

Calendar No. 149

104TH CONGRESS
1ST SESSION

S. 919

[Report No. 104-117]

A BILL

To modify and reauthorize the Child Abuse Prevention and Treatment Act, and for other purposes.

JULY 20 (legislative day, JULY 10), 1995
Reported with an amendment

Calendar No. 149104TH CONGRESS
1ST SESSION**S. 919****[Report No. 104-117]**

To modify and reauthorize the Child Abuse Prevention and Treatment Act,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 13 (legislative day, JUNE 5), 1995

Mr. COATS (for himself and Mrs. KASSEBAUM) introduced the following bill;
which was read twice and referred to the Committee on Labor and
Human Resources

JULY 20 (legislative day, JULY 10), 1995

Reported by Mrs. KASSEBAUM, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To modify and reauthorize the Child Abuse Prevention and
Treatment Act, 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,*

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

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Child Abuse Prevention and Treatment Act Amendments
4 of 1995”.

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

Sec. 1. Short title; table of contents.

TITLE I—GENERAL PROGRAM

- Sec. 101. Reference.
- Sec. 102. Findings.
- Sec. 103. Office of Child Abuse and Neglect.
- Sec. 104. Advisory Board on Child Abuse and Neglect.
- Sec. 105. Repeal of Interagency Task Force.
- Sec. 106. National Clearinghouse for Information Relating to Child Abuse.
- Sec. 107. Research and assistance activities.
- Sec. 108. Grants for demonstration programs.
- Sec. 109. State grants for prevention and treatment programs.
- Sec. 110. Repeal.
- Sec. 111. Definitions.
- Sec. 112. Authorization of appropriations.
- Sec. 113. Rule of construction.

TITLE II—COMMUNITY-BASED CHILD ABUSE AND NEGLECT
PREVENTION GRANTS

- Sec. 201. Establishment of program.
- Sec. 202. Repeals.

TITLE III—FAMILY VIOLENCE PREVENTION AND SERVICES

- Sec. 301. Reference.
- Sec. 302. State demonstration grants.
- Sec. 303. Allotments.
- Sec. 304. Authorization of appropriations.

TITLE IV—ADOPTION OPPORTUNITIES

- Sec. 401. Reference.
- Sec. 402. Findings and purpose.
- Sec. 403. Information and services.
- Sec. 404. Authorization of appropriations.

TITLE V—ABANDONED INFANTS ASSISTANCE ACT OF 1986

- Sec. 501. Reauthorization.

TITLE VI—REAUTHORIZATION OF VARIOUS PROGRAMS

Sec. 601. Missing Children's Assistance Act.
 Sec. 602. Victims of Child Abuse Act of 1990.

1 **TITLE I—GENERAL PROGRAM**

2 **SEC. 101. REFERENCE.**

3 Except as otherwise expressly provided, whenever in
 4 this title an amendment or repeal is expressed in terms
 5 of an amendment to, or repeal of, a section or other provi-
 6 sion, the reference shall be considered to be made to a
 7 section or other provision of the Child Abuse Prevention
 8 and Treatment Act (42 U.S.C. 5101 et seq.).

9 **SEC. 102. FINDINGS.**

10 Section 2 (42 U.S.C. 5101 note) is amended—

11 (1) in paragraph (1), to read as follows:

12 “(1) each year, close to 1,000,000 American
 13 children are victims of abuse and neglect;”;

14 (2) in paragraph (3)(C), by inserting “assess-
 15 ment,” after “prevention,”;

16 (3) in paragraph (4)—

17 (A) by striking “tens of”; and

18 (B) by striking “direct” and all that fol-
 19 lows through the semicolon and inserting “tan-
 20 gible expenditures, as well as significant intan-
 21 gible costs;”;

22 (4) in paragraph (7), by striking “remedy the
 23 causes of” and inserting “prevent”;

1 (5) in paragraph (8), by inserting “safety,”
2 after “fosters the health,”;

3 (6) in paragraph (10)—

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

7 (B) by inserting “and family” after “com-
8 prehensive child”; and

9 (7) in paragraph (11)—

10 (A) by striking “child protection” each
11 place that such appears and inserting “child
12 and family protection”; and

13 (B) in subparagraph (D), by striking “suf-
14 ficient”.

15 **SEC. 103. OFFICE OF CHILD ABUSE AND NEGLECT.**

16 Section 101 (42 U.S.C. 5101) is amended to read as
17 follows:

18 **“SEC. 101. OFFICE OF CHILD ABUSE AND NEGLECT.**

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

22 “(b) **PURPOSE.**—The purpose of the Office estab-
23 lished under subsection (a) shall be to execute and coordi-
24 nate the functions and activities of this Act. In the event
25 that such functions and activities are performed by an-

1 other entity or entities within the Department of Health
2 and Human Services, the Secretary shall ensure that such
3 functions and activities are executed with the necessary
4 expertise and in a fully coordinated manner involving reg-
5 ular intradepartmental and interdepartmental consulta-
6 tion with all agencies involved in child abuse and neglect
7 activities.”.

8 **SEC. 104. ADVISORY BOARD ON CHILD ABUSE AND NE-**
9 **GLECT.**

10 Section 102 (42 U.S.C. 5102) is amended to read as
11 follows:

12 **“SEC. 102. ADVISORY BOARD ON CHILD ABUSE AND NE-**
13 **GLECT.**

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

18 **“(b) SOLICITATION OF NOMINATIONS.**—The Sec-
19 retary shall publish a notice in the Federal Register solie-
20 iting nominations for the appointment of members of the
21 advisory board under subsection (a).

22 **“(c) COMPOSITION.**—In establishing the board under
23 subsection (a), the Secretary shall appoint members from
24 the general public who are individuals knowledgeable in
25 child abuse and neglect prevention, intervention, treat-

1 ment, or research, and with due consideration to represen-
 2 tation of ethnic or racial minorities and diverse geographic
 3 areas, and who represent—

4 “(1) law (including the judiciary);

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

6 “(3) social services (including child protective
 7 services);

8 “(4) medicine (including pediatrics);

9 “(5) State and local government;

10 “(6) organizations providing services to disabled
 11 persons;

12 “(7) organizations providing services to adoles-
 13 cents;

14 “(8) teachers;

15 “(9) parent self-help organizations;

16 “(10) parents’ groups;

17 “(11) voluntary groups; and

18 “(12) family rights groups.

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

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

1 “(f) DUTIES.—Not later than 1 year after the estab-
 2 lishment of the board under subsection (a), the board shall
 3 submit to the Secretary and the appropriate committees
 4 of Congress a report, or interim report, containing—

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

9 “(2) specific modifications needed in Federal
 10 and State laws and programs to reduce the number
 11 of unfounded or unsubstantiated reports of child
 12 abuse or neglect while enhancing a more focused at-
 13 tention to legitimate cases of abuse or neglect which
 14 place a child in danger; and

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

18 **SEC. 105. REPEAL OF INTERAGENCY TASK FORCE.**

19 Section 103 (42 U.S.C. 5103) is repealed.

20 **SEC. 106. NATIONAL CLEARINGHOUSE FOR INFORMATION**
 21 **RELATING TO CHILD ABUSE.**

22 Section 104 (42 U.S.C. 5104) is amended—

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

24 “(a) ESTABLISHMENT.—The Secretary shall through
 25 the Department, or by one or more contract of not less

1 than 3 years duration let through a competition, establish
2 a national clearinghouse for information relating to child
3 abuse.”;

4 (2) in subsection (b)—

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

8 (B) in paragraph (1)—

9 (i) by inserting “assessment,” after
10 “prevention,”; and

11 (ii) by striking “, including” and all
12 that follows through “105(b)” and insert-
13 ing “and”;

14 (C) in paragraph (2)—

15 (i) in subparagraph (A), by striking
16 “general population” and inserting “Unit-
17 ed States”;

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

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

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

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

1 ~~(3)~~ in subsection (c)—

2 (A) in the matter preceding paragraph (1),
3 by striking “Director” and inserting “Sec-
4 retary”;

5 (B) in paragraph (2), by striking “that is
6 represented on the task force” and inserting
7 “involved with child abuse and neglect and
8 mechanisms for the sharing of such information
9 among other Federal agencies and clearing-
10 houses”;

11 (C) in paragraph (3), by striking “State,
12 regional” and all that follows and inserting the
13 following: “Federal, State, regional, and local
14 child welfare data systems which shall include:

15 ~~“(A)~~ standardized data on false, un-
16 founded, unsubstantiated, or substantiated re-
17 ports; and

18 ~~“(B)~~ information on the number of deaths
19 due to child abuse and neglect;”;

20 (D) by redesignating paragraph (4) as
21 paragraph (6); and

22 (E) by inserting after paragraph (3), the
23 following new paragraphs:

24 ~~“(4)~~ through a national data collection and
25 analysis program and in consultation with appro-

1 prorate State and local agencies and experts in the
2 field, collect, compile, and make available, State
3 child abuse and neglect reporting information which,
4 to the extent practical, shall be universal and case
5 specific, and integrated with other case-based foster
6 care and adoption data collected by the Secretary;

7 “(5) compile, analyze, and publish a summary
8 of the research conducted under section 105(a);
9 and”.

10 **SEC. 107. RESEARCH, EVALUATION AND ASSISTANCE**
11 **ACTIVITIES.**

12 (a) RESEARCH.—Section 105(a) ~~(42~~ ~~(42~~ U.S.C.
13 ~~5105(a))~~ is amended—

14 (1) in the section heading, by striking “OF
15 THE NATIONAL CENTER ON CHILD ABUSE
16 AND NEGLECT”;

17 (2) in paragraph (1)—

18 (A) in the matter preceding subparagraph
19 (A), by striking “, through the Center, conduct
20 research on” and inserting “carry out a con-
21 tinuing interdisciplinary program of research
22 that is designed to provide information needed
23 to better protect children from abuse or neglect
24 and to improve the well-being of abused or ne-
25 glected children, with at least a portion of such

1 research being field initiated. Such research
2 program may focus on”;

3 ~~(B)~~ by redesignating subparagraphs ~~(A)~~
4 through ~~(C)~~ as subparagraph ~~(B)~~ through ~~(D)~~,
5 respectively;

6 ~~(C)~~ by inserting before subparagraph ~~(B)~~
7 (as so redesignated) the following new subpara-
8 graph:

9 “~~(A)~~ the nature and scope of child abuse
10 and neglect;”;

11 ~~(D)~~ in subparagraph ~~(B)~~ (as so redesi-
12 gnated), by striking “identification treatment
13 and cultural” and inserting “causes, prevention,
14 assessment, identification, treatment, cultural
15 and socio-economic distinctions, and the con-
16 sequences of child abuse and neglect”;

17 ~~(E)~~ in subparagraph ~~(D)~~ (as so redesi-
18 gnated)—

19 (i) by striking clause (ii); and

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

21 “~~(ii)~~ the incidence of substantiated
22 and unsubstantiated reported child abuse
23 cases;

24 “~~(iii)~~ the number of substantiated
25 cases that result in a legal finding of child

1 abuse or neglect or related criminal court
2 convictions;

3 “(iv) the extent to which the number
4 of unsubstantiated, unfounded and false
5 reported cases of child abuse or neglect
6 have contributed to the inability of a State
7 to respond effectively to serious cases of
8 child abuse or neglect;

9 “(v) the number of unsubstantiated,
10 false, or unfounded reports that have re-
11 sulted in a child being placed on substitute
12 care, and the duration of such placement;

13 “(vi) the extent to which unsubstan-
14 tiated reports return as more serious cases
15 of child abuse or neglect;

16 “(vii) the incidence and prevalence of
17 physical, sexual, and emotional abuse and
18 physical and emotional neglect in sub-
19 stitute care; and

20 “(viii) the incidence and outcomes of
21 abuse allegations reported within the con-
22 text of divorce, custody, or other family
23 court proceedings, and the interaction be-
24 tween this venue and the child protective
25 services system.”; and

1 ~~(3)~~ in paragraph ~~(2)~~—

2 ~~(A)~~ in subparagraph ~~(A)~~—

3 ~~(i)~~ by striking “and demonstrations”;

4 and

5 ~~(ii)~~ by striking “paragraph ~~(1)~~(A) and
6 activities under section 106” and inserting

7 “paragraph ~~(1)~~”; and

8 ~~(B)~~ in subparagraph ~~(B)~~, by striking “and
9 demonstration”.

10 ~~(b)~~ REPEAL.—Subsection ~~(b)~~ of section 105 (42
11 U.S.C. 5105(b)) is repealed.

12 ~~(c)~~ TECHNICAL ASSISTANCE.—Section 105(c) (42
13 U.S.C. 5105(c)) is amended—

14 ~~(1)~~ by striking “The Secretary” and inserting:

15 “~~(1)~~ IN GENERAL.—The Secretary”;

16 ~~(2)~~ by striking “, through the Center,”;

17 ~~(3)~~ by inserting “State and local” before “pub-
18 lie and nonprofit”;

19 ~~(4)~~ by inserting “assessment,” before “identi-
20 fication”;

21 ~~(5)~~ by adding at the end thereof the following
22 new paragraphs:

23 “~~(2)~~ EVALUATION.—Such technical assistance
24 may include an evaluation or identification of—

1 “(A) various methods and procedures for
2 the investigation, assessment, and prosecution
3 of child physical and sexual abuse cases;

4 “(B) resultant ways to mitigate psycho-
5 logical trauma to the child victim; and

6 “(C) effective programs carried out by the
7 States under titles I and III.

8 “(3) DISSEMINATION.—The Secretary may pro-
9 vide for and disseminate information relating to var-
10 ious training resources available at the State and
11 local level to—

12 “(A) individuals who are engaged, or who
13 intend to engage, in the prevention, identifica-
14 tion, and treatment of child abuse and neglect;
15 and

16 “(B) to appropriate State and local offi-
17 cials to assist in training law enforcement,
18 legal, judicial, medical, mental health, edu-
19 cation, and child welfare personnel in appro-
20 priate methods of interacting during investiga-
21 tive, administrative, and judicial proceedings
22 with children who have been subjected to
23 abuse.”.

1 (d) GRANTS AND CONTRACTS.—Section 105(d)(2)
2 (42 U.S.C. 5105(d)(2)) is amended by striking the second
3 sentence.

