

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

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Keeping Children and Families Safe Act of 2003”.

4 (b) **TABLE OF CONTENTS.**—The table of contents of
5 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—CHILD ABUSE PREVENTION AND TREATMENT ACT

Sec. 101. Findings.

Subtitle A—General Program

- Sec. 111. National clearinghouse for information relating to child abuse.
- Sec. 112. Research and assistance activities and demonstrations.
- Sec. 113. Grants to States and public or private agencies and organizations.
- Sec. 114. Grants to States for child abuse and neglect prevention and treatment programs.
- Sec. 115. Grants to States for programs relating to the investigation and prosecution of child abuse and neglect cases.
- Sec. 116. Miscellaneous requirements relating to assistance.
- Sec. 117. Authorization of appropriations.
- Sec. 118. Reports.

Subtitle B—Community-Based Grants for the Prevention of Child Abuse

- Sec. 121. Purpose and authority.
- Sec. 122. Eligibility.
- Sec. 123. Amount of grant.
- Sec. 124. Existing grants.
- Sec. 125. Application.
- Sec. 126. Local program requirements.
- Sec. 127. Performance measures.
- Sec. 128. National network for community-based family resource programs.
- Sec. 129. Definitions.
- Sec. 130. Authorization of appropriations.

Subtitle C—Conforming Amendments

Sec. 141. Conforming amendments.

TITLE II—ADOPTION OPPORTUNITIES

- Sec. 201. Congressional findings and declaration of purpose.
- Sec. 202. Information and services.
- Sec. 203. Study of adoption placements.
- Sec. 204. Studies on successful adoptions.
- Sec. 205. Authorization of appropriations.

TITLE III—ABANDONED INFANTS ASSISTANCE

Sec. 301. Findings.

- Sec. 302. Establishment of local projects.
- Sec. 303. Evaluations, study, and reports by Secretary.
- Sec. 304. Authorization of appropriations.
- Sec. 305. Definitions.
- Sec. 306. Conforming amendment.

TITLE IV—FAMILY VIOLENCE PREVENTION AND SERVICES ACT

- Sec. 401. State demonstration grants.
- Sec. 402. Secretarial responsibilities.
- Sec. 403. Evaluation.
- Sec. 404. Information and technical assistance centers.
- Sec. 405. Related assistance.
- Sec. 406. Authorization of appropriations.
- Sec. 407. Grants for State domestic violence coalitions.
- Sec. 408. Evaluation and monitoring.
- Sec. 409. Family member abuse information and documentation project.
- Sec. 410. Model State leadership grants.
- Sec. 411. National domestic violence hotline and internet grant.
- Sec. 412. Youth education and domestic violence.
- Sec. 413. Demonstration grants for community initiatives.
- Sec. 414. Technical and conforming amendments.
- Sec. 415. Conforming amendment to another Act.

1 **TITLE I—CHILD ABUSE PREVEN-** 2 **TION AND TREATMENT ACT**

3 **SEC. 101. FINDINGS.**

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

6 (1) in paragraph (1), by striking “close to
 7 1,000,000” and inserting “approximately 900,000”;

8 (2) by redesignating paragraphs (2) through
 9 (11) as paragraphs (4) through (13), respectively;

10 (3) by inserting after paragraph (1) the fol-
 11 lowing:

12 “(2)(A) more children suffer neglect than any
 13 other form of maltreatment; and

14 “(B) investigations have determined that ap-
 15 proximately 60 percent of children who were victims

1 of maltreatment in 2001 suffered neglect, 19 percent
2 suffered physical abuse, 10 percent suffered sexual
3 abuse, and 7 percent suffered emotional maltreat-
4 ment;

5 “(3)(A) child abuse can result in the death of
6 a child;

7 “(B) in 2001, an estimated 1,300 children were
8 counted by child protection services to have died as
9 a result of abuse or neglect; and

10 “(C) children younger than 1 year old com-
11 prised 41 percent of child abuse fatalities and 85
12 percent of child abuse fatalities were younger than
13 6 years of age;”;

14 (4) by striking paragraph (4) (as so redesign-
15 nated), and inserting the following:

16 “(4)(A) many of these children and their fami-
17 lies fail to receive adequate protection and treat-
18 ment; and

19 “(B) slightly less than half of these children
20 (42 percent in 2001) and their families fail to re-
21 ceive adequate protection or treatment;”;

22 (5) in paragraph (5) (as so redesignated)—

23 (A) in subparagraph (A), by striking “or-
24 ganizations” and inserting “community-based
25 organizations”;

1 (B) in subparagraph (D), by striking “en-
2 sures” and all that follows through “knowl-
3 edge,” and inserting “recognizes the need for
4 properly trained staff with the qualifications
5 needed”; and

6 (C) in subparagraph (E), by inserting be-
7 fore the semicolon the following: “, which may
8 impact child rearing patterns, while at the same
9 time, not allowing those differences to enable
10 abuse”;

11 (6) in paragraph (7) (as so redesignated), by
12 striking “this national child and family emergency”
13 and inserting “child abuse and neglect”; and

14 (7) in paragraph (9) (as so redesignated)—

15 (A) by striking “intensive” and inserting
16 “needed”; and

17 (B) by striking “if removal has taken
18 place” and inserting “where appropriate”.

19 **Subtitle A—General Program**

20 **SEC. 111. NATIONAL CLEARINGHOUSE FOR INFORMATION** 21 **RELATING TO CHILD ABUSE.**

22 (a) FUNCTIONS.—Section 103(b) of the Child Abuse
23 Prevention and Treatment Act (42 U.S.C. 5104(b)) is
24 amended—

1 (1) in paragraph (1), by striking “all pro-
2 grams,” and all that follows through “neglect; and”
3 and inserting “all effective programs, including pri-
4 vate and community-based programs, that show
5 promise of success with respect to the prevention,
6 assessment, identification, and treatment of child
7 abuse and neglect and hold the potential for broad
8 scale implementation and replication;”;

9 (2) in paragraph (2), by striking the period and
10 inserting a semicolon;

11 (3) by redesignating paragraph (2) as para-
12 graph (3);

13 (4) by inserting after paragraph (1) the fol-
14 lowing:

15 “(2) maintain information about the best prac-
16 tices used for achieving improvements in child pro-
17 tective systems;”;

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

19 “(4) provide technical assistance upon request
20 that may include an evaluation or identification of—

21 “(A) various methods and procedures for
22 the investigation, assessment, and prosecution
23 of child physical and sexual abuse cases;

24 “(B) ways to mitigate psychological trau-
25 ma to the child victim; and

1 “(C) effective programs carried out by the
2 States under this Act; and

3 “(5) collect and disseminate information relat-
4 ing to various training resources available at the
5 State and local level to—

6 “(A) individuals who are engaged, or who
7 intend to engage, in the prevention, identifica-
8 tion, and treatment of child abuse and neglect;
9 and

10 “(B) appropriate State and local officials
11 to assist in training law enforcement, legal, ju-
12 dicial, medical, mental health, education, and
13 child welfare personnel.”.

14 (b) COORDINATION WITH AVAILABLE RESOURCES.—
15 Section 103(c)(1) of the Child Abuse Prevention and
16 Treatment Act (42 U.S.C. 5104(c)(1)) is amended—

17 (1) in subparagraph (E), by striking “105(a);
18 and” and inserting “104(a);”;

19 (2) by redesignating subparagraph (F) as sub-
20 paragraph (G); and

21 (3) by inserting after subparagraph (E) the fol-
22 lowing:

23 “(F) collect and disseminate information
24 that describes best practices being used
25 throughout the Nation for making appropriate

1 referrals related to, and addressing, the phys-
2 ical, developmental, and mental health needs of
3 abused and neglected children; and”.

4 **SEC. 112. RESEARCH AND ASSISTANCE ACTIVITIES AND**
5 **DEMONSTRATIONS.**

6 (a) RESEARCH.—Section 104(a) of the Child Abuse
7 Prevention and Treatment Act (42 U.S.C. 5105(a)) is
8 amended—

9 (1) in paragraph (1)—

10 (A) in the matter preceding subparagraph
11 (A), in the first sentence, by inserting “, includ-
12 ing longitudinal research,” after “interdiscipli-
13 nary program of research”; and

14 (B) in subparagraph (B), by inserting be-
15 fore the semicolon the following: “, including
16 the effects of abuse and neglect on a child’s de-
17 velopment and the identification of successful
18 early intervention services or other services that
19 are needed”;

20 (C) in subparagraph (C)—

21 (i) by striking “judicial procedures”
22 and inserting “judicial systems, including
23 multidisciplinary, coordinated decision-
24 making procedures”; and

25 (ii) by striking “and” at the end; and

1 (D) in subparagraph (D)—

2 (i) in clause (viii), by striking “and”
3 at the end;

4 (ii) by redesignating clause (ix) as
5 clause (x); and

6 (iii) by inserting after clause (viii), the
7 following:

8 “(ix) the incidence and prevalence of
9 child maltreatment by a wide array of de-
10 mographic characteristics such as age, sex,
11 race, family structure, household relation-
12 ship (including the living arrangement of
13 the resident parent and family size), school
14 enrollment and education attainment, dis-
15 ability, grandparents as caregivers, labor
16 force status, work status in previous year,
17 and income in previous year; and”;

18 (E) by redesignating subparagraph (D) as
19 subparagraph (I); and

20 (F) by inserting after subparagraph (C),
21 the following:

22 “(D) the evaluation and dissemination of
23 best practices consistent with the goals of
24 achieving improvements in the child protective
25 services systems of the States in accordance

1 with paragraphs (1) through (12) of section
2 106(a);

3 “(E) effective approaches to interagency
4 collaboration between the child protection sys-
5 tem and the juvenile justice system that im-
6 prove the delivery of services and treatment, in-
7 cluding methods for continuity of treatment
8 plan and services as children transition between
9 systems;

10 “(F) an evaluation of the redundancies
11 and gaps in the services in the field of child
12 abuse and neglect prevention in order to make
13 better use of resources;

14 “(G) the nature, scope, and practice of vol-
15 untary relinquishment for foster care or State
16 guardianship of low income children who need
17 health services, including mental health serv-
18 ices;

19 “(H) the information on the national inci-
20 dence of child abuse and neglect specified in
21 clauses (i) through (xi) of subparagraph (H);
22 and”;

23 (2) in paragraph (2), by striking subparagraph
24 (B) and inserting the following:

1 “(B) Not later than 2 years after the date
2 of enactment of the Keeping Children and
3 Families Safe Act of 2003, and every 2 years
4 thereafter, the Secretary shall provide an oppor-
5 tunity for public comment concerning the prior-
6 ities proposed under subparagraph (A) and
7 maintain an official record of such public com-
8 ment.”;

9 (3) by redesignating paragraph (2) as para-
10 graph (4);

11 (4) by inserting after paragraph (1) the fol-
12 lowing:

13 “(2) RESEARCH.—The Secretary shall conduct
14 research on the national incidence of child abuse and
15 neglect, including the information on the national in-
16 cidence on child abuse and neglect specified in sub-
17 paragraphs (i) through (ix) of paragraph (1)(I).

