

106TH CONGRESS
1ST SESSION

H. R. 1248

To prevent violence against women.

IN THE HOUSE OF REPRESENTATIVES

MARCH 24, 1999

Mrs. MORELLA (for herself, Mrs. JOHNSON of Connecticut, Mrs. KELLY, Mrs. MALONEY of New York, Ms. CARSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SHOWS, Mrs. MYRICK, Mr. SHAYS, Mrs. WILSON, Ms. MCKINNEY, Mr. MATSUI, Mr. McNULTY, Mr. ETHERIDGE, Ms. BERKLEY, Ms. LOFGREN, Mrs. JONES of Ohio, Mr. BOUCHER, Mrs. BIGGERT, Ms. DEGETTE, Mr. INSLEE, Ms. DANNER, Mr. LEACH, Mr. RANGEL, Mrs. CUBIN, Mrs. FOWLER, Mr. GILMAN, Ms. NORTON, Mr. LANTOS, Mr. WAXMAN, and Ms. GRANGER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Education and the Workforce, and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prevent violence against women.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Violence Against Women Act of 1999”.

1 (b) TABLE OF CONTENTS.—The table of contents for
2 this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Definitions.

TITLE I—CONTINUING THE COMMITMENT OF THE VIOLENCE
AGAINST WOMEN ACT

Subtitle A—Law Enforcement and Prosecution Grants To Combat Violence
Against Women

Sec. 101. Reauthorization.
Sec. 102. Technical amendments.
Sec. 103. State coalition grants.

Subtitle B—National Domestic Violence Hotline

Sec. 111. Reauthorization.
Sec. 112. Technical amendments.

Subtitle C—Battered Women’s Shelters and Services

Sec. 121. Short title.
Sec. 122. Authorization of appropriations for family violence prevention and
services.
Sec. 123. FVPSA improvements.

Subtitle D—Community Initiatives

Sec. 131. Grants for community initiatives.

Subtitle E—Education and Training for Judges and Court Personnel

Sec. 141. Reauthorization.

Subtitle F—Grants To Encourage Arrest Policies

Sec. 151. Definitions.
Sec. 152. Reauthorization.
Sec. 153. Technical amendment.

Subtitle G—Rural Domestic Violence and Child Abuse Enforcement

Sec. 161. Reauthorization.
Sec. 162. Technical amendments.

Subtitle H—National Stalker and Domestic Violence Reduction

Sec. 171. Technical amendments.
Sec. 172. Reauthorization.

Subtitle I—Federal Victims’ Counselors

Sec. 181. Reauthorization.

Subtitle J—Education and Prevention Grants To Reduce Sexual Abuse of
Runaway, Homeless, and Street Youth

- Sec. 191. Reauthorization.
 Sec. 192. Dissemination of information.

Subtitle K—Victims of Child Abuse Programs

- Sec. 193. Reauthorization of court-appointed special advocate program.
 Sec. 194. Reauthorization of child abuse training programs for judicial personnel and practitioners.
 Sec. 195. Reauthorization of grants for televised testimony.
 Sec. 196. Dissemination of information.

TITLE II—SEXUAL ASSAULT PREVENTION

- Sec. 201. Transfer of rape prevention and education program.
 Sec. 202. Rape prevention education.

1 **SEC. 2. DEFINITIONS.**

2 (a) IN GENERAL.—For purposes of this Act—

3 (1) DOMESTIC VIOLENCE.—The term “domestic
 4 violence” includes acts or threats of violence, not in-
 5 cluding acts of self-defense, committed by a current
 6 or former spouse of the victim, by a person with
 7 whom the victim shares a child in common, by a per-
 8 son who is cohabiting with or has cohabited with the
 9 victim, by a person who is or has been in a con-
 10 tinuing social relationship of a romantic or intimate
 11 nature with the victim, by a person similarly situ-
 12 ated to a spouse of the victim under the domestic or
 13 family violence laws of the jurisdiction, or by any
 14 other person against a victim who is protected from
 15 that person’s acts under the domestic or family vio-
 16 lence laws of the jurisdiction.

17 (2) INDIAN COUNTRY.—The term “Indian coun-
 18 try” has the same meaning as is given such term by
 19 section 1151 of title 18, United States Code.

1 (3) SEXUAL ASSAULT.—The term “sexual as-
2 sault” means any conduct proscribed by chapter
3 109A of title 18, United States Code, whether or not
4 the conduct occurs in the special maritime and terri-
5 torial jurisdiction of the United States or in a Fed-
6 eral prison and includes both assaults committed by
7 offenders who are strangers to the victim and as-
8 saults committed by offenders who are known to the
9 victim or related by blood or marriage to the victim.

10 (4) STALKING.—The term “stalking” means
11 engaging in a course of conduct directed at a spe-
12 cific person that would cause a reasonable person to
13 fear death, sexual assault, or bodily injury to such
14 person or a member of such person’s immediate
15 family, when the person engaging in such conduct
16 has knowledge or should have knowledge that the
17 specific person will be placed in reasonable fear of
18 death, sexual assault, or bodily injury to such person
19 or a member of such person’s immediate family and
20 when the conduct induces fear in the specific person
21 of death, sexual assault, or bodily injury to such per-
22 son or a member of such person’s immediate family.

23 (b) UNDERSERVED POPULATIONS.—Section 2003(7)
24 of the Omnibus Crime Control and Law Enforcement Act

1 of 1968 (42 U.S.C. 3796gg-2(7)) is amended to read as
2 follows:

3 “(7) the term ‘underserved populations’ in-
4 cludes populations underserved because of race, eth-
5 nicity, age, disability, sexual orientation, religion,
6 alienage status, geographic location (including rural
7 isolation), language barriers, and any other popu-
8 lations determined to be underserved by the State
9 planning process; and”.

10 **TITLE I—CONTINUING THE COM-**
11 **MITMENT OF THE VIOLENCE**
12 **AGAINST WOMEN ACT**

13 **Subtitle A—Law Enforcement and**
14 **Prosecution Grants To Combat**
15 **Violence Against Women**

16 **SEC. 101. REAUTHORIZATION.**

17 Section 1001(a)(18) of the Omnibus Crime Control
18 and Safe Streets Act of 1968 (42 U.S.C. 3793(a)(18)) is
19 amended—

20 (1) by striking “and” at the end of subpara-
21 graph (E);

22 (2) by striking the period at the end of sub-
23 paragraph (F) and inserting “; and”; and

24 (3) by inserting after subparagraph (F) the fol-
25 lowing:

1 “(G) \$185,000,000 for fiscal year 2001;
2 “(H) \$185,000,000 for fiscal year 2002;
3 “(I) \$185,000,000 for fiscal year 2003; and
4 “(J) \$195,000,000 for fiscal year 2004.”.

