where such relatives are determined to be capable*
 5 *of providing a safe nurturing environment for*
 6 *the child and where such relatives comply with*
 7 *the State child protection standards.*

8 *“(C) PROMOTION OF SAFE, FAMILY-FRIEND-*
 9 *LY PHYSICAL ENVIRONMENTS FOR VISITATION*
 10 *AND EXCHANGE.—The Secretary may award*
 11 *grants to entities to assist such entities in estab-*
 12 *lishing and operating safe, family-friendly phys-*
 13 *ical environments—*

14 *“(i) for court-ordered supervised visita-*
 15 *tion between children and abusing parents;*
 16 *and*

17 *“(ii) to safely facilitate the exchange of*
 18 *children for visits with noncustodian par-*
 19 *ents in cases of domestic violence.”;*

20 *(3) by striking subsection (b);*

21 *(4) by redesignating subsection (c) as subsection*

22 *(b)*

23 *(5) in subsection (b) (as redesignated)—*

24 *(A) by striking paragraphs (1) and (2); and*

1 (B) by redesignating paragraphs (3)
 2 through (7) as paragraphs (1) through (5), re-
 3 spectively; and
 4 (6) by adding at the end the following new sub-
 5 section:

6 “(c) *EVALUATION.*—In making grants for demonstra-
 7 tion projects under this section, the Secretary shall require
 8 all such projects to be evaluated for their effectiveness.
 9 Funding for such evaluations shall be provided either as
 10 a stated percentage of a demonstration grant or as a sepa-
 11 rate grant entered into by the Secretary for the purpose of
 12 evaluating a particular demonstration project or group of
 13 projects.”.

14 **SEC. 107. STATE GRANTS FOR PREVENTION AND TREAT-**
 15 **MENT PROGRAMS.**

16 Section 107 of the Child Abuse Prevention and Treat-
 17 ment Act (42 U.S.C. 5106a) is amended to read as follows:

18 **“SEC. 107. GRANTS TO STATES FOR CHILD ABUSE AND NE-**
 19 **GLECT PREVENTION AND TREATMENT PRO-**
 20 **GRAMS.**

21 “(a) *DEVELOPMENT AND OPERATION GRANTS.*—The
 22 Secretary shall make grants to the States, based on the pop-
 23 ulation of children under the age of 18 in each State that
 24 applies for a grant under this section, for purposes of assist-

1 *ing the States in improving the child protective services sys-*
 2 *tem of each such State in—*

3 “(1) the intake, assessment, screening, and inves-
 4 *tigation of reports of abuse and neglect;*

5 “(2)(A) creating and improving the use of multi-
 6 *disciplinary teams and interagency protocols to en-*
 7 *hance investigations; and*

8 “(B) improving legal preparation and represen-
 9 *tation, including—*

10 “(i) procedures for appealing and respond-
 11 *ing to appeals of substantiated reports of abuse*
 12 *and neglect; and*

13 “(ii) provisions for the appointment of an
 14 *individual appointed to represent a child in ju-*
 15 *dicial proceedings;*

16 “(3) case management and delivery of services
 17 *provided to children and their families;*

18 “(4) enhancing the general child protective sys-
 19 *tem by improving risk and safety assessment tools*
 20 *and protocols, automation systems that support the*
 21 *program and track reports of child abuse and neglect*
 22 *from intake through final disposition and informa-*
 23 *tion referral systems;*

24 “(5) developing, strengthening, and facilitating
 25 *training opportunities and requirements for individ-*

1 *uals overseeing and providing services to children and*
 2 *their families through the child protection system;*

3 *“(6) developing and facilitating training proto-*
 4 *cols for individuals mandated to report child abuse or*
 5 *neglect;*

6 *“(7) developing, strengthening, and supporting*
 7 *child abuse and neglect prevention, treatment, and re-*
 8 *search programs in the public and private sectors;*

9 *“(8) developing, implementing, or operating—*

10 *“(A) information and education programs*
 11 *or training programs designed to improve the*
 12 *provision of services to disabled infants with life-*
 13 *threatening conditions for—*

14 *“(i) professional and paraprofessional*
 15 *personnel concerned with the welfare of dis-*
 16 *abled infants with life-threatening condi-*
 17 *tions, including personnel employed in child*
 18 *protective services programs and health-care*
 19 *facilities; and*

20 *“(ii) the parents of such infants; and*

21 *“(B) programs to assist in obtaining or co-*
 22 *ordinating necessary services for families of dis-*
 23 *abled infants with life-threatening conditions,*
 24 *including—*

25 *“(i) existing social and health services;*

1 “(ii) *financial assistance; and*

2 “(iii) *services necessary to facilitate*
 3 *adoptive placement of any such infants who*
 4 *have been relinquished for adoption; or*

5 “(9) *developing and enhancing the capacity of*
 6 *community-based programs to integrate shared lead-*
 7 *ership strategies between parents and professionals to*
 8 *prevent and treat child abuse and neglect at the*
 9 *neighborhood level.*

10 “(b) *ELIGIBILITY REQUIREMENTS.—*

11 “(1) *STATE PLAN.—*

12 “(A) *IN GENERAL.—To be eligible to receive*
 13 *a grant under this section, a State shall, at the*
 14 *time of the initial grant application and every*
 15 *5 years thereafter, prepare and submit to the*
 16 *Secretary a State plan that specifies the areas of*
 17 *the child protective services system described in*
 18 *subsection (a) that the State intends to address*
 19 *with amounts received under the grant.*

20 “(B) *ADDITIONAL REQUIREMENT.—After*
 21 *the submission of the initial grant application*
 22 *under subparagraph (A), the State shall provide*
 23 *notice to the Secretary of any substantive*
 24 *changes to any State law relating to the preven-*

1 *tion of child abuse and neglect that may affect*
 2 *the eligibility of the State under this section.*

3 “(2) *COORDINATION.*—*A State plan submitted*
 4 *under paragraph (1) shall, to the maximum extent*
 5 *practicable, be coordinated with the State plan under*
 6 *part B of title IV of the Social Security Act relating*
 7 *to child welfare services and family preservation and*
 8 *family support services, and shall contain an outline*
 9 *of the activities that the State intends to carry out*
 10 *using amounts received under the grant to achieve the*
 11 *purposes of this title, including—*

12 “(A) *an assurance in the form of a certifi-*
 13 *cation by the chief executive officer of the State*
 14 *that the State has in effect and is enforcing a*
 15 *State law, or has in effect and is operating a*
 16 *Statewide program, relating to child abuse and*
 17 *neglect that includes—*

18 “(i) *provisions or procedures for the re-*
 19 *porting of known and suspected instances of*
 20 *child abuse and neglect;*

21 “(ii) *procedures for the immediate*
 22 *screening, safety assessment, and prompt*
 23 *investigation of such reports;*

24 “(iii) *procedures for immediate steps*
 25 *to be taken to ensure and protect the safety*

1 *of the abused or neglected child and of any*
2 *other child under the same care who may*
3 *also be in danger of abuse or neglect and*
4 *ensuring their placement in a safe environ-*
5 *ment;*

6 “(iv) *provisions for immunity from*
7 *prosecution under State and local laws and*
8 *regulations for individuals making good*
9 *faith reports of suspected or known in-*
10 *stances of child abuse or neglect;*

11 “(v) *methods to preserve the confiden-*
12 *tiality of all records in order to protect the*
13 *rights of the child and of the child’s parents*
14 *or guardians, including requirements ensur-*
15 *ing that reports and records made and*
16 *maintained pursuant to the purposes of this*
17 *Act shall only be made available to—*

18 “(I) *individuals who are the sub-*
19 *ject of the report;*

20 “(II) *Federal, State, or local gov-*
21 *ernment entities, or any agent of such*
22 *entities, having a need for such infor-*
23 *mation in order to carry out its re-*
24 *sponsibilities under law to protect chil-*
25 *dren from abuse and neglect;*

1 “(III) *child abuse citizen review*
2 *panels;*

3 “(IV) *child fatality review panels;*

4 “(V) *a grand jury or court, upon*
5 *a finding that information in the*
6 *record is necessary for the determina-*
7 *tion of an issue before the court or*
8 *grand jury; and*