18 “(3) REPORT.—Not later than 4 years after the
19 date of the enactment of the Keeping Children and
20 Families Safe Act of 2003, the Secretary shall pre-
21 pare and submit to the Committee on Education and
22 the Workforce of the House of Representatives and
23 the Committee on Health, Education, Labor and
24 Pensions of the Senate a report that contains the re-

1 sults of the research conducted under paragraph
2 (2).”.

3 (b) PROVISION OF TECHNICAL ASSISTANCE.—Sec-
4 tion 104(b) of the Child Abuse Prevention and Treatment
5 Act (42 U.S.C. 5105(b)) is amended—

6 (1) in paragraph (1)—

7 (A) by striking “nonprofit private agencies
8 and” and inserting “private agencies and com-
9 munity-based”; and

10 (B) by inserting “, including replicating
11 successful program models,” after “programs
12 and activities”; and

13 (2) in paragraph (2)—

14 (A) in subparagraph (B), by striking
15 “and” at the end;

16 (B) in subparagraph (C), by striking the
17 period and inserting “; and”; and

18 (C) by adding at the end the following:

19 “(D) effective approaches being utilized to
20 link child protective service agencies with health
21 care, mental health care, and developmental
22 services to improve forensic diagnosis and
23 health evaluations, and barriers and shortages
24 to such linkages.”.

1 (c) DEMONSTRATION PROGRAMS AND PROJECTS.—
2 Section 104 of the Child Abuse Prevention and Treatment
3 Act (42 U.S.C. 5105) is amended by adding at the end
4 the following:

5 “(e) DEMONSTRATION PROGRAMS AND PROJECTS.—
6 The Secretary may award grants to, and enter into con-
7 tracts with, States or public or private agencies or organi-
8 zations (or combinations of such agencies or organiza-
9 tions) for time-limited, demonstration projects for the fol-
10 lowing:

11 “(1) PROMOTION OF SAFE, FAMILY-FRIENDLY
12 PHYSICAL ENVIRONMENTS FOR VISITATION AND EX-
13 CHANGE.—The Secretary may award grants under
14 this subsection to entities to assist such entities in
15 establishing and operating safe, family-friendly phys-
16 ical environments—

17 “(A) for court-ordered, supervised visita-
18 tion between children and abusing parents; and

19 “(B) to safely facilitate the exchange of
20 children for visits with noncustodial parents in
21 cases of domestic violence.

22 “(2) EDUCATION IDENTIFICATION, PREVEN-
23 TION, AND TREATMENT.—The Secretary may award
24 grants under this subsection to entities for projects
25 that provide educational identification, prevention,

1 and treatment services in cooperation with preschool
2 and elementary and secondary schools.

3 “(3) RISK AND SAFETY ASSESSMENT TOOLS.—
4 The Secretary may award grants under this sub-
5 section to entities for projects that provide for the
6 development of research-based strategies for risk
7 and safety assessments relating to child abuse and
8 neglect.

9 “(4) TRAINING.—The Secretary may award
10 grants under this subsection to entities for projects
11 that involve research-based strategies for innovative
12 training for mandated child abuse and neglect re-
13 porters.”.

14 **SEC. 113. GRANTS TO STATES AND PUBLIC OR PRIVATE**
15 **AGENCIES AND ORGANIZATIONS.**

16 (a) DEMONSTRATION PROGRAMS AND PROJECTS.—
17 Section 105(a) of the Child Abuse Prevention and Treat-
18 ment Act (42 U.S.C. 5106(a)) is amended—

19 (1) in the subsection heading, by striking
20 “DEMONSTRATION” and inserting “GRANTS FOR”;

21 (2) in the matter preceding paragraph (1)—

22 (A) by inserting “States,” after “contracts
23 with,”;

24 (B) by striking “nonprofit”; and

1 (C) by striking “time limited, demonstra-
2 tion”;

3 (3) in paragraph (1)—

4 (A) in the matter preceding subparagraph
5 (A), by striking “nonprofit”;

6 (B) in subparagraph (A), by striking “law,
7 education, social work, and other relevant
8 fields” and inserting “law enforcement, judici-
9 ary, social work and child protection, education,
10 and other relevant fields, or individuals such as
11 court appointed special advocates (CASAs) and
12 guardian ad litem,”;

13 (C) in subparagraph (B), by striking “non-
14 profit” and all that follows through “; and” and
15 inserting “children, youth and family service or-
16 ganizations in order to prevent child abuse and
17 neglect;”;

18 (D) in subparagraph (C), by striking the
19 period and inserting a semicolon; and

20 (E) by adding at the end the following:

21 “(D) for training to support the enhance-
22 ment of linkages between child protective serv-
23 ice agencies and health care agencies, including
24 physical and mental health services, to improve
25 forensic diagnosis and health evaluations and

1 for innovative partnerships between child pro-
2 tective service agencies and health care agencies
3 that offer creative approaches to using existing
4 Federal, State, local, and private funding to
5 meet the health evaluation needs of children
6 who have been subjects of substantiated cases
7 of child abuse or neglect;

8 “(E) for the training of personnel in best
9 practices to promote collaboration with the fam-
10 ilies from the initial time of contact during the
11 investigation through treatment;

12 “(F) for the training of personnel regard-
13 ing the legal duties of such personnel and their
14 responsibilities to protect the legal rights of
15 children and families;

16 “(G) for improving the training of super-
17 visory and nonsupervisory child welfare work-
18 ers;

19 “(H) for enabling State child welfare agen-
20 cies to coordinate the provision of services with
21 State and local health care agencies, alcohol
22 and drug abuse prevention and treatment agen-
23 cies, mental health agencies, and other public
24 and private welfare agencies to promote child
25 safety, permanence, and family stability;

1 “(I) for cross training for child protective
2 service workers in research-based strategies for
3 recognizing situations of substance abuse, do-
4 mestic violence, and neglect; and

5 “(J) for developing, implementing, or oper-
6 ating information and education programs or
7 training programs designed to improve the pro-
8 vision of services to disabled infants with life-
9 threatening conditions for—

10 “(i) professionals and paraprofessional
11 personnel concerned with the welfare of
12 disabled infants with life-threatening con-
13 ditions, including personnel employed in
14 child protective services programs and
15 health care facilities; and

16 “(ii) the parents of such infants.”;

17 (4) by redesignating paragraph (2) and (3) as
18 paragraphs (3) and (4), respectively;

19 (5) by inserting after paragraph (1), the fol-
20 lowing:

21 “(2) TRIAGE PROCEDURES.—The Secretary
22 may award grants under this subsection to public
23 and private agencies that demonstrate innovation in
24 responding to reports of child abuse and neglect, in-
25 cluding programs of collaborative partnerships be-

1 tween the State child protective services agency,
2 community social service agencies and family sup-
3 port programs, law enforcement agencies, develop-
4 mental disability agencies, substance abuse treat-
5 ment entities, health care entities, domestic violence
6 prevention entities, mental health service entities,
7 schools, churches and synagogues, and other commu-
8 nity agencies, to allow for the establishment of a
9 triage system that—

10 “(A) accepts, screens, and assesses reports
11 received to determine which such reports re-
12 quire an intensive intervention and which re-
13 quire voluntary referral to another agency, pro-
14 gram, or project;

15 “(B) provides, either directly or through
16 referral, a variety of community-linked services
17 to assist families in preventing child abuse and
18 neglect; and

19 “(C) provides further investigation and in-
20 tensive intervention where the child’s safety is
21 in jeopardy.”;

22 (6) in paragraph (3) (as so redesignated), by
23 striking “nonprofit organizations (such as Parents
24 Anonymous)” and inserting “organizations”;

25 (7) in paragraph (4) (as so redesignated)—

1 (A) by striking the paragraph heading;
2 (B) by striking subparagraphs (A) and
3 (C); and
4 (C) in subparagraph (B)—
5 (i) by striking “(B) KINSHIP
6 CARE.—” and inserting the following:
7 “(4) KINSHIP CARE.—
8 “(A) IN GENERAL.—”; and
9 (ii) by striking “nonprofit”; and
10 (8) by adding at the end the following:
11 “(5) LINKAGES BETWEEN CHILD PROTECTIVE
12 SERVICE AGENCIES AND PUBLIC HEALTH, MENTAL
13 HEALTH, AND DEVELOPMENTAL DISABILITIES AGEN-
14 CIES.—The Secretary may award grants to entities
15 that provide linkages between State or local child
16 protective service agencies and public health, mental
17 health, and developmental disabilities agencies, for
18 the purpose of establishing linkages that are de-
19 signed to help assure that a greater number of sub-
20 stantiated victims of child maltreatment have their
21 physical health, mental health, and developmental
22 needs appropriately diagnosed and treated, in ac-
23 cordance with all applicable Federal and State pri-
24 vacy laws.”.

1 (b) DISCRETIONARY GRANTS.—Section 105(b) of the
2 Child Abuse Prevention and Treatment Act (42 U.S.C.
3 5106(b)) is amended—

4 (1) in the matter preceding paragraph (1), by
5 striking “subsection (b)” and inserting “subsection
6 (a)”;

7 (2) by striking paragraph (1);

8 (3) by redesignating paragraphs (2) and (3) as
9 paragraphs (1) and (2), respectively;

10 (4) by inserting after paragraph (2) (as so re-
11 designated), the following:

12 “(3) Programs based within children’s hospitals
13 or other pediatric and adolescent care facilities, that
14 provide model approaches for improving medical di-
15 agnosis of child abuse and neglect and for health
16 evaluations of children for whom a report of mal-
17 treatment has been substantiated.”; and

18 (5) in paragraph (4)(D), by striking “non-
19 profit”.

20 (c) EVALUATION.—Section 105(c) of the Child Abuse
21 Prevention and Treatment Act (42 U.S.C. 5106(c)) is
22 amended—

23 (1) in the first sentence, by striking “dem-
24 onstration”;

1 (2) in the second sentence, by inserting “or
2 contract” after “or as a separate grant”; and

3 (3) by adding at the end the following: “In the
4 case of an evaluation performed by the recipient of
5 a grant, the Secretary shall make available technical
6 assistance for the evaluation, where needed, includ-
7 ing the use of a rigorous application of scientific
8 evaluation techniques.”.