5 **SEC. 102. TECHNICAL AMENDMENTS.**

6 (a) Section 2002(c)(3) of the Omnibus Crime Control
7 and Safe Streets Act of 1968 (42 U.S.C. 3796gg-1(c)(3))
8 is amended to read as follows:

9 “(3) up to 20 percent to be allocated to law en-
10 forcement, up to 20 percent to prosecution grants,
11 at least 35 percent to victims’ services, and at least
12 10 percent to State court systems; and”.

13 (b) Section 2002(e) of the Omnibus Crime Control
14 and Safe Streets Act of 1968 (42 U.S.C. 3796gg-1(e))
15 is amended by adding at the end the following new para-
16 graph:

17 “(3) REALLOTMENT OF FUNDS.—

18 “(A) If, at the end of the 9th month of
19 any fiscal year for which funds are appropriated
20 under section 1001(a)(18), the amounts made
21 available are unspent or unobligated, such
22 unspent or unobligated funds shall be reallocated
23 to the current fiscal year recipients in the vic-
24 tim services area pursuant to section

1 2002(c)(3)) proportionate to their original allot-
2 ment for the current fiscal year.

3 “(B) For the first 2 fiscal years following
4 the date of the enactment of the Violence
5 Against Women Act of 1999, the Attorney Gen-
6 eral may waive the qualification requirements of
7 section 2002(c), at the request of the State and
8 with the support of law enforcement, prosecu-
9 tion, and victims’ services grantees currently
10 funded under this section, if the reallocation of
11 funds among law enforcement, prosecution, vic-
12 tims’ services and State court systems man-
13 dated by this Act adversely impacts victims of
14 sexual assault, domestic violence, and stalking,
15 due to the reduction of funds to programs and
16 services funded under this section in the prior
17 fiscal year.”.

18 (c) Section 2001(b) of the Omnibus Crime Control
19 and Safe Streets Act of 1968 (42 U.S.C. 3796gg(b)) is
20 amended—

21 (1) by striking “and” at the end of paragraph

22 (6); and

23 (2) by redesignating paragraph (7) as para-
24 graph (10) and by inserting after paragraph (6) the
25 following new paragraphs:

1 “(7) developing, enlarging, or strengthening
2 State court programs, including training for State,
3 local, and tribal judges and court personnel, address-
4 ing violent crimes against women, including sexual
5 assault, domestic violence, and stalking;

6 “(8) training of sexual assault forensic nurse
7 examiners in the collection and preservation of evi-
8 dence, analysis, prevention, and providing expert tes-
9 timony and treatment of trauma related to sexual
10 assault; and

11 “(9) supporting the development of sexual as-
12 sault response teams to strengthen the investigation
13 of sexual assaults and coordinate services for victims
14 of sexual assault.”.

15 (d) Section 2002 of Omnibus Crime Control and Safe
16 Streets Act of 1968 (42 U.S.C. 3796gg-1) is amended by
17 redesignating subsections (e), (f), (g), and (h) as sub-
18 sections (f), (g), (h), and (i), respectively, and by inserting
19 after subsection (d) the following:

20 “(e) MONITORING AND COMPLIANCE.—The Attorney
21 General shall deny applications—

22 “(1) that do not meet the requirements set
23 forth in subsections (c) and (d); and

24 “(2) for failure to provide documentation, in-
25 cluding memoranda of understanding, contract, or

1 other document of any collaborative efforts with
2 other agencies or organizations.”.

3 (e) Section 2003(8) of Omnibus Crime Control and
4 Safe Streets Act of 1968 (42 U.S.C. 3796gg–2(8)) is
5 amended by striking “assisting domestic violence or sexual
6 assault victims through the legal process” and inserting
7 “providing advocacy and assistance for victims seeking
8 legal, social, and health care services”, and inserting be-
9 fore the period the following: “, except that such term
10 shall not include programs or activities that are targeted
11 primarily for offenders”.

12 (f) Section 2002(b)(1) of the Omnibus Crime Control
13 and Safe Streets Act of 1968 (42 U.S.C. 3796gg–1(b)(1))
14 is amended by striking “4 percent” and inserting “5 per-
15 cent”.

16 (g) Section 2005(b)(3) of the Omnibus Crime Control
17 and Safe Streets Act of 1968 (42 U.S.C. 3796gg–4(b)(3))
18 is amended—

19 (1) by striking “and” at the end of subpara-
20 graph (C);

21 (2) by striking the period at the end of sub-
22 paragraph (D) and inserting “; and”; and

23 (3) by inserting after subparagraph (D) the fol-
24 lowing:

1 “(E) the reimbursement is not contingent
2 upon the victim’s report of the sexual assault to
3 law enforcement or upon the victim’s coopera-
4 tion in the prosecution of the sexual assault.”.

5 (h) Section 2006(a)(1) of the Omnibus Crime Control
6 and Safe Streets Act of 1968 (42 U.S.C. 3796gg–5(a)(1))
7 is amended by inserting “civil or criminal” before “protec-
8 tion order”.

9 **SEC. 103. STATE COALITION GRANTS.**

10 Section 2001 of the Omnibus Crime Control and Safe
11 Streets Act of 1968 (42 U.S.C. 3796gg) is amended by
12 inserting after subsection (b) the following new subsection:

13 “(c)(1) PURPOSE.—The Attorney General shall make
14 grants to each of the State domestic violence and sexual
15 assault coalitions in the State for the purposes of coordi-
16 nating State victim services activities, and collaborating
17 and coordinating with Federal, State, and local entities
18 engaged in violence against women activities. In no case
19 will such awards preclude the State domestic violence and
20 sexual assault coalitions from receiving grants under this
21 part T to fulfill the purposes described in subsections (a)
22 and (b).

23 “(2) GRANTS TO COALITIONS.—Five percent of the
24 funds appropriated for a fiscal year under section
25 1001(a)(18) shall be made available for grants to domestic

1 violence and sexual assault coalitions for the purposes de-
2 scribed in paragraph (1).

3 “(3) GEOGRAPHICAL ALLOTMENT.—

4 “(A) AMOUNT.—The domestic violence and sex-
5 ual assault coalition in each State, the District of
6 Columbia, the Commonwealth of Puerto Rico, and
7 the combined United States Territories shall each
8 receive an amount equal to $\frac{1}{54}$ of the amount made
9 available under paragraph (2). The combined United
10 States Territories shall not receive less than 1.5 per-
11 cent of the funds made available under paragraph
12 (2) for each fiscal year and the tribal domestic vio-
13 lence and sexual assault coalitions shall not receive
14 less than 1.5 percent of the funds made available
15 under paragraph (2) for each fiscal year.

16 “(B) DEFINITION.—For the purposes of this
17 section, the term ‘combined United States Terri-
18 tories’ means Guam, American Samoa, the United
19 States Virgin Islands, the Northern Mariana Is-
20 lands, and the Trust Territory of the Pacific Islands.

21 “(C) INDIANS.— $\frac{1}{54}$ of the amount appro-
22 priated shall be made available for development and
23 operation of nonprofit nongovernmental tribal do-
24 mestic violence and sexual assault coalitions in In-
25 dian country. The term “Indian country” has the

1 same meaning as is given such term by section 1151
2 of title 18, United States Code.