9 “(VI) *other entities or classes of*
10 *individuals statutorily authorized by*
11 *the State to receive such information*
12 *pursuant to a legitimate State purpose;*

13 “(vi) *provisions which allow for public*
14 *disclosure of the findings or information*
15 *about the case of child abuse or neglect*
16 *which has resulted in a child fatality or*
17 *near fatality;*

18 “(vii) *the cooperation of State law en-*
19 *forcement officials, court of competent juris-*
20 *isdiction, and appropriate State agencies*
21 *providing human services in the investiga-*
22 *tion, assessment, prosecution, and treatment*
23 *of child abuse or neglect;*

24 “(viii) *provisions requiring, and proce-*
25 *dures in place that facilitate the prompt*

1 *expungement of any records that are acces-*
2 *sible to the general public or are used for*
3 *purposes of employment or other back-*
4 *ground checks in cases determined to be un-*
5 *substantiated or false, except that nothing*
6 *in this section shall prevent State child pro-*
7 *ductive services agencies from keeping infor-*
8 *mation on unsubstantiated reports in their*
9 *casework files to assist in future risk and*
10 *safety assessment;*

11 *“(ix) provisions and procedures requir-*
12 *ing that in every case involving an abused*
13 *or neglected child which results in a judicial*
14 *proceeding, a guardian ad litem, who may*
15 *be an attorney or a court appointed special*
16 *advocate (or both), shall be appointed to*
17 *represent the child in such proceedings—*

18 *“(I) to obtain first-hand, a clear*
19 *understanding of the situation and*
20 *needs of the child; and*

21 *“(II) to make recommendations to*
22 *the court concerning the best interests*
23 *of the child;*

24 *“(x) the establishment of citizen review*
25 *panels in accordance with subsection (c);*

1 “(xi) provisions, procedures, and mech-
2 anisms to be effective not later than 2 years
3 after the date of the enactment of this sec-
4 tion—

5 “(I) for the expedited termination
6 of parental rights in the case of any
7 infant determined to be abandoned
8 under State law; and

9 “(II) by which individuals who
10 disagree with an official finding of
11 abuse or neglect can appeal such find-
12 ing;

13 “(xii) provisions, procedures, and
14 mechanisms to be effective not later than 2
15 years after the date of the enactment of this
16 section that assure that the State does not
17 require reunification of a surviving child
18 with a parent who has been found by a
19 court of competent jurisdiction—

20 “(I) to have committed murder
21 (which would have been an offense
22 under section 1111(a) of title 18, Unit-
23 ed States Code, if the offense had oc-
24 curred in the special maritime or terri-

1 *torial jurisdiction of the United States)*
 2 *of another child of such parent;*

3 “(II) *to have committed voluntary*
 4 *manslaughter (which would have been*
 5 *an offense under section 1112(a) of*
 6 *title 18, United States Code, if the of-*
 7 *fense had occurred in the special mari-*
 8 *time or territorial jurisdiction of the*
 9 *United States) of another child of such*
 10 *parent;*

11 “(III) *to have aided or abetted,*
 12 *attempted, conspired, or solicited to*
 13 *commit such murder or voluntary*
 14 *manslaughter; or*

15 “(IV) *to have committed a felony*
 16 *assault that results in the serious bod-*
 17 *ily injury to the surviving child or an-*
 18 *other child of such parent; and*

19 “(xiii) *an assurance that, upon the im-*
 20 *plementation by the State of the provisions,*
 21 *procedures, and mechanisms under clause*
 22 *(xii), conviction of any one of the felonies*
 23 *listed in clause (xii) constitute grounds*
 24 *under State law for the termination of pa-*
 25 *rental rights of the convicted parent as to*

1 *the surviving children (although case by*
2 *case determinations of whether or not to*
3 *seek termination of parental rights shall be*
4 *within the sole discretion of the State);*

5 “(B) *an assurance that the State has in*
6 *place procedures for responding to the reporting*
7 *of medical neglect (including instances of with-*
8 *holding of medically indicated treatment from*
9 *disabled infants with life-threatening condi-*
10 *tions), procedures or programs, or both (within*
11 *the State child protective services system), to*
12 *provide for—*

13 “(i) *coordination and consultation*
14 *with individuals designated by and within*
15 *appropriate health-care facilities;*

16 “(ii) *prompt notification by individ-*
17 *uals designated by and within appropriate*
18 *health-care facilities of cases of suspected*
19 *medical neglect (including instances of*
20 *withholding of medically indicated treat-*
21 *ment from disabled infants with life-threat-*
22 *ening conditions); and*

23 “(iii) *authority, under State law, for*
24 *the State child protective services system to*
25 *pursue any legal remedies, including the*

1 *authority to initiate legal proceedings in a*
2 *court of competent jurisdiction, as may be*
3 *necessary to prevent the withholding of*
4 *medically indicated treatment from disabled*
5 *infants with life threatening conditions;*

6 *“(C) a description of—*

7 *“(i) the services to be provided under*
8 *the grant to individuals, families, or com-*
9 *munities, either directly or through referrals*
10 *aimed at preventing the occurrence of child*
11 *abuse and neglect;*

12 *“(ii) the training to be provided under*
13 *the grant to support direct line and super-*
14 *visory personnel in report taking, screening,*
15 *assessment, decision making, and referral*
16 *for investigating suspected instances of child*
17 *abuse and neglect; and*

18 *“(iii) the training to be provided*
19 *under the grant for individuals who are re-*
20 *quired to report suspected cases of child*
21 *abuse and neglect; and*

22 *“(D) an assurance or certification that the*
23 *programs or projects relating to child abuse and*
24 *neglect carried out under part B of title IV of the*
25 *Social Security Act comply with the require-*

1 ments set forth in paragraph (1) and this para-
2 graph.

3 “(3) *LIMITATION.*—With regard to clauses (v)
4 and (vi) of paragraph (2)(A), nothing in this section
5 shall be construed as restricting the ability of a State
6 to refuse to disclose identifying information concern-
7 ing the individual initiating a report or complaint
8 alleging suspected instances of child abuse or neglect,
9 except that the State may not refuse such a disclosure
10 where a court orders such disclosure after such court
11 has reviewed, in camera, the record of the State relat-
12 ed to the report or complaint and has found it has
13 reason to believe that the reporter knowingly made a
14 false report.

15 “(4) *DEFINITIONS.*—For purposes of this sub-
16 section—

17 “(A) the term ‘near fatality’ means an act
18 that, as certified by a physician, places the child
19 in serious or critical condition; and

20 “(B) the term ‘serious bodily injury’ means
21 bodily injury which involves substantial risk of
22 death, extreme physical pain, protracted and ob-
23 vious disfigurement, or protracted loss or im-
24 pairment of the function of a bodily member,
25 organ, or mental faculty.

1 “(c) *CITIZEN REVIEW PANELS.*—

2 “(1) *ESTABLISHMENT.*—

3 “(A) *IN GENERAL.*—*Except as provided in*
 4 *subparagraph (B), each State to which a grant*
 5 *is made under this section shall establish not less*
 6 *than 3 citizen review panels.*

7 “(B) *EXCEPTIONS.*—

8 “(i) *ESTABLISHMENT OF PANELS BY*
 9 *STATES RECEIVING MINIMUM ALLOTMENT.*—
 10 *A State that receives the minimum allot-*
 11 *ment of \$175,000 under section*
 12 *203(b)(1)(A) for a fiscal year shall establish*
 13 *not less than 1 citizen review panel.*

14 “(ii) *DESIGNATION OF EXISTING ENTI-*
 15 *TIES.*—*A State may designate as panels for*
 16 *purposes of this subsection one or more ex-*
 17 *isting entities established under State or*
 18 *Federal law, such as child fatality panels or*
 19 *foster care review panels, if such entities*
 20 *have the capacity to satisfy the require-*
 21 *ments of paragraph (4) and the State en-*
 22 *sures that such entities will satisfy such re-*
 23 *quirements.*

24 “(2) *MEMBERSHIP.*—*Each panel established pur-*
 25 *suant to paragraph (1) shall be composed of volunteer*

