

106TH CONGRESS  
1ST SESSION

# H. R. 764

To reduce the incidence of child abuse and neglect, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 1999

Ms. PRYCE of Ohio (for herself, Mr. EWING, Mr. GREENWOOD, Mr. DELAY, and Mrs. JONES of Ohio) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To reduce the incidence of child abuse and neglect, and  
for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Child Abuse Preven-  
5 tion and Enforcement Act”.

6 **SEC. 2. IMPROVEMENT OF ACCESS TO CERTAIN COURT**  
7 **AND LAW ENFORCEMENT RECORDS TO PRE-**  
8 **VENT CHILD ABUSE.**

9       (a) DESCRIPTION OF GRANT PROGRAM.—Section  
10 1402 of the Omnibus Crime Control and Safe Streets Act

1 of 1968 (42 U.S.C. 3796aa–1) is amended by adding be-  
2 fore the period at the end the following: “or to provide  
3 child protective workers and child welfare workers (in pub-  
4 lic and private agencies, who, in the course of their official  
5 duties, are engaged in the assessment of risk and other  
6 actions related to the protection of children, including  
7 placement of children in foster care) access to criminal  
8 conviction information and orders of protection based on  
9 a claim of domestic or child abuse, or to improve law en-  
10 forcement access to judicial custody orders, visitation or-  
11 ders, protection orders, guardianship orders, stay away or-  
12 ders, or other similar judicial orders”.

13 (b) APPLICATION TO RECEIVE GRANTS.—Section  
14 1403 of such Act (42 U.S.C. 3796aa–2) is amended—

15 (1) in paragraph (1), by inserting before the  
16 semicolon at the end the following: “or to provide  
17 child protective workers and child welfare workers  
18 (in public and private agencies, who, in the course  
19 of their official duties, are engaged in the assess-  
20 ment of risk and other actions related to the protec-  
21 tion of children, including placement of children in  
22 foster care) access to criminal conviction information  
23 and orders of protection based on a claim of domes-  
24 tic or child abuse, or to improve law enforcement ac-  
25 cess to judicial custody orders, visitation orders, pro-

1       tection orders, guardianship orders, stay away or-  
2       ders, or other similar judicial orders”; and

3               (2) in paragraph (2), by inserting before the pe-  
4       riod at the end the following: “or to provide child  
5       protective workers and child welfare workers (in  
6       public and private agencies, who, in the course of  
7       their official duties, are engaged in the assessment  
8       of risk and other actions related to the protection of  
9       children, including placement of children in foster  
10      care) access to criminal conviction information and  
11      orders of protection based on a claim of domestic or  
12      child abuse, or to improve law enforcement access to  
13      judicial custody orders, visitation orders, protection  
14      orders, guardianship orders, stay away orders, or  
15      other similar judicial orders”.

16      (c) REVIEW OF APPLICATIONS.—Section 1404(a) of  
17      such Act (42 U.S.C. 3796aa–3(a)) is amended in the mat-  
18      ter preceding paragraph (1) by inserting after “to receive  
19      a grant” the following: “for closed circuit televising of tes-  
20      timony of children who are victims of abuse”.

21      (d) DEFINITIONS.—Section 1409(2) of such Act (42  
22      U.S.C. 3796aa–8(2)) is amended by inserting before the  
23      period at the end the following: “or the taking of a child  
24      in violation of a court order”.

1 (e) CONFORMING AMENDMENT.—Part N of title I of  
2 such Act (42 U.S.C. 3796aa) is amended in the heading  
3 to read as follows:

4 **“PART N—GRANTS FOR CLOSED-CIRCUIT TELE-**  
5 **VISING OF TESTIMONY OF CHILDREN WHO**  
6 **ARE VICTIMS OF ABUSE AND FOR IMPROV-**  
7 **ING ACCESS TO COURT AND LAW ENFORCE-**  
8 **MENT RECORDS FOR THE PURPOSE OF PRE-**  
9 **VENTING CHILD ABUSE”.**

10 **SEC. 3. USE OF FUNDS UNDER BYRNE GRANT PROGRAM**  
11 **FOR CHILD PROTECTION.**

12 Section 501(b) of title I of the Omnibus Crime Con-  
13 trol and Safe Streets Act of 1968 (42 U.S.C. 3751) is  
14 amended—

15 (1) by striking “and” at the end of paragraph  
16 (25);

17 (2) by striking the period at the end of para-  
18 graph (26) and adding “; and”; and

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

20 “(27) enforcing child abuse and neglect laws  
21 and programs designed to prevent child abuse and  
22 neglect.”.

1 **SEC. 4. INCREASE IN SET ASIDE FOR CHILD ABUSE VIC-**  
2 **TIMS UNDER THE VICTIMS OF CRIME ACT OF**  
3 **1984.**

4 Section 1402(d)(2) of the Victims of Crime Act of  
5 1984 is amended by striking “\$10,000,000” and inserting  
6 “\$20,000,000”.

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