3 “(4) DISBURSEMENT OF GEOGRAPHICAL ALLOT-
4 MENTS.—Fifty percent of the $\frac{1}{54}$ allotted to each State,
5 the District of Columbia, Commonwealth of Puerto Rico,
6 the combined United States Territories, and Indian coun-
7 try under paragraph (3) shall be made available to the
8 domestic violence coalition as defined in the Family Vio-
9 lence Prevention and Services Act (42 U.S.C. 10410 et
10 seq.) and fifty percent shall be made available to the sex-
11 ual assault coalition as defined under the Public Health
12 Service Act; and

13 “(5) COMPONENT ELIGIBILITY.—In the case of com-
14 bined domestic violence and sexual assault coalitions, each
15 component shall be deemed eligible for the awards for sex-
16 ual assault and domestic violence activities, respectively.”.

17 **Subtitle B—National Domestic** 18 **Violence Hotline**

19 **SEC. 111. REAUTHORIZATION.**

20 Section 316(f)(1) of the Family Violence Prevention
21 and Services Act (42 U.S.C. 10416(f)(1)) is amended to
22 read as follows:

23 “(1) IN GENERAL.—There are authorized to be
24 appropriated to carry out the purposes of this
25 section—

1 “(A) \$1,600,000 for fiscal year 2000;
2 “(B) \$1,800,000 for fiscal year 2001;
3 “(C) \$2,000,000 for fiscal year 2002;
4 “(D) \$2,000,000 for fiscal year 2003; and
5 “(E) \$2,000,000 for fiscal year 2004.”.

6 **SEC. 112. TECHNICAL AMENDMENTS.**

7 Section 316 of the Family Violence Prevention and
8 Services Act (42 U.S.C. 10416) is amended by redesignig-
9 nating subsection (f) as subsection (g) and by inserting
10 after subsection (e) the following:

11 “(f) Within 90 days after the date of the enactment
12 of the Violence Against Women Act of 1999, all entities
13 receiving funds pursuant to activities under subsection (a)
14 shall prepare and submit a report to the Secretary that
15 evaluates the effectiveness of the use of amounts received
16 under such grants by such grantee and containing such
17 other information as the Secretary may prescribe. The
18 Secretary shall publish any such reports and provide at
19 least 90 days for notice and opportunity for public com-
20 ment prior to awarding or renewing any such grants.”.

21 **Subtitle C—Battered Women’s**
22 **Shelters and Services**

23 **SEC. 121. SHORT TITLE.**

24 This subtitle may be cited as the “Battered Women’s
25 Shelters and Services Act”.

1 **SEC. 122. AUTHORIZATION OF APPROPRIATIONS FOR FAM-**
2 **ILY VIOLENCE PREVENTION AND SERVICES.**

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

6 “(a) IN GENERAL.—There are authorized to be ap-
7 propriated to carry out this title—

8 “(1) \$120,000,000 for fiscal year 2000;

9 “(2) \$160,000,000 for fiscal year 2001;

10 “(3) \$200,000,000 for fiscal year 2002;

11 “(4) \$260,000,000 for fiscal year 2003; and

12 “(5) \$260,000,000 for fiscal year 2004.”.

13 **SEC. 123. FVPSA IMPROVEMENTS.**

14 (a) Section 304(a) of the Family Violence Prevention
15 and Services Act (42 U.S.C. 10403(a)) is amended—

16 (1) by inserting after “grant authorized under
17 section 303(a)” the following: “\$500,000, with the
18 remaining funds to be allotted to each State in”;

19 (2) by striking paragraph (1), by striking the
20 dash preceding paragraph (1), by striking “(2)”,
21 and by running in the text of paragraph (2) after
22 “except that”;

23 (3) by striking the last sentence.

24 (b) Section 304(d) of the Family Violence Prevention
25 and Services Act (42 U.S.C. 10403(d)) is amended—

1 (1) by inserting after “to such State in grants
2 under section 303(a)” the following: “or Indian tribe
3 or tribal organization under section 303(b)”;

4 (2) by inserting after “failure of such State”
5 the following: “or Indian tribe or tribal organization,
6 or other entity”;

7 (3) by inserting after “such amount to States”
8 the following: “and Indian tribes and tribal organi-
9 zations”;

10 (4) by inserting after “which meet such require-
11 ments” the following: “proportionate to the original
12 allocation made under subsection (a) or (b) of sec-
13 tion 303, respectively”; and

14 (5) by redesignating paragraph (2) as para-
15 graph (3) and adding after paragraph (1) the fol-
16 lowing:

17 “(2) If, at the end of the sixth month of any fiscal
18 year for which sums are appropriated under section 310,
19 the amount allotted to an entity has not been made avail-
20 able to such entity in grants under sections 308 and 311
21 because of the failure of such entity to meet the require-
22 ments for a grant or because the limitation on expenditure
23 has been reached, then the Secretary shall reallocate such
24 amount to States and Indian tribes and tribal organiza-
25 tions that meet such requirements proportionate to the

1 original allocation under subsection (a) or (b) of section
2 303, respectively.”

3 (c) Section 308(a)(2) of the Family Violence Preven-
4 tion and Services Act (42 U.S.C. 10407(a)(2)) is amended
5 by adding “on providing training and technical assistance”
6 after “focusing”, and by adding at the end the following:
7 “The Secretary may award grants to nonprofit, non-
8 governmental organizations for technical assistance and
9 training initiatives on the subjects identified in subsection
10 (c) if such initiatives do not duplicate the work of the enti-
11 ties funded under subsection (c) and the total amounts
12 awarded for such initiatives do not exceed \$500,000.”

13 (d) Section 308(c) of the Family Violence Prevention
14 and Services Act (42 U.S.C. 10407(c)) is amended by add-
15 ing “on emerging issues in domestic violence service, pre-
16 vention, or law and” after “service providers, and”, by
17 striking “domestic violence service, prevention, or law”
18 after “following areas”, and by adding after paragraph (7)
19 the following:

20 “(8) Providing technical assistance and training
21 to local domestic violence programs that provide
22 shelter or related assistance.

23 “(9) Improving access to services, information,
24 and training within Indian tribes and tribal organi-
25 zations.

1 “(10) Responding to emerging issues in the
2 field of domestic violence that the Secretary may
3 identify in consultation with advocates representing
4 local programs providing shelter or related assist-
5 ance, State domestic violence coalitions, and national
6 domestic violence organizations.

7 “(11) Nothing in this section shall prohibit the
8 Secretary from making multiple grants to any non-
9 profit, nongovernmental entity to fulfill the purposes
10 of this section.”.

11 (e) Section 309(1)(B) of the Family Violence Preven-
12 tion and Services Act (42 U.S.C. 10408(1)(B)) is amend-
13 ed by inserting “, with whom such person is or has been
14 in a continuing social relationship of a romantic or inti-
15 mate nature,” before “or with whom”.