1 *members who are broadly representative of the com-*
 2 *munity in which such panel is established, including*
 3 *members who have expertise in the prevention and*
 4 *treatment of child abuse and neglect.*

5 *“(3) MEETINGS.—Each panel established pursu-*
 6 *ant to paragraph (1) shall meet not less than once*
 7 *every 3 months.*

8 *“(4) FUNCTIONS.—*

9 *“(A) IN GENERAL.—Each panel established*
 10 *pursuant to paragraph (1) shall, by examining*
 11 *the policies and procedures of State and local*
 12 *agencies and where appropriate, specific cases,*
 13 *evaluate the extent to which the agencies are ef-*
 14 *fectively discharging their child protection re-*
 15 *sponsibilities in accordance with—*

16 *“(i) the State plan under subsection*
 17 *(b);*

18 *“(ii) the child protection standards set*
 19 *forth in subsection (b); and*

20 *“(iii) any other criteria that the panel*
 21 *considers important to ensure the protection*
 22 *of children, including—*

23 *“(I) a review of the extent to*
 24 *which the State child protective serv-*
 25 *ices system is coordinated with the fos-*

1 *ter care and adoption programs estab-*
 2 *lished under part E of title IV of the*
 3 *Social Security Act; and*

4 *“(II) a review of child fatalities*
 5 *and near fatalities (as defined in sub-*
 6 *section (b)(4)).*

7 *“(B) CONFIDENTIALITY.—*

8 *“(i) IN GENERAL.—The members and*
 9 *staff of a panel established under paragraph*
 10 *(1)—*

11 *“(I) shall not disclose to any per-*
 12 *son or government official any identi-*
 13 *fying information about any specific*
 14 *child protection case with respect to*
 15 *which the panel is provided informa-*
 16 *tion; and*

17 *“(II) shall not make public other*
 18 *information unless authorized by State*
 19 *statute.*

20 *“(ii) CIVIL SANCTIONS.—Each State*
 21 *that establishes a panel pursuant to para-*
 22 *graph (1) shall establish civil sanctions for*
 23 *a violation of clause (i).*

24 *“(5) STATE ASSISTANCE.—Each State that estab-*
 25 *lishes a panel pursuant to paragraph (1)—*

1 “(A) shall provide the panel access to infor-
 2 mation on cases that the panel desires to review
 3 if such information is necessary for the panel to
 4 carry out its functions under paragraph (4); and

5 “(B) shall provide the panel, upon its re-
 6 quest, staff assistance for the performance of the
 7 duties of the panel.

8 “(6) *REPORTS.*—Each panel established under
 9 paragraph (1) shall prepare and make available to
 10 the public, on an annual basis, a report containing
 11 a summary of the activities of the panel.

12 “(d) *ANNUAL STATE DATA REPORTS.*—Each State to
 13 which a grant is made under this section shall annually
 14 work with the Secretary to provide, to the maximum extent
 15 practicable, a report that includes the following:

16 “(1) The number of children who were reported
 17 to the State during the year as abused or neglected.

18 “(2) Of the number of children described in
 19 paragraph (1), the number with respect to whom such
 20 reports were—

21 “(A) substantiated;

22 “(B) unsubstantiated; or

23 “(C) determined to be false.

24 “(3) Of the number of children described in
 25 paragraph (2)—

1 “(A) the number that did not receive serv-
2 ices during the year under the State program
3 funded under this section or an equivalent State
4 program;

5 “(B) the number that received services dur-
6 ing the year under the State program funded
7 under this section or an equivalent State pro-
8 gram; and

9 “(C) the number that were removed from
10 their families during the year by disposition of
11 the case.

12 “(4) The number of families that received pre-
13 ventive services from the State during the year.

14 “(5) The number of deaths in the State during
15 the year resulting from child abuse or neglect.

16 “(6) Of the number of children described in
17 paragraph (5), the number of such children who were
18 in foster care.

19 “(7) The number of child protective services
20 workers responsible for the intake and screening of re-
21 ports filed in the previous year.

22 “(8) The agency response time with respect to
23 each such report with respect to initial investigation
24 of reports of child abuse or neglect.

1 “(9) *The response time with respect to the provi-*
2 *sion of services to families and children where an al-*
3 *legation of abuse or neglect has been made.*

4 “(10) *The number of child protective services*
5 *workers responsible for intake, assessment, and inves-*
6 *tigation of child abuse and neglect reports relative to*
7 *the number of reports investigated in the previous*
8 *year.*

9 “(11) *The number of children reunited with their*
10 *families or receiving family preservation services that,*
11 *within five years, result in subsequent substantiated*
12 *reports of child abuse and neglect, including the death*
13 *of the child.*

14 “(12) *The number of children for whom individ-*
15 *uals were appointed by the court to represent the best*
16 *interests of such children and the average number of*
17 *out of court contacts between such individuals and*
18 *children.*

19 “(e) *ANNUAL REPORT BY THE SECRETARY.—Within*
20 *6 months after receiving the State reports under subsection*
21 *(i), the Secretary shall prepare a report based on informa-*
22 *tion provided by the States for the fiscal year under such*
23 *subsection and shall make the report and such information*
24 *available to the Congress and the national clearinghouse for*
25 *information relating to child abuse.”.*

1 **SEC. 108. REPEAL.**

2 *Section 108 of the Child Abuse Prevention and Treat-*
 3 *ment Act (42 U.S.C. 5106b) is repealed.*

4 **SEC. 109. MISCELLANEOUS REQUIREMENTS.**

5 *Section 110 of the Child Abuse Prevention and Treat-*
 6 *ment Act (42 U.S.C. 5106d) is amended—*

7 *(1) by striking subsection (c); and*

8 *(2) by redesignating subsection (d) as subsection*
 9 *(c).*

10 **SEC. 110. DEFINITIONS.**

11 *Section 113 of the Child Abuse Prevention and Treat-*
 12 *ment Act (42 U.S.C. 5106h) is amended—*

13 *(1) by striking paragraphs (1), (2), (5), and (9);*

14 *(2)(A) by redesignating paragraphs (3), (4), and*
 15 *(6) through (8) as paragraphs (1) through (5), respec-*
 16 *tively; and*

17 *(B) by redesignating paragraph (10) as para-*
 18 *graph (6);*

19 *(3) in paragraph (2) (as redesignated), to read*
 20 *as follows:*

21 *“(2) the term ‘child abuse and neglect’ means, at*
 22 *a minimum, any recent act or failure to act on the*
 23 *part of a parent or caretaker, which results in death,*
 24 *serious physical or emotional harm, sexual abuse or*
 25 *exploitation, or an act or failure to act which pre-*
 26 *sents an imminent risk of serious harm;”;* and

1 (4) in paragraph (4)(B) (as redesignated), by in-
 2 serting “, and in cases of caretaker or inter-familial
 3 relationships, statutory rape” after “rape”.

4 **SEC. 111. AUTHORIZATION OF APPROPRIATIONS.**

5 Section 114(a) of the Child Abuse Prevention and
 6 Treatment Act (42 U.S.C. 5106h(a)) is amended to read
 7 as follows:

8 “(a) *IN GENERAL.*—

9 “(1) *GENERAL AUTHORIZATION.*—There are au-
 10 thorized to be appropriated to carry out this title,
 11 \$100,000,000 for fiscal year 1997, and such sums as
 12 may be necessary for each of the fiscal years 1998
 13 through 2001.

14 “(2) *DISCRETIONARY ACTIVITIES.*—

15 “(A) *IN GENERAL.*—Of the amounts appro-
 16 priated for a fiscal year under paragraph (1),
 17 the Secretary shall make available 30 percent of
 18 such amounts to fund discretionary activities
 19 under this title.

20 “(B) *DEMONSTRATION PROJECTS.*—Of the
 21 amounts made available for a fiscal year under
 22 subparagraph (A), the Secretary make available
 23 not more than 40 percent of such amounts to
 24 carry out section 106.”.

