

105TH CONGRESS  
1ST SESSION

# H. R. 2173

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

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## IN THE HOUSE OF REPRESENTATIVES

JULY 16, 1997

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

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## A BILL

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

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Abuse Notifica-  
5 tion Act of 1997”.

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

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

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

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

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

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

12 “(6) to a law enforcement agency—

13 “(A) if such contents—

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

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

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

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