16 (f) Section 309 of such Act (42 U.S.C. 10408) is
17 amended by adding at the end the following:

18 “(7) The term ‘Indian country’ has the same
19 meaning as is given such term by section 1151 of
20 title 18, United States Code.”.

21 (g) Section 310(e) of the Family Violence Prevention
22 and Services Act (42 U.S.C. 10409(e)) is amended by add-
23 ing after “for each fiscal year,” the following: “the lesser
24 of \$7,500,000 or”.

1 (h) Section 310(d) of the Family Violence Prevention
2 and Services Act (42 U.S.C. 10409(d)) is amended by
3 striking “not less than” and inserting “the lesser of
4 \$22,000,000 or” and by adding at the end the following:
5 “At such time as the appropriation under this subsection
6 exceeds \$11,000,000, the Secretary shall designate that
7 of the amounts appropriated under this subsection up to
8 20 percent of such funds shall be made available in the
9 amounts necessary to State domestic violence coalitions
10 for the specific purpose of providing technical assistance
11 and training and direct assistance in the following areas
12 or other priorities that may be determined by the Sec-
13 retary in consultation with State domestic violence coali-
14 tions and programs that provide shelter or related assist-
15 ance:

16 “(1) MODEL LEADERSHIP GRANTS FOR DOMES-
17 TIC VIOLENCE INTERVENTION IN UNDERSERVED
18 COMMUNITIES.—The Secretary shall award grants of
19 up to 3 years to not more than 10 State and tribal
20 domestic violence coalitions and not more than 10
21 local domestic violence programs providing shelter or
22 related assistance to develop model strategies to ad-
23 dress domestic violence in underserved populations
24 as defined in section 2003(7) of the Omnibus Crime
25 Control and Safe Streets Act of 1968 (42 U.S.C.

1 3796gg–2(7)). Such grants shall be made to assess
2 the needs of underserved populations in the State or
3 Indian country; build collaborative relationships with
4 community-based organizations serving underserved
5 populations; and develop and implement model com-
6 munity intervention strategies to decrease the inci-
7 dence of domestic violence in underserved popu-
8 lations.

9 “(A) ELIGIBILITY.—To be eligible for a 1-
10 year model leadership grant under this para-
11 graph, an applicant shall demonstrate—

12 “(i) a plan for assessing the needs of
13 underserved populations and identifying a
14 specific population for development of an
15 intervention strategy in the year of the
16 grant; and

17 “(ii) inclusion of representatives from
18 community-based organizations in under-
19 served communities in planning, designing,
20 and disseminating the needs assessment
21 instruments.

22 “(B) ELIGIBILITY FOR CONTINUED FUND-
23 ING.—To be eligible for continued funding of
24 up to 2 additional years, an applicant shall
25 provide—

1 “(i) a plan for implementing the
2 model strategies which includes collabo-
3 rative partnerships with community-based
4 organizations within the underserved popu-
5 lations identified; and

6 “(ii) a plan for disseminating the
7 model strategy throughout the State or In-
8 dian country, or to other States during
9 year 3 of the grant.

10 “(C) PRIORITY FOR COLLABORATIVE
11 FUNDING.—In awarding grants under this sec-
12 tion, the Secretary shall give preference to
13 State and tribal domestic violence coalitions and
14 local domestic violence shelters and programs
15 that submit applications in collaboration with
16 community-based organizations serving under-
17 served populations. A grant may not be made
18 under this subsection in an amount less than
19 \$100,000 for each fiscal year.

20 “(2) DIRECT EMERGENCY ASSISTANCE TO VIC-
21 TIMS OF DOMESTIC VIOLENCE.—

22 “(A) IN GENERAL.—The Secretary shall
23 award grants to each State and tribal domestic
24 violence coalition for the purpose of admin-
25 istering an emergency assistance fund for vic-

1 tims of domestic violence. Funds received under
2 this paragraph may be used only to provide
3 emergency assistance directly to victims of do-
4 mestic violence who are in the process of fleeing
5 an abusive situation. Emergency assistance
6 shall include transportation, housing, and other
7 expenses associated with relocation. Funds shall
8 be requested by domestic violence shelters and
9 programs on behalf of victims.

10 “(B) APPLICATION.—Prior to receipt of
11 emergency assistance funds under this para-
12 graph, the State or tribal domestic violence coa-
13 lition shall provide to the Secretary—

14 “(i) a detailed description of the proc-
15 ess for receiving and reviewing applications
16 for emergency assistance;

17 “(ii) a detailed description of the
18 process for notifying domestic violence
19 shelters and programs about the avail-
20 ability of emergency assistance funds;

21 “(iii) an application form that in-
22 cludes the type of assistance requested, a
23 statement of need for the funds, a state-
24 ment about the impact of the funds on the
25 victim’s ability to escape domestic violence,

1 and other such information that would be
2 helpful in disbursing emergency assistance
3 funds;

4 “(iv) the process used to make pay-
5 ments to recipients; and

6 “(v) a statement of procedures used
7 to protect the confidentiality of recipients.

8 “(C) REPORTING.—The State or tribal do-
9 mestic violence coalition shall file an annual re-
10 port to the Secretary describing the distribution
11 of funds to victims of domestic violence by type
12 and amount of assistance provided. For reasons
13 of safety and confidentiality, such report shall
14 not contain individually identifying information.

15 “(3) TECHNICAL ASSISTANCE AND TRAINING
16 FOR STATE, LOCAL, AND TRIBAL DOMESTIC VIO-
17 LENCE PROGRAMS.—

18 “(A) IN GENERAL.—The Secretary shall
19 award grants to a State or tribal domestic vio-
20 lence coalition or coalitions for the purpose of
21 providing training and technical assistance for
22 State and tribal domestic violence coalitions and
23 other nonprofit, nongovernmental State, local,
24 and tribal domestic violence programs. Funds
25 received under this section shall be used to con-

1 duct regional training and technical assistance
2 initiatives to be developed and implemented by
3 a nonprofit, nongovernmental State or tribal
4 domestic violence coalition or coalitions within
5 each of the regions administered by the Depart-
6 ment of Health and Human Services. Funds
7 shall be used to prioritize, plan, and implement
8 solutions to regional problems experienced by
9 domestic violence coalitions and programs pro-
10 viding shelter or related assistance within the
11 region.

12 “(B) ELIGIBILITY.—To be eligible for
13 funding under this paragraph the grantee shall
14 have the support of the majority of State and
15 tribal domestic violence coalitions within the re-
16 gion and shall have its principal place of oper-
17 ation within the region. Nothing in this section
18 shall prohibit domestic violence programs within
19 Indian tribes from receiving technical assistance
20 and training under this grant program. Grant-
21 ees shall be encouraged to work in collaboration
22 with domestic violence advocates and organiza-
23 tions outside of the region and with the na-
24 tional resource center and special issue resource
25 centers established in this Act to provide exper-

1 tise in delivering training and technical assist-
2 ance within the region.