4 (e) PEER REVIEW.—Section 105(e) (42 U.S.C.
5 5105(e)) is amended—

6 (1) in paragraph (1)—

7 (A) in subparagraph (A), by striking “and
8 contracts”; and

9 (B) in subparagraph (B)—

10 (i) by striking “shall” and inserting
11 “may”; and

12 (ii) by striking “Office of Human De-
13 velopment” and inserting “Administration
14 on Children and Families”; and

15 (2) in paragraph (2), by striking “, contract, or
16 other financial assistance”.

17 **SEC. 108. GRANTS FOR DEMONSTRATION PROGRAMS.**

18 Section 106 (42 U.S.C. 5106) is amended—

19 (1) in the section heading, by striking “OR
20 SERVICE”;

21 (2) in subsection (a), by striking paragraph (1)
22 and inserting the following new paragraph:

23 “(1) DEMONSTRATION PROGRAMS AND
24 PROJECTS.—The Secretary may make grants to, and
25 enter into contracts with, public agencies or non-

1 profit private agencies or organizations (or combina-
2 tions of such agencies or organizations) for time lim-
3 ited, research based demonstration programs and
4 projects for the following purposes:

5 “(A) TRAINING PROGRAMS.—The Sec-
6 retary may award grants to public or private
7 non-profit organizations under this section—

8 “(i) for the training of professional
9 and paraprofessional personnel in the
10 fields of medicine, law, education, social
11 work, and other relevant fields who are en-
12 gaged in, or intend to work in, the field of
13 prevention, identification, and treatment of
14 child abuse and neglect;

15 “(ii) to provide culturally specific in-
16 struction in methods of protecting children
17 from child abuse and neglect to children
18 and to persons responsible for the welfare
19 of children, including parents of and per-
20 sons who work with children with disabil-
21 ities;

22 “(iii) to improve the recruitment, se-
23 lection, and training of volunteers serving
24 in private and public nonprofit children,
25 youth and family service organizations in

1 order to prevent child abuse and neglect
2 through collaborative analysis of current
3 recruitment, selection, and training pro-
4 grams and development of model programs
5 for dissemination and replication nation-
6 ally; and

7 “(iv) for the establishment of resource
8 centers for the purpose of providing infor-
9 mation and training to professionals work-
10 ing in the field of child abuse and neglect.

11 “(B) MUTUAL SUPPORT PROGRAMS.—The
12 Secretary may award grants to private non-
13 profit organizations (such as Parents Anony-
14 mous) to establish or maintain a national net-
15 work of mutual support and self-help programs
16 as a means of strengthening families in part-
17 nership with their communities.

18 “(C) OTHER INNOVATIVE PROGRAMS AND
19 PROJECTS.—

20 “(i) IN GENERAL.—The Secretary
21 may award grants to public agencies that
22 demonstrate innovation in responding to
23 reports of child abuse and neglect includ-
24 ing programs of collaborative partnerships
25 between the State child protective service

1 agency, community social service agencies
2 and family support programs, schools,
3 churches and synagogues, and other com-
4 munity agencies to allow for the establish-
5 ment of a triage system that—

6 “(I) accepts, screens and assesses
7 reports received to determine which
8 such reports require an intensive
9 intervention and which require vol-
10 untary referral to another agency,
11 program or project;

12 “(II) provides, either directly or
13 through referral, a variety of commu-
14 nity-linked services to assist families
15 in preventing child abuse and neglect;
16 and

17 “(III) provides further investiga-
18 tion and intensive intervention where
19 the child’s safety is in jeopardy.

20 “(ii) PREFERRED PLACEMENT.—The
21 Secretary may award grants to public enti-
22 ties to assist such entities in developing or
23 implementing procedures protecting the
24 rights of families, using adult relatives as
25 the preferred placement for children re-

1 that applies for a grant under this section, for purposes
2 of assisting the States in improving the child protective
3 service system of each such State in—

4 ~~“(1) the intake, assessment, screening, and in-~~
5 ~~vestigation of reports of abuse and neglect;~~

6 ~~“(2)(A) creating and improving the use of mul-~~
7 ~~tidisciplinary teams and interagency protocols to en-~~
8 ~~hance investigations; and~~

9 ~~“(B) improving legal preparation and represen-~~
10 ~~tation, including—~~

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

14 ~~“(ii) provisions for the appointment of a~~
15 ~~guardian ad litem.~~

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

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

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

1 uals overseeing and providing services to children
2 and their families through the child protection sys-
3 tem;

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

7 ~~“(7) developing, strengthening, and supporting~~
8 ~~child abuse and neglect prevention, treatment, and~~
9 ~~research programs in the public and private sectors;~~
10 or

11 ~~“(8) developing, implementing, or operating—~~
12 ~~“(A) information and education programs~~
13 ~~or training programs designed to improve the~~
14 ~~provision of services to disabled infants with~~
15 ~~life-threatening conditions for—~~

16 ~~“(i) professional and paraprofessional~~
17 ~~personnel concerned with the welfare of~~
18 ~~disabled infants with life-threatening con-~~
19 ~~ditions, including personnel employed in~~
20 ~~child protective services programs and~~
21 ~~health-care facilities; and~~

22 ~~“(ii) the parents of such infants;~~

23 ~~“(B) programs to enhance the capacity of~~
24 ~~community-based programs to integrate shared~~
25 ~~leadership strategies between parents and pro-~~

1 professionals to prevent and treat child abuse and
2 neglect at the neighborhood level; and

3 ~~“(C) programs to assist in obtaining or co-~~
4 ~~ordinating necessary services for families of dis-~~
5 ~~abled infants with life-threatening conditions,~~
6 ~~including—~~

7 ~~“(i) existing social and health services;~~

8 ~~“(ii) financial assistance; and~~

9 ~~“(iii) services necessary to facilitate~~
10 ~~adoptive placement of any such infants~~
11 ~~who have been relinquished for adoption.~~

12 ~~“(b) COMPLIANCE AND EDUCATION GRANTS.—The~~
13 ~~Secretary is authorized to make grants to the States for~~
14 ~~purposes of developing, implementing, or operating—~~

15 ~~“(1) the procedures or programs required under~~
16 ~~subsection (b)(2);~~

17 ~~“(2) procedures or programs designed to im-~~
18 ~~prove the provision of services to disabled infants~~
19 ~~with life-threatening conditions for—~~

20 ~~“(A) professional and paraprofessional per-~~
21 ~~sonnel concerned with the welfare of disabled~~
22 ~~infants with life-threatening conditions, includ-~~
23 ~~ing personnel employed in child protective serv-~~
24 ~~ices programs and health-care facilities; and~~

25 ~~“(B) the parents of such infants; and~~

1 ~~“(3) programs to assist in obtaining or coordi-~~
2 ~~nating necessary services for families of disabled in-~~
3 ~~fants with life-threatening conditions, including—~~

4 ~~“(A) existing social and health services;~~

5 ~~“(B) financial assistance; and~~

6 ~~“(C) services necessary to facilitate adop-~~
7 ~~tive placement of any such infants who have~~
8 ~~been relinquished for adoption.~~

9 ~~“(c) ELIGIBILITY REQUIREMENTS.—In order for a~~
10 ~~State to qualify for a grant under subsection (a), such~~
11 ~~State shall provide an assurance or certification, signed~~
12 ~~by the chief executive officer of the State, that the State—~~

13 ~~“(1) has in effect and operation a State law or~~
14 ~~Statewide program relating to child abuse and ne-~~
15 ~~glect which ensures—~~

16 ~~“(A) provisions or procedures for the re-~~
17 ~~porting of known and suspected instances of~~
18 ~~child abuse and neglect; and~~

19 ~~“(B) procedures for the immediate screen-~~
20 ~~ing, safety assessment, and prompt investiga-~~
21 ~~tion of such reports;~~

22 ~~“(C) procedures for immediate steps to be~~
23 ~~taken to ensure and protect the safety of the~~
24 ~~abused or neglected child and of any other child~~

1 under the same care who may also be in danger
2 of physical abuse or neglect;

3 “(D) provisions for immunity from pros-
4 ecution under State and local laws and regula-
5 tions for individuals making good faith reports
6 of suspected or known instances of child abuse
7 or neglect;

8 “(E) methods to preserve the confidential-
9 ity of all records in order to protect the rights
10 of the child and of the child’s parents or guard-
11 ians, including methods to ensure that disclo-
12 sure (and redisclosure) of information concern-
13 ing child abuse or neglect involving specific in-
14 dividuals is made only to persons or entities
15 that the State determines have a need for such
16 information directly related to the purposes of
17 this Act;

18 “(F) requirements for the prompt disclo-
19 sure of all relevant information to any Federal,
20 State, or local governmental entity, or any
21 agent of such entity, with a need for such infor-
22 mation in order to carry out its responsibilities
23 under law to protect children from abuse and
24 neglect;

1 ~~“(G) the cooperation of law enforcement~~
2 ~~officials, court of competent jurisdiction, and~~
3 ~~appropriate State agencies providing human~~
4 ~~services;~~

5 ~~“(H) provisions requiring, and procedures~~
6 ~~in place that facilitate the prompt expungement~~
7 ~~of any records that are accessible to the general~~
8 ~~public or are used for purposes of employment~~
9 ~~or other background checks in cases determined~~
10 ~~to be unsubstantiated or false, except that noth-~~
11 ~~ing in this section shall prevent State child pro-~~
12 ~~tection service agencies from keeping informa-~~
13 ~~tion on unsubstantiated reports in their case-~~
14 ~~work files to assist in future risk assessment;~~
15 ~~and~~

16 ~~“(I) provisions and procedures requiring~~
17 ~~that in every case involving an abused or ne-~~
18 ~~glected child which results in a judicial proceed-~~
19 ~~ing, a guardian ad litem shall be appointed to~~
20 ~~represent the child in such proceedings; and~~

21 ~~“(2) has in place procedures for responding to~~
22 ~~the reporting of medical neglect (including instances~~
23 ~~of withholding of medically indicated treatment from~~
24 ~~disabled infants with life-threatening conditions);~~

1 procedures or programs, or both (within the State
2 child protective services system), to provide for—

3 “(A) coordination and consultation with in-
4 dividuals designated by and within appropriate
5 health-care facilities;

6 “(B) prompt notification by individuals
7 designated by and within appropriate health-
8 care facilities of cases of suspected medical ne-
9 glect (including instances of withholding of
10 medically indicated treatment from disabled in-
11 fants with life-threatening conditions); and

12 “(C) authority, under State law, for the
13 State child protective service system to pursue
14 any legal remedies, including the authority to
15 initiate legal proceedings in a court of com-
16 petent jurisdiction, as may be necessary to pre-
17 vent the withholding of medically indicated
18 treatment from disabled infants with life threat-
19 ening conditions.

20 “(d) ADDITIONAL REQUIREMENT.—Not later than 2
21 years after the date of enactment of this section, the State
22 shall provide an assurance or certification that the State
23 has in place provisions, procedures, and mechanisms by
24 which individuals who disagree with an official finding of
25 abuse or neglect can appeal such finding.

1 “(e) STATE PROGRAM PLAN.—To be eligible to re-
2 ceive a grant under this section, a State shall submit every
3 5 years a plan to the Secretary that specifies the child
4 protective service system area or areas described in sub-
5 section (a) that the State intends to address with funds
6 received under the grant. Such plan shall be coordinated
7 with the plan of the State for child welfare services and
8 family preservation and family support services under part
9 B of title IV of the Social Security Act and shall contain
10 an outline of the activities that the State intends to carry
11 out using amounts provided under the grant to achieve
12 the purposes of this Act, including the procedures to be
13 used for—

14 “(1) receiving and assessing reports of child
15 abuse or neglect;

16 “(2) investigating such reports;

17 “(3) protecting children by removing them from
18 dangerous settings and ensuring their placement in
19 a safe environment;

20 “(4) providing services or referral for services
21 for families and children where the child is not in
22 danger of harm;

23 “(5) providing services to individuals, families,
24 or communities, either directly or through referral,

1 aimed at preventing the occurrence of child abuse
2 and neglect;

3 ~~“(6) providing training to support direct line~~
4 ~~and supervisory personnel in report-taking, screen-~~
5 ~~ing, assessment, decision-making, and referral for~~
6 ~~investigation; and~~

7 ~~“(7) providing training for individuals man-~~
8 ~~dated to report suspected cases of child abuse or ne-~~
9 ~~glect.~~

10 ~~“(f) RESTRICTIONS RELATING TO CHILD WELFARE~~
11 ~~SERVICES.—Programs or projects relating to child abuse~~
12 ~~and neglect assisted under part B of title IV of the Social~~
13 ~~Security Act shall comply with the requirements set forth~~
14 ~~in paragraphs (1) (A) and (B), (2), (3), (4), (5), and (6)~~
15 ~~of subsection (c).~~

16 ~~“(g) ANNUAL STATE DATA REPORTS.—Each State~~
17 ~~to which a grant is made under this part shall annually~~
18 ~~submit to the Secretary a report that includes the~~
19 ~~following:~~

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

22 ~~“(2) Of the number of children described in~~
23 ~~paragraph (1), the number with respect to whom~~
24 ~~such reports were—~~

25 ~~“(A) substantiated;~~

1 “(B) unsubstantiated; and

2 “(C) determined to be false.

3 ~~“(3) Of the number of children described in~~
4 ~~paragraph (2)—~~

5 ~~“(A) the number that did not receive serv-~~
6 ~~ices during the year under the State program~~
7 ~~funded under this part or an equivalent State~~
8 ~~program;~~

9 ~~“(B) the number that received services~~
10 ~~during the year under the State program fund-~~
11 ~~ed under this part or an equivalent State pro-~~
12 ~~gram; and~~

13 ~~“(C) the number that were removed from~~
14 ~~their families during the year by disposition of~~
15 ~~the case.~~

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

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

20 ~~“(6) Of the number of children described in~~
21 ~~paragraph (5), the number of such children who~~
22 ~~were in foster care.~~

23 ~~“(7) The number of child protective service~~
24 ~~workers responsible for the intake and screening of~~
25 ~~reports filed in the previous year.~~

1 ~~“(8) The agency response time with respect to~~
 2 ~~each such report with respect to initial investigation~~
 3 ~~of reports of child abuse or neglect.~~

4 ~~“(9) The response time with respect to the pro-~~
 5 ~~vision of services to families and children where an~~
 6 ~~allegation of abuse or neglect has been made.~~

7 ~~“(10) The number of child protective service~~
 8 ~~workers responsible for intake, assessment, and in-~~
 9 ~~vestigation of child abuse and neglect reports rel-~~
 10 ~~ative to the number of reports investigated in the~~
 11 ~~previous year.”.~~

12 **SEC. 110. REPEAL.**

13 Section 108 (42 U.S.C. 5106b) is repealed.

14 **SEC. 111. DEFINITIONS.**

15 Section 113 (42 U.S.C. 5106h) is amended—

16 (1) by striking paragraphs (1) and (2);

17 (2) by redesignating paragraphs (3) through
 18 ~~(10)~~ as paragraphs (1) through (8), respectively;

19 and

20 (3) in paragraph (2) (as so redesignated), to
 21 read as follows:

22 ~~“(2) the term ‘child abuse and neglect’ means,~~
 23 ~~at a minimum, any recent act or failure to act on~~
 24 ~~the part of a parent or caretaker, which results in~~
 25 ~~death or serious physical, sexual, or emotional harm,~~

1 or presents an imminent risk of serious harm. Such
2 term does not include a child who has suffered harm
3 where the harm results primarily from the parent or
4 caretaker's lack of financial resources or from causes
5 linked to such lack of resources;”.

