

111TH CONGRESS
1ST SESSION

S. _____

To amend the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988 to reauthorize the Acts, and for other purposes.

IN THE SENATE OF THE UNITED STATES

_____ introduced the following bill; which was read twice
and referred to the Committee on _____

A BILL

To amend the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988 to reauthorize the Acts, 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 “CAPTA Reauthoriza-
5 tion Act of 2009”.

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

3 **SEC. 101. FINDINGS.**

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

6 (1) by striking paragraph (1) and inserting the
7 following:

8 “(1) in 2007, approximately 794,000 American
9 children were victims of child abuse and neglect;”;

10 (2) in paragraph (2)—

11 (A) in subparagraph (A), by inserting “,
12 and more than 34 percent of child fatalities in
13 2007 were attributed to neglect” after “mal-
14 treatment”; and

15 (B) in subparagraph (B)—

16 (i) by striking “60 percent” and in-
17 sserting “59 percent”;

18 (ii) by striking “2001” and inserting
19 “2007”;

20 (iii) by striking “19 percent” and in-
21 sserting “11 percent”;

22 (iv) by striking “10 percent” and in-
23 sserting “nearly 8 percent”; and

24 (v) by striking “and 7 percent suf-
25 fered emotional maltreatment” and insert-

1 ing “, 4 percent suffered psychological
2 maltreatment, and 13 percent were victims
3 of multiple maltreatments”;

4 (3) in paragraph (3)—

5 (A) in subparagraph (A) by inserting “or
6 neglect” after “abuse”;

7 (B) in subparagraph (B), by striking
8 “2001, an estimated 1,300” and inserting
9 “2007, an estimated 1,760”; and

10 (C) in subparagraph (C)—

11 (i) by inserting “in 2007,” after
12 “(C)”;

13 (ii) by striking “41 percent” and in-
14 serting “42 percent”;

15 (iii) by striking “85 percent” and in-
16 serting “76 percent”;

17 (iv) by striking “6 years” and insert-
18 ing “4 years”; and

19 (v) by striking “abuse” each place it
20 appears and inserting “maltreatment”;

21 (4) in paragraph (4)(B), by striking “slightly”
22 and all that follows and inserting “approximately 38
23 percent of victims of child abuse did not receive
24 post-investigation services in 2007.”;

1 (5) by redesignating paragraphs (5) through
2 (13) as paragraphs (6) through (11) and (13)
3 through (15), respectively;

4 (6) by inserting after paragraph (4) of this sec-
5 tion the following:

6 “(5) African-American children, American In-
7 dian or Alaska Native children, and children of mul-
8 tiple races experience the highest rates of child
9 abuse or neglect;”;

10 (7) in paragraph (6), as redesignated by para-
11 graph (5) of this section—

12 (A) in subparagraph (A), by inserting “do-
13 mestic violence services,” after “mental
14 health,”; and

15 (B) by amending subparagraph (E) to read
16 as follows:

17 “(E) recognizes the diversity of ethnic, cul-
18 tural, and religious beliefs and traditions that
19 may impact child rearing patterns, while not al-
20 lowing the differences in those beliefs and tradi-
21 tions to enable abuse or neglect;”;

22 (8) by inserting after paragraph (11), as redesi-
23 gnated by paragraph (5) of this section, the fol-
24 lowing:

1 “(12) because child maltreatment and domestic
2 violence coexist in up to 60 percent of the families
3 among whom either is present, States and commu-
4 nities should adopt assessments and intervention
5 procedures aimed at enhancing the safety both of
6 children and victims of domestic violence;”;

7 (9) in paragraphs (14) and (15), as redesign-
8 nated by paragraph (5) of this section, by striking
9 “Federal government” and inserting “Federal Gov-
10 ernment”; and

11 (10) in paragraph (14), as redesignated by
12 paragraph (5) of this section, by inserting “and” at
13 the end.

14 **Subtitle A—General Program**

15 **SEC. 111. ADVISORY BOARD.**

16 Section 102 of the Child Abuse Prevention and
17 Treatment Act (42 U.S.C. 5102) is amended—

18 (1) in subsection (c)(4), by striking “medicine”
19 and inserting “health”; and

20 (2) in subsection (f)(2), by striking “abuse or
21 neglect which” and inserting “child abuse or neglect
22 which”.

23 **SEC. 112. NATIONAL CLEARINGHOUSE.**

24 Section 103 of the Child Abuse Prevention and
25 Treatment Act (42 U.S.C. 5104) is amended—

1 (1) in subsection (a), by inserting “and neglect”
2 before the period;

3 (2) in subsection (b)—

4 (A) by redesignating paragraphs (2)
5 through (5) as paragraphs (3) through (6), re-
6 spectively;

7 (B) by striking paragraph (1) and insert-
8 ing the following:

9 “(1) maintain, coordinate, and disseminate in-
10 formation on all effective programs, including pri-
11 vate and community-based programs, that show
12 promise of success with respect to the prevention,
13 assessment, identification, and treatment of child
14 abuse or neglect and hold the potential for broad
15 scale implementation and replication;

16 “(2) maintain, coordinate, and disseminate in-
17 formation on the medical diagnosis and treatment of
18 child abuse or neglect;”;

19 (C) in paragraph (3), as redesignated by
20 subparagraph (A) of this paragraph, by insert-
21 ing “and disseminate” after “maintain”;

22 (D) in subparagraph (B) of paragraph (4),
23 as redesignated by subparagraph (A) of this
24 paragraph, by inserting “(42 U.S.C. 5105
25 note)” before the semicolon;

1 (E) in subparagraph (C) of paragraph (5),
2 as redesignated by subparagraph (A) of this
3 paragraph, by striking “and” at the end;

4 (F) in subparagraph (B) of paragraph (6),
5 as redesignated by subparagraph (A) of this
6 paragraph, by striking “and child welfare per-
7 sonnel.” and inserting “child welfare, and do-
8 mestic violence services personnel; and”;

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

10 “(7) maintain and disseminate information on
11 best practices relating to differential response.”; and

12 (3) in subsection (c)(1)—

13 (A) in subparagraph (C)—

14 (i) in clause (i), by striking “and” at
15 the end;

16 (ii) in clause (ii), by striking the semi-
17 colon and inserting “; and”; and

18 (iii) by adding at the end the fol-
19 lowing:

20 “(iii) information about the national
21 incidence and characteristics of child abuse
22 or neglect in circumstances in which do-
23 mestic violence is present;”;

1 (B) in subparagraph (F), by striking
2 “abused or neglected children” and inserting
3 “victims of child abuse or neglect”.

4 **SEC. 113. RESEARCH AND ASSISTANCE ACTIVITIES.**

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

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph
10 (A), by striking “from abuse or neglect and to
11 improve the well-being of abused or neglected
12 children” and inserting “from child abuse or
13 neglect and to improve the well-being of victims
14 of child abuse or neglect”;

15 (B) in subparagraph (B), by striking
16 “abuse and neglect on” and inserting “child
17 abuse and neglect on”;

18 (C) by redesignating subparagraphs (C),
19 (D), (E), (F), (G), (H), and (I), as subpara-
20 graphs (D), (E), (F), (H), (J), (M), and (N),
21 respectively;

22 (D) by inserting after subparagraph (B)
23 the following:

24 “(C) effective approaches to providing as-
25 sistance to infants or toddlers who experience

1 child abuse or neglect, together with their par-
2 ents, to improve the parent-child relationship
3 and attachment;”;

4 (E) in subparagraph (D), as redesignated
5 by subparagraph (C) of this paragraph, by in-
6 serting “and neglect” before the semicolon;

7 (F) in subparagraph (E), as redesignated
8 by subparagraph (C) of this paragraph—

9 (i) by inserting “, including best prac-
10 tices to meet the needs of special popu-
11 lations,” after “best practices”; and

12 (ii) by striking “(12)” and inserting
13 “(14)”;

14 (G) by inserting after subparagraph (F),
15 as redesignated by subparagraph (C) of this
16 paragraph, the following:

17 “(G) effective practices and programs to
18 improve identification, screening, medical diag-
19 nosis, forensic diagnosis, health evaluations,
20 and services, that promote collaboration be-
21 tween—

22 “(i) the child protective service sys-
23 tem; and

1 “(ii)(I) the medical community, in-
2 cluding providers of mental health and de-
3 velopmental disability services; and

4 “(II) providers of early childhood
5 intervention services and special education
6 for children who have been subjected to
7 child abuse or neglect;”;

8 (H) by inserting after subparagraph (H),
9 as redesignated by subparagraph (C) of this
10 paragraph, the following:

11 “(I) effective collaborations, between the
12 child protective system and domestic violence
13 service providers, that provide for the safety of
14 children exposed to domestic violence and their
15 nonabusing parents and that improve the inves-
16 tigations, interventions, delivery of services, and
17 treatments provided for such children and fami-
18 lies;”;

19 (I) by inserting after subparagraph (J), as
20 redesignated by subparagraph (C) of this para-
21 graph, the following:

22 “(K) the impact of child abuse and neglect
23 on the incidence and progression of disabilities;

24 “(L) the nature and scope of effective
25 practices relating to differential response, in-

1 including an analysis of best practices conducted
2 by the States;”;

3 (J) in subparagraph (M), as redesignated
4 by subparagraph (C) of this paragraph, by
5 striking “clauses (i) through (xi) of subpara-
6 graph (H)” and inserting “clauses (i) through
7 (x) of subparagraph (N)”;

8 (K) in subparagraph (N), as redesignated
9 by subparagraph (C) of this paragraph—

10 (i) in clauses (i) and (ii), by inserting
11 “and neglect” after “abuse”;

12 (ii) in clause (v), by striking “child
13 abuse have” and inserting “child abuse
14 and neglect have”; and

15 (iii) in clause (x), by striking “abuse”
16 and inserting “child abuse and neglect”;

17 (2) in paragraph (2), by striking “subpara-
18 graphs” and all that follows and inserting “clauses
19 (i) through (x) of paragraph (1)(N).”;

20 (3) in paragraph (3), by striking “Keeping
21 Children and Families Safe Act of 2003” and insert-
22 ing “CAPTA Reauthorization Act of 2009”; and

23 (4) in paragraph (4)—

24 (A) by striking “(A) The” and inserting
25 the following:

1 “(A) IN GENERAL.—The”; and
2 (B) in subparagraph (B)—
3 (i) by striking all that precedes
4 “later” and inserting the following:
5 “(B) PUBLIC COMMENT.—Not”; and
6 (ii) by striking “Keeping Children and
7 Families Safe Act of 2003” and
8 inserting “CAPTA Reauthorization Act of
9 2009”.