9 (d) TECHNICAL AMENDMENT TO HEADING.—The
10 section heading for section 105 of the Child Abuse Preven-
11 tion and Treatment Act (42 U.S.C. 5106) is amended to
12 read as follows:

13 **“SEC. 105. GRANTS TO STATES AND PUBLIC OR PRIVATE**
14 **AGENCIES AND ORGANIZATIONS.”.**

15 **SEC. 114. GRANTS TO STATES FOR CHILD ABUSE AND NE-**
16 **GLECT PREVENTION AND TREATMENT PRO-**
17 **GRAMS.**

18 (a) DEVELOPMENT AND OPERATION GRANTS.—Sec-
19 tion 106(a) of the Child Abuse Prevention and Treatment
20 Act (42 U.S.C. 5106a(a)) is amended—

21 (1) in paragraph (3)—

22 (A) by inserting “, including ongoing case
23 monitoring,” after “case management”; and

24 (B) by inserting “and treatment” after
25 “and delivery of services”;

1 (2) in paragraph (4), by striking “improving”
2 and all that follows through “referral systems” and
3 inserting “developing, improving, and implementing
4 risk and safety assessment tools and protocols”;

5 (3) by striking paragraph (7);

6 (4) by redesignating paragraphs (5), (6), (8),
7 and (9) as paragraphs (6), (8), (9), and (12), re-
8 spectively;

9 (5) by inserting after paragraph (4), the fol-
10 lowing:

11 “(5) developing and updating systems of tech-
12 nology that support the program and track reports
13 of child abuse and neglect from intake through final
14 disposition and allow interstate and intrastate infor-
15 mation exchange;”;

16 (6) in paragraph (6) (as so redesignated), by
17 striking “opportunities” and all that follows through
18 “system” and inserting “including—

19 “(A) training regarding research-based
20 strategies to promote collaboration with the
21 families;

22 “(B) training regarding the legal duties of
23 such individuals; and

24 “(C) personal safety training for case
25 workers;”;

1 (7) by inserting after paragraph (6) (as so re-
2 designated) the following:

3 “(7) improving the skills, qualifications, and
4 availability of individuals providing services to chil-
5 dren and families, and the supervisors of such indi-
6 viduals, through the child protection system, includ-
7 ing improvements in the recruitment and retention
8 of caseworkers;”;

9 (8) by striking paragraph (9) (as so redesign-
10 nated), and inserting the following:

11 “(9) developing and facilitating research-based
12 strategies for training for individuals mandated to
13 report child abuse or neglect;

14 “(10) developing, implementing, or operating
15 programs to assist in obtaining or coordinating nec-
16 essary services for families of disabled infants with
17 life-threatening conditions, including—

18 “(A) existing social and health services;

19 “(B) financial assistance; and

20 “(C) services necessary to facilitate adop-
21 tive placement of any such infants who have
22 been relinquished for adoption;

23 “(11) developing and delivering information to
24 improve public education relating to the role and re-
25 sponsibilities of the child protection system and the

1 nature and basis for reporting suspected incidents of
2 child abuse and neglect;”;

3 (9) in paragraph (12) (as so redesignated), by
4 striking the period and inserting a semicolon; and

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

6 “(13) supporting and enhancing interagency
7 collaboration between the child protection system
8 and the juvenile justice system for improved delivery
9 of services and treatment, including methods for
10 continuity of treatment plan and services as children
11 transition between systems; or

12 “(14) supporting and enhancing collaboration
13 among public health agencies, the child protection
14 system, and private community-based programs to
15 provide child abuse and neglect prevention and
16 treatment services (including linkages with education
17 systems) and to address the health needs, including
18 mental health needs, of children identified as abused
19 or neglected, including supporting prompt, com-
20 prehensive health and developmental evaluations for
21 children who are the subject of substantiated child
22 maltreatment reports.”.

23 (b) ELIGIBILITY REQUIREMENTS.—

1 (1) IN GENERAL.—Section 106(b) of the Child
2 Abuse Prevention and Treatment Act (42 U.S.C.
3 5106a(b)) is amended—

4 (A) in paragraph (1)(B)—

5 (i) by striking “provide notice to the
6 Secretary of any substantive changes” and
7 inserting the following: “provide notice to
8 the Secretary—

9 “(i) of any substantive changes; and”;

10 (ii) by striking the period and insert-
11 ing “; and”; and

12 (iii) by adding at the end the fol-
13 lowing:

14 “(ii) any significant changes to how
15 funds provided under this section are used
16 to support the activities which may differ
17 from the activities as described in the cur-
18 rent State application.”;

19 (B) in paragraph (2)(A)—

20 (i) by redesignating clauses (ii), (iii),
21 (iv), (v), (vi), (vii), (viii), (ix), (x), (xi),
22 (xii), and (xiii) as clauses (iv), (vi), (vii),
23 (viii), (x), (xi), (xii), (xiii), (xiv), (xv), (xvi)
24 and (xvii), respectively;

1 (ii) by inserting after clause (i), the
2 following:

3 “(ii) policies and procedures (includ-
4 ing appropriate referrals to child protection
5 service systems and for other appropriate
6 services) to address the needs of infants
7 born and identified as being affected by il-
8 legal substance abuse or withdrawal symp-
9 toms resulting from prenatal drug expo-
10 sure, including a requirement that health
11 care providers involved in the delivery or
12 care of such infants notify the child protec-
13 tive services system of the occurrence of
14 such condition in such infants, except that
15 such notification shall not be construed
16 to—

17 “(I) establish a definition under
18 Federal law of what constitutes child
19 abuse; or

20 “(II) require prosecution for any
21 illegal action;

22 “(iii) the development of a plan of
23 safe care for the infant born and identified
24 as being affected by illegal substance abuse
25 or withdrawal symptoms;”;

1 (iii) in clause (iv) (as so redesign-
2 nated), by inserting “risk and” before
3 “safety”;

4 (iv) by inserting after clause (iv) (as
5 so redesignated), the following:

6 “(v) triage procedures for the appro-
7 priate referral of a child not at risk of im-
8 minent harm to a community organization
9 or voluntary preventive service;”;

10 (v) in clause (viii)(II) (as so redesign-
11 nated), by striking “, having a need for
12 such information in order to carry out its
13 responsibilities under law to protect chil-
14 dren from abuse and neglect” and insert-
15 ing “, as described in clause (ix)”;

16 (vi) by inserting after clause (viii) (as
17 so redesignated), the following:

18 “(ix) provisions to require a State to
19 disclose confidential information to any
20 Federal, State, or local government entity,
21 or any agent of such entity, that has a
22 need for such information in order to carry
23 out its responsibilities under law to protect
24 children from abuse and neglect;”;

1 (vii) in clause (xiii) (as so redesignated)—
2

3 (I) by inserting “who has received training appropriate to the role,
4 and” after “guardian ad litem,”; and
5

6 (II) by inserting “who has received training appropriate to that
7 role” after “advocate”;
8

9 (viii) in clause (xv) (as so redesignated), by striking “to be effective not
10 later than 2 years after the date of enactment of this section”;
11
12

13 (ix) in clause (xvi) (as so redesignated)—
14

15 (I) by striking “to be effective not later than 2 years after the date
16 of enactment of this section”; and
17

18 (II) by striking “and” at the end;

19 (x) in clause (xvii) (as so redesignated), by striking “clause (xii)” each
20 place that such appears and inserting
21 “clause (xvi)”;
22

23 (xi) by adding at the end the following:
24

1 “(xviii) provisions and procedures to
2 require that a representative of the child
3 protective services agency shall, at the ini-
4 tial time of contact with the individual sub-
5 ject to a child abuse and neglect investiga-
6 tion, advise the individual of the com-
7 plaints or allegations made against the in-
8 dividual, in a manner that is consistent
9 with laws protecting the rights of the in-
10 formant;

11 “(xix) provisions addressing the train-
12 ing of representatives of the child protec-
13 tive services system regarding the legal du-
14 ties of the representatives, which may con-
15 sist of various methods of informing such
16 representatives of such duties, in order to
17 protect the legal rights and safety of chil-
18 dren and families from the initial time of
19 contact during investigation through treat-
20 ment;

21 “(xx) provisions and procedures for
22 improving the training, retention, and su-
23 pervision of caseworkers;

24 “(xxi) provisions and procedures for
25 referral of a child under the age of 3 who

1 is involved in a substantiated case of child
2 abuse or neglect to early intervention serv-
3 ices funded under part C of the Individuals
4 with Disabilities Education Act; and

5 “(xxii) not later than 2 years after the
6 date of enactment of the Keeping Children
7 and Families Safe Act of 2003, provisions
8 and procedures for requiring criminal
9 background record checks for prospective
10 foster and adoptive parents and other
11 adult relatives and non-relatives residing in
12 the household;”; and

13 (C) in paragraph (2), by adding at the end
14 the following flush sentence:

15 “Nothing in subparagraph (A) shall be construed to
16 limit the State’s flexibility to determine State poli-
17 cies relating to public access to court proceedings to
18 determine child abuse and neglect, except that such
19 policies shall, at a minimum, ensure the safety and
20 well-being of the child, parents, and families.”.

21 (2) LIMITATION.—Section 106(b)(3) of the
22 Child Abuse Prevention and Treatment Act (42
23 U.S.C. 5106a(b)(3)) is amended by striking “With
24 regard to clauses (v) and (vi) of paragraph (2)(A)”

1 and inserting “With regard to clauses (vi) and (vii)
2 of paragraph (2)(A)”.

3 (c) CITIZEN REVIEW PANELS.—Section 106(c) of the
4 Child Abuse Prevention and Treatment Act (42 U.S.C.
5 5106a(c)) is amended—

6 (1) in paragraph (4)—

7 (A) in subparagraph (A)—

8 (i) in the matter preceding clause

9 (i)—

10 (I) by striking “and procedures”

11 and inserting “, procedures, and prac-

12 tices”; and

13 (II) by striking “the agencies”

14 and inserting “State and local child

15 protection system agencies”; and

16 (ii) in clause (iii)(I), by striking

17 “State” and inserting “State and local”;

18 and

19 (B) by adding at the end the following:

20 “(C) PUBLIC OUTREACH.—Each panel

21 shall provide for public outreach and comment

22 in order to assess the impact of current proce-

23 dures and practices upon children and families

24 in the community and in order to meet its obli-

25 gations under subparagraph (A).”; and

1 (2) in paragraph (6)—

2 (A) by striking “public” and inserting
3 “State and the public”; and

4 (B) by inserting before the period the fol-
5 lowing: “and recommendations to improve the
6 child protection services system at the State
7 and local levels. Not later than 6 months after
8 the date on which a report is submitted by the
9 panel to the State, the appropriate State agency
10 shall submit a written response to State and
11 local child protection systems and the citizen re-
12 view panel that describes whether or how the
13 State will incorporate the recommendations of
14 such panel (where appropriate) to make meas-
15 urable progress in improving the State and
16 local child protective system”.