6 **SEC. 112. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 114(a) (~~42 U.S.C. 5106h(a)~~) is amended to
8 read as follows:

9 “(a) IN GENERAL.—

10 “(1) GENERAL AUTHORIZATION.—There are
11 authorized to be appropriated to carry out this title,
12 \$100,000,000 for fiscal year 1996, and such sums
13 as may be necessary for each of the fiscal years
14 1997 through 2000.

15 “(2) DISCRETIONARY ACTIVITIES.—

16 “(A) IN GENERAL.—Of the amounts ap-
17 propriated for a fiscal year under paragraph
18 (1), the Secretary shall make available 33⅓
19 percent of such amounts to fund discretionary
20 activities under this title.

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

1 **SEC. 113. RULE OF CONSTRUCTION.**

2 Title I (42 U.S.C. 5101 et seq.) is amended by adding
3 at the end thereof the following new section:

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

5 **“(a) IN GENERAL.—**Nothing in this Act shall be con-
6 strued to require that a parent or legal guardian provide
7 a child any medical service or treatment, nor require a
8 State to find abuse or neglect in cases in which a parent
9 or legal guardian treats a child’s health condition solely
10 or partially by spiritual or non-medical means.

11 **“(b) STATE INTERVENTION.—**Notwithstanding sub-
12 section (a), nothing in this Act shall be construed as pre-
13 cluding a State from intervening to protect a child or find
14 abuse or neglect in a case involving the failure or refusal
15 to provide a medical service or treatment where such fail-
16 ure or refusal will lead to imminent risk of severe harm
17 to the child.”.

18 **TITLE II—COMMUNITY-BASED**
19 **CHILD ABUSE AND NEGLECT**
20 **PREVENTION GRANTS**

21 **SEC. 201. ESTABLISHMENT OF PROGRAM.**

22 Title II of the Child Abuse Prevention and Treatment
23 Act (42 U.S.C. 5116 et seq.) is amended to read as fol-
24 lows:

1 **~~“TITLE II—COMMUNITY-BASED~~**
 2 **~~CHILD ABUSE AND NEGLECT~~**
 3 **~~PREVENTION GRANTS~~**

4 **~~“SEC. 201. PURPOSE AND AUTHORITY.~~**

5 ~~“(a) PURPOSE.—It is the purpose of this Act to sup-~~
 6 ~~port State efforts to develop, operate, expand and enhance~~
 7 ~~a network of community-based, prevention-focused, family~~
 8 ~~resource and support programs that are culturally com-~~
 9 ~~petent and that coordinate resources among existing edu-~~
 10 ~~cation, vocational rehabilitation, disability, respite, health,~~
 11 ~~mental health, job readiness, self-sufficiency, child and~~
 12 ~~family development, community action, Head Start, child~~
 13 ~~care, child abuse and neglect prevention, juvenile justice,~~
 14 ~~domestic violence prevention and intervention, housing,~~
 15 ~~and other human service organizations within the State.~~

16 ~~“(b) AUTHORITY.—The Secretary shall make grants~~
 17 ~~under this title on a formula basis to the entity designated~~
 18 ~~by the State as the lead entity (hereafter referred to in~~
 19 ~~this title as the ‘lead entity’) for the purpose of—~~

20 ~~“(1) developing, operating, expanding and en-~~
 21 ~~hancing Statewide networks of community-based,~~
 22 ~~prevention-focused, family resource and support pro-~~
 23 ~~grams that—~~

24 ~~“(A) offer sustained assistance to families;~~

1 ~~“(B) provide early, comprehensive, and ho-~~
2 ~~listic support for all parents;~~

3 ~~“(C) promote the development of parental~~
4 ~~competencies and capacities, especially in young~~
5 ~~parents and parents with very young children;~~

6 ~~“(D) increase family stability;~~

7 ~~“(E) improve family access to other formal~~
8 ~~and informal resources and opportunities for~~
9 ~~assistance available within communities; and~~

10 ~~“(F) support the additional needs of fami-~~
11 ~~lies with children with disabilities;~~

12 ~~“(2) fostering the development of a continuum~~
13 ~~of preventive services for children and families~~
14 ~~through State and community-based collaborations~~
15 ~~and partnerships both public and private;~~

16 ~~“(3) financing the start-up, maintenance, ex-~~
17 ~~pansion, or redesign of specific family resource and~~
18 ~~support program services (such as respite services,~~
19 ~~child abuse and neglect prevention activities, disabil-~~
20 ~~ity services, mental health services, housing services,~~
21 ~~transportation, adult education, home visiting and~~
22 ~~other similar services) identified by the inventory~~
23 ~~and description of current services required under~~
24 ~~section 205(a)(3) as an unmet need, and integrated~~

1 with the network of community-based family re-
2 source and support program;

3 ~~“(4) maximizing funding for the financing,~~
4 ~~planning, community mobilization, collaboration, as-~~
5 ~~essment, information and referral, startup, training~~
6 ~~and technical assistance, information management,~~
7 ~~reporting and evaluation costs for establishing, oper-~~
8 ~~ating, or expanding a Statewide network of commu-~~
9 ~~nity-based, prevention-focused, family resource and~~
10 ~~support program; and~~

11 ~~“(5) financing public information activities that~~
12 ~~focus on the healthy and positive development of~~
13 ~~parents and children and the promotion of child~~
14 ~~abuse and neglect prevention activities.~~

15 **~~“SEC. 202. ELIGIBILITY.~~**

16 ~~“A State shall be eligible for a grant under this title~~
17 ~~for a fiscal year if—~~

18 ~~“(1)(A) the chief executive officer of the State~~
19 ~~has designated an entity to administer funds under~~
20 ~~this title for the purposes identified under the au-~~
21 ~~thority of this title, including to develop, implement,~~
22 ~~operate, enhance or expand a Statewide network of~~
23 ~~community-based, prevention-focused, family re-~~
24 ~~source and support programs, child abuse and ne-~~

1 neglect prevention activities and access to respite serv-
2 ices integrated with the Statewide network;

3 ~~“(B) in determining which entity to designate~~
4 ~~under subparagraph (A), the chief executive officer~~
5 ~~should give priority consideration to the trust fund~~
6 ~~advisory board of the State or an existing entity that~~
7 ~~leverages Federal, State, and private funds for a~~
8 ~~broad range of child abuse and neglect prevention~~
9 ~~activities and family resource programs, and that is~~
10 ~~directed by an interdisciplinary, public-private struc-~~
11 ~~ture, including participants from communities; and~~

12 ~~“(C) such lead entity is an existing public,~~
13 ~~quasi-public, or nonprofit private entity with a dem-~~
14 ~~onstrated ability to work with other State and com-~~
15 ~~munity-based agencies to provide training and tech-~~
16 ~~nical assistance, and that has the capacity and com-~~
17 ~~mitment to ensure the meaningful involvement of~~
18 ~~parents who are consumers and who can provide~~
19 ~~leadership in the planning, implementation, and~~
20 ~~evaluation of programs and policy decisions of the~~
21 ~~applicant agency in accomplishing the desired out-~~
22 ~~comes for such efforts;~~

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

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

11 “(B) direction to the network through an
12 interdisciplinary, collaborative, public-private
13 structure with balanced representation from
14 private and public sector members, parents, and
15 public sector and private nonprofit sector serv-
16 ice providers; and

17 “(C) direction and oversight to the net-
18 work through identified goals and objectives,
19 clear lines of communication and accountability,
20 the provision of leveraged or combined funding
21 from Federal, State and private sources, cen-
22 tralized assessment and planning activities, the
23 provision of training and technical assistance,
24 and reporting and evaluation functions; and

1 ~~“(3) the chief executive officer of the State pro-~~
2 ~~vides assurances that the lead entity—~~

3 ~~“(A) has a demonstrated commitment to~~
4 ~~parental participation in the development, oper-~~
5 ~~ation, and oversight of the Statewide network of~~
6 ~~community-based, prevention-focused, family re-~~
7 ~~source and support programs;~~

8 ~~“(B) has a demonstrated ability to work~~
9 ~~with State and community-based public and pri-~~
10 ~~vate nonprofit organizations to develop a con-~~
11 ~~tinuum of preventive, family centered, holistic~~
12 ~~services for children and families through the~~
13 ~~Statewide network of community-based, preven-~~
14 ~~tion-focused, family resource and support pro-~~
15 ~~grams;~~

16 ~~“(C) has the capacity to provide oper-~~
17 ~~ational support (both financial and pro-~~
18 ~~grammatic) and training and technical assist-~~
19 ~~ance, to the Statewide network of community-~~
20 ~~based, prevention-focused, family resource and~~
21 ~~support programs, through innovative, inter-~~
22 ~~agency funding and interdisciplinary service de-~~
23 ~~livery mechanisms; and~~

24 ~~“(D) will integrate its efforts with individ-~~
25 ~~uals and organizations experienced in working~~

1 in partnership with families with children with
2 disabilities and with the child abuse and neglect
3 prevention activities of the State, and dem-
4 onstrate a financial commitment to those activi-
5 ties.

6 **“SEC. 203. AMOUNT OF GRANT.**

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

11 “(b) IN GENERAL.—Of the amounts appropriated for
12 a fiscal year under section 210 and remaining after the
13 reservation under subsection (a), The Secretary shall allot
14 to each State lead entity an amount so that—

15 “(1) 50 percent of the total amount allotted to
16 the State under this section is based on the number
17 of children under 18 residing in the State as com-
18 pared to the number of such children residing in all
19 States, except that no State shall receive less than
20 \$250,000; and

21 “(2) each State receives, from the amounts re-
22 maining from the total amount appropriated, an
23 amount equal to 50 percent of the amount that each
24 such State has directed through the lead agency to
25 the purposes identified under the authority of this

1 title, including foundation, corporate, and other pri-
2 vate funding, State revenues, and Federal funds.

3 “(c) ALLOCATION.—Funds allotted to a State under
4 this section shall be awarded on a formula basis for a 3-
5 year period. Payment under such allotments shall be made
6 by the Secretary annually on the basis described in sub-
7 section (a).

8 **“SEC. 204. EXISTING AND CONTINUATION GRANTS.**

9 “(a) EXISTING GRANTS.—Notwithstanding the en-
10 actment of this title, a State or entity that has a grant,
11 contract, or cooperative agreement in effect, on the date
12 of enactment of this title, under the Family Resource and
13 Support Program, the Community-Based Family Re-
14 source Program, the Emergency Child Abuse Prevention
15 Grant Program, or the Temporary Child Care for Children
16 with Disabilities and Crisis Nurseries Programs shall con-
17 tinue to receive funds under such programs, subject to the
18 original terms under which such funds were granted,
19 through the end of the applicable grant cycle.

20 “(b) CONTINUATION GRANTS.—The Secretary may
21 continue grants for Family Resource and Support Pro-
22 gram grantees, and those programs otherwise funded
23 under this Act, on a noncompetitive basis, subject to the
24 availability of appropriations, satisfactory performance by
25 the grantee, and receipt of reports required under this Act,

1 until such time as the grantee no longer meets the original
2 purposes of this Act.

3 **“SEC. 205. APPLICATION.**

4 “(a) IN GENERAL.—A grant may not be made to a
5 State under this title unless an application therefore is
6 submitted by the State to the Secretary and such applica-
7 tion contains the types of information specified by the Sec-
8 retary as essential to carrying out the provisions of section
9 202, including—

10 “(1) a description of the lead entity that will be
11 responsible for the administration of funds provided
12 under this title and the oversight of programs fund-
13 ed through the Statewide network of community-
14 based, prevention-focused, family resource and sup-
15 port programs which meets the requirements of sec-
16 tion 202;

17 “(2) a description of how the network of com-
18 munity-based, prevention-focused, family resource
19 and support programs will operate and how family
20 resource and support services provided by public and
21 private, nonprofit organizations, including those
22 funded by programs consolidated under this Act, will
23 be integrated into a developing continuum of family
24 centered, holistic, preventive services for children
25 and families;

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

6 ~~“(4) a budget for the development, operation~~
7 ~~and expansion of the State’s network of community-~~
8 ~~based, prevention-focused, family resource and sup-~~
9 ~~port programs that verifies that the State will ex-~~
10 ~~pend an amount equal to not less than 20 percent~~
11 ~~of the amount received under this title (in cash, not~~
12 ~~in-kind) for activities under this title;~~

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

18 ~~“(6) an assurance that the State network of~~
19 ~~community-based, prevention-focused, family re-~~
20 ~~source and support programs will maintain cultural~~
21 ~~diversity, and be culturally competent and socially~~
22 ~~sensitive and responsive to the needs of families with~~
23 ~~children with disabilities;~~

24 ~~“(7) an assurance that the State has the capac-~~
25 ~~ity to ensure the meaningful involvement of parents~~

1 who are consumers and who can provide leadership
2 in the planning, implementation, and evaluation of
3 the programs and policy decisions of the applicant
4 agency in accomplishing the desired outcomes for
5 such efforts;

6 “(8) a description of the criteria that the entity
7 will use to develop, or select and fund, individual
8 community-based, prevention-focused, family re-
9 source and support programs as part of network de-
10 velopment, expansion or enhancement;

11 “(9) a description of outreach activities that the
12 entity and the community-based, prevention-focused,
13 family resource and support programs will undertake
14 to maximize the participation of racial and ethnic
15 minorities, new immigrant populations, children and
16 adults with disabilities, and members of other under-
17 served or underrepresented groups;

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

23 “(11) a description of how the applicant entity’s
24 activities and those of the network and its members
25 will be evaluated;

1 “(12) a description of that actions that the ap-
2 plicant entity will take to advocate changes in State
3 policies, practices, procedures and regulations to im-
4 prove the delivery of prevention-focused, family re-
5 source and support program services to all children
6 and families; and

7 “(13) an assurance that the applicant entity
8 will provide the Secretary with reports at such time
9 and containing such information as the Secretary
10 may require.

