

112TH CONGRESS  
1ST SESSION

# H. R. 2716

To amend title 18, United States Code, impose penalties for failing to report, within a reasonable amount of time, the disappearance or death of a child, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 1, 2011

Mr. KISSELL (for himself, Mr. DOGGETT, and Mr. SMITH of Washington) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, impose penalties for failing to report, within a reasonable amount of time, the disappearance or death of a child, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Caylee Anthony Care-  
5 giver Responsibility Act of 2011” or as the “Caylee’s Law  
6 of 2011”.

1 **SEC. 2. IN GENERAL.**

2 Chapter 47 of title 18, United States Code, is amend-  
3 ed by inserting after section 1038 the following:

4 **“§ 1038A. Failure to report a missing or dead child**

5 “(a) OFFENSES.—

6 “(1) FAILURE TO REPORT MISSING CHILD.—

7 Whoever, being a parent of a child who has been  
8 missing for more than 24 hours, fails to report that  
9 the child is missing to the appropriate authorities  
10 and travels in interstate or foreign commerce or acts  
11 within the special maritime and territorial jurisdic-  
12 tion of the United States in committing the offense,  
13 shall be fined under this title or imprisoned for not  
14 more than 5 years, or both.

15 “(2) CONCEALMENT OF DEAD CHILD.—Who-  
16 ever, being a parent of a child who has been dead  
17 for more than 1 hour, fails to report that death to  
18 the appropriate authorities and travels in interstate  
19 or foreign commerce or acts within the special mari-  
20 time and territorial jurisdiction of the United States  
21 in committing the offense, shall be fined under this  
22 title or imprisoned for not more than 5 years, or  
23 both.

24 “(b) DEFINITIONS.—In this section:

1           “(1) PARENT.—The term ‘parent’ means a par-  
2           ent, legal guardian, or other person with custody of  
3           a child.

4           “(2) CHILD.—The term ‘child’ means a person  
5           under the age of 12 years.”.

6 **SEC. 3. CLERICAL AMENDMENT.**

7           The table of sections for chapter 47 of title 18,  
8           United States Code, is amended by inserting after the  
9           item regarding section 1038 the following:

          “1038A. Failure to report a missing or dead child.”.

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