17 (d) ANNUAL STATE DATA REPORTS.—Section
18 106(d) of the Child Abuse Prevention and Treatment Act
19 (42 U.S.C. 5106a(d)) is amended by adding at the end
20 the following:

21 “(13) The annual report containing the sum-
22 mary of the activities of the citizen review panels of
23 the State required by subsection (c)(6).

24 “(14) The number of children under the care of
25 the State child protection system who are trans-

1 ferred into the custody of the State juvenile justice
2 system.”.

3 (e) REPORT.—Not later than 2 years after the date
4 of enactment of this Act, the Secretary of Health and
5 Human Services shall prepare and submit to Congress a
6 report that describes the extent to which States are imple-
7 menting the policies and procedures required under sec-
8 tion 106(b)(2)(B)(ii) of the Child Abuse Prevention and
9 Treatment Act.

10 **SEC. 115. GRANTS TO STATES FOR PROGRAMS RELATING**
11 **TO THE INVESTIGATION AND PROSECUTION**
12 **OF CHILD ABUSE AND NEGLECT CASES.**

13 Section 107(a) of the Child Abuse Prevention and
14 Treatment Act (42 U.S.C. 5106c(a)) is amended—

15 (1) in paragraph (2), by striking “and” at the
16 end;

17 (2) in paragraph (3), by striking the period at
18 the end and inserting “; and”; and

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

20 “(4) the handling of cases involving children
21 with disabilities or serious health-related problems
22 who are victims of abuse or neglect.”.

1 **SEC. 116. MISCELLANEOUS REQUIREMENTS RELATING TO**
2 **ASSISTANCE.**

3 Section 108 of the Child Abuse Prevention and
4 Treatment Act (42 U.S.C. 5106d) is amended by adding
5 at the end the following:

6 “(d) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that the Secretary should encourage all States and
8 public and private agencies or organizations that receive
9 assistance under this title to ensure that children and fam-
10 ilies with limited English proficiency who participate in
11 programs under this title are provided materials and serv-
12 ices under such programs in an appropriate language
13 other than English.

14 “(e) ANNUAL REPORT.—A State that receives funds
15 under section 106(a) shall annually prepare and submit
16 to the Secretary a report describing the manner in which
17 funds provided under this Act, alone or in combination
18 with other Federal funds, were used to address the pur-
19 poses and achieve the objectives of section 106.”.

20 **SEC. 117. AUTHORIZATION OF APPROPRIATIONS.**

21 (a) GENERAL AUTHORIZATION.—Section 112(a)(1)
22 of the Child Abuse Prevention and Treatment Act (42
23 U.S.C. 5106h(a)(1)) is amended to read as follows:

24 “(1) GENERAL AUTHORIZATION.—There are
25 authorized to be appropriated to carry out this title
26 \$120,000,000 for fiscal year 2004 and such sums as

1 may be necessary for each of the fiscal years 2005
2 through 2008.”.

3 (b) DEMONSTRATION PROJECTS.—Section
4 112(a)(2)(B) of the Child Abuse Prevention and Treat-
5 ment Act (42 U.S.C. 5106h(a)(2)(B)) is amended—

6 (1) by striking “Secretary make” and inserting
7 “Secretary shall make”; and

8 (2) by striking “section 106” and inserting
9 “section 104”.

10 **SEC. 118. REPORTS.**

11 Section 110 of the Child Abuse Prevention and
12 Treatment Act (42 U.S.C. 5106f) is amended by adding
13 at the end the following:

14 “(c) STUDY AND REPORT RELATING TO CITIZEN RE-
15 VIEW PANELS.—

16 “(1) STUDY.—The Secretary shall conduct a
17 study by random sample of the effectiveness of the
18 citizen review panels established under section
19 106(c).

20 “(2) REPORT.—Not later than 3 years after the
21 date of enactment of the Keeping Children and
22 Families Safe Act of 2003, the Secretary shall sub-
23 mit to the Committee on Education and the Work-
24 force of the House of Representatives and the Com-
25 mittee on Health, Education, Labor, and Pensions

1 of the Senate a report that contains the results of
2 the study conducted under paragraph (1).”.

3 **Subtitle B—Community-Based**
4 **Grants for the Prevention of**
5 **Child Abuse**

6 **SEC. 121. PURPOSE AND AUTHORITY.**

7 (a) PURPOSE.—Section 201(a)(1) of the Child Abuse
8 Prevention and Treatment Act (42 U.S.C. 5116(a)(1)) is
9 amended to read as follows:

10 “(1) to support community-based efforts to de-
11 velop, operate, expand, enhance, and, where appro-
12 priate to network, initiatives aimed at the prevention
13 of child abuse and neglect, and to support networks
14 of coordinated resources and activities to better
15 strengthen and support families to reduce the likeli-
16 hood of child abuse and neglect; and”.

17 (b) AUTHORITY.—Section 201(b) of the Child Abuse
18 Prevention and Treatment Act (42 U.S.C. 5116(b)) is
19 amended—

20 (1) in paragraph (1)—

21 (A) in the matter preceding subparagraph
22 (A) by striking “Statewide” and all that follows
23 through the dash, and inserting “community-
24 based and prevention-focused programs and ac-
25 tivities designed to strengthen and support fam-

1 ilies to prevent child abuse and neglect (through
2 networks where appropriate) that are accessible,
3 effective, culturally appropriate, and build upon
4 existing strengths-that—”;

5 (B) in subparagraph (F), by striking
6 “and” at the end; and

7 (C) by striking subparagraph (G) and in-
8 serting the following:

9 “(G) demonstrate a commitment to mean-
10 ingful parent leadership, including among par-
11 ents of children with disabilities, parents with
12 disabilities, racial and ethnic minorities, and
13 members of other underrepresented or under-
14 served groups; and

15 “(H) provide referrals to early health and
16 developmental services;”; and

17 (2) in paragraph (4)—

18 (A) by inserting “through leveraging of
19 funds” after “maximizing funding”;

20 (B) by striking “a Statewide network of
21 community-based, prevention-focused” and in-
22 serting “community-based and prevention-fo-
23 cused”; and

24 (C) by striking “family resource and sup-
25 port program” and inserting “programs and ac-

1 abuse and neglect (through networks where
2 appropriate);”

3 (B) in subparagraph (B), by inserting
4 “that exists to strengthen and support families
5 to prevent child abuse and neglect” after “writ-
6 ten authority of the State”;

7 (2) in paragraph (2)—

8 (A) in subparagraph (A), by striking “a
9 network of community-based family resource
10 and support programs” and inserting “commu-
11 nity-based and prevention-focused programs
12 and activities designed to strengthen and sup-
13 port families to prevent child abuse and neglect
14 (through networks where appropriate)”;

15 (B) in subparagraph (B)—

16 (i) by striking “to the network”; and

17 (ii) by inserting “, and parents with
18 disabilities” before the semicolon;

19 (C) in subparagraph (C), by striking “to
20 the network”; and

21 (3) in paragraph (3)—

22 (A) in subparagraph (A), by striking
23 “Statewide network of community-based, pre-
24 vention-focused, family resource and support
25 programs” and inserting “community-based and

1 prevention-focused programs and activities de-
2 signed to strengthen and support families to
3 prevent child abuse and neglect (through net-
4 works where appropriate)”;

5 (B) in subparagraph (B), by striking
6 “Statewide network of community-based, pre-
7 vention-focused, family resource and support
8 programs” and inserting “community-based and
9 prevention-focused programs and activities de-
10 signed to strengthen and support families to
11 prevent child abuse and neglect (through net-
12 works where appropriate)”;

13 (C) in subparagraph (C), by striking “and
14 training and technical assistance, to the State-
15 wide network of community-based, prevention-
16 focused, family resource and support programs”
17 and inserting “training, technical assistance,
18 and evaluation assistance, to community-based
19 and prevention-focused programs and activities
20 designed to strengthen and support families to
21 prevent child abuse and neglect (through net-
22 works where appropriate)”; and

23 (D) in subparagraph (D), by inserting
24 “, parents with disabilities,” after “children
25 with disabilities”.

1 **SEC. 123. AMOUNT OF GRANT.**

2 Section 203 of the Child Abuse Prevention and
3 Treatment Act (42 U.S.C. 5116b) is amended—

4 (1) in subsection (b)(1)(B)—

5 (A) by striking “as the amount leveraged
6 by the State from private, State, or other non-
7 Federal sources and directed through the” and
8 inserting “as the amount of private, State or
9 other non-Federal funds leveraged and directed
10 through the currently designated”;

11 (B) by striking “State lead agency” and
12 inserting “State lead entity”; and

13 (C) by striking “the lead agency” and in-
14 serting “the current lead entity”; and

15 (2) in subsection (c)(2), by striking “subsection
16 (a)” and inserting “subsection (b)”.