3 “(C) REPORTING.—The grantee State or
4 tribal domestic violence coalition or coalitions
5 shall file an annual report to the Secretary de-
6 scribing the recipients and the type of technical
7 assistance and training received.”.

8 (i) Section 308(e) of the Family Violence Prevention
9 and Services Act (42 U.S.C. 10407(e)) is amended by add-
10 ing at the end the following: “Within 90 days after the
11 date of the enactment of the Violence Against Women Act
12 of 1999, all entities receiving funds pursuant to activities
13 under this section shall prepare and submit a report to
14 the Secretary that evaluates the effectiveness of the use
15 of amounts received under such grants by such grantee
16 and containing such other information as the Secretary
17 may prescribe. The Secretary shall publish any such re-
18 ports and provide at least 90 days for notice and oppor-
19 tunity for public comment prior to awarding or renewing
20 any such grants.”.

21 (j) Section 307(a) of the Family Violence Prevention
22 and Services Act (42 U.S.C. 10402(a)) is amended by
23 adding at the end the following:

24 “(3) The Secretary shall deny any application that
25 fails to provide documentation, including memoranda of

1 understanding, of the specific involvement of the State or
2 tribal domestic violence coalition and other knowledgeable
3 individuals and interested organizations, in the develop-
4 ment of the State or tribe’s application.”.

5 (k) Section 303(b) of the Family Violence Prevention
6 Services Act (42 U.S.C. 10402(b)) is amended by adding
7 at the end the following:

8 “(4) From the amounts made available under para-
9 graph (1), there shall be awarded by the Secretary not
10 less than 5 percent of such amounts for the funding of
11 tribal domestic violence coalitions. To be eligible for a
12 grant under this paragraph, an entity shall be a private
13 nonprofit coalition whose membership includes representa-
14 tives from a majority of the programs for victims of do-
15 mestic violence operating within the boundaries of an In-
16 dian reservation and programs whose primary purpose is
17 serving the populations of such Indian country and whose
18 board membership is representative of such programs.
19 Such coalitions shall further the purposes of domestic vio-
20 lence intervention and prevention through activities
21 including—

22 “(A) training and technical assistance for
23 local Indian domestic violence programs and
24 providers of direct services to encourage appro-

1 appropriate responses to domestic violence in Indian
2 country;

3 “(B) planning and conducting needs as-
4 sessments and planning for comprehensive serv-
5 ices in Indian country;

6 “(C) serving as an information clearing-
7 house and resource center for the Indian res-
8 ervation represented by the coalition receiving
9 these funds;

10 “(D) collaborating with Indian, State, and
11 Federal governmental systems which affect bat-
12 tered women in Indian country, including judi-
13 cial and law enforcement and child protective
14 services agencies, to encourage appropriate re-
15 sponses to domestic violence cases;

16 “(E) conducting public education and out-
17 reach activities addressing domestic violence in
18 Indian country;

19 “(F) collaborating with State domestic vio-
20 lence coalitions in the areas described above;
21 and

22 “(G) participating in planning and moni-
23 toring of the distribution of grants and grant
24 funds to the Indian reservation and tribal orga-
25 nizations under paragraph (1).”

1 **Subtitle D—Community Initiatives**

2 **SEC. 131. GRANTS FOR COMMUNITY INITIATIVES.**

3 (a) Section 318(h) of the Family Violence Prevention
4 and Services Act (42 U.S.C. 10418(h)) is amended to read
5 as follows:

6 “(h) **AUTHORIZATION OF APPROPRIATIONS.**—There
7 are authorized to be appropriated to carry out this
8 section—

9 “(1) \$8,000,000 for fiscal year 2000;

10 “(2) \$9,000,000 for fiscal year 2001;

11 “(3) \$10,000,000 for fiscal year 2002;

12 “(4) \$11,000,000 for fiscal year 2003; and

13 “(5) \$12,000,000 for fiscal year 2004.”.

14 (b) Subsection (i) of section 318 of the Family Vio-
15 lence Prevention and Services Act (42 U.S.C. 10418) is
16 amended by inserting the text of the subsection as a cut-
17 in paragraph (1) with the heading “**IN GENERAL.**—” and
18 by adding at the end the following:

19 “(2) **INFORMATION.**—The Secretary shall annu-
20 ally compile and broadly disseminate (including
21 through electronic publication) information about
22 the use of funds and about the projects funded
23 under this section, including any evaluations of the
24 projects and information to enable replication and
25 adoption of the strategies identified in the projects.

1 Such dissemination shall target other community-
2 based programs, including domestic violence and
3 sexual assault programs.”.

4 **Subtitle E—Education and Train-**
5 **ing for Judges and Court Per-**
6 **sonnel**

7 **SEC. 141. REAUTHORIZATION.**

8 (a) GRANTS FOR EDUCATION AND TRAINING FOR
9 JUDGES AND COURT PERSONNEL IN STATE COURTS.—

10 (1) Section 40412 of the Equal Justice for Women in the
11 Courts Act of 1994 (42 U.S.C. 13992) is amended—

12 (A) by striking “and” at the end of paragraph
13 (18);

14 (B) by striking the period at the end of para-
15 graph (19); and

16 (C) by inserting after paragraph (19) the fol-
17 lowing:

18 “(20) the issues raised by domestic violence in
19 determining custody and visitation, including how to
20 protect the safety of the child and of a parent who
21 is not a predominant aggressor of domestic violence,
22 the legitimate reasons parents may report domestic
23 violence, the ways domestic violence may relate to an
24 abuser’s desire to seek custody, and evaluating ex-

1 pert testimony in custody and visitation determina-
2 tions involving domestic violence;

3 “(21) the issues raised by child sexual assault
4 in determining custody and visitation, including how
5 to protect the safety of the child, the legitimate rea-
6 sons parents may report child sexual assault, and
7 evaluating expert testimony in custody and visitation
8 determinations involving child sexual assault, includ-
9 ing the current scientifically-accepted and empiri-
10 cally valid research on child sexual assault; and

11 “(22) the extent to which addressing domestic
12 violence and victim safety contributes to the efficient
13 administration of justice.”.

14 (2) Section 40414(a) of the Equal Justice for Women
15 in the Courts Act of 1994 (42 U.S.C. 13994(a)) is amend-
16 ed by inserting “and \$1,500,000 for each of the fiscal
17 years 2000 through 2004” after “1996”.

18 (b) GRANTS FOR EDUCATION AND TRAINING FOR
19 JUDGES AND COURT PERSONNEL IN FEDERAL
20 COURTS.—(1) Section 40421(d) of the Equal Justice for
21 Women in the Courts Act of 1994 (42 U.S.C. 14001(d))
22 is amended to read as follows:

23 “(d) MODEL PROGRAMS.—The Federal Judicial Cen-
24 ter, in carrying out section 620(b)(3) of title 28, United
25 States Code, shall include in the educational programs it

1 prepares, including the training programs for newly ap-
2 pointed judges, information on the aspects of the topics
3 listed in section 40412 that pertain to issues within the
4 jurisdiction of the Federal courts, and shall prepare mate-
5 rials necessary to implement this subsection.”.