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

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

16 “(1) assess community assets and needs
17 through a planning process that involves parents
18 and local public agencies, local nonprofit organiza-
19 tions, and private sector representatives;

20 “(2) develop a strategy to provide, over time, a
21 continuum of preventive, holistic, family centered
22 services to children and families, especially to young
23 parents and parents with young children, through
24 public-private partnerships;

25 “(3) provide—

1 “(A) core family resource and support
2 services such as—

3 “(i) parent education, mutual support
4 and self help; and leadership services;

5 “(ii) early developmental screening of
6 children;

7 “(iii) outreach services;

8 “(iv) community and social service re-
9 ferrals; and

10 “(v) follow-up services;

11 “(B) other core services, which must be
12 provided or arranged for through contracts or
13 agreements with other local agencies, including
14 all forms of respite services; and

15 “(C) access to optional services, includ-
16 ing—

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

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

22 “(iii) job readiness services;

23 “(iv) educational services, such as
24 scholastic tutoring, literacy training, and
25 General Educational Degree services;

1 ~~“(v) self-sufficiency and life manage-~~
2 ~~ment skills training;~~

3 ~~“(vi) community referral services; and~~

4 ~~“(vii) peer counseling;~~

5 ~~“(4) develop leadership roles for the meaningful~~
6 ~~involvement of parents in the development, oper-~~
7 ~~ation, evaluation, and oversight of the programs and~~
8 ~~services;~~

9 ~~“(5) provide leadership in mobilizing local pub-~~
10 ~~lic and private resources to support the provision of~~
11 ~~needed family resource and support program serv-~~
12 ~~ices; and~~

13 ~~“(6) participate with other community-based,~~
14 ~~prevention-focused, family resource and support pro-~~
15 ~~gram grantees in the development, operation and ex-~~
16 ~~pansion of the Statewide network.~~

17 ~~“(b) PRIORITY.—In awarding local grants under this~~
18 ~~title, a lead entity shall give priority to community-based~~
19 ~~programs serving low income communities and those serv-~~
20 ~~ing young parents or parents with young children, and to~~
21 ~~community-based family resource and support programs~~
22 ~~previously funded under the programs consolidated under~~
23 ~~the Child Abuse Prevention and Treatment Act Amend-~~
24 ~~ments of 1995, so long as such programs meet local pro-~~
25 ~~gram requirements.~~

1 **“SEC. 207. PERFORMANCE MEASURES.**

2 “A State receiving a grant under this title, through
3 reports provided to the Secretary, shall—

4 “(1) demonstrate the effective development, op-
5 eration and expansion of a Statewide network of
6 community-based, prevention-focused, family re-
7 source and support programs that meets the require-
8 ments of this title;

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

13 “(3) demonstrate the establishment of new res-
14 pite and other specific new family resources services
15 to address unmet needs identified by the inventory
16 and description of current services required under
17 section 201(b)(6);

18 “(4) describe the number of families served, in-
19 cluding families with children with disabilities, and
20 the involvement of a diverse representation of fami-
21 lies in the design, operation, and evaluation of the
22 Statewide network of community-based, prevention-
23 focused, family resource and support programs, and
24 in the design, operation and evaluation of the indi-
25 vidual community-based family resource and support

1 programs that are part of the Statewide network
2 funded under this title;

3 ~~“(5) demonstrate a high level of satisfaction~~
4 ~~among families who have used the services of the~~
5 ~~community-based, prevention-focused, family re-~~
6 ~~source and support programs;~~

7 ~~“(6) demonstrate the establishment or mainte-~~
8 ~~nance of innovative funding mechanisms, at the~~
9 ~~State or community level, that blend Federal, State,~~
10 ~~local and private funds, and innovative, interdiscipli-~~
11 ~~nary service delivery mechanisms, for the develop-~~
12 ~~ment, operation, expansion and enhancement of the~~
13 ~~Statewide network of community-based, prevention-~~
14 ~~focused, family resource and support programs;~~

15 ~~“(7) describe the results of a peer review proc-~~
16 ~~ess conducted under the State program; and~~

17 ~~“(8) demonstrate an implementation plan to en-~~
18 ~~sure the continued leadership of parents in the on-~~
19 ~~going planning, implementation, and evaluation of~~
20 ~~such community based, prevention-focused, family~~
21 ~~resource and support programs.~~

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

3 “The Secretary may allocate such sums as may be
 4 necessary from the amount provided under the State allot-
 5 ment to support the activities of the State network—

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

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

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

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

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

19 **“SEC. 209. DEFINITIONS.**

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

24 “(2) COMMUNITY REFERRAL SERVICES.—The
 25 term ‘community referral services’ means services
 26 provided under contract or through interagency

1 agreements to assist families in obtaining needed in-
2 formation, mutual support and community re-
3 sources, including respite services, health and mental
4 health services, employability development and job
5 training, and other social services through help lines
6 or other methods.

7 “(3) CULTURALLY COMPETENT.—The term
8 ‘culturally competent’ means services, support, or
9 other assistance that is conducted or provided in a
10 manner that—

11 “(A) is responsive to the beliefs, inter-
12 personal styles, attitudes, languages, and behav-
13 iors of those individuals and families receiving
14 services; and

15 “(B) has the greatest likelihood of ensur-
16 ing maximum participation of such individuals
17 and families.

18 “(4) FAMILY RESOURCE AND SUPPORT PRO-
19 GRAM.—The term ‘family resource and support pro-
20 gram’ means a community-based, prevention-focused
21 entity that—

22 “(A) provides, through direct service, the
23 core services required under this title, includ-
24 ing—

1 “(i) parent education, support and
2 leadership services, together with services
3 characterized by relationships between par-
4 ents and professionals that are based on
5 equality and respect, and designed to assist
6 parents in acquiring parenting skills, learn-
7 ing about child development, and respond-
8 ing appropriately to the behavior of their
9 children;

10 “(ii) services to facilitate the ability of
11 parents to serve as resources to one an-
12 other other (such as through mutual sup-
13 port and parent self-help groups);

14 “(iii) early developmental screening of
15 children to assess any needs of children,
16 and to identify types of support that may
17 be provided;

18 “(iv) outreach services provided
19 through voluntary home visits and other
20 methods to assist parents in becoming
21 aware of and able to participate in family
22 resources and support program activities;

23 “(v) community and social services to
24 assist families in obtaining community re-
25 sources; and

1 ~~“(vi) follow-up services;~~

2 ~~“(B) provides, or arranges for the provi-~~
3 ~~sion of, other core services through contracts or~~
4 ~~agreements with other local agencies, including~~
5 ~~all forms of respite services; and~~

6 ~~“(C) provides access to optional services,~~
7 ~~directly or by contract, purchase of service, or~~
8 ~~interagency agreement, including—~~

9 ~~“(i) child care, early childhood devel-~~
10 ~~opment and early intervention services;~~

11 ~~“(ii) self-sufficiency and life manage-~~
12 ~~ment skills training;~~

13 ~~“(iii) education services, such as scho-~~
14 ~~lastic tutoring, literacy training, and Gen-~~
15 ~~eral Educational Degree services;~~

16 ~~“(iv) job readiness skills;~~

17 ~~“(v) child abuse and neglect preven-~~
18 ~~tion activities;~~

19 ~~“(vi) services that families with chil-~~
20 ~~dren with disabilities or special needs may~~
21 ~~require;~~

22 ~~“(vii) community and social service re-~~
23 ~~ferral;~~

24 ~~“(viii) peer counseling;~~

1 ~~“(ix) referral for substance abuse~~
2 ~~counseling and treatment; and~~

3 ~~“(x) help line services.~~

4 ~~“(5) NATIONAL NETWORK FOR COMMUNITY-~~
5 ~~BASED FAMILY RESOURCE PROGRAMS.—The term~~
6 ~~‘network for community-based family resource pro-~~
7 ~~gram’ means the organization of State designated~~
8 ~~entities who receive grants under this title, and in-~~
9 ~~cludes the entire membership of the Children’s Trust~~
10 ~~Fund Alliance and the National Respite Network.~~

11 ~~“(6) OUTREACH SERVICES.—The term ‘out-~~
12 ~~reach services’ means services provided to assist con-~~
13 ~~sumers, through voluntary home visits or other~~
14 ~~methods, in accessing and participating in family re-~~
15 ~~source and support program activities.~~

16 ~~“(7) RESPITE SERVICES.—The term ‘respite~~
17 ~~services’ means short term care services provided in~~
18 ~~the temporary absence of the regular caregiver (par-~~
19 ~~ent, other relative, foster parent, adoptive parent, or~~
20 ~~guardian) to children who—~~

21 ~~“(A) are in danger of abuse or neglect;~~

22 ~~“(B) have experienced abuse or neglect; or~~

23 ~~“(C) have disabilities, chronic, or terminal~~
24 ~~illnesses.~~

1 Such services shall be provided within or outside the
2 home of the child, be short-term care (ranging from
3 a few hours to a few weeks of time, per year), and
4 be intended to enable the family to stay together and
5 to keep the child living in the home and community
6 of the child.

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

8 “There are authorized to be appropriated to carry out
9 this title, \$108,000,000 for each of the fiscal years 1996,
10 1997, and 1998.”

11 **SEC. 202. REPEALS.**

12 (a) TEMPORARY CHILD CARE FOR CHILDREN WITH
13 DISABILITIES AND CRISIS NURSERIES ACT.—The Tem-
14 porary Child Care for Children with Disabilities and Crisis
15 Nurseries Act of 1986 (42 U.S.C. 5117 et seq.) is re-
16 pealed.

17 (b) FAMILY SUPPORT CENTERS.—Subtitle F of title
18 VII of the Stewart B. McKinney Homeless Assistance Act
19 (42 U.S.C. 11481 et seq.) is repealed.

20 **TITLE III—FAMILY VIOLENCE**
21 **PREVENTION AND SERVICES**

22 **SEC. 301. REFERENCE.**

23 Except as otherwise expressly provided, whenever in
24 this title an amendment or repeal is expressed in terms
25 of an amendment to, or repeal of, a section or other provi-

1 sion, the reference shall be considered to be made to a
 2 section or other provision of the Family Violence Preven-
 3 tion and Services Act (42 U.S.C. 10401 et seq.).

4 **SEC. 302. STATE DEMONSTRATION GRANTS.**

5 Section 303(e) (42 U.S.C. 10420(e)) is amended—

6 (1) by striking “following local share” and in-
 7 serting “following non-Federal matching local
 8 share”; and

9 (2) by striking “20 percent” and all that fol-
 10 lows through “private sources.” and inserting “with
 11 respect to an entity operating an existing program
 12 under this title, not less than 20 percent, and with
 13 respect to an entity intending to operate a new pro-
 14 gram under this title, not less than 35 percent.”.

15 **SEC. 303. ALLOTMENTS.**

16 Section 304(a)(1) (42 U.S.C. 10403(a)(1)) is amend-
 17 ed by striking “\$200,000” and inserting “\$400,000”.

18 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

19 Section 310 (42 U.S.C. 10409) is amended—

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

22 (2) by adding at the end thereof the following
 23 new subsections:

24 “(d) GRANTS FOR STATE COALITIONS.—Of the
 25 amounts appropriated under subsection (a) for each fiscal

1 year, not less than 10 percent of such amounts shall be
 2 used by the Secretary for making grants under section
 3 311.

4 “(e) ~~NON-SUPPLANTING REQUIREMENT.~~—Federal
 5 funds made available to a State under this title shall be
 6 used to supplement and not supplant other Federal, State,
 7 and local public funds expended to provide services and
 8 activities that promote the purposes of this title.”.

9 **TITLE IV—ADOPTION** 10 **OPPORTUNITIES**

11 **SEC. 401. REFERENCE.**

12 Except as otherwise expressly provided, whenever in
 13 this title an amendment or repeal is expressed in terms
 14 of an amendment to, or repeal of, a section or other provi-
 15 sion, the reference shall be considered to be made to a
 16 section or other provision of the Child Abuse Prevention
 17 and Treatment and Adoption Reform Act of 1978 (42
 18 U.S.C. 5111 et seq.).

19 **SEC. 402. FINDINGS AND PURPOSE.**

20 Section 201 (42 U.S.C. 5111) is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (1)—

23 (i) by striking “50 percent between
 24 1985 and 1990” and inserting “61 percent
 25 between 1986 and 1994”; and

1 (ii) by striking “400,000 children at
2 the end of June, 1990” and inserting
3 “452,000 as of June, 1994”; and

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

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

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

9 “(B) such children are typically school aged, in
10 sibling groups, have experienced neglect or abuse, or
11 have a physical, mental, or emotional disability; and

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

15 (2) in subsection (b)—

16 (A) by striking “conditions, by—” and all
17 that follows through “providing a mechanism”
18 and inserting “conditions, by providing a mech-
19 anism”; and

20 (B) by redesignating subparagraphs (A)
21 through (C), as paragraphs (1) through (3), re-
22 spectively and by realigning the margins of such
23 paragraphs accordingly.

24 **SEC. 403. INFORMATION AND SERVICES.**

25 Section 203 (42 U.S.C. 5113) is amended—

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

3 (2) in subsection (b)—

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

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

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

11 (C) by inserting after paragraph (6), the
12 following new paragraph:

13 “~~(7)~~ study the efficacy of States contracting
14 with public or private nonprofit agencies (including
15 community-based organizations), organizations, or
16 sectarian institutions for the recruitment of potential
17 adoptive and foster families and to provide assist-
18 ance in the placement of children for adoption;”;

19 (3) in subsection (d)—

20 (A) in paragraph (2)—

21 (i) by striking “Each” and inserting
22 “(A) Each”;

23 (ii) by striking “for each fiscal year”
24 and inserting “that describes the manner
25 in which the State will use funds during

1 the 3-fiscal years subsequent to the date of
 2 the application to accomplish the purposes
 3 of this section. Such application shall be";
 4 and

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

7 "(B) The Secretary shall provide, directly or by grant
 8 to or contract with public or private nonprofit agencies
 9 or organizations—

10 "(i) technical assistance and resource and refer-
 11 ral information to assist State or local governments
 12 with termination of parental rights issues, in recruit-
 13 ing and retaining adoptive families, in the successful
 14 placement of children with special needs, and in the
 15 provision of pre- and post-placement services, includ-
 16 ing post-legal adoption services; and

17 "(ii) other assistance to help State and local
 18 governments replicate successful adoption-related
 19 projects from other areas in the United States."