17 **SEC. 124. EXISTING GRANTS.**

18 Section 204 of the Child Abuse Prevention and
19 Treatment Act (42 U.S.C. 5115c) is repealed.

20 **SEC. 125. APPLICATION.**

21 Section 205 of the Child Abuse Prevention and
22 Treatment Act (42 U.S.C. 5116d) is amended—

23 (1) in paragraph (1), by striking “Statewide
24 network of community-based, prevention-focused,
25 family resource and support programs” and insert-
26 ing “community-based and prevention-focused pro-

1 grams and activities designed to strengthen and sup-
2 port families to prevent child abuse and neglect
3 (through networks where appropriate)”;

4 (2) in paragraph (2)—

5 (A) by striking “network of community-
6 based, prevention-focused, family resource and
7 support programs” and inserting “community-
8 based and prevention-focused programs and ac-
9 tivities designed to strengthen and support fam-
10 ilies to prevent child abuse and neglect (through
11 networks where appropriate)”; and

12 (B) by striking “, including those funded
13 by programs consolidated under this Act,”;

14 (3) by striking paragraph (3), and inserting the
15 following:

16 “(3) a description of the inventory of current
17 unmet needs and current community-based and pre-
18 vention-focused programs and activities to prevent
19 child abuse and neglect, and other family resource
20 services operating in the State;”;

21 (4) in paragraph (4), by striking “State’s net-
22 work of community-based, prevention-focused, family
23 resource and support programs” and inserting
24 “community-based and prevention-focused programs

1 and activities designed to strengthen and support
2 families to prevent child abuse and neglect”;

3 (5) in paragraph (5), by striking “Statewide
4 network of community-based, prevention-focused,
5 family resource and support programs” and insert-
6 ing “start up, maintenance, expansion, and redesign
7 of community-based and prevention-focused pro-
8 grams and activities designed to strengthen and sup-
9 port families to prevent child abuse and neglect”;

10 (6) in paragraph (7), by striking “individual
11 community-based, prevention-focused, family re-
12 source and support programs” and inserting “com-
13 munity-based and prevention-focused programs and
14 activities designed to strengthen and support fami-
15 lies to prevent child abuse and neglect”;

16 (7) in paragraph (8), by striking “community-
17 based, prevention-focused, family resource and sup-
18 port programs” and inserting “community-based
19 and prevention-focused programs and activities de-
20 signed to strengthen and support families to prevent
21 child abuse and neglect”;

22 (8) in paragraph (9), by striking “community-
23 based, prevention-focused, family resource and sup-
24 port programs” and inserting “community-based
25 and prevention-focused programs and activities de-

1 signed to strengthen and support families to prevent
2 child abuse and neglect”;

3 (9) in paragraph (10), by inserting “(where ap-
4 propriate)” after “members”;

5 (10) in paragraph (11), by striking “preven-
6 tion-focused, family resource and support program”
7 and inserting “community-based and prevention-fo-
8 cused programs and activities designed to strengthen
9 and support families to prevent child abuse and ne-
10 glect”; and

11 (11) by redesignating paragraph (13) as para-
12 graph (12).

13 **SEC. 126. LOCAL PROGRAM REQUIREMENTS.**

14 Section 206(a) of the Child Abuse Prevention and
15 Treatment Act (42 U.S.C. 5116e(a)) is amended—

16 (1) in the matter preceding paragraph (1), by
17 striking “prevention-focused, family resource and
18 support programs” and inserting “and prevention-
19 focused programs and activities designed to
20 strengthen and support families to prevent child
21 abuse and neglect”;

22 (2) in paragraph (3)(B), by inserting “vol-
23 untary home visiting and” after “including”; and

24 (3) by striking paragraph (6) and inserting the
25 following:

1 “(6) participate with other community-based
2 and prevention-focused programs and activities de-
3 signed to strengthen and support families to prevent
4 child abuse and neglect in the development, oper-
5 ation and expansion of networks where appro-
6 priate.”.

7 **SEC. 127. PERFORMANCE MEASURES.**

8 Section 207 of the Child Abuse Prevention and
9 Treatment Act (42 U.S.C. 5116f) is amended—

10 (1) in paragraph (1), by striking “a Statewide
11 network of community-based, prevention-focused,
12 family resource and support programs” and insert-
13 ing “community-based and prevention-focused pro-
14 grams and activities designed to strengthen and sup-
15 port families to prevent child abuse and neglect”;

16 (2) by striking paragraph (3), and inserting the
17 following:

18 “(3) shall demonstrate that they will have ad-
19 dressed unmet needs identified by the inventory and
20 description of current services required under section
21 205(3);”;

22 (3) in paragraph (4),

23 (A) by inserting “and parents with disabili-
24 ties,” after “children with disabilities,”; and

1 (B) by striking “evaluation of” the first
2 place it appears and all that follows through
3 “under this title” and inserting “evaluation of
4 community-based and prevention-focused pro-
5 grams and activities designed to strengthen and
6 support families to prevent child abuse and ne-
7 glect, and in the design, operation and evalua-
8 tion of the networks of such community-based
9 and prevention-focused programs”;

10 (4) in paragraph (5), by striking “, prevention-
11 focused, family resource and support programs” and
12 inserting “and prevention-focused programs and ac-
13 tivities designed to strengthen and support families
14 to prevent child abuse and neglect”;

15 (5) in paragraph (6), by striking “Statewide
16 network of community-based, prevention-focused,
17 family resource and support programs” and insert-
18 ing “community-based and prevention-focused pro-
19 grams and activities designed to strengthen and sup-
20 port families to prevent child abuse and neglect”;
21 and

22 (6) in paragraph (8), by striking “community
23 based, prevention-focused, family resource and sup-
24 port programs” and inserting “community-based
25 and prevention-focused programs and activities de-

1 signed to strengthen and support families to prevent
2 child abuse and neglect”.

3 **SEC. 128. NATIONAL NETWORK FOR COMMUNITY-BASED**
4 **FAMILY RESOURCE PROGRAMS.**

5 Section 208(3) of the Child Abuse Prevention and
6 Treatment Act (42 U.S.C. 5116g(3)) is amended by strik-
7 ing “Statewide networks of community-based, prevention-
8 focused, family resource and support programs” and in-
9 serting “community-based and prevention-focused pro-
10 grams and activities designed to strengthen and support
11 families to prevent child abuse and neglect”.

12 **SEC. 129. DEFINITIONS.**

13 (a) CHILDREN WITH DISABILITIES.—Section 209(1)
14 of the Child Abuse Prevention and Treatment Act (42
15 U.S.C. 5116h(1)) is amended by striking “given such term
16 in section 602(a)(2)” and inserting “given the term ‘child
17 with a disability’ in section 602(3) or ‘infant or toddler
18 with a disability’ in section 632(5)”.

19 (b) COMMUNITY-BASED AND PREVENTION-FOCUSED
20 PROGRAMS AND ACTIVITIES TO PREVENT CHILD ABUSE
21 AND NEGLECT.—Section 209 of the Child Abuse Preven-
22 tion and Treatment Act (42 U.S.C. 5116h) is amended
23 by striking paragraphs (3) and (4) and inserting the fol-
24 lowing:

1 “(3) COMMUNITY-BASED AND PREVENTION-FO-
2 CUSED PROGRAMS AND ACTIVITIES TO PREVENT
3 CHILD ABUSE AND NEGLECT.—The term ‘commu-
4 nity-based and prevention-focused programs and ac-
5 tivities designed to strengthen and support families
6 to prevent child abuse and neglect’ includes organi-
7 zations such as family resource programs, family
8 support programs, voluntary home visiting pro-
9 grams, respite care programs, parenting education,
10 mutual support programs, and other community pro-
11 grams or networks of such programs that provide
12 activities that are designed to prevent or respond to
13 child abuse and neglect.”.

14 **SEC. 130. AUTHORIZATION OF APPROPRIATIONS.**

15 Section 210 of the Child Abuse Prevention and
16 Treatment Act (42 U.S.C. 5116i) is amended to read as
17 follows:

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

19 “There are authorized to be appropriated to carry out
20 this title \$80,000,000 for fiscal year 2004 and such sums
21 as may be necessary for each of the fiscal years 2005
22 through 2008.”.

1 **Subtitle C—Conforming**
2 **Amendments**

3 **SEC. 141. CONFORMING AMENDMENTS.**

4 The table of contents of the Child Abuse Prevention
5 and Treatment Act, as contained in section 1(b) of such
6 Act (42 U.S.C. 5101 note), is amended as follows:

7 (1) By striking the item relating to section 105
8 and inserting the following:

“Sec. 105. Grants to States and public or private agencies and organizations.”.

9 (2) By striking the item relating to title II and
10 inserting the following:

“TITLE II—COMMUNITY-BASED GRANTS FOR THE PREVENTION
OF CHILD ABUSE AND NEGLECT”.

11 (3) By striking the item relating to section 204.

12 **TITLE II—ADOPTION**
13 **OPPORTUNITIES**

14 **SEC. 201. CONGRESSIONAL FINDINGS AND DECLARATION**
15 **OF PURPOSE.**

16 Section 201 of the Child Abuse Prevention and
17 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
18 5111) is amended—

19 (1) in subsection (a)—

20 (A) by striking paragraphs (1) through (4)
21 and inserting the following:

22 “(1) the number of children in substitute care
23 has increased by nearly 24 percent since 1994, as

1 our Nation's foster care population included more
2 than 565,000 as of September of 2001;

3 “(2) children entering foster care have complex
4 problems that require intensive services, with many
5 such children having special needs because they are
6 born to mothers who did not receive prenatal care,
7 are born with life threatening conditions or disabil-
8 ities, are born addicted to alcohol or other drugs, or
9 have been exposed to infection with the etiologic
10 agent for the human immunodeficiency virus;

11 “(3) each year, thousands of children are in
12 need of placement in permanent, adoptive homes;”;

13 (B) by striking paragraph (6);

14 (C) by striking paragraph (7)(A) and in-
15 serting the following:

16 “(7)(A) currently, there are 131,000 children
17 waiting for adoption;”;

18 (D) by redesignating paragraphs (5), (7),
19 (8), (9), and (10) as paragraphs (4), (5), (6),
20 (7), and (8) respectively; and

21 (2) in subsection (b)—

22 (A) in the matter preceding paragraph (1),
23 by inserting “, including geographic barriers,”
24 after “barriers”; and

1 (B) in paragraph (2), by striking “a na-
2 tional” and inserting “an Internet-based na-
3 tional”.