10 (b) TECHNICAL ASSISTANCE.—Section 104(b)(3)(B)
11 of the Child Abuse Prevention and Treatment Act (42
12 U.S.C. 5105(b)(3)(B)) is amended—

13 (1) by striking “and child welfare personnel”
14 and inserting “child welfare, and domestic violence
15 services personnel”; and

16 (2) by striking “subjected to abuse.” and in-
17 serting “subjected to, or whom the personnel suspect
18 have been subjected to, child abuse or neglect.”.

19 (c) PEER REVIEW FOR GRANTS.—Section 104(d) of
20 the Child Abuse Prevention and Treatment Act (42 U.S.C.
21 5105(d)) is amended—

22 (1) in paragraph (1)—

23 (A) by striking “(A) The” and inserting
24 the following:

25 “(A) IN GENERAL.—The”;

1 (B) by striking “federal” and inserting
2 “Federal”; and

3 (C) in subparagraph (B), by striking all
4 that precedes “establishing” and inserting the
5 following:

6 “(B) MEMBERS; MEETINGS; CRITERIA AND
7 GUIDELINES.—In”; and

8 (2) in paragraph (3)—

9 (A) by striking “(A) The” and inserting
10 the following:

11 “(A) MERITORIOUS PROJECTS.—The”; and

12 (B) in subparagraph (B), by striking all
13 that precedes “the instance” and inserting the
14 following:

15 “(B) EXPLANATION.—In”.

16 **SEC. 114. GRANTS TO STATES AND PUBLIC OR PRIVATE**
17 **AGENCIES AND ORGANIZATIONS.**

18 Section 105 of the Child Abuse Prevention and
19 Treatment Act (42 U.S.C. 5106) is amended—

20 (1) in subsection (a)—

21 (A) in paragraph (1)—

22 (i) in the matter preceding subpara-
23 graph (A), by striking “this section” and
24 inserting “this subsection”;

25 (ii) in subparagraph (A)—

14

1 (I) by striking “medicine,” and
2 inserting “health,”;

3 (II) by inserting “child care,”
4 after “education,”; and

5 (III) by inserting “and neglect”
6 before the semicolon;

7 (iii) in subparagraph (D)—

8 (I) by striking “support the en-
9 hancement of linkages between” and
10 inserting “enhance linkages among”;

11 (II) by striking “including phys-
12 ical” and all that follows through
13 “partnerships” and inserting “entities
14 providing physical and mental health
15 services, community resources, and
16 developmental disability agencies, to
17 improve screening, forensic diagnosis,
18 and health and developmental evalua-
19 tions, and for partnerships”; and

20 (III) by striking “offer creative
21 approaches to using” and inserting
22 “support the coordinated use of”;

23 (iv) by redesignating subparagraphs
24 (E) through (J) as subparagraphs (F),
25 (G), and (I) through (L), respectively;

1 (v) by inserting after subparagraph
2 (D) the following:

3 “(E) for the training of personnel in best
4 practices to meet the unique needs of children
5 with disabilities, including promoting inter-
6 agency collaboration;”;

7 (vi) by inserting after subparagraph
8 (G), as redesignated by clause (iv) of this
9 subparagraph, the following:

10 “(H) for the training of personnel in child-
11 hood development including the unique needs of
12 children under age 3;”;

13 (vii) in subparagraph (J), as redesign-
14 ated by clause (iv) of this subparagraph,
15 by striking “and other public and private
16 welfare agencies” and inserting “other
17 public and private welfare agencies, and
18 agencies that provide early intervention
19 services”;

20 (viii) in subparagraph (K), as redesign-
21 ated by clause (iv) of this subparagraph,
22 by striking “and” at the end;

23 (ix) in subparagraph (L), as redesign-
24 ated by clause (iv) of this subpara-
25 graph—

1 (I) by striking “disabled infants”
2 each place it appears and inserting
3 “infants or toddlers with disabilities”;
4 and

5 (II) by striking the period and
6 inserting “; and”; and

7 (x) by adding at the end the following:
8 “(M) for the training of personnel in best
9 practices relating to the provision of differential
10 response.”;

11 (B) in paragraph (3), by inserting “, lead-
12 ership,” after “mutual support”;

13 (C) in paragraph (4), by striking all that
14 precedes “Secretary” and inserting the fol-
15 lowing:

16 “(4) KINSHIP CARE.—The”; and

17 (D) in paragraph (5)—

18 (i) in the paragraph heading, by strik-
19 ing “BETWEEN” and inserting “AMONG”;

20 (ii) by striking “between” and insert-
21 ing “among”; and

22 (iii) by striking “mental health” and
23 all that follows through “, for” and insert-
24 ing “mental health, substance abuse, and
25 developmental disabilities agencies, and en-

1 tities that carry out community-based pro-
2 grams, for”; and

3 (2) in subsection (b)(4)—

4 (A) in subparagraph (A)(ii), by striking
5 “neglected or abused” and inserting “victims of
6 child abuse or neglect”;

7 (B) in subparagraphs (B)(ii) and (C)(iii),
8 by striking “abuse or neglect” and inserting
9 “child abuse and neglect”; and

10 (C) in subparagraph (C)(iii), by striking
11 “been neglected or abused” and inserting “been
12 a victim of child abuse or neglect”.

13 **SEC. 115. GRANTS TO STATES FOR CHILD ABUSE OR NE-**
14 **GLECT PREVENTION AND TREATMENT PRO-**
15 **GRAMS.**

16 (a) SECTION HEADING.—Section 106 of the Child
17 Abuse Prevention and Treatment Act (42 U.S.C. 5106a)
18 is amended by striking the section heading and inserting
19 the following:

20 **“SEC. 106. GRANTS TO STATES FOR CHILD ABUSE OR NE-**
21 **GLECT PREVENTION AND TREATMENT PRO-**
22 **GRAMS.”.**

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

1 (1) in the matter preceding paragraph (1), by
2 striking “based on” and all that follows through “18
3 in” and inserting “from allotments made under sub-
4 section (f) for”;

5 (2) in paragraph (1), by striking “abuse and
6 neglect” and inserting “child abuse or neglect”;

7 (3) in paragraph (2)—

8 (A) in subparagraph (A), by inserting “,
9 intrastate, and interstate” after “interagency”;
10 and

11 (B) in subparagraph (B)(i), by striking
12 “abuse and neglect” and inserting “child abuse
13 or neglect”;

14 (4) in paragraph (4), by inserting “, including
15 the use of differential response” after “protocols”;

16 (5) in paragraph (6)—

17 (A) in subparagraph (A) by inserting “, in-
18 cluding the use of differential response,” after
19 “strategies”;

20 (B) in subparagraph (B), by striking
21 “and” at the end;

22 (C) in subparagraph (C), by striking
23 “workers” and all that follows and inserting
24 “workers; and”; and

25 (D) by adding at the end the following:

1 “(D) training in early childhood develop-
2 ment;”;

3 (6) by striking paragraphs (8) and (9) and in-
4 serting the following:

5 “(8) developing, facilitating the use of, and im-
6 plementing research-based strategies and training
7 protocols for individuals mandated to report child
8 abuse and neglect;”;

9 (7) by redesignating paragraphs (10) through
10 (14) as paragraphs (9) through (13), respectively;

11 (8) in paragraph (9), as redesignated by para-
12 graph (7) of this subsection—

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

15 (B) in subparagraph (C), by adding “and”
16 at the end; and

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

18 “(D) the use of differential response in
19 preventing child abuse and neglect;”;

20 (9) in paragraph (10), as redesignated by para-
21 graph (7) of this subsection, by inserting “, includ-
22 ing the use of differential response” before the semi-
23 colon;

1 (10) in paragraph (12), as redesignated by
2 paragraph (7) of this subsection, by striking “or” at
3 the end;

4 (11) in paragraph (13), as redesignated by
5 paragraph (7) of this subsection—

6 (A) by striking “supporting and enhanc-
7 ing” and all that follows through “community-
8 based programs” and inserting “supporting and
9 enhancing interagency collaboration among pub-
10 lic health agencies, agencies in the child protec-
11 tive service system, and agencies carrying out
12 private community-based programs—”;

13 (B) by striking “to provide” and inserting
14 the following:

15 “(A) to provide”;

16 (C) by striking “systems) and” and insert-
17 ing “systems), and the use of differential re-
18 sponse; and”;

19 (D) by striking “to address” and inserting
20 the following:

21 “(B) to address”;

22 (E) by striking “abused or neglected” and
23 inserting “victims of child abuse or neglect”;
24 and

1 (F) by striking the period at the end and
2 inserting “; or”; and

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

4 “(14) developing and implementing procedures
5 for collaboration among child protective service, do-
6 mestic violence service, and other agencies in—

7 “(A) investigations, interventions, and the
8 delivery of services and treatment provided to
9 children and families, including the use of dif-
10 ferential response, where appropriate; and

11 “(B) the provision of services that assist
12 children exposed to domestic violence, and that
13 also support the caregiving role of their non-
14 abusing parents.”.