1 **SEC. 112. RULE OF CONSTRUCTION.**

2 *Title I of the Child Abuse Prevention and Treatment*
 3 *Act (42 U.S.C. 5101 et seq.) is amended by adding at the*
 4 *end the following new section:*

5 **“SEC. 115. RULE OF CONSTRUCTION.**

6 *“(a) IN GENERAL.—Nothing in this Act shall be con-*
 7 *strued—*

8 *“(1) as establishing a Federal requirement that*
 9 *a parent or legal guardian provide a child any medi-*
 10 *cal service or treatment against the religious beliefs of*
 11 *the parent or legal guardian; and*

12 *“(2) to require that a State find, or to prohibit*
 13 *a State from finding, abuse or neglect in cases in*
 14 *which a parent or legal guardian relies solely or par-*
 15 *tially upon spiritual means rather than medical*
 16 *treatment, in accordance with the religious beliefs of*
 17 *the parent or legal guardian.*

18 *“(b) STATE REQUIREMENT.—Notwithstanding sub-*
 19 *section (a), a State shall, at a minimum, have in place*
 20 *authority under State law to permit the child protective*
 21 *services system of the State to pursue any legal remedies,*
 22 *including the authority to initiate legal proceedings in a*
 23 *court of competent jurisdiction, to provide medical care or*
 24 *treatment for a child when such care or treatment is nec-*
 25 *essary to prevent or remedy serious harm to the child, or*
 26 *to prevent the withholding of medically indicated treatment*

1 *from children with life threatening conditions. Except with*
 2 *respect to the withholding of medically indicated treatments*
 3 *from disabled infants with life threatening conditions, case*
 4 *by case determinations concerning the exercise of the au-*
 5 *thority of this subsection shall be within the sole discretion*
 6 *of the State.”.*

7 **SEC. 113. TECHNICAL AND CONFORMING AMENDMENTS.**

8 (a) *CHILD ABUSE PREVENTION AND TREATMENT*
 9 *ACT.*—

10 (1)(A) *Sections 104 through 107 of the Child*
 11 *Abuse Prevention and Treatment Act (42 U.S.C. 5104*
 12 *through 5106a), as amended by this subtitle, are re-*
 13 *designated as sections 103 through 106 of such Act,*
 14 *respectively.*

15 (B) *Sections 109 through 114 of the Child Abuse*
 16 *Prevention and Treatment Act (42 U.S.C 5106c*
 17 *through 5106h), as amended by this subtitle, are re-*
 18 *designated as sections 107 through 112 of such Act,*
 19 *respectively.*

20 (C) *Section 115 of the Child Abuse Prevention*
 21 *and Treatment Act, as added by section 112 of this*
 22 *Act, is redesignated as section 113 of the Child Abuse*
 23 *Prevention and Treatment Act.*

24 (2) *Section 107 of the Child Abuse Prevention*
 25 *and Treatment Act (as redesignated) is amended—*

1 (A) in subsection (a), by striking “acting
2 through the Center and”;

3 (B) in subsection (b)(1), by striking “sec-
4 tions” and inserting “section”;

5 (C) in subsection (c)(1)—

6 (i) in the matter preceding subpara-
7 graph (A), by inserting a comma after
8 “maintain”; and

9 (ii) in subparagraph (F), by adding a
10 semicolon at the end; and

11 (D) in subsection (d)(1), by adding “and”
12 at the end.

13 (3) Section 110(b) of the Child Abuse Prevention
14 and Treatment Act (as redesignated) is amended by
15 striking “effectiveness of—” and all that follows and
16 inserting “effectiveness of assisted programs in achiev-
17 ing the objectives of section 107.”.

18 (b) VICTIMS OF CRIME ACT OF 1984.—Section 1404A
19 of the Victims of Crime Act of 1984 (42 U.S.C. 10603a)
20 is amended—

21 (1) by striking “1402(d)(2)(D) and (d)(3).” and
22 inserting “1402(d)(2)”; and

23 (2) by striking “section 4(d)” and inserting “sec-
24 tion 109”.

1 ***Subtitle B—Community-Based Fam-***
 2 ***ily Resource and Support Grants***

3 ***SEC. 121. ESTABLISHMENT OF PROGRAM.***

4 *Title II of the Child Abuse Prevention and Treatment*
 5 *Act (42 U.S.C. 5116 et seq.) is amended to read as follows:*

6 ***“TITLE II—COMMUNITY-BASED***
 7 ***FAMILY RESOURCE AND SUP-***
 8 ***PORT GRANTS***

9 ***“SEC. 201. PURPOSE AND AUTHORITY.***

10 *“(a) PURPOSE.—It is the purpose of this title—*

11 *“(1) to support State efforts to develop, operate,*
 12 *expand and enhance a network of community-based,*
 13 *prevention-focused, family resource and support pro-*
 14 *grams that coordinate resources among existing edu-*
 15 *cation, vocational rehabilitation, disability, respite*
 16 *care, health, mental health, job readiness, self-suffi-*
 17 *ciency, child and family development, community ac-*
 18 *tion, Head Start, child care, child abuse and neglect*
 19 *prevention, juvenile justice, domestic violence preven-*
 20 *tion and intervention, housing, and other human*
 21 *service organizations within the State; and*

22 *“(2) to foster an understanding, appreciation,*
 23 *and knowledge of diverse populations in order to be*
 24 *effective in preventing and treating child abuse and*
 25 *neglect.*

1 “(b) *AUTHORITY.—The Secretary shall make grants*
 2 *under this title on a formula basis to the entity designated*
 3 *by the State as the lead entity (hereafter referred to in this*
 4 *title as the ‘lead entity’)* under section 202(1) for the pur-
 5 *pose of—*

6 “(1) *developing, operating, expanding and en-*
 7 *hancing Statewide networks of community-based, pre-*
 8 *vention-focused, family resource and support pro-*
 9 *grams that—*

10 “(A) *offer assistance to families;*

11 “(B) *provide early, comprehensive support*
 12 *for parents;*

13 “(C) *promote the development of parenting*
 14 *skills, especially in young parents and parents*
 15 *with very young children;*

16 “(D) *increase family stability;*

17 “(E) *improve family access to other formal*
 18 *and informal resources and opportunities for as-*
 19 *sistance available within communities;*

20 “(F) *support the additional needs of fami-*
 21 *lies with children with disabilities through res-*
 22 *pite care and other services; and*

23 “(G) *decrease the risk of homelessness;*

24 “(2) *fostering the development of a continuum of*
 25 *preventive services for children and families through*

1 *State and community-based collaborations and part-*
2 *nerships both public and private;*

3 *“(3) financing the start-up, maintenance, expan-*
4 *sion, or redesign of specific family resource and sup-*
5 *port program services (such as respite care services,*
6 *child abuse and neglect prevention activities, disabil-*
7 *ity services, mental health services, housing services,*
8 *transportation, adult education, home visiting and*
9 *other similar services) identified by the inventory and*
10 *description of current services required under section*
11 *205(a)(3) as an unmet need, and integrated with the*
12 *network of community-based family resource and sup-*
13 *port program to the extent practicable given funding*
14 *levels and community priorities;*

15 *“(4) maximizing funding for the financing,*
16 *planning, community mobilization, collaboration, as-*
17 *essment, information and referral, startup, training*
18 *and technical assistance, information management,*
19 *reporting and evaluation costs for establishing, oper-*
20 *ating, or expanding a Statewide network of commu-*
21 *nity-based, prevention-focused, family resource and*
22 *support program; and*

23 *“(5) financing public information activities that*
24 *focus on the healthy and positive development of par-*

1 *ents and children and the promotion of child abuse*
 2 *and neglect prevention activities.*

3 **“SEC. 202. ELIGIBILITY.**

4 *“A State shall be eligible for a grant under this title*
 5 *for a fiscal year if—*

6 *“(1)(A) the chief executive officer of the State has*
 7 *designated a lead entity to administer funds under*
 8 *this title for the purposes identified under the author-*
 9 *ity of this title, including to develop, implement, op-*
 10 *erate, enhance or expand a Statewide network of com-*
 11 *munity-based, prevention-focused, family resource and*
 12 *support programs, child abuse and neglect prevention*
 13 *activities and access to respite care services integrated*
 14 *with the Statewide network;*