4 **SEC. 202. INFORMATION AND SERVICES.**

5 Section 203 of the Child Abuse Prevention and
6 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
7 5113) is amended—

8 (1) by striking the section heading and insert-
9 ing the following:

10 **“SEC. 203. INFORMATION AND SERVICES.”;**

11 (2) by striking “SEC. 203. (a) The Secretary”
12 and inserting the following:

13 “(a) IN GENERAL.—The Secretary”;

14 (3) in subsection (b)—

15 (A) by inserting “REQUIRED ACTIVI-
16 TIES.—” after “(b)”;

17 (B) in paragraph (1), by striking “non-
18 profit” each place that such appears;

19 (C) in paragraph (2), by striking “non-
20 profit”;

21 (D) in paragraph (3), by striking “non-
22 profit”;

23 (E) in paragraph (4), by striking “non-
24 profit”;

1 (F) in paragraph (6), by striking “study
2 the nature, scope, and effects of” and insert
3 “support”;

4 (G) in paragraph (7), by striking “non-
5 profit”;

6 (H) in paragraph (9)—

7 (i) by striking “nonprofit”; and

8 (ii) by striking “and” at the end;

9 (I) in paragraph (10)—

10 (i) by striking “nonprofit”; each place
11 that such appears; and

12 (ii) by striking the period at the end
13 and inserting “; and”; and

14 (J) by adding at the end the following:

15 “(11) provide (directly or by grant to or con-
16 tract with States, local government entities, or pub-
17 lic or private licensed child welfare or adoption agen-
18 cies) for the implementation of programs that are
19 intended to increase the number of older children
20 (who are in foster care and with the goal of adop-
21 tion) placed in adoptive families, with a special em-
22 phasis on child-specific recruitment strategies,
23 including—

24 “(A) outreach, public education, or media
25 campaigns to inform the public of the needs

1 and numbers of older youth available for adop-
2 tion;

3 “(B) training of personnel in the special
4 needs of older youth and the successful strate-
5 gies of child-focused, child-specific recruitment
6 efforts; and

7 “(C) recruitment of prospective families for
8 such children.”;

9 (4) in subsection (c)—

10 (A) by striking “(c)(1) The Secretary” and
11 inserting the following:

12 “(c) SERVICES FOR FAMILIES ADOPTING SPECIAL
13 NEEDS CHILDREN.—

14 “(1) IN GENERAL.—The Secretary”;

15 (B) by striking “(2) Services” and insert-
16 ing the following:

17 “(2) SERVICES.—Services”; and

18 (C) in paragraph (2)—

19 (i) by realigning the margins of sub-
20 paragraphs (A) through (G) accordingly;

21 (ii) in subparagraph (F), by striking
22 “and” at the end;

23 (iii) in subparagraph (G), by striking
24 the period and inserting a semicolon; and

1 (iv) by adding at the end the fol-
2 lowing:

3 “(H) day treatment; and

4 “(I) respite care.”; and

5 (D) by striking “nonprofit”; each place
6 that such appears;

7 (5) in subsection (d)—

8 (A) by striking “(d)(1) The Secretary” and
9 inserting the following:

10 “(d) IMPROVING PLACEMENT RATE OF CHILDREN IN
11 FOSTER CARE.—

12 “(1) IN GENERAL.—The Secretary”;

13 (B) by striking “(2)(A) Each State” and
14 inserting the following:

15 “(2) APPLICATIONS; TECHNICAL AND OTHER
16 ASSISTANCE.—

17 “(A) APPLICATIONS.—Each State”;

18 (C) by striking “(B) The Secretary” and
19 inserting the following:

20 “(B) TECHNICAL AND OTHER ASSIST-
21 ANCE.—The Secretary”;

22 (D) in paragraph (2)(B)—

23 (i) by realigning the margins of
24 clauses (i) and (ii) accordingly; and

25 (ii) by striking “nonprofit”;

1 (E) by striking “(3)(A) Payments” and in-
2 serting the following:

3 “(3) PAYMENTS.—

4 “(A) IN GENERAL.—Payments”; and

5 (F) by striking “(B) Any payment” and
6 inserting the following:

7 “(B) REVERSION OF UNUSED FUNDS.—
8 Any payment”; and

9 (6) by adding at the end the following:

10 “(e) ELIMINATION OF BARRIERS TO ADOPTIONS
11 ACROSS JURISDICTIONAL BOUNDARIES.—

12 “(1) IN GENERAL.—The Secretary shall award
13 grants to, or enter into contracts with, States, local
14 government entities, public or private child welfare
15 or adoption agencies, adoption exchanges, or adop-
16 tion family groups to carry out initiatives to improve
17 efforts to eliminate barriers to placing children for
18 adoption across jurisdictional boundaries.

19 “(2) SERVICES TO SUPPLEMENT NOT SUP-
20 PLANT.—Services provided under grants made under
21 this subsection shall supplement, not supplant, serv-
22 ices provided using any other funds made available
23 for the same general purposes including—

1 “(A) developing a uniform homestudy
2 standard and protocol for acceptance of
3 homestudies between States and jurisdictions;

4 “(B) developing models of financing cross-
5 jurisdictional placements;

6 “(C) expanding the capacity of all adoption
7 exchanges to serve increasing numbers of chil-
8 dren;

9 “(D) developing training materials and
10 training social workers on preparing and mov-
11 ing children across State lines; and

12 “(E) developing and supporting initiative
13 models for networking among agencies, adop-
14 tion exchanges, and parent support groups
15 across jurisdictional boundaries.”.

16 **SEC. 203. STUDY OF ADOPTION PLACEMENTS.**

17 Section 204 of the Child Abuse Prevention and
18 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
19 5114) is amended—

20 (1) by striking “The” and inserting “(a) IN
21 GENERAL.—The”;

22 (2) by striking “of this Act” and inserting “of
23 the Keeping Children and Families Safe Act of
24 2003”;

1 (3) by striking “to determine the nature” and
2 inserting “to determine—

3 “(1) the nature”;

4 (4) by striking “which are not licensed” and all
5 that follows through “entity”,”; and

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

7 “(2) how interstate placements are being fi-
8 nanced across State lines;

9 “(3) recommendations on best practice models
10 for both interstate and intrastate adoptions; and

11 “(4) how State policies in defining special needs
12 children differentiate or group similar categories of
13 children.”.

14 **SEC. 204. STUDIES ON SUCCESSFUL ADOPTIONS.**

15 Section 204 of the Child Abuse Prevention and
16 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
17 5114) is amended by adding at the end the following:

18 “(b) DYNAMICS OF SUCCESSFUL ADOPTION.—The
19 Secretary shall conduct research (directly or by grant to,
20 or contract with, public or private nonprofit research agen-
21 cies or organizations) about adoption outcomes and the
22 factors affecting those outcomes. The Secretary shall sub-
23 mit a report containing the results of such research to the
24 appropriate committees of the Congress not later than the

1 date that is 36 months after the date of the enactment
2 of the Keeping Children and Families Safe Act of 2003.

3 “(c) INTERJURISDICTIONAL ADOPTION.—Not later
4 than 1 year after the date of the enactment of the Keeping
5 Children and Families Safe Act of 2003, the Secretary
6 shall submit to the appropriate committees of the Con-
7 gress a report that contains recommendations for an ac-
8 tion plan to facilitate the interjurisdictional adoption of
9 foster children.”.

10 **SEC. 205. AUTHORIZATION OF APPROPRIATIONS.**

11 Section 205(a) of the Child Abuse Prevention and
12 Treatment and Adoption Reform Act of 1978 (42 U.S.C.
13 5115(a)) is amended to read as follows:

14 “There are authorized to be appropriated
15 \$40,000,000 for fiscal year 2004 and such sums as may
16 be necessary for fiscal years 2005 through 2008 to carry
17 out programs and activities authorized under this sub-
18 title.”.

19 **TITLE III—ABANDONED INFANTS**
20 **ASSISTANCE**

21 **SEC. 301. FINDINGS.**

22 Section 2 of the Abandoned Infants Assistance Act
23 of 1988 (42 U.S.C. 670 note) is amended—

24 (1) by striking paragraph (1);

25 (2) in paragraph (2)—

1 (A) by inserting “studies indicate that a
2 number of factors contribute to” before “the in-
3 ability of”;

4 (B) by inserting “some” after “inability
5 of”;

6 (C) by striking “who abuse drugs”; and

7 (D) by striking “care for such infants”
8 and inserting “care for their infants”;

9 (3) by amending paragraph (5) to read as fol-
10 lows:

11 “(5) appropriate training is needed for per-
12 sonnel working with infants and young children with
13 life-threatening conditions and other special needs,
14 including those who are infected with the human im-
15 munodeficiency virus (commonly known as ‘HIV’),
16 those who have acquired immune deficiency syn-
17 drome (commonly known as ‘AIDS’), and those who
18 have been exposed to dangerous drugs;”;

19 (4) by striking paragraphs (6) and (7);

20 (5) in paragraph (8)—

21 (A) by striking “such infants and young
22 children” and inserting “infants and young chil-
23 dren who are abandoned in hospitals”; and

24 (B) by inserting “by parents abusing
25 drugs,” after “deficiency syndrome,”;

1 (6) in paragraph (9), by striking “comprehen-
2 sive services” and all that follows through the semi-
3 colon at the end and inserting “comprehensive sup-
4 port services for such infants and young children
5 and their families and services to prevent the aban-
6 donment of such infants and young children, includ-
7 ing foster care services, case management services,
8 family support services, respite and crisis interven-
9 tion services, counseling services, and group residen-
10 tial home services;”;

11 (7) by striking paragraph (11);

12 (8) by redesignating paragraphs (2), (3), (4),
13 (5), (8), (9), and (10) as paragraphs (1) through
14 (7), respectively; and

15 (9) by adding at the end the following:

16 “(8) private, Federal, State, and local resources
17 should be coordinated to establish and maintain
18 services described in paragraph (7) and to ensure
19 the optimal use of all such resources.”.

20 **SEC. 302. ESTABLISHMENT OF LOCAL PROJECTS.**

21 Section 101 of the Abandoned Infants Assistance Act
22 of 1988 (42 U.S.C. 670 note) is amended—

23 (1) by striking the section heading and insert-
24 ing the following:

1 **“SEC. 101. ESTABLISHMENT OF LOCAL PROJECTS.”;**

2 and

3 (2) by striking subsection (b) and inserting the
4 following:

5 “(b) PRIORITY IN PROVISION OF SERVICES.—The
6 Secretary may not make a grant under subsection (a) un-
7 less the applicant for the grant agrees to give priority to
8 abandoned infants and young children who—

9 “(1) are infected with, or have been perinatally
10 exposed to, the human immunodeficiency virus, or
11 have a life-threatening illness or other special med-
12 ical need; or

13 “(2) have been perinatally exposed to a dan-
14 gerous drug.”.

15 **SEC. 303. EVALUATIONS, STUDY, AND REPORTS BY SEC-**
16 **RETARY.**

17 Section 102 of the Abandoned Infants Assistance Act
18 of 1988 (42 U.S.C. 670 note) is amended to read as fol-
19 lows:

20 **“SEC. 102. EVALUATIONS, STUDY, AND REPORTS BY SEC-**
21 **RETARY.**

22 “(a) EVALUATIONS OF LOCAL PROGRAMS.—The Sec-
23 retary shall, directly or through contracts with public and
24 nonprofit private entities, provide for evaluations of
25 projects carried out under section 101 and for the dissemi-

1 nation of information developed as a result of such
2 projects.

3 “(b) STUDY AND REPORT ON NUMBER OF ABAN-
4 DONED INFANTS AND YOUNG CHILDREN.—

5 “(1) IN GENERAL.—The Secretary shall con-
6 duct a study for the purpose of determining—

7 “(A) an estimate of the annual number of
8 infants and young children relinquished, aban-
9 doned, or found deceased in the United States
10 and the number of such infants and young chil-
11 dren who are infants and young children de-
12 scribed in section 101(b);

13 “(B) an estimate of the annual number of
14 infants and young children who are victims of
15 homicide;

16 “(C) characteristics and demographics of
17 parents who have abandoned an infant within 1
18 year of the infant’s birth; and

19 “(D) an estimate of the annual costs in-
20 curred by the Federal Government and by State
21 and local governments in providing housing and
22 care for abandoned infants and young children.