15 (c) ELIGIBILITY REQUIREMENTS.—Section 106(b)(2)
16 of the Child Abuse Prevention and Treatment Act (42
17 U.S.C. 5106a(b)(2)) is amended—

18 (1) in the matter preceding subparagraph (A),
19 by inserting “(42 U.S.C. 621 et seq.)” before “relat-
20 ing to”;

21 (2) in subparagraph (A)—

22 (A) in the matter preceding clause (i), by
23 striking “Statewide” and inserting “statewide”;

24 (B) in clause (ii)—

1 (i) in the matter preceding subclause

2 (I)—

3 (I) by inserting “with” after

4 “born”; and

5 (II) by inserting “or Fetal Alco-

6 hol Spectrum Disorders,” after “drug

7 exposure,”; and

8 (ii) in subclause (I), by inserting “or

9 neglect” before the semicolon;

10 (C) in clause (v), by inserting “, including

11 the use of differential response,” after “proce-

12 dures”;

13 (D) in clause (vi)—

14 (i) by striking “the abused or ne-

15 glected child” and inserting “a victim of

16 child abuse or neglect”; and

17 (ii) by striking “abuse or neglect” and

18 inserting “child abuse or neglect”;

19 (E) in clause (ix), by striking “abuse and

20 neglect” and inserting “child abuse and ne-

21 glect”;

22 (F) in clause (xi), by striking “or neglect”

23 and inserting “and neglect”;

24 (G) in clause (xiii)—

1 (i) by striking “an abused or ne-
2 glected child” and inserting “a victim of
3 child abuse or neglect”; and

4 (ii) by inserting “including training in
5 early childhood development,” after “to the
6 role,”;

7 (H) in clause (xv)(II), by striking “abuse
8 or neglect” and inserting “child abuse or ne-
9 glect”;

10 (I) in clause (xviii), by striking “abuse
11 and” and inserting “abuse or”;

12 (J) in clause (xxi), by striking “Act; and”
13 and inserting “Act (20 U.S.C. 1431 et seq.);”;

14 (K) in clause (xxii), by adding “and” at
15 the end; and

16 (L) by adding at the end the following:

17 “(xxiii) provisions for systems of tech-
18 nology that support the State child protec-
19 tive service system described in subsection
20 (a) and track reports of child abuse and
21 neglect from intake through final disposi-
22 tion;”;

23 (3) in subparagraph (C)—

24 (A) in clause (ii), by striking “and” at the
25 end;

1 (B) in clause (iii), by striking “and” at the
2 end;

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

4 “(iv) policies and procedures encour-
5 aging the appropriate involvement of fami-
6 lies in decisionmaking pertaining to chil-
7 dren who experienced child abuse or ne-
8 glect;

9 “(v) policies and procedures that pro-
10 mote and enhance appropriate collabora-
11 tion among child protective service agen-
12 cies, domestic violence service agencies,
13 and other agencies in investigations, inter-
14 ventions, and the delivery of services and
15 treatment provided to children and families
16 affected by child abuse or neglect, includ-
17 ing children exposed to domestic violence,
18 where appropriate; and

19 “(vi) policies and procedures regard-
20 ing the use of differential response, as ap-
21 plicable;”;

22 (4) in subparagraph (D)—

23 (A) by inserting “(42 U.S.C. 621 et seq.)”
24 after “Act”; and

1 (B) by striking the period at the end and
2 inserting a semicolon; and

3 (5) by inserting after subparagraph (D) the fol-
4 lowing:

5 “(E) an assurance or certification that
6 programs and training conducted under this
7 Act address the unique needs of unaccompanied
8 homeless youth, including access to enrollment
9 and support services that are designed to re-
10 duce the risk of child abuse and neglect and
11 that such youth are eligible for under child wel-
12 fare laws, including the McKinney-Vento Home-
13 less Assistance Act (42 U.S.C. 11301 et seq.);
14 and

15 “(F) an assurance that the State, in devel-
16 oping the State plan described in paragraph
17 (1), has collaborated with community-based pre-
18 vention agencies and families affected by child
19 abuse or neglect.”.

20 (d) CITIZEN REVIEW PANELS.—Section 106(c) of the
21 Child Abuse Prevention and Treatment Act (42 U.S.C.
22 5106a(c)) is amended—

23 (1) in paragraph (2), by inserting before the pe-
24 riod the following: “, and may include adult former
25 victims of child abuse or neglect”; and

1 (2) in paragraph (4)(A)(iii)(I), by inserting
2 “(42 U.S.C. 670 et seq.)” before the semicolon.

3 (e) ANNUAL STATE DATA REPORTS.—Section 106(d)
4 of the Child Abuse Prevention and Treatment Act (42
5 U.S.C. 5106a(d)) is amended—

6 (1) in paragraph (1), by striking “as abused or
7 neglected” and inserting “as victims of child abuse
8 or neglect”;

9 (2) in paragraph (4), by inserting “, including
10 use of differential response,” after “services”;

11 (3) by striking paragraph (7) and inserting the
12 following:

13 “(7)(A) The number of child protective service
14 personnel responsible for the—

15 “(i) intake of reports filed in the previous
16 year;

17 “(ii) screening of such reports;

18 “(iii) assessment of such reports; and

19 “(iv) investigation of such reports.

20 “(B) The average caseload for the workers de-
21 scribed in subparagraph (A).”;

22 (4) in paragraph (9), by striking “abuse or ne-
23 glect” and inserting “child abuse or neglect”;

24 (5) by striking paragraph (10) and inserting
25 the following:

1 “(10) For child protective service personnel re-
2 sponsible for intake, screening, assessment, and in-
3 vestigation of child abuse and neglect reports in the
4 State—

5 “(A) information on the education and
6 training requirements established by the State
7 for entry into the child protective service profes-
8 sion and for advancement in the profession, in-
9 cluding to supervisory positions;

10 “(B) information on the education and
11 training requirements established by the State
12 for the personnel, if any;

13 “(C) demographic information of the child
14 protective service personnel; and

15 “(D) information on caseload or workload
16 requirements for such personnel, including aver-
17 age number and maximum number of cases per
18 child protective service worker and supervisor.”;
19 and

20 (6) in paragraph (11), by striking “and ne-
21 glect” and inserting “or neglect”.

22 (f) ANNUAL REPORT.—Section 106(e) of the Child
23 Abuse Prevention and Treatment Act (42 U.S.C.
24 5106a(e)) is amended by inserting “and neglect” before
25 the period.

1 (g) FORMULA.—Section 106 of the Child Abuse Pre-
2 vention and Treatment Act (42 U.S.C. 5106a) is amended
3 by adding at the end the following:

4 “(f) ALLOTMENTS.—

5 “(1) DEFINITIONS.—In this subsection:

6 “(A) FISCAL YEAR 2009 STATE GRANT
7 FUNDS.—The term ‘fiscal year 2009 State
8 grant funds’ means the amount appropriated
9 under section 112 for fiscal year 2009, and not
10 reserved under section 112(a)(2).

11 “(B) STATE.—The term ‘State’ means
12 each of the several States, the District of Co-
13 lumbia, and the Commonwealth of Puerto Rico.

14 “(C) STATE GRANT FUNDS.—The term
15 ‘State grant funds’ means the amount appro-
16 priated under section 112 for a fiscal year and
17 not reserved under section 112(a)(2).

18 “(D) TERRITORY.—The term ‘territory’
19 means Guam, American Samoa, the United
20 States Virgin Islands, and the Commonwealth
21 of the Northern Mariana Islands.

22 “(2) IN GENERAL.—Except as otherwise pro-
23 vided in this section, the Secretary shall make allot-
24 ments to each State and territory that applies for a

1 grant under this section in an amount equal to the
2 sum of—

3 “(A) \$50,000; and

4 “(B) an amount that bears the same rela-
5 tionship to any State grant funds remaining
6 after all such States and territories have re-
7 ceived \$50,000, as the number of children
8 under the age of 18 in the State or territory
9 bears to the number of such children in all
10 States and territories that apply for such a
11 grant.

12 “(3) ALLOTMENTS FOR DECREASED APPRO-
13 PRIATION YEARS.—In the case where the State
14 grant funds for a fiscal year are less than the fiscal
15 year 2009 State grant funds, the Secretary shall rat-
16 ably reduce each of the allotments under paragraph
17 (2) for such fiscal year.

18 “(4) ALLOTMENTS FOR INCREASED APPROPRIA-
19 TION YEARS.—

20 “(A) MINIMUM ALLOTMENTS TO STATES
21 FOR INCREASED APPROPRIATIONS YEARS.—In
22 any fiscal year for which the State grant funds
23 exceed the fiscal year 2009 State grant funds
24 by more than \$1,000,000, the Secretary shall
25 adjust the allotments under paragraph (2), as

1 necessary, such that no State that applies for a
2 grant under this section receives an allotment
3 in an amount that is less than—

4 “(i) \$100,000, for a fiscal year in
5 which the State grant funds exceed the fis-
6 cal year 2009 State grant funds by more
7 than \$1,000,000 but less than \$2,000,000;

8 “(ii) \$125,000, for a fiscal year in
9 which the State grant funds exceed the fis-
10 cal year 2009 State grant funds by at least
11 \$2,000,000 but less than \$3,000,000; and

12 “(iii) \$150,000, for a fiscal year in
13 which the State grant funds exceed the fis-
14 cal year 2009 State grant funds by at least
15 \$3,000,000.

16 “(B) RATABLE REDUCTION.—In the case
17 of a fiscal year for which subparagraph (A) ap-
18 plies and the State grant funds are insufficient
19 to satisfy the requirements of such subpara-
20 graph (A), paragraph (2), and paragraph (5),
21 the Secretary shall, subject to paragraph (5),
22 ratably reduce the allotment of each State and
23 territory for which the allotment under para-
24 graph (2) is an amount that exceeds the appli-
25 cable minimum under subparagraph (A), or

1 (B) in paragraph (3), by striking “particu-
2 larly” and inserting “including”; and

3 (C) in paragraph (4)—

4 (i) by striking “the handling” and in-
5 serting “the assessment and investigation”;
6 and

7 (ii) by striking “victims of abuse” and
8 inserting “suspected victims of child
9 abuse”;

10 (2) in subsection (b)(1), by striking “section
11 107(b)” and inserting “section 106(b)”;

12 (3) in subsection (c)(1)—

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

15 (B) in subparagraph (H), by striking the
16 period and inserting a semicolon; and

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

18 “(I) adult former victims of child abuse or
19 neglect; and

20 “(J) individuals experienced in working
21 with homeless children and youths (as defined
22 in section 725 of the McKinney-Vento Homeless
23 Assistance Act (42 U.S.C. 11434a)).”;

24 (4) in subsection (e)(1)—

1 (A) in subparagraph (B), by striking “im-
2 prove the rate” and all that follows through
3 “child sexual abuse cases” and inserting the fol-
4 lowing: “improve the prompt and successful res-
5 olution of civil and criminal court proceedings
6 or enhance the effectiveness of judicial and ad-
7 ministrative action in child abuse and neglect
8 cases, particularly child sexual abuse and ex-
9 ploitation cases, including the enhancement of
10 performance of court-appointed attorneys and
11 guardians ad litem for children”; and

12 (B) in subparagraph (C), by striking
13 “from abuse” and inserting “from child abuse
14 and neglect”; and

15 (5) in subsection (f), by inserting “(42 U.S.C.
16 10603a)” after “1984”.

