

105TH CONGRESS
2D SESSION

H. R. 4576

To amend section 106 of the Child Abuse Prevention and Treatment Act and subpart 1 of part B of title IV of the Social Security Act to require States receiving funds under such provisions to have in effect a State law providing for a criminal penalty on an individual who fails to report having knowledge of another individual's commission of a crime of violence or a sex crime against a person under the age of 18.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 15, 1998

Ms. WATERS introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend section 106 of the Child Abuse Prevention and Treatment Act and subpart 1 of part B of title IV of the Social Security Act to require States receiving funds under such provisions to have in effect a State law providing for a criminal penalty on an individual who fails to report having knowledge of another individual's commission of a crime of violence or a sex crime against a person under the age of 18.

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

1 **SECTION 1. REQUIREMENT ON STATES RECEIVING GRANTS**
2 **FOR CHILD ABUSE AND NEGLECT PREVEN-**
3 **TION AND TREATMENT PROGRAMS.**

4 Section 106(b)(2) of the Child Abuse Prevention and
5 Treatment Act (42 U.S.C. 5106a(b)(2)) is amended—

6 (1) in subparagraph (C), by striking “and” at
7 the end;

8 (2) in subparagraph (D), by striking the period
9 at the end and inserting “; and”; and

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

11 “(E) an assurance in the form of a certifi-
12 cation by the chief executive officer of the State
13 that the State has in effect and is enforcing a
14 State law providing for a criminal penalty on an
15 individual who, having knowledge of the actual
16 commission of a crime of violence or a sex
17 crime against a person under the age of 18 for
18 which imprisonment for a term greater than
19 one year may be imposed, does not as soon as
20 possible make known the crime to an appro-
21 priate State authority.”.

22 **SEC. 2. REQUIREMENT ON STATES RECEIVING PAYMENTS**
23 **FOR CHILD WELFARE SERVICES.**

24 Section 422(b) of the Social Security Act (42 U.S.C.
25 622(b)) is amended—

1 (1) by striking “and” at the end of paragraph
2 (11);

3 (2) by striking the period at the end and insert-
4 ing “; and”; and

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

6 “(13) provide an assurance in the form of a
7 certification by the chief executive officer of the
8 State that the State has in effect and is enforcing
9 a State law providing for a criminal penalty on an
10 individual who, having knowledge of the actual com-
11 mission of a crime of violence or a sex crime against
12 a person under the age of 18 for which imprison-
13 ment for a term greater than one year may be im-
14 posed, does not as soon as possible make known the
15 crime to an appropriate State authority.”.

16 **SEC. 3. EFFECTIVE DATE.**

17 The amendments made by sections 1 and 2 shall take
18 effect on October 1, 1999.

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