6 (2) Section 40422(2) of the Equal Justice for Women
7 in the Courts Act of 1994 (42 U.S.C. 14002(2)) is amend-
8 ed by inserting “and \$500,000 for each of the fiscal years
9 2000 through 2004” after “1996”.

10 (c) TECHNICAL AMENDMENTS TO THE EQUAL JUSTICE FOR WOMEN IN THE COURTS ACT OF 1994.—

12 (1) ENSURING COLLABORATION WITH DOMESTIC VIOLENCE AND SEXUAL ASSAULT PROGRAMS.—
13 Section 40413 of the Equal Justice for Women in
14 the Courts Act (42 U.S.C. 13993) is amended by
15 adding “including national, State, tribal, and local
16 domestic violence and sexual assault programs and
17 coalitions,” after “victim advocates”.

19 (2) PARTICIPATION OF TRIBAL COURTS IN STATE TRAINING AND EDUCATION PROGRAMS.—Sec-
20 tion 40411 of the Equal Justice for Women in the
21 Courts Act (42 U.S.C. 13991) is amended by adding
22 at the end the following: “Nothing shall preclude the
23 attendance of tribal judges and court personnel at
24 programs funded under this section for States to
25

1 train judges and court personnel on the laws of the
2 States.”

3 (3) USE OF FUNDS FOR DISSEMINATION OF
4 MODEL PROGRAMS.—Section 40414 of the Equal
5 Justice for Women in the Courts Act (42 U.S.C.
6 13994) is amended by adding at the end the fol-
7 lowing:

8 “(c) The State Justice Institute may use up to 5 per-
9 cent of the funds appropriated under this section for annu-
10 ally compiling and broadly disseminating (including
11 through electronic publication) information about the use
12 of funds and about the projects funded under this section,
13 including any evaluations of the projects and information
14 to enable the replication and adoption of the projects.”.

15 **Subtitle F—Grants To Encourage**
16 **Arrest Policies**

17 **SEC. 151. DEFINITIONS.**

18 Section 2105(1) of the Omnibus Crime Control and
19 Safe Streets Act of 1968 (42 U.S.C. 3796hh–4(1)) is
20 amended to read as follows:

21 “(1) the term ‘domestic violence’ includes acts
22 or threats of violence, not including acts of self-de-
23 fense, committed by a current or former spouse of
24 the victim, by a person with whom the victim shares
25 a child in common, by a person who is cohabiting

1 with or has cohabited with the victim, by a person
2 who is or has been in a continuing social relationship
3 of a romantic or intimate nature with the victim, by
4 a person similarly situated to a spouse of the victim
5 under the domestic or family violence laws of the ju-
6 risdiction, or by any other person against a victim
7 who is protected from that person’s acts under the
8 domestic or family violence laws of the jurisdiction.”.

9 **SEC. 152. REAUTHORIZATION.**

10 Section 1001(a)(19) of the Omnibus Crime Control
11 and Safe Streets Act of 1968 (42 U.S.C. 3793(a)(19)) is
12 amended—

13 (1) by striking “and” at the end of subpara-
14 graph (B);

15 (2) by striking the period at the end of sub-
16 paragraph (C) and inserting a semicolon; and

17 (3) by inserting after subparagraph (C) the fol-
18 lowing:

19 “(D) \$63,000,000 for fiscal year 2000;

20 “(E) \$67,000,000 for fiscal year 2001;

21 “(F) \$70,000,000 for fiscal year 2002;

22 “(G) \$70,000,000 for fiscal year 2003; and

23 “(H) \$70,000,000 for fiscal year 2004.”.

1 **SEC. 153. TECHNICAL AMENDMENT.**

2 Section 2101 of the Omnibus Crime Control and Safe
3 Streets Act of 1968 (42 U.S.C. 3796hh) is amended by
4 adding at the end the following:

5 “(d) DISBURSEMENT.—At least 5 percent of the
6 funds appropriated under this section shall be used for
7 grants to Indian tribal governments.”.

8 **Subtitle G—Rural Domestic Vio-**
9 **lence and Child Abuse Enforce-**
10 **ment**

11 **SEC. 161. REAUTHORIZATION.**

12 Section 40295(c)(1) of the Safe Homes for Women
13 Act of 1994 (42 U.S.C. 13971(c)(1)) is amended—

14 (1) by striking “and” at the end of subpara-
15 graph (B);

16 (2) by striking the period at the end of sub-
17 paragraph (C) and inserting “; and”; and

18 (3) by inserting after subparagraph (C) the fol-
19 lowing:

20 “(D) \$35,000,000 for each of the fiscal
21 years 2000, 2001, 2002, 2003, and 2004.”.

22 **SEC. 162. TECHNICAL AMENDMENTS.**

23 Section 40295(c) of the Safe Homes for Women Act
24 of 1994 (42 U.S.C. 13971(c)) is amended by adding at
25 the end the following:

1 “(3) DISBURSEMENT.—At least 5 percent of
2 the funds appropriated under paragraph (1) shall be
3 used for grants to Indian tribal governments.”.

4 **Subtitle H—National Stalker and** 5 **Domestic Violence Reduction**

6 **SEC. 171. TECHNICAL AMENDMENTS.**

7 Section 40602(a) of the Violence Against Women Act
8 of 1994 (42 U.S.C. 14031(a)) is amended by inserting
9 “and implement” after “improve”.

10 **SEC. 172. REAUTHORIZATION.**

11 Section 40603 of the Violence Against Women Act
12 of 1994 (42 U.S.C. 14032) is amended—

13 (1) by striking “and” at the end of paragraph

14 (2);

15 (2) by striking the period at the end of para-
16 graph (3) and inserting “; and”; and

17 (3) by inserting after paragraph (3) the fol-
18 lowing:

19 “(4) \$3,000,000 for each of the fiscal years
20 2000, 2001, 2002, 2003, and 2004.”.

21 **Subtitle I—Federal Victims’** 22 **Counselors**

23 **SEC. 181. REAUTHORIZATION.**

24 The text of section 40114 of the Safe Streets for
25 Women Act of 1994 is amended to read as follows: “There

1 are authorized to be appropriated for the United States
2 Attorneys for the purpose of appointing Victim/Witness
3 Counselors for the prosecution of domestic violence and
4 sexual assault crimes where applicable (such as the Dis-
5 trict of Columbia) \$1,000,000 for each of the fiscal years
6 2000, 2001, 2002, 2003, and 2004.”.

7 **Subtitle J—Education and Preven-**
8 **tion Grants To Reduce Sexual**
9 **Abuse of Runaway, Homeless,**
10 **and Street Youth**

11 **SEC. 191. REAUTHORIZATION.**

12 Section 316(c) of the Runaway and Homeless Youth
13 Act (42 U.S.C. 5712d(c)) is amended—

14 (1) by striking “and” at the end of paragraph

15 (2);

16 (2) by striking the period at the end of para-
17 graph (3) and inserting a semicolon; and

18 (3) by inserting after paragraph (3) the fol-
19 lowing:

20 “(4) \$22,000,000 for each of the fiscal years
21 2000, 2001, 2002, 2003, and 2004.”.