17 **SEC. 117. MISCELLANEOUS REQUIREMENTS.**

18 Section 108(d) of the Child Abuse Prevention and
19 Treatment Act (42 U.S.C. 5106d(d)) is amended to read
20 as follows:

21 “(d) SENSE OF CONGRESS.—It is the sense of con-
22 gress that the Secretary should encourage all States and
23 public and private entities that receive assistance under
24 this title to—

1 “(1) ensure that children and families who are
2 English language learners with limited English pro-
3 ficiency and who participate in programs under this
4 title are provided with materials and services
5 through such programs in an appropriate language
6 other than English; and

7 “(2) ensure that individuals with disabilities
8 who participate in programs under this title are pro-
9 vided with materials and services through such pro-
10 grams that are appropriate to their disabilities.”.

11 **SEC. 118. REPORTS.**

12 (a) CONFORMING AMENDMENT.—Section 110(b) of
13 the Child Abuse Prevention and Treatment Act (42 U.S.C.
14 5106f(b)) is amended by inserting “(42 U.S.C. 10603a)”
15 after “1984”.

16 (b) STUDY AND REPORT RELATING TO CITIZEN RE-
17 VIEW PANELS.—Section 110(c) of the Child Abuse Pre-
18 vention and Treatment Act (42 U.S.C. 5106f(c)) is
19 amended to read as follows:

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

22 “(1) IN GENERAL.—The Secretary shall con-
23 duct a study to determine the effectiveness of citizen
24 review panels, established under section 106(c), in

1 achieving the stated function of such panels under
2 section 106(c)(4)(A) of—

3 “(A) examining the policies, procedures,
4 and practices of State and local child protection
5 agencies; and

6 “(B) evaluating the extent to which such
7 State and local child protection agencies are
8 fulfilling their child protection responsibilities,
9 as described in clauses (i) through (iii) of sec-
10 tion 106(c)(4)(A).

11 “(2) CONTENT OF STUDY.—The study de-
12 scribed in paragraph (1) shall be completed in a
13 manner suited to the unique design of citizen review
14 panels, including consideration of the variability
15 among the panels within and between States. The
16 study shall include the following:

17 “(A) Data describing the membership, or-
18 ganizational structure, operation, and adminis-
19 tration of all citizen review panels and the total
20 number of such panels in each State.

21 “(B) A detailed summary of the extent to
22 which collaboration and information-sharing oc-
23 curs between citizen review panels and State
24 child protective services agencies or any other
25 entities or State agencies. The summary shall

1 include a description of the outcomes that re-
2 sult from collaboration and information sharing.

3 “(C) Evidence of the adherence and re-
4 sponsiveness to the reporting requirements
5 under section 106(e)(6) by citizen review panels
6 and States.

7 “(3) REPORT.—Not later than 2 years after the
8 date of enactment of the CAPTA Reauthorization
9 Act of 2009, the Secretary shall submit to the Com-
10 mittee on Health, Education, Labor, and Pensions
11 of the Senate and the Committee on Education and
12 Labor of the House of Representatives a report that
13 contains the results of the study conducted under
14 paragraph (1).”.

15 **SEC. 119. DEFINITIONS.**

16 Section 111 of the Child Abuse Prevention and
17 Treatment Act (42 U.S.C. 5106g) is amended—

18 (1) in paragraph (5), by inserting “except as
19 provided in section 106(f),” after “(5)”;

20 (2) in paragraph (6)(C), by striking the period
21 and inserting a semicolon; and

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

23 “(7) the term ‘infant or toddler with a dis-
24 ability’ has the meaning given the term in section

1 632 of the Individuals with Disabilities Education
2 Act (20 U.S.C. 1432); and

3 “(8) the term ‘unaccompanied homeless youth’
4 means an individual who is described in paragraphs
5 (2) and (6) of section 725 of the McKinney-Vento
6 Homeless Assistance Act (42 U.S.C. 11434a).”.

7 **SEC. 120. AUTHORIZATION OF APPROPRIATIONS.**

8 Section 112(a)(1) of the Child Abuse Prevention and
9 Treatment Act (42 U.S.C. 5106h(a)(1)) is amended by
10 striking “\$120,000,000” and all that follows and inserting
11 “[\$_____] for each of fiscal years 2010
12 through [_____].”.

13 **SEC. 121. RULE OF CONSTRUCTION.**

14 Section 113(a)(2) of the Child Abuse Prevention and
15 Treatment Act (42 U.S.C. 5106i(a)(2)) is amended by
16 striking “abuse or neglect” and inserting “child abuse or
17 neglect”.

18 **Subtitle B—Community-Based**
19 **Grants for the Prevention of**
20 **Child Abuse or Neglect**

21 **SEC. 131. TITLE HEADING.**

22 The title heading of title II of the Child Abuse Pre-
23 vention and Treatment Act (42 U.S.C. 5116) is amended
24 to read as follows:

1 **“TITLE II—COMMUNITY-BASED**
2 **GRANTS FOR THE PREVEN-**
3 **TION OF CHILD ABUSE OR NE-**
4 **GLECT”.**

5 **SEC. 132. PURPOSE AND AUTHORITY.**

6 Section 201 of the Child Abuse Prevention and
7 Treatment Act (42 U.S.C. 5116) is amended—

8 (1) by striking subsection (a)(1) and inserting
9 the following:

10 “(1) to support community-based efforts to de-
11 velop, operate, expand, enhance, and coordinate ini-
12 tiatives, programs, and activities to prevent child
13 abuse and neglect and to support the coordination of
14 resources and activities, including the use of dif-
15 ferential response, to better strengthen and support
16 families to reduce the likelihood of child abuse and
17 neglect; and”;

18 (2) in subsection (b)—

19 (A) in the matter preceding paragraph (1),
20 by striking “hereafter”;

21 (B) in paragraph (1)—

22 (i) in the matter preceding subpara-
23 graph (A), by striking “(through networks
24 where appropriate)”;

1 (ii) in subparagraph (E), by inserting
2 before the semicolon the following: “, in-
3 cluding providing such resources and op-
4 portunities to unaccompanied homeless
5 youth”; and

6 (iii) by striking subparagraph (G) and
7 inserting the following:

8 “(G) demonstrate a commitment to involv-
9 ing parents in the planning and program imple-
10 mentation of the lead agency and entities car-
11 rying out local programs funded under this
12 title, including involvement of parents of chil-
13 dren with disabilities, parents who are individ-
14 uals with disabilities, racial and ethnic minori-
15 ties, and members of other underrepresented or
16 underserved groups; and”;

17 (C) in paragraph (2), by inserting after
18 “children and families” the following: “, includ-
19 ing unaccompanied homeless youth,”;

20 (D) in paragraph (3)—

21 (i) by inserting “domestic violence
22 services,” after “mental health services,”;
23 and

24 (ii) by striking “205(a)(3)” and in-
25 serting “206(3)”; and

1 (E) in paragraph (4), by striking
2 “(through networks where appropriate)”.

3 **SEC. 133. ELIGIBILITY.**

4 Section 202 of the Child Abuse Prevention and
5 Treatment Act (42 U.S.C. 5116a) is amended—

6 (1) in paragraphs (1), (2), and (3), by striking
7 “(through networks where appropriate)” each place
8 it appears; and

9 (2) in subparagraphs (A) and (B) of paragraph
10 (2), by inserting “adult former victims of child abuse
11 or neglect,” after “parents,”.

12 **SEC. 134. AMOUNT OF GRANT.**

13 Section 203(b)(1) of the Child Abuse Prevention and
14 Treatment Act (42 U.S.C. 5116b(b)(1))—

15 (1) in subparagraph (A), by striking all that
16 precedes “70” and inserting the following:

17 “(A) 70 PERCENT.—”; and

18 (2) in subparagraph (B), by striking all that
19 precedes “30” and inserting the following:

20 “(B) 30 PERCENT.—”.

21 **SEC. 135. APPLICATION.**

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

24 (1) in paragraphs (1) and (2), by striking
25 “(through networks where appropriate)”;

1 (2) in paragraph (2)—

2 (A) by striking “and how” and inserting “,
3 including how community-based”; and

4 (B) by striking “support services” and in-
5 serting “support programs”;

6 (3) in paragraph (6)—

7 (A) by striking “an assurance that the
8 State has the” and inserting “a description of
9 the State’s”; and

10 (B) by striking “consumers and” and in-
11 serting “consumers, of family advocates, and of
12 adult former victims of child abuse or neglect,”;
13 and

14 (4) in paragraph (8), by inserting after “home-
15 lessness,” the following: “unaccompanied homeless
16 youth,”.

17 **SEC. 136. LOCAL PROGRAM REQUIREMENTS.**

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

20 (1) in paragraph (1), by inserting “in meaning-
21 ful roles” before the semicolon;

22 (2) in paragraph (2)—

23 (A) by striking “a strategy to provide, over
24 time,” and inserting “a comprehensive strategy
25 to provide”; and

1 (B) by striking “and parents with young
2 children,” and inserting “, to parents with
3 young children, and to parents who are adult
4 former victims of domestic violence or child
5 abuse or neglect,”; and

6 (3) in paragraph (3)—

7 (A) by striking all that precedes subpara-
8 graph (C) and inserting the following:

9 “(3)(A) provide for core family resource and
10 support services, which may be provided directly by
11 the local recipient of the grant funds or through
12 grants or agreements with other local agencies, such
13 as—

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

16 “(ii) respite care services;

17 “(iii) outreach and followup services, which
18 may include voluntary home visiting services;
19 and

20 “(iv) community and social service refer-
21 rals; and”;

22 (B) in subparagraph (C)—

23 (i) in the matter preceding clause (i),
24 by striking “(C)” and inserting “(B) pro-
25 vide”;

1 (ii) by striking clause (ii) and insert-
2 ing the following:

3 “(ii) child care, early childhood edu-
4 cation and care, and intervention serv-
5 ices;”;

6 (iii) in clause (iii), by inserting “and
7 parents who are individuals with disabil-
8 ities” before the semicolon;

9 (iv) in clause (vii), by striking “and”
10 after the semicolon;

11 (v) in clause (viii), by adding “and”
12 after the semicolon; and

13 (vi) by adding at the end the fol-
14 lowing:

15 “(ix) domestic violence service pro-
16 grams that provide services and treatment
17 to children and their non-abusing care-
18 givers.”.