20 **SEC. 404. AUTHORIZATION OF APPROPRIATIONS.**

21 Section 205 (42 U.S.C. 5115) is amended—

22 (1) in subsection (a)—

23 (A) by striking "\$10,000,000," and all
 24 that follows through "1992, and"; and

1 (B) by inserting “\$20,000,000 for fiscal
2 year 1996, and such sums as may be necessary
3 for fiscal year 1997” after “1995.”;

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

5 (3) by redesignating subsection (c) as sub-
6 section (b).

7 **TITLE V—ABANDONED INFANTS**
8 **ASSISTANCE ACT OF 1986**

9 **SEC. 501. REAUTHORIZATION.**

10 Section 104(a)(1) of the Abandoned Infants Assist-
11 ance Act of 1988 (42 U.S.C. 670 note) is amended by
12 striking “\$20,000,000” and all that follows through the
13 end thereof and inserting “\$35,000,000 for each of the
14 fiscal years 1995 and 1996, and such sums as may be
15 necessary for each of the fiscal years 1997 through 2000”.

16 **TITLE VI—REAUTHORIZATION**
17 **OF VARIOUS PROGRAMS**

18 **SEC. 601. MISSING CHILDREN’S ASSISTANCE ACT.**

19 Section 408 of the Missing Children’s Assistance Act
20 (42 U.S.C. 5777) is amended—

21 (1) by striking “To” and inserting “(a) IN
22 GENERAL.—”

23 (2) by striking “and 1996” and inserting
24 “1996, and 1997”; and

1 (3) by adding at the end thereof the following
2 new subsection:

3 “~~(b) EVALUATION.—The Administrator shall use not~~
4 more than 5 percent of the amount appropriated for a fis-
5 cal year under subsection (a) to conduct an evaluation of
6 the effectiveness of the programs and activities established
7 and operated under this title.”.

8 **SEC. 602. VICTIMS OF CHILD ABUSE ACT OF 1990.**

9 Section ~~214B~~ of the Victims of Child Abuse Act of
10 1990 (42 U.S.C. 13004) is amended—

11 (1) in subsection (a)(2), by striking “and 1996”
12 and inserting “1996, and 1997”; and

13 (2) in subsection (b)(2), by striking “and
14 1996” and inserting “1996, and 1997”.

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

16 (a) *SHORT TITLE.*—This Act may be cited as the
17 “Child Abuse Prevention and Treatment Act Amendments
18 of 1995”.

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

Sec. 1. Short title; table of contents.

TITLE I—GENERAL PROGRAM

Sec. 101. Reference.

Sec. 102. Findings.

Sec. 103. Office of Child Abuse and Neglect.

Sec. 104. Advisory Board on Child Abuse and Neglect.

Sec. 105. Repeal of Interagency Task Force.

Sec. 106. National Clearinghouse for Information Relating to Child Abuse.

Sec. 107. Research and assistance activities.

Sec. 108. Grants for demonstration programs.

- Sec. 109. State grants for prevention and treatment programs.*
Sec. 110. Repeal.
Sec. 111. Miscellaneous requirements.
Sec. 112. Definitions.
Sec. 113. Authorization of appropriations.
Sec. 114. Rule of construction.
Sec. 115. Technical amendment.

*TITLE II—COMMUNITY-BASED CHILD ABUSE AND NEGLECT
PREVENTION GRANTS*

- Sec. 201. Establishment of program.*
Sec. 202. Repeals.

TITLE III—FAMILY VIOLENCE PREVENTION AND SERVICES

- Sec. 301. Reference.*
Sec. 302. State demonstration grants.
Sec. 303. Allotments.
Sec. 304. Authorization of appropriations.

TITLE IV—ADOPTION OPPORTUNITIES

- Sec. 401. Reference.*
Sec. 402. Findings and purpose.
Sec. 403. Information and services.
Sec. 404. Authorization of appropriations.

TITLE V—ABANDONED INFANTS ASSISTANCE ACT OF 1986

- Sec. 501. Reauthorization.*

TITLE VI—REAUTHORIZATION OF VARIOUS PROGRAMS

- Sec. 601. Missing Children's Assistance Act.*
Sec. 602. Victims of Child Abuse Act of 1990.

1 *TITLE I—GENERAL PROGRAM*

2 *SEC. 101. REFERENCE.*

3 *Except as otherwise expressly provided, whenever in*
4 *this title an amendment or repeal is expressed in terms of*
5 *an amendment to, or repeal of, a section or other provision,*
6 *the reference shall be considered to be made to a section or*
7 *other provision of the Child Abuse Prevention and Treat-*
8 *ment Act (42 U.S.C. 5101 et seq.).*

9 *SEC. 102. FINDINGS.*

10 *Section 2 (42 U.S.C. 5101 note) is amended—*

1 (1) in paragraph (1), the read as follows:

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

4 (2) in paragraph (3)(C), by inserting “assess-
5 ment,” after “prevention,”;

6 (3) in paragraph (4)—

7 (A) by striking “tens of”; and

8 (B) by striking “direct” and all that follows
9 through the semicolon and inserting “tangible ex-
10 penditures, as well as significant intangible
11 costs;”;

12 (4) in paragraph (7), by striking “remedy the
13 causes of” and inserting “prevent”;

14 (5) in paragraph (8), by inserting “safety,” after
15 “fosters the health,”;

16 (6) in paragraph (10)—

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

20 (B) by inserting “and family” after “com-
21 prehensive child”; and

22 (7) in paragraph (11)—

23 (A) by striking “child protection” each
24 place that such appears and inserting “child and
25 family protection”; and

1 **“SEC. 102. ADVISORY BOARD ON CHILD ABUSE AND NE-**
2 **GLECT.**

3 “(a) *APPOINTMENT.*—The Secretary may appoint an
4 advisory board to make recommendations to the Secretary
5 and to the appropriate committees of Congress concerning
6 specific issues relating to child abuse and neglect.

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

11 “(c) *COMPOSITION.*—In establishing the board under
12 subsection (a), the Secretary shall appoint members from
13 the general public who are individuals knowledgeable in
14 child abuse and neglect prevention, intervention, treatment,
15 or research, and with due consideration to representation
16 of ethnic or racial minorities and diverse geographic areas,
17 and who represent—

18 “(1) law (including the judiciary);

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

20 “(3) social services (including child protective
21 services);

22 “(4) medicine (including pediatrics);

23 “(5) State and local government;

24 “(6) organizations providing services to disabled
25 persons;

1 “(7) organizations providing services to adoles-
2 cents;

3 “(8) teachers;

4 “(9) parent self-help organizations;

5 “(10) parents’ groups;

6 “(11) voluntary groups;

7 “(12) family rights groups; and

8 “(13) children’s rights advocates.

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

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

15 “(f) DUTIES.—Not later than 1 year after the estab-
16 lishment of the board under subsection (a), the board shall
17 submit to the Secretary and the appropriate committees of
18 Congress a report, or interim report, containing—

19 “(1) recommendations on coordinating Federal,
20 State, and local child abuse and neglect activities
21 with similar activities at the Federal, State, and local
22 level pertaining to family violence prevention;

23 “(2) specific modifications needed in Federal
24 and State laws and programs to reduce the number
25 of unfounded or unsubstantiated reports of child

1 *abuse or neglect while enhancing the ability to iden-*
2 *tify and substantiate legitimate cases of abuse or ne-*
3 *glect which place a child in danger; and*

4 *“(3) recommendations for modifications needed*
5 *to facilitate coordinated national data collection with*
6 *respect to child protection and child welfare.”.*

7 **SEC. 105. REPEAL OF INTERAGENCY TASK FORCE.**

8 *Section 103 (42 U.S.C.5103) is repealed.*

9 **SEC. 106. NATIONAL CLEARINGHOUSE FOR INFORMATION**
10 **RELATING TO CHILD ABUSE.**

11 *Section 104 (42 U.S.C.5104) is amended—*

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

13 *“(a) ESTABLISHMENT.—The Secretary shall through*
14 *the Department, or by one or more contracts of not less than*
15 *3 years duration let through a competition, establish a na-*
16 *tional clearinghouse for information relating to child*
17 *abuse.”;*

18 *(2) in subsection (b)—*

19 *(A) in the matter preceding paragraph (1),*
20 *by striking “Director” and inserting “Sec-*
21 *retary”;*

22 *(B) in paragraph (1)—*

23 *(i) by inserting “assessment,” after*
24 *“prevention,”; and*

1 (ii) by striking “, including” and all
2 that follows through “105(b)” and inserting
3 “and”;

4 (C) in paragraph (2)—

5 (i) in subparagraph (A), by striking
6 “general population” and inserting “United
7 States”;

8 (ii) in subparagraph (B), by adding
9 “and” at the end thereof;

10 (iii) in subparagraph (C), by striking
11 “; and” at the end thereof and inserting a
12 period; and

13 (iv) by striking subparagraph (D); and
14 (D) by striking paragraph (3); and

15 (3) in subsection (c)—

16 (A) in the matter preceding paragraph (1),
17 by striking “Director” and inserting “Sec-
18 retary”;

19 (B) in paragraph (2), by striking “that is
20 represented on the task force” and inserting “in-
21 volved with child abuse and neglect and mecha-
22 nisms for the sharing of such information among
23 other Federal agencies and clearinghouses”;

24 (C) in paragraph (3), by striking “State,
25 regional” and all that follows and inserting the

1 following: “Federal, State, regional, and local
2 child welfare data systems which shall include:

3 “(A) standardized data on false, unfounded,
4 unsubstantiated, and substantiated reports; and

5 “(B) information on the number of deaths
6 due to child abuse and neglect;”;

7 (D) by redesignating paragraph (4) as
8 paragraph (6); and

9 (E) by inserting after paragraph (3), the
10 following new paragraphs:

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

19 “(5) compile, analyze, and publish a summary of
20 the research conducted under section 105(a); and”.

21 **SEC. 107. RESEARCH, EVALUATION AND ASSISTANCE AC-**
22 **TIVITIES.**

23 (a) RESEARCH.—Section 105(a) (42 (42 U.S.C.
24 5105(a)) is amended—

1 (1) *in the section heading, by striking “OF THE*
2 *NATIONAL CENTER ON CHILD ABUSE AND*
3 *NEGLECT”;*

4 (2) *in paragraph (1)—*

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

17 (B) *by redesignating subparagraphs (A)*
18 *through (C) as subparagraph (B) through (D),*
19 *respectively;*

20 (C) *by inserting before subparagraph (B)*
21 *(as so redesignated) the following new subpara-*
22 *graph:*

23 “(A) *the nature and scope of child abuse*
24 *and neglect;”;*

1 (D) in subparagraph (B) (as so redesignated), to read as follows:

3 “(B) causes, prevention, assessment, identification, treatment, cultural and socio-economic distinctions, and the consequences of child abuse and neglect;”;

7 (E) in subparagraph (D) (as so redesignated)—

9 (i) by striking clause (ii); and

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

11 “(ii) the incidence of substantiated and unsubstantiated reported child abuse cases;

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

17 “(iv) the extent to which the number of unsubstantiated, unfounded and false reported cases of child abuse or neglect have contributed to the inability of a State to respond effectively to serious cases of child abuse or neglect;

23 “(v) the extent to which the lack of adequate resources and the lack of adequate training of reporters have contributed to the

1 *inability of a State to respond effectively to*
2 *serious cases of child abuse and neglect;*

3 *“(vi) the number of unsubstantiated,*
4 *false, or unfounded reports that have re-*
5 *sulted in a child being placed in substitute*
6 *care, and the duration of such placement;*

7 *“(vii) the extent to which unsubstan-*
8 *tiated reports return as more serious cases*
9 *of child abuse or neglect;*

10 *“(viii) the incidence and prevalence of*
11 *physical, sexual, and emotional abuse and*
12 *physical and emotional neglect in substitute*
13 *care; and*

14 *“(ix) the incidence and outcomes of*
15 *abuse allegations reported within the con-*
16 *text of divorce, custody, or other family*
17 *court proceedings, and the interaction be-*
18 *tween this venue and the child protective*
19 *services system.”; and*

20 *(3) in paragraph (2)—*

21 *(A) in subparagraph (A)—*

22 *(i) by striking “and demonstrations”;*

23 *and*

1 (ii) by striking “paragraph (1)(A) and
2 activities under section 106” and inserting
3 “paragraph (1)”; and
4 (B) in subparagraph (B), by striking “and
5 demonstration”.

6 (b) *REPEAL*.—Subsection (b) of section 105 (42 U.S.C.
7 5105(b)) is repealed.

8 (c) *TECHNICAL ASSISTANCE*.—Section 105(c) (42
9 U.S.C. 5105(c)) is amended—

10 (1) by striking “The Secretary” and inserting:

11 “(1) *IN GENERAL*.—The Secretary”;

12 (2) by striking “, through the Center,”;

13 (3) by inserting “State and local” before “public
14 and nonprofit”;

15 (4) by inserting “assessment,” before “identifica-
16 tion”; and

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

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

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

24 “(B) ways to mitigate psychological trauma
25 to the child victim; and

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

3 “(3) DISSEMINATION.—The Secretary may pro-
4 vide for and disseminate information relating to var-
5 ious training resources available at the State and
6 local level to—

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

11 “(B) appropriate State and local officials to
12 assist in training law enforcement, legal, judi-
13 cial, medical, mental health, education, and
14 child welfare personnel in appropriate methods
15 of interacting during investigative, administra-
16 tive, and judicial proceedings with children who
17 have been subjected to abuse.”.

18 (d) GRANTS AND CONTRACTS.—Section 105(d)(2) (42
19 U.S.C. 5105(d)(2)) is amended by striking the second sen-
20 tence.