22 **SEC. 192. DISSEMINATION OF INFORMATION.**

23 Section 316 of part A of the Runaway and Homeless
24 Youth Act (42 U.S.C. 5712d) is amended by redesignating

1 subsection (d) as subsection (e) and by inserting after sub-
2 section (c) the following:

3 “(d) The Secretary shall annually compile and broad-
4 ly disseminate (including through electronic publication)
5 information about the use of funds and about the projects
6 funded under this subtitle, including any evaluations of
7 the projects and information to enable replication and
8 adoption of the strategies identified in the projects. Such
9 dissemination shall target community-based programs, in-
10 cluding domestic violence and sexual assault programs.”.

11 **Subtitle K—Victims of Child Abuse**
12 **Programs**

13 **SEC. 193. REAUTHORIZATION OF COURT-APPOINTED SPE-**
14 **CIAL ADVOCATE PROGRAM.**

15 Section 218(a) of the Victims of Child Abuse Act of
16 1990 (42 U.S.C. 13014(a)) is amended—

17 (1) by striking “and” at the end of paragraph
18 (4);

19 (2) by striking the period at the end of para-
20 graph (5) and inserting a semicolon; and

21 (3) by inserting after paragraph (5) the fol-
22 lowing:

23 “(6) \$12,000,000 for each of the fiscal years
24 2001, 2002, 2003, and 2004.”

1 **SEC. 194. REAUTHORIZATION OF CHILD ABUSE TRAINING**
2 **PROGRAMS FOR JUDICIAL PERSONNEL AND**
3 **PRACTITIONERS.**

4 Section 224(a) of the Victims of Child Abuse Act of
5 1990 (42 U.S.C. 13024(a)) is amended—

6 (1) by striking “and” at the end of paragraph
7 (4);

8 (2) by striking the period at the end of para-
9 graph (5) and inserting a semicolon; and

10 (3) by inserting after paragraph (5) the fol-
11 lowing:

12 “(6) \$2,300,000 for each of the fiscal years
13 2001, 2002, 2003, and 2004.”.

14 **SEC. 195. REAUTHORIZATION OF GRANTS FOR TELEVISED**
15 **TESTIMONY.**

16 Section 1001(a)(7) of title I of the Omnibus Crime
17 Control and Safe Streets Act of 1968 (42 U.S.C.
18 3793(a)(7)) is amended—

19 (1) by striking “and” at the end of subpara-
20 graph (D);

21 (2) by striking the period at the end of sub-
22 paragraph (E) and inserting a semicolon; and

23 (3) by inserting after subparagraph (E) the fol-
24 lowing:

25 “(F) \$1,000,000 for each of the fiscal years
26 2001, 2002, 2003, and 2004.”.

1 **SEC. 196. DISSEMINATION OF INFORMATION.**

2 Section 40156 of the Violence Against Women Act
3 of 1994 is amended by inserting at the end the following:

4 “(d) The Attorney General shall annually compile
5 and broadly disseminate (including through electronic
6 publication) information about the use of funds and about
7 the projects funded under this section, including any eval-
8 uations of the projects and information to enable replica-
9 tion and adoption of the strategies identified in the
10 projects. Such dissemination shall target community-based
11 programs, including domestic violence and sexual assault
12 programs.”.

13 **TITLE II—SEXUAL ASSAULT**
14 **PREVENTION**

15 **SEC. 201. TRANSFER OF RAPE PREVENTION AND EDU-**
16 **CATION PROGRAM.**

17 Part J of title III of the Public Health Service Act
18 is amended by inserting after section 393A the following
19 new section:

20 **“SEC. 393B. USE OF ALLOTMENTS FOR RAPE PREVENTION**
21 **EDUCATION.**

22 “(a) GRANTS.—

23 “(1) PERMITTED USE.—Notwithstanding sec-
24 tion 1904(a)(1), amounts transferred by the State
25 for use under this part shall be used for rape pre-
26 vention and education programs conducted by rape

1 crisis centers and private nonprofit nongovernmental
2 State and tribal sexual assault coalitions for—

3 “(A) educational seminars;

4 “(B) the operation of hotlines;

5 “(C) training programs for professionals;

6 “(D) the preparation of informational ma-
7 terial; and

8 “(E) other efforts to increase awareness of
9 the facts about, or to help prevent, sexual as-
10 sult, including efforts to increase awareness in
11 underserved communities (as defined in section
12 2003(7) of the Omnibus Crime Control and
13 Safe Streets Act of 1968 (42 U.S.C. 3796gg-
14 2(7)).

15 “(2) TERMS.—

16 “(A) POPULATIONS.—The Secretary shall
17 make grants under subsection (a) to each State
18 on the basis of the population of the State.

19 “(B) RAPE PREVENTION AND EDUCATION
20 PROGRAMS.—No State may use funds made
21 available by reason of paragraph (1) in any fis-
22 cal year for administration of any prevention
23 program other than the rape prevention and
24 education program for which grants are made
25 under paragraph (1).

1 “(C) AVAILABILITY.—Any amount paid to
2 a State for a fiscal year and remaining unobli-
3 gated at the end of such year shall remain
4 available for the next fiscal year to such State
5 for the purposes for which it was made.

6 “(D) ADMINISTRATIVE AND TECHNICAL
7 ASSISTANCE.—The Secretary shall use not more
8 than 5 percent of the funds available under
9 paragraph (1) for the purposes of administra-
10 tive and technical assistance.

11 “(E) TARGETING OF EDUCATION PRO-
12 GRAMS.—States receiving grant moneys under
13 paragraph (1) shall ensure that at least 25 per-
14 cent of the moneys are devoted to educational
15 programs targeted for middle school, junior
16 high, and high school aged students. The pro-
17 grams targeted under this subsection shall be
18 conducted by rape crisis centers and State and
19 tribal sexual assault coalitions.

20 “(b) NATIONAL RESOURCE CENTER.—

21 “(1) ESTABLISHMENT.—At such time as appro-
22 priations under subsection (c) reach at least
23 \$80,000,000, the Secretary of Health and Human
24 Services shall, through the National Center for In-
25 jury Prevention and Control at the Centers for Dis-

1 ease Control and Prevention, establish a National
2 Resource Center on Sexual Assault to provide re-
3 source information, policy, training, and technical
4 assistance to Federal, State, and Indian tribal agen-
5 cies, as well as to State and tribal sexual assault
6 coalitions and local sexual assault programs and to
7 other professionals and interested parties on issues
8 relating to sexual assault. The Resource Center shall
9 maintain a central resource library in order to col-
10 lect, prepare, analyze, and disseminate information
11 and statistics and analyses thereof relating to the in-
12 cidence and prevention of sexual assault.