19 **SEC. 137. CONFORMING AMENDMENT.**

20 Section 207(3) of the Child Abuse Prevention and
21 Treatment Act (42 U.S.C. 5116f) is amended by striking
22 “section 205(3)” and inserting “section 204(3)”.

23 **SEC. 138. DEFINITIONS.**

24 Section 209 of the Child Abuse Prevention and
25 Treatment Act (42 U.S.C. 5116h) is amended—

1 (1) in paragraph (1), by inserting before the pe-
2 riod the following: “(20 U.S.C. 1401(3), 1432(5))”;

3 (2) in paragraph (5)—

4 (A) in the matter preceding subparagraph
5 (A), by inserting “, including the services of cri-
6 sis nurseries,” after “short term care services”;

7 and

8 (B) in subparagraphs (A) and (B), by
9 striking “abuse or neglect” and inserting “child
10 abuse or neglect”;

11 (3) by redesignating paragraph (5) as para-
12 graph (4); and

13 (4) by adding at the end the following:

14 “(5) UNACCOMPANIED HOMELESS YOUTH.—

15 The term ‘unaccompanied homeless youth’ has the
16 same meaning given the term under section 111.”.

17 **SEC. 139. AUTHORIZATION OF APPROPRIATIONS.**

18 Section 210 of the Child Abuse Prevention and
19 Treatment Act (42 U.S.C. 5116i) is amended by striking
20 “\$80,000,000” and all that follows and inserting
21 “[\$_____] for each of fiscal years 2010
22 through [_____].”.

23 **SEC. 140. REDESIGNATION.**

24 Title II of the Child Abuse Prevention and Treatment
25 Act (42 U.S.C. 5116 et seq.) is amended by redesignating

1 sections 205 through 210 as sections 204 through 209,
2 respectively.

3 **Subtitle C—Conforming**
4 **Amendments**

5 **SEC. 151. AMENDMENTS TO TABLE OF CONTENTS.**

6 The table of contents in section 1(b) of the Child
7 Abuse Prevention and Treatment Act is amended—

8 (1) by amending the item relating to section
9 106 to read as follows:

“Sec. 106. Grants to States for child abuse or neglect prevention and treatment
programs.”;

10 (2) by striking the item relating to the title
11 heading of title II and inserting the following:

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

12 and

13 (3) by striking the items relating to sections
14 204 through 210 and inserting the following:

“Sec. 204. Application.

“Sec. 205. Local program requirements.

“Sec. 206. Performance measures.

“Sec. 207. National network for community-based family resource programs.

“Sec. 208. Definitions.

“Sec. 209. Authorization of appropriations.”.

15 **TITLE II—FAMILY VIOLENCE**
16 **PREVENTION AND SERVICES**
17 **ACT**

18 **SEC. 201. FAMILY VIOLENCE PREVENTION AND SERVICES.**

19 The Family Violence Prevention and Services Act (42
20 U.S.C. 10401 et seq.) is amended to read as follows:

1 **“TITLE III—FAMILY VIOLENCE**
2 **PREVENTION AND SERVICES**

3 **“SEC. 301. PURPOSE.**

4 “It is the purpose of this title to—

5 “(1) assist States in efforts to increase public
6 awareness about, and primary and secondary pre-
7 vention of, family violence and domestic violence;

8 “(2) assist States in efforts to provide imme-
9 diate shelter and related assistance for victims of
10 family violence or domestic violence, and their de-
11 pendents; and

12 “(3) provide for technical assistance and train-
13 ing relating to family violence and domestic violence
14 programs to States, local public agencies (including
15 law enforcement agencies, courts, and legal, social
16 service, and health care professionals in public agen-
17 cies), nonprofit private organizations, and other per-
18 sons seeking such assistance and training.

19 **“SEC. 302. DEFINITIONS.**

20 “In this title:

21 “(1) DOMESTIC VIOLENCE.—The term ‘domes-
22 tic violence’ means domestic violence and dating vio-
23 lence, as defined in section 40002(a) of the Violence
24 Against Women Act of 1994 (42 U.S.C. 13925(a)).

1 “(2) FAMILY VIOLENCE.—The term ‘family vio-
2 lence’ means any act or threatened act of violence,
3 including any forceful detention of an individual,
4 that—

5 “(A) results or threatens to result in phys-
6 ical injury; and

7 “(B) is committed by a person against an-
8 other individual (including an elderly individual)
9 to or with whom such person—

10 “(i) is related by blood;

11 “(ii) is or was related by marriage or
12 is or was otherwise legally related; or

13 “(iii) is or was lawfully residing.

14 “(3) INDIAN TRIBE.—The terms ‘Indian tribe’
15 and ‘tribal organization’ have the meanings given
16 such terms in section 4 of the Indian Self-Deter-
17 mination and Education Assistance Act (25 U.S.C.
18 450b).

19 “(4) PERSONALLY IDENTIFYING INFORMA-
20 TION.—The term ‘personally identifying information’
21 has the meaning given the term in section 40002(a)
22 of the Violence Against Women Act of 1994 (42
23 U.S.C. 13925(a)).

24 “(5) SECRETARY.—The term ‘Secretary’ means
25 the Secretary of Health and Human Services.

1 “(6) SHELTER.—The term ‘shelter’ means the
2 provision of temporary refuge and related assistance
3 in compliance with applicable State law (including
4 regulation) governing the provision, on a regular
5 basis, of shelter, safe homes, meals, and related as-
6 sistance to victims of family violence or domestic vio-
7 lence, and their dependents.

8 “(7) STATE.—The term ‘State’ means each of
9 the several States, the District of Columbia, the
10 Commonwealth of Puerto Rico, and, except as other-
11 wise provided, Guam, American Samoa, the United
12 States Virgin Islands, and the Commonwealth of the
13 Northern Mariana Islands.

14 “(8) STATE DOMESTIC VIOLENCE COALITION.—
15 The terms ‘State Domestic Violence Coalition’ mean
16 a statewide nonprofit private domestic violence serv-
17 ice organization that—

18 “(A) has a membership that includes a
19 majority of the primary-purpose domestic vio-
20 lence service providers in the State;

21 “(B) has board membership representative
22 of primary-purpose domestic violence service
23 providers and the communities in which the
24 services are being provided in the State;

1 “(C) has as its purpose to provide edu-
2 cation, support, and technical assistance to such
3 service providers to enable the providers to es-
4 tablish and maintain shelter and supportive
5 services for victims of domestic violence and
6 their dependents; and

7 “(D) serves as an information clearing-
8 house, primary point of contact, and resource
9 center on domestic violence for the State and
10 supports the development of policies, protocols
11 and procedures to enhance domestic violence
12 intervention and prevention in the State.

13 “(9) SUPPORTIVE SERVICES.—The term ‘sup-
14 portive services’ means services for adult and youth
15 victims of family violence or domestic violence, and
16 children exposed to family violence or domestic vio-
17 lence, that are designed to—

18 “(A) meet the needs of such victims of
19 family violence or domestic violence, and their
20 children, for short-term, transitional, or long-
21 term safety; and

22 “(B) provide counseling, advocacy, or as-
23 sistance for victims in treatment or recovery
24 from violence or abuse and their children.

1 “(10) UNDERSERVED POPULATIONS.—The
2 term ‘underserved populations’ has the meaning
3 given the term in section 40002(33) of the Violence
4 Against Women Act of 1994 (42 U.S.C. 13925(33)).
5 For the purposes of this title, the Secretary has the
6 same authority to determine whether a population is
7 an underserved population as the Attorney General
8 has under that section 40002(33).

9 **“SEC. 303. AUTHORIZATION OF APPROPRIATIONS.**

10 “(a) FORMULA GRANTS TO STATES.—

11 “(1) IN GENERAL.—There is authorized to be
12 appropriated to carry out sections 301 through 312,
13 【\$_____】 for each of fiscal years 2010 through 2014.

14 “(2) ALLOCATIONS.—

15 “(A) FORMULA GRANTS TO STATES.—

16 “(i) SPECIALIZED SERVICES.—For a
17 fiscal year for which the amounts appro-
18 priated under paragraph (1) exceed
19 \$130,000,000, not less than 25 percent of
20 the excess funds shall be awarded to States
21 to carry out section 312.

22 “(ii) FORMULA GRANTS.—Of the
23 amounts appropriated under paragraph (1)
24 for a fiscal year and not reserved under
25 clause (i), not less than 70 percent shall be

1 used for making grants under section
2 306(a).

3 “(B) GRANTS TO TRIBES.—Of the
4 amounts appropriated under paragraph (1) for
5 a fiscal year and not reserved under subpara-
6 graph (A)(i), not less than 10 percent shall be
7 used to carry out section 309.

8 “(C) TECHNICAL ASSISTANCE AND TRAIN-
9 ING CENTERS.—Of the amounts appropriated
10 under paragraph (1) for a fiscal year and not
11 reserved under subparagraph (A) (i), not less
12 than 6 percent shall be used by the Secretary
13 for making grants under section 310.

14 “(D) GRANTS FOR STATE DOMESTIC VIO-
15 LENCE COALITIONS.—Of the amounts appro-
16 priated under paragraph (1) for a fiscal year
17 and not reserved under subparagraph (A)(i),
18 not less than 10 percent of such amounts shall
19 be used by the Secretary for making grants
20 under section 311.

21 “(E) ADMINISTRATION, EVALUATION AND
22 MONITORING.—Of the amount appropriated
23 under paragraph (1) for a fiscal year and not
24 reserved under subparagraph (A)(i), not more
25 than 2.5 percent shall be used by the Secretary

1 for evaluation, monitoring, and other adminis-
2 trative costs under this title.

3 “(b) NATIONAL DOMESTIC VIOLENCE HOTLINE.—
4 There is authorized to be appropriated to carry out section
5 313 [§ ____] for each of fiscal years 2010 through 2014.

6 “(c) DOMESTIC VIOLENCE PREVENTION ENHANCE-
7 MENT AND LEADERSHIP THROUGH ALLIANCES.—There
8 is authorized to be appropriated to carry out section 314
9 [§ ____] for each of fiscal years 2010 through 2014.