21 (e) PEER REVIEW.—Section 105(e) (42 U.S.C.
22 5105(e)) is amended—

23 (1) in paragraph (1)—

24 (A) in subparagraph (A)—

1 (i) by striking “establish a formal”
2 and inserting “, in consultation with ex-
3 perts in the field and other federal agencies,
4 establish a formal, rigorous, and meritori-
5 ous”;

6 (ii) by striking “and contracts”; and

7 (iii) by adding at the end thereof the
8 following new sentence: “The purpose of this
9 process is to enhance the quality and useful-
10 ness of research in the field of child abuse
11 and neglect.”; and

12 (B) in subparagraph (B)—

13 (i) by striking “Office of Human De-
14 velopment” and inserting “Administration
15 on Children and Families”; and

16 (ii) by adding at the end thereof the
17 following new sentence: “The Secretary shall
18 ensure that the peer review panel utilizes
19 scientifically valid review criteria and scor-
20 ing guidelines for review committees.”; and

21 (2) in paragraph (2)—

22 (A) in the matter preceding subparagraph
23 (A), by striking “, contract, or other financial
24 assistance”; and

1 (B) by adding at the end thereof the follow-
2 ing flush sentence:

3 “The Secretary shall award grants under this section
4 on the basis of competitive review.”.

5 **SEC. 108. GRANTS FOR DEMONSTRATION PROGRAMS.**

6 Section 106 (42 U.S.C. 5106) is amended—

7 (1) in the section heading, by striking “OR
8 SERVICE”;

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

10 “(a) DEMONSTRATION PROGRAMS AND PROJECTS.—

11 The Secretary may make grants to, and enter into contracts
12 with, public agencies or nonprofit private agencies or orga-
13 nizations (or combinations of such agencies or organiza-
14 tions) for time limited, demonstration programs and
15 projects for the following purposes:

16 “(1) TRAINING PROGRAMS.—The Secretary may
17 award grants to public or private non-profit organi-
18 zations under this section—

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

1 *ing the links between domestic violence and child*
2 *abuse;*

3 “(B) *to provide culturally specific instruc-*
4 *tion in methods of protecting children from child*
5 *abuse and neglect to children and to persons re-*
6 *sponsible for the welfare of children, including*
7 *parents of and persons who work with children*
8 *with disabilities;*

9 “(C) *to improve the recruitment, selection,*
10 *and training of volunteers serving in private*
11 *and public nonprofit children, youth and family*
12 *service organizations in order to prevent child*
13 *abuse and neglect through collaborative analysis*
14 *of current recruitment, selection, and training*
15 *programs and development of model programs*
16 *for dissemination and replication nationally;*
17 *and*

18 “(D) *for the establishment of resource cen-*
19 *ters for the purpose of providing information*
20 *and training to professionals working in the*
21 *field of child abuse and neglect.*

22 “(2) *MUTUAL SUPPORT PROGRAMS.—The Sec-*
23 *retary may award grants to private non-profit orga-*
24 *nizations (such as Parents Anonymous) to establish*
25 *or maintain a national network of mutual support*

1 *and self-help programs as a means of strengthening*
2 *families in partnership with their communities.*

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

5 “(A) *IN GENERAL.—The Secretary may*
6 *award grants to public agencies that demonstrate*
7 *innovation in responding to reports of child*
8 *abuse and neglect including programs of collabo-*
9 *rative partnerships between the State child pro-*
10 *TECTIVE SERVICE AGENCY, COMMUNITY SOCIAL SERVICE*
11 *AGENCIES AND FAMILY SUPPORT PROGRAMS, SCHOOLS,*
12 *CHURCHES AND SYNAGOGUES, AND OTHER COMMUNITY*
13 *AGENCIES TO ALLOW FOR THE ESTABLISHMENT OF A TRIAGE*
14 *SYSTEM THAT—*

15 “(i) *accepts, screens and assesses re-*
16 *ports received to determine which such re-*
17 *ports require an intensive intervention and*
18 *which require voluntary referral to another*
19 *agency, program or project;*

20 “(ii) *provides, either directly or*
21 *through referral, a variety of community-*
22 *linked services to assist families in prevent-*
23 *ing child abuse and neglect; and*

1 “(iii) provides further investigation
2 and intensive intervention where the child’s
3 safety is in jeopardy.

4 “(B) KINSHIP CARE.—The Secretary may
5 award grants to public entities to assist such en-
6 tities in developing or implementing procedures
7 using adult relatives as the preferred placement
8 for children removed from their home, where such
9 relatives are determined to be capable of provid-
10 ing a safe nurturing environment for the child or
11 where such relatives comply with the State child
12 protection standards.

13 “(C) VISITATION CENTERS.—The Secretary
14 may award grants to public or private nonprofit
15 entities to assist such entities in the establish-
16 ment or operation of supervised visitation cen-
17 ters where there is documented, highly suspected,
18 or elevated risk of child sexual, physical, or emo-
19 tional abuse where, due to domestic violence,
20 there is an ongoing risk of harm to a parent or
21 child.”;

22 (3) in subsection (c), by striking paragraphs (1)
23 and (2); and

24 (4) by adding at the end thereof the following
25 new subsection:

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

9 **SEC. 109. STATE GRANTS FOR PREVENTION AND TREAT-**
10 **MENT PROGRAMS.**

11 Section 107 (42 U.S.C. 5106a) is amended to read as
12 follows:

13 **“SEC. 107. GRANTS TO STATES FOR CHILD ABUSE AND NE-**
14 **GLECT PREVENTION AND TREATMENT PRO-**
15 **GRAMS.**

16 “(a) *DEVELOPMENT AND OPERATION GRANTS.*—The
17 Secretary shall make grants to the States, based on the pop-
18 ulation of children under the age of 18 in each State that
19 applies for a grant under this section, for purposes of assist-
20 ing the States in improving the child protective service sys-
21 tem of each such State in—

22 “(1) the intake, assessment, screening, and inves-
23 tigation of reports of abuse and neglect;

1 “(2)(A) creating and improving the use of multi-
2 disciplinary teams and interagency protocols to en-
3 hance investigations; and

4 “(B) improving legal preparation and represen-
5 tation, including—

6 “(i) procedures for appealing and respond-
7 ing to appeals of substantiated reports of abuse
8 and neglect; and

9 “(ii) provisions for the appointment of a
10 guardian ad litem.

11 “(3) case management and delivery of services
12 provided to children and their families;

13 “(4) enhancing the general child protective sys-
14 tem by improving risk and safety assessment tools
15 and protocols, automation systems that support the
16 program and track reports of child abuse and neglect
17 from intake through final disposition and informa-
18 tion referral systems;

19 “(5) developing, strengthening, and facilitating
20 training opportunities and requirements for individ-
21 uals overseeing and providing services to children and
22 their families through the child protection system;

23 “(6) developing and facilitating training proto-
24 cols for individuals mandated to report child abuse or
25 neglect;

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

4 “(8) developing, implementing, or operating—

5 “(A) information and education programs
6 or training programs designed to improve the
7 provision of services to disabled infants with life-
8 threatening conditions for—

9 “(i) professional and paraprofessional
10 personnel concerned with the welfare of dis-
11 abled infants with life-threatening condi-
12 tions, including personnel employed in child
13 protective services programs and health-care
14 facilities; and

15 “(ii) the parents of such infants; and

16 “(B) programs to assist in obtaining or co-
17 ordinating necessary services for families of dis-
18 abled infants with life-threatening conditions,
19 including—

20 “(i) existing social and health services;

21 “(ii) financial assistance; and

22 “(iii) services necessary to facilitate
23 adoptive placement of any such infants who
24 have been relinquished for adoption; or

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

6 “(b) *ELIGIBILITY REQUIREMENTS.—In order for a*
7 *State to qualify for a grant under subsection (a), such State*
8 *shall provide an assurance or certification, signed by the*
9 *chief executive officer of the State, that the State—*

10 “(1) *has in effect and operation a State law or*
11 *Statewide program relating to child abuse and neglect*
12 *which ensures—*

13 “(A) *provisions or procedures for the report-*
14 *ing of known and suspected instances of child*
15 *abuse and neglect;*

16 “(B) *procedures for the immediate screen-*
17 *ing, safety assessment, and prompt investigation*
18 *of such reports;*

19 “(C) *procedures for immediate steps to be*
20 *taken to ensure and protect the safety of the*
21 *abused or neglected child and of any other child*
22 *under the same care who may also be in danger*
23 *of abuse or neglect;*

24 “(D) *provisions for immunity from prosecu-*
25 *tion under State and local laws and regulations*

1 *for individuals making good faith reports of sus-*
2 *pected or known instances of child abuse or ne-*
3 *glect;*

4 “(E) *methods to preserve the confidentiality*
5 *of all records in order to protect the rights of the*
6 *child and of the child’s parents or guardians, in-*
7 *cluding methods to ensure that disclosure (and*
8 *redisclosure) of information concerning child*
9 *abuse or neglect involving specific individuals is*
10 *made only to persons or entities that the State*
11 *determines have a need for such information di-*
12 *rectly related to the purposes of this Act;*

13 “(F) *requirements for the prompt disclosure*
14 *of all relevant information to any Federal, State,*
15 *or local governmental entity, or any agent of*
16 *such entity, with a need for such information in*
17 *order to carry out its responsibilities under law*
18 *to protect children from abuse and neglect;*

19 “(G) *the cooperation of State law enforce-*
20 *ment officials, court of competent jurisdiction,*
21 *and appropriate State agencies providing*
22 *human services;*

23 “(H) *provisions requiring, and procedures*
24 *in place that facilitate the prompt expungement*
25 *of any records that are accessible to the general*

1 *public or are used for purposes of employment or*
2 *other background checks in cases determined to*
3 *be unsubstantiated or false, except that nothing*
4 *in this section shall prevent State child protec-*
5 *tive service agencies from keeping information on*
6 *unsubstantiated reports in their casework files to*
7 *assist in future risk and safety assessment; and*

8 *“(I) provisions and procedures requiring*
9 *that in every case involving an abused or ne-*
10 *glected child which results in a judicial proceed-*
11 *ing, a guardian ad litem shall be appointed to*
12 *represent the child in such proceedings; and*

13 *“(2) has in place procedures for responding to*
14 *the reporting of medical neglect (including instances*
15 *of withholding of medically indicated treatment from*
16 *disabled infants with life-threatening conditions),*
17 *procedures or programs, or both (within the State*
18 *child protective services system), to provide for—*

19 *“(A) coordination and consultation with in-*
20 *dividuals designated by and within appropriate*
21 *health-care facilities;*

22 *“(B) prompt notification by individuals*
23 *designated by and within appropriate health-*
24 *care facilities of cases of suspected medical ne-*
25 *glect (including instances of withholding of*

1 *medically indicated treatment from disabled in-*
2 *ants with life-threatening conditions); and*

3 “(C) authority, under State law, for the
4 State child protective service system to pursue
5 any legal remedies, including the authority to
6 initiate legal proceedings in a court of competent
7 jurisdiction, as may be necessary to prevent the
8 withholding of medically indicated treatment
9 from disabled infants with life threatening con-
10 ditions.

11 “(c) *ADDITIONAL REQUIREMENT.*—Not later than 2
12 years after the date of enactment of this section, the State
13 shall provide an assurance or certification that the State
14 has in place provisions, procedures, and mechanisms by
15 which individuals who disagree with an official finding of
16 abuse or neglect can appeal such finding.

17 “(d) *STATE PROGRAM PLAN.*—To be eligible to receive
18 a grant under this section, a State shall submit every 5
19 years a plan to the Secretary that specifies the child protec-
20 tive service system area or areas described in subsection (a)
21 that the State intends to address with funds received under
22 the grant. Such plan shall, to the maximum extent prac-
23 ticable, be coordinated with the plan of the State for child
24 welfare services and family preservation and family sup-
25 port services under part B of title IV of the Social Security

1 *Act and shall contain an outline of the activities that the*
2 *State intends to carry out using amounts provided under*
3 *the grant to achieve the purposes of this Act, including the*
4 *procedures to be used for—*

5 “(1) *receiving and assessing reports of child*
6 *abuse or neglect;*

7 “(2) *investigating such reports;*

8 “(3) *protecting children by removing them from*
9 *dangerous settings and ensuring their placement in a*
10 *safe environment;*

11 “(4) *providing services or referral for services for*
12 *families and children where the child is not in danger*
13 *of harm;*

14 “(5) *providing services to individuals, families,*
15 *or communities, either directly or through referral,*
16 *aimed at preventing the occurrence of child abuse and*
17 *neglect;*

18 “(6) *providing training to support direct line*
19 *and supervisory personnel in report-taking, screening,*
20 *assessment, decision-making, and referral for inves-*
21 *tigation; and*

22 “(7) *providing training for individuals man-*
23 *dated to report suspected cases of child abuse or ne-*
24 *glect.*

1 “(e) *RESTRICTIONS RELATING TO CHILD WELFARE*
2 *SERVICES.*—Programs or projects relating to child abuse
3 and neglect assisted under part B of title IV of the Social
4 Security Act shall comply with the requirements set forth
5 in paragraphs (1) (A) and (B), and (2) of subsection (b).

