

105TH CONGRESS  
1ST SESSION

# H. R. 2173

To amend the Crime Control Act of 1990 to require reporting of child abuse by electronic communication service providers.

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IN THE HOUSE OF REPRESENTATIVES

JULY 16, 1997

Mr. FRANKS of New Jersey introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Crime Control Act of 1990 to require reporting of child abuse by electronic communication service providers.

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 “Child Abuse Notifica-  
5       tion Act of 1997”.

6       **SEC. 2. REPORTING OF CHILD SEXUAL ABUSE BY ELEC-**  
7                               **TRONIC COMMUNICATION SERVICE PROVID-**  
8                               **ERS.**

9       (a) IN GENERAL.—Section 226(a) of the Crime Con-  
10      trol Act of 1990 (42 U.S.C. 13031(a)) is amended—

1           (1) by inserting “(1)” before “A person”; and

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

3           “(2) A person who, while engaged in providing an  
4 electronic communication service or a remote computing  
5 service to the public, learns of such facts through an inter-  
6 state or foreign transaction or through a facility or means  
7 of interstate or foreign commerce, if the incident is an in-  
8 cident of sexual abuse, shall as soon as reasonably possible  
9 make such a report.”.

10          (b) Section 2702(b)(6) of title 18, United States  
11 Code, is amended to read as follows:

12           “(6) to a law enforcement agency—

13           “(A) if such contents—

14           “(i) were inadvertently obtained by  
15 the service provider; and

16           “(ii) appear to pertain to the commis-  
17 sion of a crime; or

18           “(B) if required by section 226(a)(2) of  
19 the Crime Control Act of 1990.”.

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