10 **“SEC. 304. AUTHORITY OF SECRETARY.**

11 “(a) AUTHORITIES.—In order to carry out the provi-
12 sions of this title, the Secretary is authorized to—

13 “(1) appoint and fix the compensation of such
14 personnel as are necessary;

15 “(2) procure, to the extent authorized by sec-
16 tion 3109 of title 5, United States Code, such tem-
17 porary and intermittent services of experts and con-
18 sultants as are necessary;

19 “(3) make grants to eligible entities or enter
20 into contracts with for-profit or nonprofit non-
21 governmental entities and establish reporting re-
22 quirements for such grantees and contractors;

23 “(4) prescribe such regulations and guidance as
24 are reasonably necessary in order to carry out the
25 objectives and provisions of this title, including regu-

1 lations and guidance on implementing new grant
2 conditions established or provisions modified by
3 amendments made to this title by the CAPTA Reau-
4 thorization Act of 2009, to ensure accountability and
5 transparency of the actions of grantees, or as deter-
6 mined by the Secretary to be reasonably necessary
7 to carry out this title; and

8 “(5) coordinate programs within the Depart-
9 ment of Health and Human Services, and seek to
10 coordinate programs with programs administered by
11 other Federal agencies, that involve or impact efforts
12 to prevent family violence and domestic violence or
13 the provision of assistance for adult and youth vic-
14 tims of family violence or domestic violence.

15 “(b) ADMINISTRATION.—The Secretary shall—

16 “(1) appoint 1 or more employees of the De-
17 partment of Health and Human Services to carry
18 out the provisions of this title, including carrying out
19 evaluation and monitoring under this title, which
20 employees shall, prior to such appointment, have ex-
21 pertise in the field of family violence and domestic
22 violence prevention and services;

23 “(2) provide for the training of personnel and
24 provide technical assistance in the conduct of pro-

1 grams for the prevention and treatment of family vi-
2 olence and domestic violence;

3 “(3) provide for and coordinate research into
4 the most effective approaches to the intervention in
5 and prevention of family violence and domestic vio-
6 lence, by—

7 “(A) consulting with experts and program
8 providers within the family violence and domes-
9 tic violence field to identify gaps in research
10 and knowledge, establish research priorities,
11 and disseminate research findings;

12 “(B) collecting and reporting data on the
13 provision of family violence and domestic vio-
14 lence services, including assistance and pro-
15 grams supported by Federal funds made avail-
16 able under this title and by other governmental
17 or nongovernmental sources of funds; and

18 “(C) coordinating family violence and do-
19 mestic violence research efforts within the De-
20 partment of Health and Human Services with
21 relevant research administered or carried out by
22 other Federal agencies and other researchers,
23 including research on the provision of assist-
24 ance for adult and youth victims of family vio-
25 lence or domestic violence; and

1 “(4) support the development and implementa-
2 tion of effective policies, protocols, and programs
3 within the Department and at other Federal agen-
4 cies that address the safety and support needs of
5 adult and youth victims of family violence or domes-
6 tic violence.

7 “(c) **REPORTS.**—Every 2 years, the Secretary shall
8 review and evaluate the activities conducted by grantees
9 and subgrantees under this title and the effectiveness of
10 the programs administered pursuant to this title, and sub-
11 mit a report containing the evaluation to the Committee
12 on Education and Labor of the House of Representatives
13 and the Committee on Health, Education, Labor, and
14 Pensions of the Senate. Such report shall also include a
15 summary of the documentation provided to the Secretary
16 through performance reports submitted under section
17 306(d). The Secretary shall make publicly available on the
18 Department of Health and Human Services website the
19 evaluation reports submitted to Congress under this sub-
20 section, including the summary of the documentation pro-
21 vided to the Secretary under section 306(d).

22 **“SEC. 305. ALLOTMENT OF FUNDS.**

23 “(a) **IN GENERAL.**—From the sums appropriated
24 under section 303 and available for grants to States under
25 section 306(a) for any fiscal year—

1 “(1) Guam, American Samoa, the United
2 States Virgin Islands, and the Commonwealth of the
3 Northern Mariana Islands shall each be allotted not
4 less than $\frac{1}{8}$ of 1 percent of the amounts available
5 for grants under section 306(a) for the fiscal year
6 for which the allotment is made; and

7 “(2) each State shall be allotted for a grant
8 under section 306(a), \$600,000, with the remaining
9 funds to be allotted to each State in an amount that
10 bears the same ratio to such remaining funds as the
11 population of such State bears to the population of
12 all States.

13 “(b) POPULATION.—For the purpose of this section,
14 the population of each State, and the total population of
15 all the States, shall be determined by the Secretary on
16 the basis of the most recent census data available to the
17 Secretary, and the Secretary shall use for such purpose,
18 if available, the annual interim current census data pro-
19 duced by the Secretary of Commerce pursuant to section
20 181 of title 13.

21 “(c) RATABLE REDUCTION.—If the sums appro-
22 priated under section 303 for any fiscal year and available
23 for grants to States under section 306(a) are not sufficient
24 to pay in full the total amounts that all States are entitled
25 to receive under subsection (a) for such fiscal year, then

1 the maximum amounts that all States are entitled to re-
2 ceive under subsection (a) for such fiscal year shall be rat-
3 ably reduced. In the event that additional funds become
4 available for making such grants for any fiscal year during
5 which the preceding sentence is applicable, such reduced
6 amounts shall be increased on the same basis as they were
7 reduced.

8 “(d) REALLOTMENT.—If, at the end of the sixth
9 month of any fiscal year for which sums are appropriated
10 under section 303, the amount allotted to a State has not
11 been made available to such State in a grant under section
12 306(a) because of the failure of such State to meet the
13 requirements for such a grant, then the Secretary shall
14 reallocate such amount to States that meet such require-
15 ments.

16 “(e) CONTINUED AVAILABILITY OF FUNDS.—All
17 funds allotted to a State for a fiscal year under this sec-
18 tion, made available to such State in a grant under section
19 306(a), and not obligated by the State by the end of the
20 fiscal year shall be made available to the Secretary for dis-
21 cretionary activities under section 314. Such funds shall
22 remain available for obligation, and for expenditure by a
23 recipient of the funds under section 314, for not more
24 than 1 year from the date on which the funds are made
25 available to the Secretary.

1 “(f) DEFINITION.—In subsection (a)(2), the term
2 ‘State’ does not include any jurisdiction specified in sub-
3 section (a)(1).

4 **“SEC. 306. FORMULA GRANTS TO STATES.**

5 “(a) FORMULA GRANTS TO STATES.—The Secretary
6 shall award grants to States in order to assist in sup-
7 porting the establishment, maintenance, and expansion of
8 programs and projects to prevent incidents of family vio-
9 lence and domestic violence, to provide immediate shelter,
10 supportive services, and access to community-based pro-
11 grams for victims of family violence or domestic violence,
12 and their dependents, and to provide specialized services
13 for children exposed to family violence or domestic vio-
14 lence, underserved populations, and victims who are mem-
15 bers of racial and ethnic minority populations.

16 “(b) ADMINISTRATIVE EXPENSES.—

17 “(1) ADMINISTRATIVE COSTS.—Each State may
18 use not more than 5 percent of the grant funds for
19 State administrative costs.

20 “(2) SUBGRANTS TO ELIGIBLE ENTITIES.—The
21 State shall use the remainder of the grant funds to
22 make subgrants to eligible entities for approved pur-
23 poses as described in section 308.

24 “(c) GRANT CONDITIONS.—

1 “(1) APPROVED ACTIVITIES.—In carrying out
2 the activities under this title, grantees and sub-
3 grantees may collaborate with and provide informa-
4 tion to Federal, State, local, and tribal public offi-
5 cials and agencies, in accordance with limitations on
6 disclosure of confidential or private information as
7 described in paragraph (5), to develop and imple-
8 ment policies to reduce or eliminate family violence
9 and domestic violence.

10 “(2) DISCRIMINATION PROHIBITED.—

11 “(A) APPLICATION OF CIVIL RIGHTS PRO-
12 VISIONS.—For the purpose of applying the pro-
13 hibitions against discrimination on the basis of
14 age under the Age Discrimination Act of 1975
15 (42 U.S.C. 6101 et seq.), on the basis of dis-
16 ability under section 504 of the Rehabilitation
17 Act of 1973 (29 U.S.C. 794), on the basis of
18 sex under title IX of the Education Amend-
19 ments of 1972 (20 U.S.C. 1681 et seq.), or on
20 the basis of race, color, or national origin under
21 title VI of the Civil Rights Act of 1964 (42
22 U.S.C. 2000d et seq.), programs and activities
23 funded in whole or in part with funds made
24 available under this title are considered to be

1 programs and activities receiving Federal finan-
2 cial assistance.

3 “(B) PROHIBITION ON DISCRIMINATION ON
4 BASIS OF SEX, RELIGION.—

5 “(i) IN GENERAL.—No person shall
6 on the ground of sex or religion be ex-
7 cluded from participation in, be denied the
8 benefits of, or be subject to discrimination
9 under, any program or activity funded in
10 whole or in part with funds made available
11 under this title. Nothing in this title shall
12 require any such program or activity to in-
13 clude any individual in any program or ac-
14 tivity without taking into consideration
15 that individual’s sex in those certain in-
16 stances where sex is a bona fide occupa-
17 tional qualification or programmatic factor
18 reasonably necessary to the normal or safe
19 operation of that particular program or ac-
20 tivity.

21 “(ii) ENFORCEMENT.—The Secretary
22 shall enforce the provisions of clause (i) in
23 accordance with section 602 of the Civil
24 Rights Act of 1964 (42 U.S.C. 2000d-1).
25 Section 603 of such Act (42 U.S.C. 2000d-

1 2) shall apply with respect to any action
2 taken by the Secretary to enforce such
3 clause.

4 “(iii) CONSTRUCTION.—This subpara-
5 graph shall not be construed as affecting
6 any legal remedy provided under any other
7 provision of law.