15 *“(B) such lead entity is an existing public,*
 16 *quasi-public, or nonprofit private entity (which may*
 17 *be an entity that has not been established pursuant*
 18 *to State legislation, executive order, or any other*
 19 *written authority of the State) with a demonstrated*
 20 *ability to work with other State and community-*
 21 *based agencies to provide training and technical as-*
 22 *sistance, and that has the capacity and commitment*
 23 *to ensure the meaningful involvement of parents who*
 24 *are consumers and who can provide leadership in the*
 25 *planning, implementation, and evaluation of pro-*

1 *grams and policy decisions of the applicant agency in*
 2 *accomplishing the desired outcomes for such efforts;*

3 *“(C) in determining which entity to designate*
 4 *under subparagraph (A), the chief executive officer*
 5 *should give priority consideration equally to a trust*
 6 *fund advisory board of the State or to an existing en-*
 7 *tity that leverages Federal, State, and private funds*
 8 *for a broad range of child abuse and neglect preven-*
 9 *tion activities and family resource programs, and*
 10 *that is directed by an interdisciplinary, public-pri-*
 11 *ate structure, including participants from commu-*
 12 *nities; and*

13 *“(D) in the case of a State that has designated*
 14 *a State trust fund advisory board for purposes of ad-*
 15 *ministering funds under this title (as such title was*
 16 *in effect on the date of the enactment of the Child*
 17 *Abuse Prevention and Treatment Act Amendments of*
 18 *1996) and in which one or more entities that leverage*
 19 *Federal, State, and private funds (as described in*
 20 *subparagraph (C)) exist, the chief executive officer*
 21 *shall designate the lead entity only after full consider-*
 22 *ation of the capacity and expertise of all entities de-*
 23 *siring to be designated under subparagraph (A);*

1 “(2) the chief executive officer of the State pro-
2 vides assurances that the lead entity will provide or
3 will be responsible for providing—

4 “(A) a network of community-based family
5 resource and support programs composed of
6 local, collaborative, public-private partnerships
7 directed by interdisciplinary structures with bal-
8 anced representation from private and public
9 sector members, parents, and public and private
10 nonprofit service providers and individuals and
11 organizations experienced in working in partner-
12 ship with families with children with disabil-
13 ities;

14 “(B) direction to the network through an
15 interdisciplinary, collaborative, public-private
16 structure with balanced representation from pri-
17 vate and public sector members, parents, and
18 public sector and private nonprofit sector service
19 providers; and

20 “(C) direction and oversight to the network
21 through identified goals and objectives, clear
22 lines of communication and accountability, the
23 provision of leveraged or combined funding from
24 Federal, State and private sources, centralized
25 assessment and planning activities, the provision

1 *of training and technical assistance, and report-*
2 *ing and evaluation functions; and*

3 *“(3) the chief executive officer of the State pro-*
4 *vides assurances that the lead entity—*

5 *“(A) has a demonstrated commitment to pa-*
6 *rental participation in the development, oper-*
7 *ation, and oversight of the Statewide network of*
8 *community-based, prevention-focused, family re-*
9 *source and support programs;*

10 *“(B) has a demonstrated ability to work*
11 *with State and community-based public and pri-*
12 *vate nonprofit organizations to develop a contin-*
13 *uum of preventive, family centered, comprehen-*
14 *sive services for children and families through*
15 *the Statewide network of community-based, pre-*
16 *vention-focused, family resource and support*
17 *programs;*

18 *“(C) has the capacity to provide operational*
19 *support (both financial and programmatic) and*
20 *training and technical assistance, to the State-*
21 *wide network of community-based, prevention-fo-*
22 *cused, family resource and support programs,*
23 *through innovative, interagency funding and*
24 *interdisciplinary service delivery mechanisms;*
25 *and*

1 “(D) will integrate its efforts with individ-
 2 uals and organizations experienced in working
 3 in partnership with families with children with
 4 disabilities and with the child abuse and neglect
 5 prevention activities of the State, and dem-
 6 onstrate a financial commitment to those activi-
 7 ties.

8 **“SEC. 203. AMOUNT OF GRANT.**

9 “(a) *RESERVATION.*—The Secretary shall reserve 1
 10 percent of the amount appropriated under section 210 for
 11 a fiscal year to make allotments to Indian tribes and tribal
 12 organizations and migrant programs.

13 “(b) *REMAINING AMOUNTS.*—

14 “(1) *IN GENERAL.*—The Secretary shall allot the
 15 amount appropriated under section 210 for a fiscal
 16 year and remaining after the reservation under sub-
 17 section (a) among the States as follows:

18 “(A) 70 percent of such amount appro-
 19 priated shall be allotted among the States by al-
 20 lotting to each State an amount that bears the
 21 same proportion to such amount appropriated as
 22 the number of children under the age of 18 resid-
 23 ing in the State bears to the total number of
 24 children under the age of 18 residing in all

1 *States (except that no State shall receive less*
 2 *than \$175,000 under this subparagraph).*

3 *“(B) 30 percent of such amount appro-*
 4 *priated shall be allotted among the States by al-*
 5 *lotting to each State an amount that bears the*
 6 *same proportion to such amount appropriated as*
 7 *the amount leveraged by the State from private,*
 8 *State, or other non-Federal sources and directed*
 9 *through the State lead agency in the preceding*
 10 *fiscal year bears to the aggregate of the amounts*
 11 *leveraged by all States from private, State, or*
 12 *other non-Federal sources and directed through*
 13 *the lead agency of such States in the preceding*
 14 *fiscal year.*

15 *“(2) ADDITIONAL REQUIREMENT.—The Secretary*
 16 *shall provide allotments under paragraph (1) to the*
 17 *State lead entity.*

18 *“(c) ALLOCATION.—Funds allotted to a State under*
 19 *this section—*

20 *“(1) shall be for a 3-year period; and*

21 *“(2) shall be provided by the Secretary to the*
 22 *State on an annual basis, as described in subsection*
 23 *(a).*

1 **“SEC. 204. EXISTING GRANTS.**

2 “(a) *IN GENERAL.*—Notwithstanding the enactment of
3 *the Child Abuse Prevention and Treatment Act Amend-*
4 *ments of 1996, a State or entity that has a grant, contract,*
5 *or cooperative agreement in effect, on the date of the enact-*
6 *ment of such Act under any program described in sub-*
7 *section (b), shall continue to receive funds under such pro-*
8 *gram, subject to the original terms under which such funds*
9 *were provided under the grant, through the end of the appli-*
10 *cable grant cycle.*

11 “(b) *PROGRAMS DESCRIBED.*—*The programs described*
12 *in this subsection are the following:*

13 “(1) *The Community-Based Family Resource*
14 *programs under section 201 of this Act, as such sec-*
15 *tion was in effect on the day before the date of the en-*
16 *actment of the Child Abuse Prevention and Treatment*
17 *Act Amendments of 1996.*

18 “(2) *The Family Support Center programs*
19 *under subtitle F of title VII of the Stewart B. McKin-*
20 *ney Homeless Assistance Act (42 U.S.C. 11481 et*
21 *seq.), as such title was in effect on the day before the*
22 *date of the enactment of the Child Abuse Prevention*
23 *and Treatment Act Amendments of 1996.*

24 “(3) *The Emergency Child Abuse Prevention*
25 *Services grant program under section 107A of this*
26 *Act, as such section was in effect on the day before*

1 *the date of the enactment of the Human Services*
 2 *Amendments of 1994.*

3 “(4) *Programs under the Temporary Child Care*
 4 *for Children With Disabilities and Crisis Nurseries*
 5 *Act of 1986.*

6 **“SEC. 205. APPLICATION.**

7 *“A grant may not be made to a State under this title*
 8 *unless an application therefore is submitted by the State*
 9 *to the Secretary and such application contains the types*
 10 *of information specified by the Secretary as essential to car-*
 11 *rying out the provisions of section 202, including—*

12 “(1) *a description of the lead entity that will be*
 13 *responsible for the administration of funds provided*
 14 *under this title and the oversight of programs funded*
 15 *through the Statewide network of community-based,*
 16 *prevention-focused, family resource and support pro-*
 17 *grams which meets the requirements of section 202;*