23 “(2) DEADLINE.—Not later than 36 months
24 after the date of enactment of the Keeping Children
25 and Families Safe Act of 2003, the Secretary shall

1 complete the study required under paragraph (1)
2 and submit to Congress a report describing the find-
3 ings made as a result of the study.

4 “(c) EVALUATION.—The Secretary shall evaluate and
5 report on effective methods of intervening before the aban-
6 donment of an infant or young child so as to prevent such
7 abandonments, and effective methods for responding to
8 the needs of abandoned infants and young children.”.

9 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

10 (a) IN GENERAL.—Section 104 of the Abandoned In-
11 fants Assistance Act of 1988 (42 U.S.C. 670 note) is
12 amended—

13 (1) by striking subsection (a) and inserting the
14 following:

15 “(a) IN GENERAL.—

16 “(1) AUTHORIZATION.—For the purpose of car-
17 rying out this Act, there are authorized to be appro-
18 priated \$45,000,000 for fiscal year 2004 and such
19 sums as may be necessary for fiscal years 2005
20 through 2008.

21 “(2) LIMITATION.—Not more than 5 percent of
22 the amounts appropriated under paragraph (1) for
23 any fiscal year may be obligated for carrying out
24 section 102(a).”;

25 (2) by striking subsection (b);

1 (3) in subsection (c)—

2 (A) in paragraph (1)—

3 (i) by inserting “AUTHORIZATION.—”

4 after “(1)” the first place it appears; and

5 (ii) by striking “this title” and insert-
6 ing “this Act”; and

7 (B) in paragraph (2)—

8 (i) by inserting “LIMITATION.—”
9 after “(2)”; and

10 (ii) by striking “fiscal year 1991.”
11 and inserting “fiscal year 2003.”; and

12 (4) by redesignating subsections (c) and (d) as
13 subsections (b) and (c), respectively.

14 (b) REDESIGNATION.—The Abandoned Infants As-
15 sistance Act of 1988 (42 U.S.C. 670 note) is amended—

16 (1) by redesignating section 104 as section 302;
17 and

18 (2) by moving that section 302 to the end of
19 that Act.

20 **SEC. 305. DEFINITIONS.**

21 (a) IN GENERAL.—Section 301 of the Abandoned In-
22 fants Assistance Act of 1988 (42 U.S.C. 670 note) is
23 amended to read as follows:

24 **“SEC. 301. DEFINITIONS.**

25 “In this Act:

1 “(1) ABANDONED; ABANDONMENT.—The terms
2 ‘abandoned’ and ‘abandonment’, used with respect to
3 infants and young children, mean that the infants
4 and young children are medically cleared for dis-
5 charge from acute-care hospital settings, but remain
6 hospitalized because of a lack of appropriate out-of-
7 hospital placement alternatives.

8 “(2) ACQUIRED IMMUNE DEFICIENCY SYN-
9 DROME.—The term ‘acquired immune deficiency
10 syndrome’ includes infection with the etiologic agent
11 for such syndrome, any condition indicating that an
12 individual is infected with such etiologic agent, and
13 any condition arising from such etiologic agent.

14 “(3) DANGEROUS DRUG.—The term ‘dangerous
15 drug’ means a controlled substance, as defined in
16 section 102 of the Controlled Substances Act (21
17 U.S.C. 802).

18 “(4) NATURAL FAMILY.—The term ‘natural
19 family’ shall be broadly interpreted to include nat-
20 ural parents, grandparents, family members, guard-
21 ians, children residing in the household, and individ-
22 uals residing in the household on a continuing basis
23 who are in a care-giving situation, with respect to
24 infants and young children covered under this Act.

1 “(5) SECRETARY.—The term ‘Secretary’ means
2 the Secretary of Health and Human Services.”.

3 (b) REPEAL.—Section 103 of the Abandoned Infants
4 Assistance Act of 1988 (42 U.S.C. 670 note) is repealed.

5 **SEC. 306. CONFORMING AMENDMENT.**

6 Section 421(7) of the Domestic Volunteer Service Act
7 of 1973 (42 U.S.C. 5061(7)) is amended by striking “in-
8 fant described in section 103” and inserting “infant who
9 is abandoned, as defined in section 301”.

10 **TITLE IV—FAMILY VIOLENCE**
11 **PREVENTION AND SERVICES**
12 **ACT**

13 **SEC. 401. STATE DEMONSTRATION GRANTS.**

14 (a) UNDERSERVED POPULATIONS.—Section
15 303(a)(2)(C) of the Family Violence Prevention and Serv-
16 ices Act (42 U.S.C. 10402(a)(2)(C)) is amended by strik-
17 ing “underserved populations,” and all that follows and
18 inserting the following: “underserved populations, as de-
19 fined in section 2007 of the Omnibus Crime Control and
20 Safe Streets Act of 1968 (42 U.S.C. 3796gg-2);”.

21 (b) REPORT.—Section 303(a) of such Act (42 U.S.C.
22 10402(a)) is amended by adding at the end the following:

23 “(5) Upon completion of the activities funded by a
24 grant under this title, the State shall submit to the Sec-

1 retary a report that contains a description of the activities
2 carried out under paragraph (2)(B)(i).”.

3 (c) CHILDREN WHO WITNESS DOMESTIC VIO-
4 LENCE.—Section 303 of such Act (42 U.S.C. 10402) is
5 amended—

6 (1) by redesignating subsections (e) through (f)
7 as subsections (d) through (g), respectively; and

8 (2) by inserting after subsection (b) the fol-
9 lowing:

10 “(c) The Secretary shall use funds provided under
11 section 310(a)(2), for a fiscal year described in section
12 310(a)(2), to award grants for demonstration programs
13 that provide—

14 “(1) multisystem interventions and services (ei-
15 ther directly or by referral) for children who witness
16 domestic violence; and

17 “(2) training (either directly or by referral) for
18 agencies, providers, and other entities who work with
19 such children.”.

20 **SEC. 402. SECRETARIAL RESPONSIBILITIES.**

21 Section 305(a) of the Family Violence Prevention and
22 Services Act (42 U.S.C. 10404(a)) is amended—

23 (1) by striking “an employee” and inserting “1
24 or more employees”;

1 (2) by striking “of this title.” and inserting “of
 2 this title, including carrying out evaluation and mon-
 3 itoring under this title.”; and

4 (3) by striking “The individual” and inserting
 5 “Any individual”.

6 **SEC. 403. EVALUATION.**

7 Section 306 of the Family Violence Prevention and
 8 Services Act (42 U.S.C. 10405) is amended in the first
 9 sentence by striking “Not later than two years after the
 10 date on which funds are obligated under section 303(a)
 11 for the first time after the date of the enactment of this
 12 title, and every two years thereafter,” and inserting
 13 “Every 2 years,”.

14 **SEC. 404. INFORMATION AND TECHNICAL ASSISTANCE CEN-**
 15 **TERS.**

16 Section 308 of the Family Violence Prevention and
 17 Services Act (42 U.S.C. 10407) is amended—

18 (1) by striking subsection (b) and inserting the
 19 following:

20 “(b) NATIONAL RESOURCE CENTER.—The national
 21 resource center established under subsection (a)(2)—

22 “(1) shall offer resource, policy, collaboration,
 23 and training assistance to Federal, State, and local
 24 government agencies, to domestic violence service
 25 providers, and to other professionals and interested

1 parties on issues pertaining to domestic violence, in-
2 cluding issues relating to children who witness do-
3 mestic violence; and

4 “(2) shall maintain a central resource library in
5 order to collect, prepare, analyze, and disseminate
6 information and statistics, and analyses of the infor-
7 mation and statistics, relating to the incidence and
8 prevention of family violence (particularly the pre-
9 vention of repeated incidents of violence) and the
10 provision of immediate shelter and related assist-
11 ance.”; and

12 (2) by striking subsection (g).

13 **SEC. 405. RELATED ASSISTANCE.**

14 Section 309(5) of the Family Violence Prevention and
15 Services Act (42 U.S.C. 10408(5)) is amended by striking
16 the second sentence and inserting the following: “The
17 term ‘related assistance’ shall include—

18 “(A) prevention services such as outreach
19 and prevention services for victims and their
20 children, assistance to children who witness do-
21 mestic violence, employment training, parenting
22 and other educational services for victims and
23 their children, preventive health services within
24 domestic violence programs (including services
25 promoting nutrition, disease prevention, exer-

1 eise, and prevention of substance abuse), do-
2 mestic violence prevention programs for school-
3 age children, family violence public awareness
4 campaigns, and violence prevention counseling
5 services to abusers;

6 “(B) counseling with respect to family vio-
7 lence, counseling or other supportive services
8 provided by peers individually or in groups, and
9 referral to community social services;

10 “(C) transportation, technical assistance
11 with respect to obtaining financial assistance
12 under Federal and State programs, and refer-
13 rals for appropriate health care services (includ-
14 ing alcohol and drug abuse treatment), but
15 shall not include reimbursement for any health
16 care services;

17 “(D) legal advocacy to provide victims with
18 information and assistance through the civil
19 and criminal courts, and legal assistance; or

20 “(E) children’s counseling and support
21 services, and child care services for children
22 who are victims of family violence or the de-
23 pendents of such victims, and children who wit-
24 ness domestic violence.”.

1 **SEC. 406. AUTHORIZATION OF APPROPRIATIONS.**

2 (a) GENERAL AUTHORIZATION.—Section 310(a) of
3 the Family Violence Prevention and Services Act (42
4 U.S.C. 10409(a)) is amended to read as follows:

5 “(a) IN GENERAL.—

6 “(1) AUTHORIZATION.—There are authorized to
7 be appropriated to carry out sections 303 through
8 311, \$175,000,000 for each of fiscal years 2004
9 through 2008.

10 “(2) PROJECTS TO ADDRESS NEEDS OF CHIL-
11 DREN WHO WITNESS DOMESTIC VIOLENCE.—For a
12 fiscal year in which the amounts appropriated under
13 paragraph (1) exceed \$130,000,000, the Secretary
14 shall reserve and make available a portion of the ex-
15 cess to carry out section 303(e).”.

16 (b) ALLOCATIONS FOR OTHER PROGRAMS.—Sub-
17 sections (b), (c), and (d) of section 310 of such Act (42
18 U.S.C. 10409) are amended by inserting “(and not re-
19 served under subsection (a)(2))” after “each fiscal year”.