8 **【“(C) ENFORCEMENT AUTHORITIES OF**
9 **SECRETARY.—**Whenever the Secretary finds
10 that a State or other entity that has received fi-
11 nancial assistance under this title has failed to
12 comply with a provision of law referred to in
13 subparagraph (A), with subparagraph (B), or
14 with an applicable regulation (including one
15 prescribed to carry out subparagraph (B)), the
16 Secretary shall notify the chief executive officer
17 of the State involved and shall request such of-
18 ficer to secure compliance. If, within a reason-
19 able period of time, not to exceed 60 days, the
20 chief executive officer fails or refuses to secure
21 compliance, the Secretary may—**】**

22 **【“(i) refer the matter to the Attorney**
23 General with a recommendation that an
24 appropriate civil action be instituted;**】**

1 【“(ii) exercise the powers and func-
2 tions provided by title VI of the Civil
3 Rights Act of 1964 (42 U.S.C. 2000d et
4 seq.), the Age Discrimination Act of 1975
5 (42 U.S.C. 6101 et seq.), sections 504 and
6 505 of the Rehabilitation Act of 1973 (29
7 U.S.C. 794, 794(a)), or title IX of the
8 Education Amendments of 1972 (20
9 U.S.C. 1681 et seq.), as may be applicable;
10 or】

11 【“(iii) take such other action as may
12 be provided by law.】

13 “(D) ENFORCEMENT AUTHORITY OF AT-
14 TORNEY GENERAL.—When a matter is referred
15 to the Attorney General pursuant to subsection
16 (C)(i), or whenever the Attorney General has
17 reason to believe that a State or an entity de-
18 scribed in subparagraph (C) is engaged in a
19 pattern or practice in violation of a provision of
20 law referred to in subparagraph (A) or in viola-
21 tion of subparagraph (B), the Attorney General
22 may bring a civil action in any appropriate dis-
23 trict court of the United States for such relief
24 as may be appropriate, including injunctive re-
25 lief.

1 “(3) INCOME ELIGIBILITY STANDARDS.—No in-
2 come eligibility standard may be imposed upon indi-
3 viduals with respect to eligibility for assistance or
4 services supported with funds appropriated to carry
5 out this title. No fees may be levied for assistance
6 or services provided with funds appropriated to carry
7 out this title.

8 【“(4) MATCH.—No grant shall be made under
9 this section to any entity other than a State or an
10 Indian tribe unless the entity agrees that, with re-
11 spect to the costs to be incurred by the entity in car-
12 rying out the program or project for which the grant
13 is awarded, the entity will make available (directly or
14 through donations from public or private entities)
15 non-Federal contributions in an amount that is not
16 less than \$1 for every \$5 of Federal funds provided
17 under the grant. The non-Federal contributions re-
18 quired under this paragraph may be in cash or in
19 kind.】

20 “(5) NONDISCLOSURE OF CONFIDENTIAL OR
21 PRIVATE INFORMATION.—

22 “(A) IN GENERAL.—In order to ensure the
23 safety of adult, youth, and child victims of fam-
24 ily or domestic violence, and their families,
25 grantees and subgrantees under this title shall

1 protect the confidentiality and privacy of such
2 victims and their families.

3 “(B) NONDISCLOSURE.—Subject to sub-
4 paragraphs (C), (D), and (E), grantees and
5 subgrantees shall not—

6 “(i) disclose any personally identifying
7 information collected in connection with
8 services requested (including services uti-
9 lized or denied), through grantees’ and
10 subgrantees’ programs; or

11 “(ii) reveal personally identifying in-
12 formation without informed, written, rea-
13 sonably time-limited consent for the person
14 about whom information is sought, wheth-
15 er for this program or any other Federal
16 or State grant program, which consent—

17 “(I) shall be given by—

18 “(aa) the person, except as
19 provided in item (bb) or (cc);

20 “(bb) in the case of an
21 unemancipated minor, the minor
22 and the minor’s parent or guard-
23 ian; or

1 “(cc) in the case of an indi-
2 vidual with a guardian, the indi-
3 vidual’s guardian; and

4 “(II) may not be given by the
5 **【abuser】** of the minor or individual
6 with a guardian, or the **【abuser】** of
7 the other parent of the minor.

8 “(C) RELEASE.—If release of information
9 described in subparagraph (B) is compelled by
10 statutory or court mandate—

11 “(i) grantees and subgrantees shall
12 make reasonable attempts to provide notice
13 to victims affected by the release of the in-
14 formation; and

15 “(ii) grantees and subgrantees shall
16 take steps necessary to protect the privacy
17 and safety of the persons affected by the
18 release of the information.

19 “(D) INFORMATION SHARING.—Grantees
20 and subgrantees may share—

21 “(i) nonpersonally identifying infor-
22 mation, in the aggregate, regarding serv-
23 ices to their clients and demographic non-
24 personally identifying information in order
25 to comply with Federal, State, or tribal re-

1 reporting, evaluation, or data collection re-
2 quirements;

3 “(ii) court-generated information and
4 law enforcement-generated information
5 contained in secure, governmental reg-
6 istries for protective order enforcement
7 purposes; and

8 “(iii) law enforcement- and prosecu-
9 tion-generated information necessary for
10 law enforcement and prosecution purposes.

11 “(E) OVERSIGHT.—Nothing in this para-
12 graph shall prevent the Secretary from dis-
13 closing grant activities authorized in this title to
14 the chairman and ranking members of the
15 Committee on Education and Labor of the
16 House of Representatives and the Committee
17 on Health, Education, Labor, and Pensions of
18 the Senate and exercising congressional over-
19 sight authority. In making all such disclosures,
20 the Secretary shall protect the confidentiality of
21 individuals and omit personally identifying in-
22 formation, including location information about
23 individuals and shelters.

24 “(F) STATUTORILY PERMITTED REPORTS
25 OF ABUSE OR NEGLECT.—Nothing in this para-

1 graph shall prohibit a grantee or subgrantee
2 from reporting abuse and neglect, as those
3 terms are defined by law, where mandated or
4 expressly permitted by the State or Indian tribe
5 involved.

6 “(G) PREEMPTION.—Nothing in this para-
7 graph shall be construed to supersede any pro-
8 vision of any Federal, State, tribal, or local law
9 that provides greater protection than this para-
10 graph for victims of family violence or domestic
11 violence.

12 “(H) CONFIDENTIALITY OF LOCATION.—
13 The address or location of any shelter facility
14 assisted under this title that otherwise main-
15 tains a confidential location shall, except with
16 written authorization of the person or persons
17 responsible for the operation of such shelter,
18 not be made public.

19 “(6) SUPPLEMENT NOT SUPPLANT.—Federal
20 funds made available to a State under this title shall
21 be used to supplement and not supplant other Fed-
22 eral, State, and local public funds expended to pro-
23 vide services and activities that promote the objec-
24 tives of this title.

1 “(d) REPORTS AND EVALUATION.—Each State
2 grantee shall submit an annual performance report to the
3 Secretary at such time as shall be reasonably required by
4 the Secretary. Such performance report shall describe the
5 grantee and subgrantee activities that have been carried
6 out with grant funds made available under subsection (a),
7 contain an evaluation of the effectiveness of such activi-
8 ties, and provide such additional information as the Sec-
9 retary may reasonably require.

10 **“SEC. 307. STATE APPLICATION.**

11 “(a) APPLICATION.—

12 “(1) IN GENERAL.—The chief executive officer
13 of a State seeking funds under section 306(a) shall
14 submit an application to the Secretary at such time
15 and in such manner as the Secretary may reason-
16 ably require.

17 “(2) CONTENTS.—Each such application
18 shall—

19 “(A) provide a description of the proce-
20 dures that have been developed to ensure com-
21 pliance with the provisions of section 306(c)
22 and 308(d);

23 “(B) provide, with respect to funds pro-
24 vided to a State under section 306(a) for any
25 fiscal year, assurances that—

1 “(i) not more than 5 percent of such
2 funds will be used for State administrative
3 costs;

4 “(ii) the remaining funds will be dis-
5 tributed to eligible entities as described in
6 section 308(a) for approved activities as
7 described in section 308(b); and

8 “(iii) in the distribution of funds by
9 the State under section 308(a), the State
10 will give special emphasis to the support
11 of—

12 “(I) community-based projects of
13 demonstrated effectiveness, carried
14 out by nonprofit private organizations,
15 the primary purpose of which is to op-
16 erate shelters for victims of family vi-
17 olence or domestic violence, and their
18 dependents; and

19 “(II) such projects, that provide
20 counseling, advocacy, and self-help
21 services to victims of domestic violence
22 and their dependents;

23 “(C) provide an assurance that there will
24 be an equitable distribution of grants and grant

1 funds within the State and between urban and
2 rural areas within such State;

3 “(D) provide an assurance that the State
4 will consult with and provide for the participa-
5 tion of the State Domestic Violence Coalition in
6 the distribution of grants to eligible entities as
7 described in section 308(a) and the administra-
8 tion of the grant programs and projects;

9 “(E) describe how the State will involve
10 community-based organizations, whose primary
11 purpose is to provide services to underserved
12 populations, in the State planning process, in-
13 cluding how those community-based organiza-
14 tions will address the unmet needs of those pop-
15 ulations;

16 “(F) describe how activities and services
17 provided by the State are designed to reduce
18 family violence and domestic violence, including
19 how funds will be used to provide shelter, sup-
20 portive services, and prevention services in ac-
21 cordance with section 308(b);

22 “(G) specify the State agency to be des-
23 ignated as responsible for the administration of
24 programs and activities relating to family vio-
25 lence and domestic violence, that are carried

1 out by the State under this title, and for coordi-
2 nation of related programs within the State;

3 “(H) provide an assurance that the State
4 has a law or procedure that has been imple-
5 mented for the eviction of an abusing spouse
6 from a shared household; and

7 “(I) meet such requirements as the Sec-
8 retary reasonably determines are necessary to
9 carry out the objectives and provisions of this
10 title.

11 “(b) APPROVAL OF APPLICATION.—

12 “(1) IN GENERAL.—The Secretary shall ap-
13 prove any application that meets the requirements of
14 subsection (a) and section 306. The Secretary shall
15 not disapprove any application under this subsection
16 unless the Secretary gives the applicant reasonable
17 notice of the Secretary’s intention to disapprove and
18 a 6-month period providing an opportunity for cor-
19 rection of any deficiencies.