18 “(2) *a description of how the network of commu-*
 19 *nity-based, prevention-focused, family resource and*
 20 *support programs will operate and how family re-*
 21 *source and support services provided by public and*
 22 *private, nonprofit organizations, including those*
 23 *funded by programs consolidated under this Act, will*
 24 *be integrated into a developing continuum of family*

1 *centered, holistic, preventive services for children and*
2 *families;*

3 “(3) *an assurance that an inventory of current*
4 *family resource programs, respite care, child abuse*
5 *and neglect prevention activities, and other family re-*
6 *source services operating in the State, and a descrip-*
7 *tion of current unmet needs, will be provided;*

8 “(4) *a budget for the development, operation and*
9 *expansion of the State’s network of community-based,*
10 *prevention-focused, family resource and support pro-*
11 *grams that verifies that the State will expend in non-*
12 *Federal funds an amount equal to not less than 20*
13 *percent of the amount received under this title (in*
14 *cash, not in-kind) for activities under this title;*

15 “(5) *an assurance that funds received under this*
16 *title will supplement, not supplant, other State and*
17 *local public funds designated for the Statewide net-*
18 *work of community-based, prevention-focused, family*
19 *resource and support programs;*

20 “(6) *an assurance that the State has the capac-*
21 *ity to ensure the meaningful involvement of parents*
22 *who are consumers and who can provide leadership in*
23 *the planning, implementation, and evaluation of the*
24 *programs and policy decisions of the applicant agen-*

1 *cy in accomplishing the desired outcomes for such ef-*
2 *forts;*

3 *“(7) a description of the criteria that the entity*
4 *will use to develop, or select and fund, individual*
5 *community-based, prevention-focused, family resource*
6 *and support programs as part of network develop-*
7 *ment, expansion or enhancement;*

8 *“(8) a description of outreach activities that the*
9 *entity and the community-based, prevention-focused,*
10 *family resource and support programs will undertake*
11 *to maximize the participation of racial and ethnic*
12 *minorities, children and adults with disabilities,*
13 *homeless families and those at risk of homelessness,*
14 *and members of other underserved or underrep-*
15 *resented groups;*

16 *“(9) a plan for providing operational support,*
17 *training and technical assistance to community-*
18 *based, prevention-focused, family resource and sup-*
19 *port programs for development, operation, expansion*
20 *and enhancement activities;*

21 *“(10) a description of how the applicant entity’s*
22 *activities and those of the network and its members*
23 *will be evaluated;*

24 *“(11) a description of the actions that the appli-*
25 *cant entity will take to advocate systemic changes in*

1 *State policies, practices, procedures and regulations*
 2 *to improve the delivery of prevention-focused, family*
 3 *resource and support program services to children*
 4 *and families; and*

5 *“(13) an assurance that the applicant entity will*
 6 *provide the Secretary with reports at such time and*
 7 *containing such information as the Secretary may re-*
 8 *quire.*

9 **“SEC. 206. LOCAL PROGRAM REQUIREMENTS.**

10 *“(a) IN GENERAL.—Grants made under this title shall*
 11 *be used to develop, implement, operate, expand and enhance*
 12 *community-based, prevention-focused, family resource and*
 13 *support programs that—*

14 *“(1) assess community assets and needs through*
 15 *a planning process that involves parents and local*
 16 *public agencies, local nonprofit organizations, and*
 17 *private sector representatives;*

18 *“(2) develop a strategy to provide, over time, a*
 19 *continuum of preventive, family centered services to*
 20 *children and families, especially to young parents*
 21 *and parents with young children, through public-pri-*
 22 *vate partnerships;*

23 *“(3) provide—*

24 *“(A) core family resource and support serv-*
 25 *ices such as—*

1 “(i) parent education, mutual support
2 and self help, and leadership services;

3 “(ii) outreach services;

4 “(iii) community and social service re-
5 ferrals; and

6 “(iv) follow-up services;

7 “(B) other core services, which must be pro-
8 vided or arranged for through contracts or agree-
9 ments with other local agencies, including all
10 forms of respite care services to the extent prac-
11 ticable; and

12 “(C) access to optional services, including—

13 “(i) referral to and counseling for
14 adoption services for individuals interested
15 in adopting a child or relinquishing their
16 child for adoption;

17 “(ii) child care, early childhood devel-
18 opment and intervention services;

19 “(iii) referral to services and supports
20 to meet the additional needs of families
21 with children with disabilities;

22 “(iv) referral to job readiness services;

23 “(v) referral to educational services,
24 such as scholastic tutoring, literacy train-

1 *ing, and General Educational Degree serv-*
 2 *ices;*

3 *“(vi) self-sufficiency and life manage-*
 4 *ment skills training;*

5 *“(vii) community referral services, in-*
 6 *cluding early developmental screening of*
 7 *children; and*

8 *“(viii) peer counseling;*

9 *“(4) develop leadership roles for the meaningful*
 10 *involvement of parents in the development, operation,*
 11 *evaluation, and oversight of the programs and serv-*
 12 *ices;*

13 *“(5) provide leadership in mobilizing local pub-*
 14 *lic and private resources to support the provision of*
 15 *needed family resource and support program services;*
 16 *and*

17 *“(6) participate with other community-based,*
 18 *prevention-focused, family resource and support pro-*
 19 *gram grantees in the development, operation and ex-*
 20 *pansion of the Statewide network.*

21 *“(b) PRIORITY.—In awarding local grants under this*
 22 *title, a lead entity shall give priority to effective commu-*
 23 *nity-based programs serving low income communities and*
 24 *those serving young parents or parents with young children,*

1 *including community-based family resource and support*
2 *programs.*

3 **“SEC. 207. PERFORMANCE MEASURES.**

4 *“A State receiving a grant under this title, through*
5 *reports provided to the Secretary—*

6 *“(1) shall demonstrate the effective development,*
7 *operation and expansion of a Statewide network of*
8 *community-based, prevention-focused, family resource*
9 *and support programs that meets the requirements of*
10 *this title;*

11 *“(2) shall supply an inventory and description*
12 *of the services provided to families by local programs*
13 *that meet identified community needs, including core*
14 *and optional services as described in section 202;*

15 *“(3) shall demonstrate the establishment of new*
16 *respite care and other specific new family resources*
17 *services, and the expansion of existing services, to ad-*
18 *dress unmet needs identified by the inventory and de-*
19 *scription of current services required under section*
20 *205(3);*

21 *“(4) shall describe the number of families served,*
22 *including families with children with disabilities, and*
23 *the involvement of a diverse representation of families*
24 *in the design, operation, and evaluation of the State-*
25 *wide network of community-based, prevention-focused,*

1 *family resource and support programs, and in the de-*
2 *sign, operation and evaluation of the individual com-*
3 *munity-based family resource and support programs*
4 *that are part of the Statewide network funded under*
5 *this title;*

6 *“(5) shall demonstrate a high level of satisfaction*
7 *among families who have used the services of the com-*
8 *munity-based, prevention-focused, family resource and*
9 *support programs;*

10 *“(6) shall demonstrate the establishment or*
11 *maintenance of innovative funding mechanisms, at*
12 *the State or community level, that blend Federal,*
13 *State, local and private funds, and innovative, inter-*
14 *disciplinary service delivery mechanisms, for the de-*
15 *velopment, operation, expansion and enhancement of*
16 *the Statewide network of community-based, preven-*
17 *tion-focused, family resource and support programs;*

18 *“(7) shall describe the results of a peer review*
19 *process conducted under the State program; and*

20 *“(8) shall demonstrate an implementation plan*
21 *to ensure the continued leadership of parents in the*
22 *on-going planning, implementation, and evaluation*
23 *of such community based, prevention-focused, family*
24 *resource and support programs.*

1 **“SEC. 208. NATIONAL NETWORK FOR COMMUNITY-BASED**
 2 **FAMILY RESOURCE PROGRAMS.**

3 *“The Secretary may allocate such sums as may be nec-*
 4 *essary from the amount provided under the State allotment*
 5 *to support the activities of the lead entity in the State—*