6 “(f) *ANNUAL STATE DATA REPORTS.*—Each State to
7 which a grant is made under this part shall annually work
8 with the Secretary to provide, to the maximum extent prac-
9 ticable, a report that includes the following:

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

12 “(2) *Of the number of children described in*
13 *paragraph (1), the number with respect to whom such*
14 *reports were—*

15 “(A) *substantiated;*

16 “(B) *unsubstantiated; and*

17 “(C) *determined to be false.*

18 “(3) *Of the number of children described in*
19 *paragraph (2)—*

20 “(A) *the number that did not receive serv-*
21 *ices during the year under the State program*
22 *funded under this part or an equivalent State*
23 *program;*

24 “(B) *the number that received services dur-*
25 *ing the year under the State program funded*

1 *under this part or an equivalent State program;*
2 *and*

3 “(C) *the number that were removed from*
4 *their families during the year by disposition of*
5 *the case.*

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

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

10 “(6) *Of the number of children described in*
11 *paragraph (5), the number of such children who were*
12 *in foster care.*

13 “(7) *The number of child protective service work-*
14 *ers responsible for the intake and screening of reports*
15 *filed in the previous year.*

16 “(8) *The agency response time with respect to*
17 *each such report with respect to initial investigation*
18 *of reports of child abuse or neglect.*

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

22 “(10) *The number of child protective service*
23 *workers responsible for intake, assessment, and inves-*
24 *tigation of child abuse and neglect reports relative to*

1 *the number of reports investigated in the previous*
2 *year.*

3 “(g) *ANNUAL REPORT BY THE SECRETARY.—Within*
4 *6 months after receiving the State reports under subsection*
5 *(f), the Secretary shall prepare a report based on informa-*
6 *tion provided by the States for the fiscal year under such*
7 *subsection and shall make the report and such information*
8 *available to the Congress and the national clearinghouse for*
9 *information relating to child abuse.”*

10 **SEC. 110. REPEAL.**

11 *Section 108 (42 U.S.C. 5106b) is repealed.*

12 **SEC. 111. MISCELLANEOUS REQUIREMENTS.**

13 *Section 110 (42 U.S.C. 5106d) is amended by striking*
14 *subsections (c) and (d).*

15 **SEC. 112. DEFINITIONS.**

16 *Section 113 (42 U.S.C. 5106h) is amended—*

17 *(1) by striking paragraphs (1) and (2);*

18 *(2) by redesignating paragraphs (3) through (10)*
19 *as paragraphs (1) through (8), respectively; and*

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

22 “(2) *the term ‘child abuse and neglect’ means, at*
23 *a minimum, any recent act or failure to act on the*
24 *part of a parent or caretaker, which results in death*

1 *or serious physical, sexual, or emotional harm, or*
2 *presents an imminent risk of serious harm;”.*

3 **SEC. 113. AUTHORIZATION OF APPROPRIATIONS.**

4 *Section 114(a) (42 U.S.C. 5106h(a)) is amended to*
5 *read as follows:*

6 “(a) *IN GENERAL.*—

7 “(1) *GENERAL AUTHORIZATION.*—*There are au-*
8 *thorized to be appropriated to carry out this title,*
9 *\$100,000,000 for fiscal year 1996, and such sums as*
10 *may be necessary for each of the fiscal years 1997*
11 *through 2000.*

12 “(2) *DISCRETIONARY ACTIVITIES.*—

13 “(A) *IN GENERAL.*—*Of the amounts appro-*
14 *priated for a fiscal year under paragraph (1),*
15 *the Secretary shall make available 33¹/₃ percent*
16 *of such amounts to fund discretionary activities*
17 *under this title.*

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

23 **SEC. 114. RULE OF CONSTRUCTION.**

24 *Title I (42 U.S.C. 5101 et seq.) is amended by adding*
25 *at the end thereof the following new section:*

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

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

4 “(1) *as establishing a Federal requirement that*
5 *a parent or legal guardian provide a child any medi-*
6 *cal service or treatment against the religious beliefs of*
7 *the parent or legal guardian; and*

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

14 “(b) *STATE REQUIREMENT.*—Notwithstanding sub-
15 *section (a), a State shall, at a minimum, have in place*
16 *authority under State law to permit the child protective*
17 *service system of the State to pursue any legal remedies,*
18 *including the authority to initiate legal proceedings in a*
19 *court of competent jurisdiction, to provide medical care or*
20 *treatment for a child when such care or treatment is nec-*
21 *essary to prevent or remedy serious harm to the child, or*
22 *to prevent the withholding of medically indicated treatment*
23 *from children with life threatening conditions. Case by case*
24 *determinations concerning the exercise of the authority of*
25 *this subsection shall be within the sole discretion of the*
26 *State.”.*

1 **SEC. 115. TECHNICAL AMENDMENT.**

2 *Section 1404A of the Victims of Crime Act of 1984 (42*
 3 *U.S.C. 10603a) is amended—*

4 *(1) by striking “1402(d)(2)(D) and (d)(3)” and*
 5 *inserting “1402(d)(2)”;* and

6 *(2) by striking “section 4(d)” and inserting “sec-*
 7 *tion 109”.*

8 **TITLE II—COMMUNITY-BASED**
 9 **CHILD ABUSE AND NEGLECT**
 10 **PREVENTION GRANTS**

11 **SEC. 201. ESTABLISHMENT OF PROGRAM.**

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

14 **“TITLE II—COMMUNITY-BASED**
 15 **FAMILY RESOURCE AND SUP-**
 16 **PORT GRANTS**

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

18 *“(a) PURPOSE.—It is the purpose of this Act to sup-*
 19 *port State efforts to develop, operate, expand and enhance*
 20 *a network of community-based, prevention-focused, family*
 21 *resource and support programs that are culturally com-*
 22 *petent and that coordinate resources among existing edu-*
 23 *cation, vocational rehabilitation, disability, respite, health,*
 24 *mental health, job readiness, self-sufficiency, child and fam-*
 25 *ily development, community action, Head Start, child care,*
 26 *child abuse and neglect prevention, juvenile justice, domes-*

1 *tic violence prevention and intervention, housing, and other*
2 *human service organizations within the State.*

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

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

11 “(A) *offer sustained assistance to families;*

12 “(B) *provide early, comprehensive, and ho-*
13 *listic support for all parents;*

14 “(C) *promote the development of parental*
15 *competencies and capacities, especially in young*
16 *parents and parents with very young children;*

17 “(D) *increase family stability;*

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

21 “(F) *support the additional needs of fami-*
22 *lies with children with disabilities; and*

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

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

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

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

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

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

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

3 **“SEC. 202. ELIGIBILITY.**

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

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

15 “(B) in determining which entity to designate
16 under subparagraph (A), the chief executive officer
17 should give priority consideration to the trust fund
18 advisory board of the State or an existing entity that
19 leverages Federal, State, and private funds for a
20 broad range of child abuse and neglect prevention ac-
21 tivities and family resource programs, and that is di-
22 rected by an interdisciplinary, public-private struc-
23 ture, including participants from communities; and

24 “(C) such lead entity is an existing public,
25 quasi-public, or nonprofit private entity with a dem-

1 *onstrated ability to work with other State and com-*
2 *munity-based agencies to provide training and tech-*
3 *nical assistance, and that has the capacity and com-*
4 *mitment to ensure the meaningful involvement of par-*
5 *ents who are consumers and who can provide leader-*
6 *ship in the planning, implementation, and evaluation*
7 *of programs and policy decisions of the applicant*
8 *agency in accomplishing the desired outcomes for such*
9 *efforts;*

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

13 *“(A) a network of community-based family*
14 *resource and support programs composed of*
15 *local, collaborative, public-private partnerships*
16 *directed by interdisciplinary structures with bal-*
17 *anced representation from private and public*
18 *sector members, parents, and public and private*
19 *nonprofit service providers and individuals and*
20 *organizations experienced in working in partner-*
21 *ship with families with children with disabil-*
22 *ities;*

23 *“(B) direction to the network through an*
24 *interdisciplinary, collaborative, public-private*
25 *structure with balanced representation from pri-*

1 *vate and public sector members, parents, and*
2 *public sector and private nonprofit sector service*
3 *providers; and*

4 *“(C) direction and oversight to the network*
5 *through identified goals and objectives, clear*
6 *lines of communication and accountability, the*
7 *provision of leveraged or combined funding from*
8 *Federal, State and private sources, centralized*
9 *assessment and planning activities, the provision*
10 *of training and technical assistance, and report-*
11 *ing and evaluation functions; and*

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

14 *“(A) has a demonstrated commitment to pa-*
15 *rental participation in the development, oper-*
16 *ation, and oversight of the Statewide network of*
17 *community-based, prevention-focused, family re-*
18 *source and support programs;*

19 *“(B) has a demonstrated ability to work*
20 *with State and community-based public and pri-*
21 *vate nonprofit organizations to develop a contin-*
22 *uum of preventive, family centered, holistic serv-*
23 *ices for children and families through the State-*
24 *wide network of community-based, prevention-fo-*
25 *cused, family resource and support programs;*

1 “(C) has the capacity to provide operational
2 support (both financial and programmatic) and
3 training and technical assistance, to the State-
4 wide network of community-based, prevention-fo-
5 cused, family resource and support programs,
6 through innovative, interagency funding and
7 interdisciplinary service delivery mechanisms;
8 and

9 “(D) will integrate its efforts with individ-
10 uals and organizations experienced in working
11 in partnership with families with children with
12 disabilities and with the child abuse and neglect
13 prevention activities of the State, and dem-
14 onstrate a financial commitment to those activi-
15 ties.

16 **“SEC. 203. AMOUNT OF GRANT.**

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

21 “(b) *IN GENERAL.*—Of the amounts appropriated for
22 a fiscal year under section 210 and remaining after the
23 reservation under subsection (a), The Secretary shall allot
24 to each State lead entity an amount so that—

1 “(1) 50 percent of the total amount allotted to
2 the State under this section is based on the number
3 of children under 18 residing in the State as com-
4 pared to the number of such children residing in all
5 States, except that no State shall receive less than
6 \$250,000; and

7 “(2) each State receives, from the amounts re-
8 maining from the total amount appropriated, an
9 amount equal to 50 percent of the amount that each
10 such State has directed through the lead agency to the
11 purposes identified under the authority of this title,
12 including foundation, corporate, and other private
13 funding, State revenues, and Federal funds.

14 “(c) ALLOCATION.—Funds allotted to a State under
15 this section shall be awarded on a formula basis for a 3-
16 year period. Payment under such allotments shall be made
17 by the Secretary annually on the basis described in sub-
18 section (a).

19 **“SEC. 204. EXISTING AND CONTINUATION GRANTS.**

20 “(a) EXISTING GRANTS.—Notwithstanding the enact-
21 ment of this title, a State or entity that has a grant, con-
22 tract, or cooperative agreement in effect, on the date of en-
23 actment of this title, under the Family Resource and Sup-
24 port Program, the Community-Based Family Resource Pro-
25 gram, the Family Support Center Program, the Emergency

1 *Child Abuse Prevention Grant Program, or the Temporary*
2 *Child Care for Children with Disabilities and Crisis Nurs-*
3 *eries Programs shall continue to receive funds under such*
4 *programs, subject to the original terms under which such*
5 *funds were granted, through the end of the applicable grant*
6 *cycle.*

7 “(b) *CONTINUATION GRANTS.—The Secretary may*
8 *continue grants for Family Resource and Support Program*
9 *grantees, and those programs otherwise funded under this*
10 *Act, on a noncompetitive basis, subject to the availability*
11 *of appropriations, satisfactory performance by the grantee,*
12 *and receipt of reports required under this Act, until such*
13 *time as the grantee no longer meets the original purposes*
14 *of this Act.*

15 **“SEC. 205. APPLICATION.**

16 “(a) *IN GENERAL.—A grant may not be made to a*
17 *State under this title unless an application therefore is sub-*
18 *mitted by the State to the Secretary and such application*
19 *contains the types of information specified by the Secretary*
20 *as essential to carrying out the provisions of section 202,*
21 *including—*

22 “(1) *a description of the lead entity that will be*
23 *responsible for the administration of funds provided*
24 *under this title and the oversight of programs funded*
25 *through the Statewide network of community-based,*

1 *prevention-focused, family resource and support pro-*
2 *grams which meets the requirements of section 202;*

3 *“(2) a description of how the network of commu-*
4 *nity-based, prevention-focused, family resource and*
5 *support programs will operate and how family re-*
6 *source and support services provided by public and*
7 *private, nonprofit organizations, including those*
8 *funded by programs consolidated under this Act, will*
9 *be integrated into a developing continuum of family*
10 *centered, holistic, preventive services for children and*
11 *families;*

12 *“(3) an assurance that an inventory of current*
13 *family resource programs, respite, child abuse and ne-*
14 *glect prevention activities, and other family resource*
15 *services operating in the State, and a description of*
16 *current unmet needs, will be provided;*

17 *“(4) a budget for the development, operation and*
18 *expansion of the State’s network of community-based,*
19 *prevention-focused, family resource and support pro-*
20 *grams that verifies that the State will expend an*
21 *amount equal to not less than 20 percent of the*
22 *amount received under this title (in cash, not in-*
23 *kind) for activities under this title;*

24 *“(5) an assurance that funds received under this*
25 *title will supplement, not supplant, other State and*

1 *local public funds designated for the Statewide net-*
2 *work of community-based, prevention-focused, family*
3 *resource and support programs;*

4 “(6) an assurance that the State network of com-
5 *munity-based, prevention-focused, family resource and*
6 *support programs will maintain cultural diversity,*
7 *and be culturally competent and socially sensitive*
8 *and responsive to the needs of families with children*
9 *with disabilities;*

10 “(7) an assurance that the State has the capac-
11 *ity to ensure the meaningful involvement of parents*
12 *who are consumers and who can provide leadership in*
13 *the planning, implementation, and evaluation of the*
14 *programs and policy decisions of the applicant agen-*
15 *cy in accomplishing the desired outcomes for such ef-*
16 *forts;*

17 “(8) a description of the criteria that the entity
18 *will use to develop, or select and fund, individual*
19 *community-based, prevention-focused, family resource*
20 *and support programs as part of network develop-*
21 *ment, expansion or enhancement;*

22 “(9) a description of outreach activities that the
23 *entity and the community-based, prevention-focused,*
24 *family resource and support programs will undertake*
25 *to maximize the participation of racial and ethnic*

1 *minorities, new immigrant populations, children and*
2 *adults with disabilities, homeless families and those*
3 *at risk of homelessness, and members of other under-*
4 *served or underrepresented groups;*

5 *“(10) a plan for providing operational support,*
6 *training and technical assistance to community-*
7 *based, prevention-focused, family resource and sup-*
8 *port programs for development, operation, expansion*
9 *and enhancement activities;*

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

13 *“(12) a description of that actions that the ap-*
14 *plicant entity will take to advocate changes in State*
15 *policies, practices, procedures and regulations to im-*
16 *prove the delivery of prevention-focused, family re-*
17 *source and support program services to all children*
18 *and families; and*

19 *“(13) an assurance that the applicant entity will*
20 *provide the Secretary with reports at such time and*
21 *containing such information as the Secretary may re-*
22 *quire.*

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

24 *“(a) IN GENERAL.—Grants made under this title shall*
25 *be used to develop, implement, operate, expand and enhance*

1 *community-based, prevention-focused, family resource and*
2 *support programs that—*

3 “(1) *assess community assets and needs through*
4 *a planning process that involves parents and local*
5 *public agencies, local nonprofit organizations, and*
6 *private sector representatives;*

7 “(2) *develop a strategy to provide, over time, a*
8 *continuum of preventive, holistic, family centered*
9 *services to children and families, especially to young*
10 *parents and parents with young children, through*
11 *public-private partnerships;*

12 “(3) *provide—*

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

15 “(i) *parent education, mutual support*
16 *and self help, and leadership services;*

17 “(ii) *early developmental screening of*
18 *children;*

19 “(iii) *outreach services;*

20 “(iv) *community and social service re-*
21 *ferrals; and*

22 “(v) *follow-up services;*

23 “(B) *other core services, which must be pro-*
24 *vided or arranged for through contracts or agree-*
25 *ments with other local agencies, including all*

1 *forms of respite services to the extent practicable;*

2 *and*

3 “(C) *access to optional services, including—*

4 “(i) *child care, early childhood develop-*
5 *ment and intervention services;*

6 “(ii) *services and supports to meet the*
7 *additional needs of families with children*
8 *with disabilities;*

9 “(iii) *job readiness services;*

10 “(iv) *educational services, such as scho-*
11 *lastic tutoring, literacy training, and Gen-*
12 *eral Educational Degree services;*

13 “(v) *self-sufficiency and life manage-*
14 *ment skills training;*

15 “(vi) *community referral services; and*

16 “(vii) *peer counseling;*

17 “(4) *develop leadership roles for the meaningful*
18 *involvement of parents in the development, operation,*
19 *evaluation, and oversight of the programs and serv-*
20 *ices;*

21 “(5) *provide leadership in mobilizing local pub-*
22 *lic and private resources to support the provision of*
23 *needed family resource and support program services;*

24 *and*

1 “(6) participate with other community-based,
2 prevention-focused, family resource and support pro-
3 gram grantees in the development, operation and ex-
4 pansion of the Statewide network.