13 “(2) ELIGIBLE ORGANIZATIONS.—The Sec-
14 retary shall award a grant under paragraph (1) to
15 a private nonprofit organization which can—

16 “(A) demonstrate that it has recognized
17 expertise in the area of sexual assault, a record
18 of high-quality services to victims of sexual as-
19 sault, including a demonstration of support
20 from advocacy groups, such as State and tribal
21 sexual assault coalitions or recognized national
22 sexual assault groups; and

23 “(B) demonstrate a commitment to diver-
24 sity and to the provision of services to under-
25 served populations as defined in section

1 2003(7) of the Omnibus Crime Control and
2 Safe Street Act of 1968 (42 U.S.C. 3796gg–
3 2(7)).

4 “(c) AUTHORIZATION OF APPROPRIATIONS.—

5 “(1) IN GENERAL.—There are authorized to be
6 appropriated to carry out this section—

7 “(A) \$80,000,000 for fiscal year 2000;

8 “(B) \$105,000,000 for fiscal year 2001;

9 “(C) \$105,000,000 for fiscal year 2002;

10 “(D) \$155,000,000 for fiscal year 2003;

11 and

12 “(E) \$155,000,000 for fiscal year 2004.

13 Funds authorized to be appropriated under this sec-
14 tion are appropriated from the Violent Crime Reduc-
15 tion Fund pursuant to section 31001(c) of the Vio-
16 lent Crime Control and Law Enforcement Act of
17 1994 (42 U.S.C. 14211(c)) and paragraph (16)
18 under the definition of “prevention program” in sec-
19 tion 31001(d) of such Act (42 U.S.C. 14214(d)).

20 “(2) SEXUAL ASSAULT COALITIONS.—At such
21 time as appropriations under subsection (c) reach at
22 least \$80,000,000, the Secretary shall designate 15
23 percent of the total amount appropriated to be used
24 for making grants to nonprofit, nongovernmental
25 State sexual assault coalitions to address public

1 health issues associated with sexual assault through
2 training, resource development, or similar research.

3 “(3) INDIAN COUNTRY.—At such time as the
4 appropriations under subsection (c) reach at least
5 \$80,000,000, there shall be awarded by the Sec-
6 retary not less than 5 percent of such amounts for
7 the funding of tribal sexual assault coalitions. To be
8 eligible for a grant under this paragraph, an entity
9 shall be a private nonprofit coalition whose member-
10 ship includes representatives from a majority of the
11 programs for adult and child victims of sexual as-
12 sault operating within the boundaries of such Indian
13 country and programs whose primary purpose is
14 serving the population of an Indian reservation, and
15 whose board membership is representative of such
16 programs. Such coalitions shall further the purposes
17 of sexual assault intervention and prevention
18 through activities including—

19 “(A) training and technical assistance for
20 local Indian sexual assault programs and pro-
21 viders of direct services to encourage appro-
22 priate responses to sexual assault in Indian
23 country;

1 “(B) planning and conducting needs as-
2 sessments and planning for comprehensive serv-
3 ices in Indian country;

4 “(C) serving as an information clearing-
5 house and resource center for any Indian res-
6 ervation represented by the coalition receiving
7 these funds;

8 “(D) collaborating with Indian, State, and
9 Federal systems which affect adult and child
10 victims of sexual assault in Indian country, in-
11 cluding judicial, law enforcement, and child pro-
12 tective services agencies, to encourage appro-
13 priate responses to sexual assault cases;

14 “(E) conducting public education and out-
15 reach activities addressing sexual assault in In-
16 dian country;

17 “(F) collaborating with sexual assault coa-
18 litions in the areas described above; and

19 “(G) participating in planning and moni-
20 toring of the distribution of grants and grant
21 funds to Indian reservation and tribal organiza-
22 tions under this section.

23 “(4) SUBSECTION (b) ALLOTMENT.—Of the
24 amount appropriated for any fiscal year under this
25 section, at least \$1,000,000 shall be made available

1 for grants under subsection (b), with yearly in-
2 creases of at least 10 percent of the prior year's al-
3 lotment.

4 “(d) LIMITATIONS.—

5 “(1) A State may use funds under subsection
6 (a) only so as to supplement and, to the extent prac-
7 ticable, increase the level of funds that would be
8 available from non-Federal sources for the activities
9 described in subsection (a), and in no case may such
10 funds be used to supplant funds from other sources.

11 “(2) A State may not use more than 2 percent
12 of the funds received in each fiscal year under this
13 section for surveillance studies or prevalence studies
14 and funds for such studies shall be available only at
15 such time as appropriations under subsection (c)
16 reach at least \$80,000,000.

17 “(3) A State may not use more than 5 percent
18 of funds received in each fiscal year under sub-
19 section (a) for administrative expenses.

20 “(e) DEFINITIONS.—

21 “(1) RAPE PREVENTION AND EDUCATION.—For
22 purposes of this section, the term ‘rape prevention
23 and education’ includes education and prevention ef-
24 forts directed at sexual offenses committed by of-

1 offenders who are not known to the victim as well as
2 offenders who are known to the victim.

3 “(2) SEXUAL ASSAULT.—The term ‘sexual as-
4 sault’ means any conduct proscribed by chapter
5 109A of title 18, United States Code, whether or not
6 the conduct occurs in the special maritime and terri-
7 torial jurisdiction of the United States or in a Fed-
8 eral prison and includes both assaults committed by
9 offenders who are strangers to the victim and as-
10 saults committed by offenders who are known to the
11 victim or related by blood or marriage to the victim.

12 “(3) RAPE CRISIS CENTER.—The term ‘rape
13 crisis center’ means a private, nonprofit, nongovern-
14 mental organization that is organized, or has as one
15 of its primary purposes, to provide services for vic-
16 tims of sexual assault and has a record of commit-
17 ment and demonstrated experience in providing serv-
18 ices to victims of sexual assault.

19 “(4) SEXUAL ASSAULT PROGRAM.—The term
20 ‘sexual assault program’ means a private, nonprofit,
21 nongovernmental organization that is organized, or
22 has as one of its primary purposes, to provide serv-
23 ices for victims of sexual assault and has a record
24 of commitment and demonstrated experience in pro-
25 viding services to victims of sexual assault.

1 “(5) STATE COALITION OF SEXUAL ASSAULT
2 PROGRAMS.—The term ‘State coalition of sexual as-
3 sault programs’ means a statewide nonprofit, non-
4 governmental membership organization of a majority
5 of sexual assault programs within the State that,
6 among other activities, provides training and tech-
7 nical assistance to sexual assault programs within
8 the State, commonwealth, territory, or lands under
9 military, Federal, or tribal authority.”.

10 **SEC. 202. RAPE PREVENTION EDUCATION.**

11 (a) REPEAL.—Section 1910A of the Public Health
12 and Human Services Act (42 U.S.C. 300w–10) is re-
13 pealed.

14 (b) EFFECTIVE DATE.—The repeal made by sub-
15 section (a) of this section shall take effect the day after
16 the date of enactment of this Act.

○