6 *“(1) to create, operate and maintain a peer re-*
 7 *view process;*

8 *“(2) to create, operate and maintain an infor-*
 9 *mation clearinghouse;*

10 *“(3) to fund a yearly symposium on State sys-*
 11 *tem change efforts that result from the operation of*
 12 *the Statewide networks of community-based, preven-*
 13 *tion-focused, family resource and support programs;*

14 *“(4) to create, operate and maintain a comput-*
 15 *erized communication system between lead entities;*
 16 *and*

17 *“(5) to fund State-to-State technical assistance*
 18 *through bi-annual conferences.*

19 **“SEC. 209. DEFINITIONS.**

20 *“For purposes of this title:*

21 *“(1) CHILDREN WITH DISABILITIES.—The term*
 22 *‘children with disabilities’ has the same meaning*
 23 *given such term in section 602(a)(2) of the Individ-*
 24 *uals with Disabilities Education Act.*

25 *“(2) COMMUNITY REFERRAL SERVICES.—The*
 26 *term ‘community referral services’ means services pro-*

1 *vided under contract or through interagency agree-*
 2 *ments to assist families in obtaining needed informa-*
 3 *tion, mutual support and community resources, in-*
 4 *cluding respite care services, health and mental health*
 5 *services, employability development and job training,*
 6 *and other social services, including early developmen-*
 7 *tal screening of children, through help lines or other*
 8 *methods.*

9 *“(3) FAMILY RESOURCE AND SUPPORT PRO-*
 10 *GRAM.—The term ‘family resource and support pro-*
 11 *gram’ means a community-based, prevention-focused*
 12 *entity that—*

13 *“(A) provides, through direct service, the*
 14 *core services required under this title, includ-*
 15 *ing—*

16 *“(i) parent education, support and*
 17 *leadership services, together with services*
 18 *characterized by relationships between par-*
 19 *ents and professionals that are based on*
 20 *equality and respect, and designed to assist*
 21 *parents in acquiring parenting skills, learn-*
 22 *ing about child development, and respond-*
 23 *ing appropriately to the behavior of their*
 24 *children;*

1 “(ii) services to facilitate the ability of
 2 parents to serve as resources to one another
 3 (such as through mutual support and par-
 4 ent self-help groups);

5 “(iii) outreach services provided
 6 through voluntary home visits and other
 7 methods to assist parents in becoming
 8 aware of and able to participate in family
 9 resources and support program activities;

10 “(iv) community and social services to
 11 assist families in obtaining community re-
 12 sources; and

13 “(v) follow-up services;

14 “(B) provides, or arranges for the provision
 15 of, other core services through contracts or agree-
 16 ments with other local agencies, including all
 17 forms of respite care services; and

18 “(C) provides access to optional services, di-
 19 rectly or by contract, purchase of service, or
 20 interagency agreement, including—

21 “(i) child care, early childhood develop-
 22 ment and early intervention services;

23 “(ii) referral to self-sufficiency and life
 24 management skills training;

1 “(iii) referral to education services,
 2 such as scholastic tutoring, literacy train-
 3 ing, and General Educational Degree serv-
 4 ices;

5 “(iv) referral to services providing job
 6 readiness skills;

7 “(v) child abuse and neglect prevention
 8 activities;

9 “(vi) referral to services that families
 10 with children with disabilities or special
 11 needs may require;

12 “(vii) community and social service re-
 13 ferral, including early developmental screen-
 14 ing of children;

15 “(viii) peer counseling;

16 “(ix) referral for substance abuse coun-
 17 seling and treatment; and

18 “(x) help line services.

19 “(4) *OUTREACH SERVICES*.—The term ‘outreach
 20 services’ means services provided to assist consumers,
 21 through voluntary home visits or other methods, in
 22 accessing and participating in family resource and
 23 support program activities.

24 “(5) *RESPIRE CARE SERVICES*.—The term ‘res-
 25 pite care services’ means short term care services pro-

1 *vided in the temporary absence of the regular*
 2 *caregiver (parent, other relative, foster parent, adop-*
 3 *tive parent, or guardian) to children who—*

4 *“(A) are in danger of abuse or neglect;*

5 *“(B) have experienced abuse or neglect; or*

6 *“(C) have disabilities, chronic, or terminal*
 7 *illnesses.*

8 *Such services shall be provided within or outside the*
 9 *home of the child, be short-term care (ranging from*
 10 *a few hours to a few weeks of time, per year), and*
 11 *be intended to enable the family to stay together and*
 12 *to keep the child living in the home and community*
 13 *of the child.*

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

15 *“There are authorized to be appropriated to carry out*
 16 *this title, \$66,000,000 for fiscal year 1997 and such sums*
 17 *as may be necessary for each of the fiscal years 1998*
 18 *through 2001.”.*

19 ***Subtitle C—Certain Preventive***
 20 ***Services Regarding Children of***
 21 ***Homeless Families or Families***
 22 ***At Risk of Homelessness***

23 **SEC. 131. REPEAL OF TITLE III.**

24 *Title III of the Child Abuse Prevention and Treatment*
 25 *Act (42 U.S.C. 5118 et seq.) is repealed.*

1 ***Subtitle D—Miscellaneous***
 2 ***Provisions***

3 **SEC. 141. TABLE OF CONTENTS.**

4 *The table of contents of the Child Abuse Prevention and*
 5 *Treatment Act (42 U.S.C. 5101 note) is amended to read*
 6 *as follows:*

“Sec. 1. Short title and table of contents.

“Sec. 2. Findings.

“TITLE I—GENERAL PROGRAM

“Sec. 101. Office on Child Abuse and Neglect.

“Sec. 102. Advisory Board on Child Abuse and Neglect.

“Sec. 103. National clearinghouse for information relating to child abuse.

“Sec. 104. Research and assistance activities.

“Sec. 105. Grants to public agencies and nonprofit private organizations for demonstration programs and projects.

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

“Sec. 107. Grants to States for programs relating to the investigation and prosecution of child abuse and neglect cases.

“Sec. 108. Miscellaneous requirements relating to assistance.

“Sec. 109. Coordination of child abuse and neglect programs.

“Sec. 110. Reports.

“Sec. 111. Definitions.

“Sec. 112. Authorization of appropriations.

“Sec. 113. Rule of construction.

“TITLE II—COMMUNITY-BASED FAMILY RESOURCE AND SUPPORT
GRANTS

“Sec. 201. Purpose and authority.

“Sec. 202. Eligibility.

“Sec. 203. Amount of grant.

“Sec. 204. Existing grants.

“Sec. 205. Application.

“Sec. 206. Local program requirements.

“Sec. 207. Performance measures.

“Sec. 208. National network for community-based family resource programs.

“Sec. 209. Definitions.

“Sec. 210. Authorization of appropriations.

7 **SEC. 142. REPEALS OF OTHER LAWS.**

8 *(a) TEMPORARY CHILD CARE FOR CHILDREN WITH*
 9 *DISABILITIES AND CRISIS NURSERIES ACT OF 1986.—The*

1 *Temporary Child Care for Children With Disabilities and*
 2 *Crisis Nurseries Act of 1986 (42 U.S.C. 5117 et seq.) is re-*
 3 *pealed.*

4 (b) *FAMILY SUPPORT CENTERS.*—*Subtitle F of title*
 5 *VII of the Stewart B. McKinney Homeless Assistance Act*
 6 *(42 U.S.C. 11481 et seq.) is repealed.*

7 ***TITLE II—AMENDMENTS TO*** 8 ***OTHER ACTS***

9 ***Subtitle A—Family Violence*** 10 ***Prevention and Services Act***

11 ***SEC. 201. STATE DEMONSTRATION GRANTS.***

12 *Section 303(e) of the Family Violence Prevention and*
 13 *Services Act (42 U.S.C. 10420(e)) is amended—*

14 (1) *by striking “following local share” and in-*
 15 *serting “following non-Federal matching local share”;*
 16 *and*

17 (2) *by striking “20 percent” and all that follows*
 18 *through “private sources.” and inserting “with re-*
 19 *spect to an entity operating an existing program*
 20 *under this title, not less than 20 percent, and with re-*
 21 *spect to an entity intending to operate a new pro-*
 22 *gram under this title, not less than 35 percent.”.*

1 **SEC. 202. ALLOTMENTS.**

2 Section 304(a)(1) of the Family Violence Prevention
3 and Services Act (42 U.S.C. 10403(a)(1)) is amended by
4 striking “\$200,000” and inserting “\$400,000”.