20 (c) GRANTS FOR STATE DOMESTIC VIOLENCE COALI-
21 TIONS.—Section 311(g) of such Act (42 U.S.C. 10410(g))
22 is amended to read as follows:

23 “(g) FUNDING.—Of the amount appropriated under
24 section 310(a) for a fiscal year (and not reserved under
25 section 310(a)(2)), not less than 10 percent of such

1 amount shall be made available to award grants under this
2 section.”.

3 **SEC. 407. GRANTS FOR STATE DOMESTIC VIOLENCE COALI-**
4 **TIONS.**

5 Section 311 of the Family Violence Prevention and
6 Services Act (42 U.S.C. 10410) is amended by striking
7 subsection (h).

8 **SEC. 408. EVALUATION AND MONITORING.**

9 Section 312 of the Family Violence Prevention and
10 Services Act (42 U.S.C. 10412) is amended by adding at
11 the end the following:

12 “(c) Of the amount appropriated under section
13 310(a) for each fiscal year (and not reserved under section
14 310(a)(2)), not more than 2.5 percent shall be used by
15 the Secretary for evaluation, monitoring, and other admin-
16 istrative costs under this title.”.

17 **SEC. 409. FAMILY MEMBER ABUSE INFORMATION AND DOC-**
18 **UMENTATION PROJECT.**

19 Section 313 of the Family Violence Prevention and
20 Services Act (42 U.S.C. 10413) is repealed.

21 **SEC. 410. MODEL STATE LEADERSHIP GRANTS.**

22 Section 315 of the Family Violence Prevention and
23 Services Act (42 U.S.C. 10415) is repealed.

1 **SEC. 411. NATIONAL DOMESTIC VIOLENCE HOTLINE AND**
2 **INTERNET GRANT.**

3 Section 316 of the Family Violence Prevention and
4 Services Act (42 U.S.C. 10416) is amended to read as
5 follows:

6 **“SEC. 316. NATIONAL DOMESTIC VIOLENCE HOTLINE AND**
7 **INTERNET GRANT.**

8 “(a) IN GENERAL.—The Secretary may award 1 or
9 more grants to private, nonprofit entities—

10 “(1) to provide for the establishment and oper-
11 ation of a national, toll-free telephone hotline to pro-
12 vide information and assistance to victims of domes-
13 tic violence; or

14 “(2) to provide for the establishment and oper-
15 ation of a highly secure Internet website to provide
16 that information and assistance to those victims.

17 “(b) DURATION.—A grant under this section may ex-
18 tend over a period of not more than 5 years.

19 “(c) ANNUAL APPROVAL.—The provision of pay-
20 ments under a grant awarded under this section shall be
21 subject to annual approval by the Secretary and subject
22 to the availability of appropriations for each fiscal year
23 to make the payments.

24 “(d) HOTLINE ACTIVITIES.—An entity that receives
25 a grant under this section for activities described, in whole
26 or in part, in subsection (a)(1) shall use funds made avail-

1 able through the grant to establish and operate a national,
2 toll-free telephone hotline to provide information and as-
3 sistance to victims of domestic violence. In establishing
4 and operating the hotline, the entity shall—

5 “(1) contract with a carrier for the use of a
6 toll-free telephone line;

7 “(2) employ, train, and supervise personnel to
8 answer incoming calls and provide counseling and
9 referral services to callers on a 24-hour-a-day basis;

10 “(3) assemble and maintain a current database
11 of information relating to services for victims of do-
12 mestic violence to which callers may be referred
13 throughout the United States, including information
14 on the availability of shelters that serve battered
15 women; and

16 “(4) publicize the hotline to potential users
17 throughout the United States.

18 “(e) SECURE WEBSITE ACTIVITIES.—

19 “(1) IN GENERAL.—An entity that receives a
20 grant under this section for activities described, in
21 whole or in part, in subsection (a)(2) shall use funds
22 made available through the grant to provide grants
23 for startup and operational costs associated with es-
24 tablishing and operating a highly secure Internet
25 website.

1 “(2) AVAILABILITY.—The website shall be
2 available to the entity operating the hotline and do-
3 mestic violence shelters.

4 “(3) INFORMATION.—The website shall provide
5 accurate information that describes—

6 “(A) the services available to victims of do-
7 mestic violence, including health care and men-
8 tal health services, social services, transpor-
9 tation, services for children (including children
10 who witness domestic violence), and other rel-
11 evant services; and

12 “(B) the domestic violence shelters avail-
13 able, and services provided by the shelters.

14 “(4) RULE OF CONSTRUCTION.—Nothing in
15 this Act shall be construed to require any shelter or
16 service provider, whether public or private, to be
17 linked to the website or to provide information to the
18 recipient of the grant described in paragraph (1) or
19 to the website.

20 “(f) APPLICATION.—The Secretary may not award a
21 grant under this section unless the Secretary approves an
22 application for such grant. To be approved by the Sec-
23 retary under this subsection an application shall—

24 “(1) contain such agreements, assurances, and
25 information, be in such form, and be submitted in

1 such manner, as the Secretary shall prescribe
2 through notice in the Federal Register;

3 “(2) in the case of an application for a grant
4 to carry out activities described in subsection (a)(1),
5 include a complete description of the applicant’s plan
6 for the operation of a national domestic violence hot-
7 line, including descriptions of—

8 “(A) the training program for hotline per-
9 sonnel;

10 “(B) the hiring criteria for hotline per-
11 sonnel;

12 “(C) the methods for the creation, mainte-
13 nance, and updating of a resource database;

14 “(D) a plan for publicizing the availability
15 of the hotline;

16 “(E) a plan for providing service to non-
17 English speaking callers, including service
18 through hotline personnel who speak Spanish;
19 and

20 “(F) a plan for facilitating access to the
21 hotline by persons with hearing impairments;

22 “(3) in the case of an application for a grant
23 to carry out activities described in subsection
24 (a)(2)—

1 “(A) include a complete description of the
2 applicant’s plan for the development, operation,
3 maintenance, and updating of information and
4 resources of the website;

5 “(B) include a certification that the appli-
6 cant will implement a high level security system
7 to ensure the confidentiality of the website, tak-
8 ing into consideration the safety of domestic vi-
9 olence victims; and

10 “(C) include an assurance that, after the
11 third year of the website project, the recipient
12 of the grant will develop a plan to secure other
13 public or private funding resources to ensure
14 the continued operation and maintenance of the
15 website;

16 “(4) demonstrate that the applicant has recog-
17 nized expertise in the area of domestic violence and
18 a record of high quality service to victims of domes-
19 tic violence, including a demonstration of support
20 from advocacy groups;

21 “(5) demonstrate that the applicant has a com-
22 mitment to diversity, and to the provision of services
23 to ethnic, racial, and non-English speaking minori-
24 ties, in addition to older individuals and individuals
25 with disabilities; and

1 “(6) contain such other information as the Sec-
2 retary may require.

3 “(g) AUTHORIZATION OF APPROPRIATIONS.—

4 “(1) IN GENERAL.—There is authorized to be
5 appropriated to carry out this section \$3,500,000 for
6 each of fiscal years 2004 through 2008.

7 “(2) CONDITIONS ON APPROPRIATIONS.—Not-
8 withstanding paragraph (1), the Secretary shall
9 make available a portion of the amounts appro-
10 priated under paragraph (1) to award grants under
11 subsection (a)(2) only for any fiscal year for which
12 the amounts appropriated under paragraph (1) ex-
13 ceed \$3,000,000.

14 “(3) AVAILABILITY.—Funds authorized to be
15 appropriated under paragraph (1) shall remain
16 available until expended.”.

17 **SEC. 412. YOUTH EDUCATION AND DOMESTIC VIOLENCE.**

18 Section 317 of the Family Violence Prevention and
19 Services Act (42 U.S.C. 10417) is repealed.

20 **SEC. 413. DEMONSTRATION GRANTS FOR COMMUNITY INI-**
21 **TIATIVES.**

22 (a) IN GENERAL.—Section 318(h) of the Family Vio-
23 lence Prevention and Services Act (42 U.S.C. 10418(h))
24 is amended to read as follows:

1 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
2 is authorized to be appropriated to carry out this section
3 \$6,000,000 for each of fiscal years 2004 through 2008.”.

4 (b) REGULATIONS.—Section 318 of such Act (42
5 U.S.C. 10418) is amended by striking subsection (i).

6 **SEC. 414. TECHNICAL AND CONFORMING AMENDMENTS.**

7 The Family Violence Prevention and Services Act (42
8 U.S.C. 10401 et seq.) is amended—

9 (1) in section 302(1) (42 U.S.C. 10401(1)) by
10 striking “demonstrate the effectiveness of assisting”
11 and inserting “assist”;

12 (2) in section 303(a) (42 U.S.C. 10402(a))—

13 (A) in paragraph (2)—

14 (i) in subparagraph (C), by striking
15 “State domestic violence coalitions knowl-
16 edgeable individuals and interested organi-
17 zations” and inserting “State domestic vio-
18 lence coalitions, knowledgeable individuals,
19 and interested organizations”; and

20 (ii) in subparagraph (F), by adding
21 “and” at the end; and

22 (B) by aligning the margins of paragraph
23 (4) with the margins of paragraph (3);

24 (3) in section 303(g) (as so redesignated)—

1 (A) in the first sentence, by striking
2 “309(4)” and inserting “320”; and

3 (B) in the second sentence, by striking
4 “309(5)(A)” and inserting “320(5)(A)”;

5 (4) in section 305(b)(2)(A) (42 U.S.C.
6 10404(b)(2)(A)) by striking “provide for research,
7 and into” and inserting “provide for research into”;

8 (5) by redesignating section 309 as section 320
9 and moving that section to the end of the Act; and

10 (6) in section 311(a) (42 U.S.C. 10410(a))—

11 (A) in paragraph (2)(K), by striking
12 “other criminal justice professionals;” and in-
13 serting “other criminal justice professionals;”
14 and

15 (B) in paragraph (3)—

16 (i) in the matter preceding subpara-
17 graph (A), by striking “family law
18 judges,,” and inserting “family law
19 judges,”;

20 (ii) in subparagraph (D), by inserting
21 “, criminal court judges,” after “family
22 law judges”; and

23 (iii) in subparagraph (H), by striking
24 “supervised visitations that do not endan-
25 ger victims and their children” and insert-

1 ing “supervised visitations or denial of visi-
2 tation to protect against danger to victims
3 or their children”.

4 **SEC. 415. CONFORMING AMENDMENT TO ANOTHER ACT.**

5 Section 102(42) of the Older Americans Act of 1965
6 (42 U.S.C. 3002(42)) is amended by striking “(42 U.S.C.
7 10408)”.