5 “(b) PRIORITY.—In awarding local grants under this
6 title, a lead entity shall give priority to community-based
7 programs serving low income communities and those serv-
8 ing young parents or parents with young children, and to
9 community-based family resource and support programs
10 previously funded under the programs consolidated under
11 the Child Abuse Prevention and Treatment Act Amend-
12 ments of 1995, so long as such programs meet local program
13 requirements.

14 **“SEC. 207. PERFORMANCE MEASURES.**

15 “A State receiving a grant under this title, through
16 reports provided to the Secretary, shall—

17 “(1) demonstrate the effective development, oper-
18 ation and expansion of a Statewide network of com-
19 munity-based, prevention-focused, family resource and
20 support programs that meets the requirements of this
21 title;

22 “(2) supply an inventory and description of the
23 services provided to families by local programs that
24 meet identified community needs, including core and
25 optional services as described in section 202;

1 “(3) demonstrate the establishment of new respite
2 and other specific new family resources services, and
3 the expansion of existing services, to address unmet
4 needs identified by the inventory and description of
5 current services required under section 205(a)(3);

6 “(4) describe the number of families served, in-
7 cluding families with children with disabilities, and
8 the involvement of a diverse representation of families
9 in the design, operation, and evaluation of the State-
10 wide network of community-based, prevention-focused,
11 family resource and support programs, and in the de-
12 sign, operation and evaluation of the individual com-
13 munity-based family resource and support programs
14 that are part of the Statewide network funded under
15 this title;

16 “(5) demonstrate a high level of satisfaction
17 among families who have used the services of the com-
18 munity-based, prevention-focused, family resource and
19 support programs;

20 “(6) demonstrate the establishment or mainte-
21 nance of innovative funding mechanisms, at the State
22 or community level, that blend Federal, State, local
23 and private funds, and innovative, interdisciplinary
24 service delivery mechanisms, for the development, op-
25 eration, expansion and enhancement of the Statewide

1 *network of community-based, prevention-focused, fam-*
 2 *ily resource and support programs;*

3 *“(7) describe the results of a peer review process*
 4 *conducted under the State program; and*

5 *“(8) demonstrate an implementation plan to en-*
 6 *sure the continued leadership of parents in the on-*
 7 *going planning, implementation, and evaluation of*
 8 *such community based, prevention-focused, family re-*
 9 *source and support programs.*

10 **“SEC. 208. NATIONAL NETWORK FOR COMMUNITY-BASED**
 11 **FAMILY RESOURCE PROGRAMS.**

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

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

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

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

23 *“(4) to create, operate and maintain a comput-*
 24 *erized communication system between lead entities;*
 25 *and*

1 “(5) to fund State-to-State technical assistance
2 through bi-annual conferences.

3 **“SEC. 209. DEFINITIONS.**

4 “For purposes of this title:

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

9 “(2) *COMMUNITY REFERRAL SERVICES*.—The
10 term ‘community referral services’ means services pro-
11 vided under contract or through interagency agree-
12 ments to assist families in obtaining needed informa-
13 tion, mutual support and community resources, in-
14 cluding respite services, health and mental health
15 services, employability development and job training,
16 and other social services through help lines or other
17 methods.

18 “(3) *CULTURALLY COMPETENT*.—The term ‘cul-
19 turally competent’ means services, support, or other
20 assistance that is conducted or provided in a manner
21 that—

22 “(A) is responsive to the beliefs, inter-
23 personal styles, attitudes, languages, and behav-
24 iors of those individuals and families receiving
25 services; and

1 “(B) has the greatest likelihood of ensuring
2 maximum participation of such individuals and
3 families.

4 “(4) FAMILY RESOURCE AND SUPPORT PRO-
5 GRAM.—The term ‘family resource and support pro-
6 gram’ means a community-based, prevention-focused
7 entity that—

8 “(A) provides, through direct service, the
9 core services required under this title, includ-
10 ing—

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

20 “(ii) services to facilitate the ability of
21 parents to serve as resources to one another
22 other (such as through mutual support and
23 parent self-help groups);

24 “(iii) early developmental screening of
25 children to assess any needs of children, and

1 to identify types of support that may be
2 provided;

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

8 “(v) community and social services to
9 assist families in obtaining community re-
10 sources; and

11 “(vi) follow-up services;

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

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

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

21 “(ii) self-sufficiency and life manage-
22 ment skills training;

23 “(iii) education services, such as scho-
24 lastic tutoring, literacy training, and Gen-
25 eral Educational Degree services;

1 “(iv) job readiness skills;

2 “(v) child abuse and neglect prevention
3 activities;

4 “(vi) services that families with chil-
5 dren with disabilities or special needs may
6 require;

7 “(vii) community and social service re-
8 ferral;

9 “(viii) peer counseling;

10 “(ix) referral for substance abuse coun-
11 seling and treatment; and

12 “(x) help line services.

13 “(5) NATIONAL NETWORK FOR COMMUNITY-
14 BASED FAMILY RESOURCE PROGRAMS.—The term
15 ‘network for community-based family resource pro-
16 gram’ means the organization of State designated en-
17 tities who receive grants under this title, and includes
18 the entire membership of the Children’s Trust Fund
19 Alliance and the National Respite Network.

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

1 “(7) *RESPITE SERVICES*.—The term ‘respite
2 services’ means short term care services provided in
3 the temporary absence of the regular caregiver (par-
4 ent, other relative, foster parent, adoptive parent, or
5 guardian) to children who—

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

7 “(B) have experienced abuse or neglect; or

8 “(C) have disabilities, chronic, or terminal
9 illnesses.

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

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

17 “There are authorized to be appropriated to carry out
18 this title, \$108,000,000 for each of the fiscal years 1996
19 through 2000.”.

20 **SEC. 202. REPEALS.**

21 (a) *TEMPORARY CHILD CARE FOR CHILDREN WITH*
22 *DISABILITIES AND CRISIS NURSERIES ACT*.—The Tem-
23 porary Child Care for Children with Disabilities and Crisis
24 Nurseries Act of 1986 (42 U.S.C. 5117 et seq.) is repealed.

1 (b) *FAMILY SUPPORT CENTERS.*—Subtitle F of title
2 VII of the Stewart B. McKinney Homeless Assistance Act
3 (42 U.S.C. 11481 et seq.) is repealed.

4 **TITLE III—FAMILY VIOLENCE**
5 **PREVENTION AND SERVICES**

6 **SEC. 301. REFERENCE.**

7 *Except as otherwise expressly provided, whenever in*
8 *this title an amendment or repeal is expressed in terms of*
9 *an amendment to, or repeal of, a section or other provision,*
10 *the reference shall be considered to be made to a section or*
11 *other provision of the Family Violence Prevention and*
12 *Services Act (42 U.S.C. 10401 et seq.).*

13 **SEC. 302. STATE DEMONSTRATION GRANTS.**

14 *Section 303(e) (42 U.S.C. 10420(e)) is amended—*

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

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

1 **SEC. 303. ALLOTMENTS.**

2 *Section 304(a)(1) (42 U.S.C. 10403(a)(1)) is amended*
3 *by striking “\$200,000” and inserting “\$400,000”.*

4 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

5 *Section 310 (42 U.S.C. 10409) is amended—*

6 *(1) in subsection (b), by striking “80” and in-*
7 *serting “70”; and*

8 *(2) by adding at the end thereof the following*
9 *new subsections:*

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

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

19 **TITLE IV—ADOPTION**
20 **OPPORTUNITIES**

21 **SEC. 401. REFERENCE.**

22 *Except as otherwise expressly provided, whenever in*
23 *this title an amendment or repeal is expressed in terms of*
24 *an amendment to, or repeal of, a section or other provision,*
25 *the reference shall be considered to be made to a section or*
26 *other provision of the Child Abuse Prevention and Treat-*

1 *ment and Adoption Reform Act of 1978 (42 U.S.C. 5111*
2 *et seq.).*

3 **SEC. 402. FINDINGS AND PURPOSE.**

4 *Section 201 (42 U.S.C. 5111) is amended—*

5 *(1) in subsection (a)—*

6 *(A) in paragraph (1)—*

7 *(i) by striking “50 percent between*
8 *1985 and 1990” and inserting “61 percent*
9 *between 1986 and 1994”; and*

10 *(ii) by striking “400,000 children at*
11 *the end of June, 1990” and inserting*
12 *“452,000 as of June, 1994”; and*

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

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

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

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

21 *“(C) while the children are of all races, children*
22 *of color and older children (over the age of 10) are*
23 *over represented in such group;”;* and

24 *(2) in subsection (b)—*

1 (A) by striking “conditions, by—” and all
2 that follows through “providing a mechanism”
3 and inserting “conditions, by providing a mech-
4 anism”; and

5 (B) by redesignating subparagraphs (A)
6 through (C), as paragraphs (1) through (3), re-
7 spectively and by realigning the margins of such
8 paragraphs accordingly.

9 **SEC. 403. INFORMATION AND SERVICES.**

10 *Section 203 (42 U.S.C. 5113) is amended—*

11 (1) in subsection (a), by striking the last sen-
12 tence;

13 (2) in subsection (b)—

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

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

18 (B) by redesignating paragraphs (7)
19 through (9) as paragraphs (8) through (10), re-
20 spectively; and

21 (C) by inserting after paragraph (6), the
22 following new paragraph:

23 “(7) study the efficacy of States contracting with
24 public or private nonprofit agencies (including com-
25 munity-based and other organizations), or sectarian

1 *institutions for the recruitment of potential adoptive*
2 *and foster families and to provide assistance in the*
3 *placement of children for adoption;”;* and

4 (3) *in subsection (d)—*

5 (A) *in paragraph (2)—*

6 (i) *by striking “Each” and inserting*
7 *“(A) Each”;*

8 (ii) *by striking “for each fiscal year”*
9 *and inserting “that describes the manner in*
10 *which the State will use funds during the 3-*
11 *fiscal years subsequent to the date of the ap-*
12 *plication to accomplish the purposes of this*
13 *section. Such application shall be”;* and

14 (iii) *by adding at the end thereof the*
15 *following new subparagraph:*

16 “(B) *The Secretary shall provide, directly or by grant*
17 *to or contract with public or private nonprofit agencies or*
18 *organizations—*

19 (i) *technical assistance and resource and refer-*
20 *ral information to assist State or local governments*
21 *with termination of parental rights issues, in recruit-*
22 *ing and retaining adoptive families, in the successful*
23 *placement of children with special needs, and in the*
24 *provision of pre- and post-placement services, includ-*
25 *ing post-legal adoption services; and*

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

4 **SEC. 404. AUTHORIZATION OF APPROPRIATIONS.**

5 Section 205 (42 U.S.C. 5115) is amended—

6 (1) in subsection (a), by striking “\$10,000,000,”
7 and all that follows through “203(c)(1)” and insert-
8 ing “\$20,000,000 for fiscal year 1996, and such sums
9 as may be necessary for each of the fiscal years 1997
10 through 2000 to carry out programs and activities
11 authorized”;

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

13 (3) by redesignating subsection (c) as subsection
14 (b).

15 **TITLE V—ABANDONED INFANTS**
16 **ASSISTANCE ACT OF 1986**

17 **SEC. 501. REAUTHORIZATION.**

18 Section 104(a)(1) of the Abandoned Infants Assistance
19 Act of 1988 (42 U.S.C. 670 note) is amended by striking
20 “\$20,000,000” and all that follows through the end thereof
21 and inserting “\$35,000,000 for each of the fiscal years 1995
22 and 1996, and such sums as may be necessary for each of
23 the fiscal years 1997 through 2000”.

1 **TITLE VI—REAUTHORIZATION**
 2 **OF VARIOUS PROGRAMS**

3 **SEC. 601. MISSING CHILDREN'S ASSISTANCE ACT.**

4 *Section 408 of the Missing Children's Assistance Act*
 5 *(42 U.S.C. 5777) is amended—*

6 *(1) by striking "To" and inserting "(a) IN GEN-*
 7 *ERAL.—"*

8 *(2) by striking "and 1996" and inserting "1996,*
 9 *and 1997"; and*

10 *(3) by adding at the end thereof the following*
 11 *new subsection:*

12 *"(b) EVALUATION.—The Administrator shall use not*
 13 *more than 5 percent of the amount appropriated for a fiscal*
 14 *year under subsection (a) to conduct an evaluation of the*
 15 *effectiveness of the programs and activities established and*
 16 *operated under this title."*

17 **SEC. 602. VICTIMS OF CHILD ABUSE ACT OF 1990.**

18 *Section 214B of the Victims of Child Abuse Act of 1990*
 19 *(42 U.S.C. 13004) is amended—*

20 *(1) in subsection (a)(2), by striking "and 1996"*
 21 *and inserting "1996, and 1997"; and*

22 *(2) in subsection (b)(2), by striking "and 1996"*
 23 *and inserting "1996, through 2000".*

S 919 RS—2

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S 919 RS—7

S 919 RS—8

S 919 RS—9