5 **SEC. 203. AUTHORIZATION OF APPROPRIATIONS.**

6 Section 310 of the Family Violence Prevention and
7 Services Act (42 U.S.C. 10409) is amended—

8 (1) in subsection (b), by striking “80” and in-
9 serting “70”; and

10 (2) by adding at the end thereof the following
11 new subsections:

12 “(d) **GRANTS FOR STATE COALITIONS.**—Of the
13 amounts appropriated under subsection (a) for each fiscal
14 year, not less than 10 percent of such amounts shall be used
15 by the Secretary for making grants under section 311.

16 “(e) **NON-SUPPLANTING REQUIREMENT.**—Federal
17 funds made available to a State under this title shall be
18 used to supplement and not supplant other Federal, State,
19 and local public funds expended to provide services and ac-
20 tivities that promote the purposes of this title.”.

1 ***Subtitle B—Child Abuse Prevention***
 2 ***and Treatment and Adoption Re-***
 3 ***form Act of 1978 (“Adoption Op-***
 4 ***portunities Act”)***

5 ***SEC. 211. FINDINGS AND PURPOSE.***

6 *Section 201 of the Child Abuse Prevention and Treat-*
 7 *ment and Adoption Reform Act of 1978 (42 U.S.C. 5111)*
 8 *is amended—*

9 *(1) in subsection (a)—*

10 *(A) in paragraph (1)—*

11 *(i) by striking “50 percent between*
 12 *1985 and 1990” and inserting “61 percent*
 13 *between 1986 and 1994”; and*

14 *(ii) by striking “400,000 children at*
 15 *the end of June, 1990” and inserting*
 16 *“452,000 as of June 1994”;*

17 *(B) in paragraph (5), by striking “local”*
 18 *and inserting “legal”; and*

19 *(C) in paragraph (7), to read as follows:*

20 *“(7)(A) currently, 40,000 children are free for*
 21 *adoption and awaiting placement;*

22 *“(B) such children are typically school aged, in*
 23 *sibling groups, have experienced neglect or abuse, or*
 24 *have a physical, mental, or emotional disability; and*

1 “(C) while the children are of all races, children
2 of color and older children (over the age of 10) are
3 over represented in such group;”; and

4 (2) in subsection (b)—

5 (A) by striking “conditions, by—” and all
6 that follows through “Department of Health and
7 Human Services to—” and inserting “condi-
8 tions, by providing a mechanism to—”; and

9 (B) by redesignating subparagraphs (A)
10 through (C) of paragraph (2), as paragraphs (1)
11 through (3), respectively, and by realigning the
12 margins of such paragraphs accordingly.

13 **SEC. 212. INFORMATION AND SERVICES.**

14 Section 203 of the Child Abuse Prevention and Treat-
15 ment and Adoption Reform Act of 1978 (42 U.S.C. 5113)
16 is amended—

17 (1) in subsection (a), by striking the last sen-
18 tence;

19 (2) in subsection (b)—

20 (A) in paragraph (6), to read as follows:

21 “(6) study the nature, scope, and effects of the
22 placement of children in kinship care arrangements,
23 pre-adoptive, or adoptive homes;”;

1 (B) by redesignating paragraphs (7)
2 through (9) as paragraphs (8) through (10), re-
3 spectively; and

4 (C) by inserting after paragraph (6), the
5 following new paragraph:

6 “(7) study the efficacy of States contracting with
7 public or private nonprofit agencies (including com-
8 munity-based and other organizations), or sectarian
9 institutions for the recruitment of potential adoptive
10 and foster families and to provide assistance in the
11 placement of children for adoption;”; and

12 (3) in subsection (d)(2)—

13 (A) by striking “Each” and inserting “(A)
14 Each”;

15 (B) by striking “for each fiscal year” and
16 inserting “that describes the manner in which
17 the State will use funds during the 3-fiscal years
18 subsequent to the date of the application to ac-
19 complish the purposes of this section. Such ap-
20 plication shall be”; and

21 (C) by adding at the end the following new
22 subparagraph:

23 “(B) The Secretary shall provide, directly or by grant
24 to or contract with public or private nonprofit agencies or
25 organizations—

1 “(i) technical assistance and resource and refer-
 2 ral information to assist State or local governments
 3 with termination of parental rights issues, in recruit-
 4 ing and retaining adoptive families, in the successful
 5 placement of children with special needs, and in the
 6 provision of pre- and post-placement services, includ-
 7 ing post-legal adoption services; and

8 “(ii) other assistance to help State and local gov-
 9 ernments replicate successful adoption-related projects
 10 from other areas in the United States.”.

11 **SEC. 213. AUTHORIZATION OF APPROPRIATIONS.**

12 Section 205 of the Child Abuse Prevention and Treat-
 13 ment and Adoption Reform Act of 1978 (42 U.S.C. 5115)
 14 is amended—

15 (1) in subsection (a), by striking “\$10,000,000”
 16 and all that follows through “203(c)(1)” and insert-
 17 ing “\$20,000,000 for fiscal year 1997, and such sums
 18 as may be necessary for each of the fiscal years 1998
 19 through 2001 to carry out programs and activities
 20 authorized”;

21 (2) by striking subsection (b); and

22 (3) by redesignating subsection (c) as subsection
 23 (b).

1 ***Subtitle C—Abandoned Infants***
 2 ***Assistance Act of 1988***

3 **SEC. 221. PRIORITY REQUIREMENT.**

4 *Section 101 of the Abandoned Infants Assistance Act*
 5 *of 1988 (42 U.S.C. 670 note) is amended by adding at the*
 6 *end the following:*

7 “(h) *PRIORITY REQUIREMENT.—In making grants*
 8 *under subsection (a), the Secretary shall give priority to*
 9 *applicants located in States that have developed and imple-*
 10 *mented procedures for expedited termination of parental*
 11 *rights and placement for adoption of infants determined to*
 12 *be abandoned under State law.”.*

13 **SEC. 222. REAUTHORIZATION.**

14 *Section 104(a)(1) of the Abandoned Infants Assistance*
 15 *Act of 1988 (42 U.S.C. 670 note) is amended by striking*
 16 *“\$20,000,000” and all that follows and inserting*
 17 *“\$35,000,000 for fiscal year 1997 and such sums as may*
 18 *be necessary for each of the fiscal years 1998 through*
 19 *2001.”.*

20 ***Subtitle D—Reauthorization of***
 21 ***Various Programs***

22 **SEC. 231. MISSING CHILDREN’S ASSISTANCE ACT.**

23 (a) *AUTHORIZATION OF APPROPRIATIONS.—Section*
 24 *408 of the Missing Children’s Assistance Act (42 U.S.C.*
 25 *5777) is amended—*

1 (1) by striking “To” and inserting “(a) IN GEN-
2 ERAL.—To”

3 (2) by striking “1993, 1994, 1995, and 1996”
4 and inserting “1997 through 2001”; and

5 (3) by adding at the end the following new sub-
6 section:

7 “(b) EVALUATION.—The Administrator may use not
8 more than 5 percent of the amount appropriated for a fiscal
9 year under subsection (a) to conduct an evaluation of the
10 effectiveness of the programs and activities established and
11 operated under this title.”.

12 (b) SPECIAL STUDY AND REPORT.—Section 409 of the
13 Missing Children’s Assistance Act (42 U.S.C. 5778) is re-
14 pealed.

15 **SEC. 232. VICTIMS OF CHILD ABUSE ACT OF 1990.**

16 Section 214B of the Victims of Child Abuse Act of 1990
17 (42 U.S.C. 13004) is amended—

18 (1) in subsection (a)(2), by striking “and 1996”
19 and inserting “1996, and each of the fiscal years 1997
20 through 2000”; and

- 1 (2) in subsection (b)(2), by striking “and 1996”
- 2 and inserting “1996, and each of the fiscal years 1997
- 3 through 2000”.

Attest:

Clerk.