20 “(2) CORRECTION OF DEFICIENCIES.—The Sec-
21 retary shall give such notice, within 45 days after
22 the date of submission of the application, if any of
23 the provisions of subsection (a) or section 306 have
24 not been satisfied in such application. If the State
25 does not correct the deficiencies in such application

1 within the 6-month period following the receipt of
2 the Secretary's notice, the Secretary shall withhold
3 payment of any grant funds under section 306 to
4 such State until such date as the State provides doc-
5 umentation that the deficiencies have been corrected.

6 “(3) STATE DOMESTIC VIOLENCE COALITION
7 PARTICIPATION IN DETERMINATIONS OF COMPLI-
8 ANCE.—State Domestic Violence Coalitions shall be
9 permitted to participate in determining whether
10 grantees for corresponding States are in compliance
11 with subsection (a) and section 306, except that no
12 funds made available to a State Domestic Violence
13 Coalition under section 311 shall be used to chal-
14 lenge a determination about whether a grantee is in
15 compliance with, or to seek the enforcement of, the
16 requirements of this title.

17 “(4) FAILURE TO REPORT; NONCONFORMING
18 EXPENDITURES.—The Secretary shall suspend fund-
19 ing for an approved application if the applicant fails
20 to submit an annual performance report under sec-
21 tion 306(d), or if funds are expended for purposes
22 other than those set forth in section 306(b), after
23 following the procedures set forth in paragraphs (1),
24 (2), and (3).

1 **“SEC. 308. SUBGRANTS AND USES OF FUNDS.**

2 “(a) SUBGRANTS.—A State that receives a grant
3 under section 306(a) shall use grant funds described in
4 section 306(b)(2) to provide subgrants to eligible entities
5 for programs and projects within such State, to prevent
6 incidents of family violence and domestic violence and to
7 provide short-term emergency shelter, supportive services,
8 or prevention services for adult and youth victims of fam-
9 ily violence or domestic violence, and their dependents, in
10 order to prevent future incidents of family violence and
11 domestic violence.

12 “(b) USE OF FUNDS.—

13 “(1) IN GENERAL.—Funds awarded to eligible
14 entities under subsection (a) shall be used to provide
15 shelter, supportive services, or prevention services to
16 adult and youth victims of family violence or domes-
17 tic violence, and their dependents, which may in-
18 clude—

19 “(A) provision, on a regular basis, of
20 short-term emergency shelter and related sup-
21 portive services to adult and youth victims of
22 family violence or domestic violence, and their
23 dependents, including paying for the operating
24 and administrative expenses of the facilities for
25 such shelter;

1 “(B) assistance in the development of safe-
2 ty plans, and supporting efforts of family vio-
3 lence or domestic violence victims to make deci-
4 sions related to their ongoing safety and well-
5 being;

6 “(C) provision of individual and group
7 counseling, peer support groups, and referral to
8 community-based services to assist family vio-
9 lence or domestic violence victims, and their de-
10 pendents, in recovering from the effects of the
11 violence;

12 “(D) provision of services, training, tech-
13 nical assistance, and outreach to increase
14 awareness of family violence and domestic vio-
15 lence and increase the accessibility of family vi-
16 olence and domestic violence services;

17 “(E) provision of culturally appropriate
18 services;

19 “(F) provision of services for children ex-
20 posed to domestic violence, including age-appro-
21 priate counseling, supportive services, and serv-
22 ices for the abused parent that support that
23 parent’s role as a caregiver, which may, as ap-
24 propriate, include services that work with the
25 parent and child together;

1 “(G) provision of advocacy, case manage-
2 ment services, and information and referral
3 services, concerning issues related to family vio-
4 lence and domestic violence intervention and
5 prevention, including—

6 “(i) assistance in accessing related
7 Federal and State financial assistance pro-
8 grams;

9 “(ii) legal advocacy to assist victims;

10 “(iii) medical advocacy, including pro-
11 vision of referrals for appropriate health
12 care services (including mental health, al-
13 cohol, and drug abuse treatment), but
14 which shall not include reimbursement for
15 any health care services;

16 “(iv) assistance locating and securing
17 safe and affordable permanent housing and
18 homelessness prevention services;

19 “(v) provision of transportation, child
20 care, respite care, job training and employ-
21 ment services, financial literacy services
22 and education, financial planning, and re-
23 lated economic empowerment services; and

1 “(vi) parenting and other educational
2 services for victims and their dependents;
3 and

4 “(H) prevention services, including out-
5 reach to underserved populations.

6 “(2) SHELTER AND SUPPORTIVE SERVICES.—

7 Not less than 70 percent of the funds distributed by
8 a State under subsection (a) shall be distributed to
9 entities for the purpose of providing short-term
10 emergency shelter and supportive services to adult
11 and youth victims of family violence or domestic vio-
12 lence, and their dependents, as described in para-
13 graph (1)(A). Not less than 25 percent of the funds
14 distributed by a State under subsection (a) shall be
15 distributed for the purpose of providing supportive
16 services and prevention services as described in sub-
17 paragraphs (B) through (H) of paragraph (1).

18 “(c) ELIGIBLE ENTITIES.—To be eligible to receive
19 a subgrant from a State under this section, an entity shall
20 be—

21 “(1) a local public agency, or a nonprofit pri-
22 vate organization (including faith-based and chari-
23 table organizations, community-based organizations,
24 tribal organizations, and voluntary associations),
25 that assists victims of family violence or domestic vi-

1 olence, and their dependents, and has a documented
2 history of effective work concerning family violence
3 and domestic violence; or

4 “(2) is a partnership of 2 or more of the agen-
5 cies or organizations described in paragraph (1).

6 “(d) SUBGRANT CONDITIONS.—

7 “(1) DIRECT PAYMENTS TO VICTIMS OR DE-
8 PENDANTS.—No funds provided through subgrants
9 made under this section may be used as direct pay-
10 ment to any victim of family violence or domestic vi-
11 olence, or to any dependent of such victim.

12 “(2) VOLUNTARILY-ACCEPTED SERVICES.—Re-
13 ceipt of supportive services under this title shall be
14 voluntary. Receipt of the benefits of the short-term
15 emergency shelter described in subsection (b)(1)(A)
16 shall not be conditioned upon the receipt by the
17 adult or youth victims involved, or their dependents,
18 of any or all of the supportive services offered under
19 this title.

20 **“SEC. 309. GRANTS FOR INDIAN TRIBES.**

21 “(a) GRANTS AUTHORIZED.—The Secretary, in con-
22 sultation with tribal governments pursuant to Executive
23 Order 13175 (25 U.S.C. 450 note) and in accordance with
24 section 903 of the Violence Against Women and Depart-
25 ment of Justice Reauthorization Act of 2005 (42 U.S.C.

1 14045d), shall continue to award grants for Indian tribes
2 from amounts appropriated under section 303(a)(2)(B) to
3 carry out this section.

4 “(b) ELIGIBLE ENTITIES.—To be eligible to receive
5 a grant under this section, an entity shall be an Indian
6 tribe, or a tribal organization or nonprofit private organi-
7 zation authorized by an Indian tribe. An Indian tribe shall
8 have the option to authorize a tribal organization or a non-
9 profit private organization to submit an application and
10 administer the grant funds awarded under this section.

11 “(c) CONDITIONS.—Each recipient of such a grant
12 shall comply with requirements that are consistent with
13 the requirements applicable to grantees under section 306.

14 “(d) GRANTEE APPLICATION.—To be eligible to re-
15 ceive a grant under this section, an entity shall submit
16 an application to the Secretary at such time, in such man-
17 ner, and containing such information as the Secretary de-
18 termines to be essential to carry out the objectives and
19 provisions of this title. The contents, submission, and re-
20 view of such application shall be consistent with the re-
21 quirements for applications under section 307. The Sec-
22 retary shall approve any application that meets require-
23 ments consistent with the requirements of section 306 and
24 section 307(a).

1 “(e) USE OF FUNDS.—An amount provided under a
2 grant to an eligible entity shall be used for the services
3 described in section 308(b).

4 **“SEC. 310. NATIONAL RESOURCE CENTERS AND TRAINING**
5 **AND TECHNICAL ASSISTANCE CENTERS.**

6 “(a) PURPOSE AND GRANTS AUTHORIZED.—

7 “(1) PURPOSE.—The purpose of this section is
8 to provide resource information, training, and tech-
9 nical assistance relating to the objectives of this title
10 to improve the capacity of individuals, organizations,
11 governmental entities, and communities to prevent
12 domestic violence and to provide effective interven-
13 tion services.

14 “(2) GRANTS AUTHORIZED.—From the
15 amounts appropriated under this title and reserved
16 under section 303(a)(2)(C), the Secretary—

17 “(A) shall award grants to eligible entities
18 for the establishment and maintenance of 2 na-
19 tional resource centers (as provided for in sub-
20 section (b)(1)), and 7 special issue resource
21 centers addressing key areas of domestic vio-
22 lence and intervention and prevention (as pro-
23 vided for in subsection (b)(2)); and

1 “(B) may award grants to support training
2 and technical assistance that address emerging
3 issues related to domestic violence.

4 “(b) DOMESTIC VIOLENCE RESOURCE CENTERS.—

5 “(1) NATIONAL RESOURCE CENTERS.—In ac-
6 cordance with subsection (a)(2), the Secretary shall
7 award grants to eligible entities for—

8 “(A) a National Resource Center on Do-
9 mestic Violence, which shall—

10 “(i) offer a comprehensive array of
11 technical assistance and training resources
12 to Federal, State, and local governmental
13 agencies, domestic violence service pro-
14 viders, community-based organizations,
15 and other professionals and interested par-
16 ties, related to domestic violence service
17 programs and research, including pro-
18 grams and research related to victims and
19 their children who are exposed to domestic
20 violence; and

21 “(ii) maintain a central resource li-
22 brary in order to collect, prepare, analyze,
23 and disseminate information and statistics
24 related to—

1 “(I) the incidence and prevention
2 of family violence and domestic vio-
3 lence; and

4 “(II) the provision of shelter,
5 supportive services, and prevention
6 services to adult and youth victims of
7 domestic violence (including services
8 to prevent repeated incidents of vio-
9 lence); and

10 “(B) a National Indian Resource Center
11 Addressing Domestic Violence and Safety for
12 Indian Women, which shall—

13 “(i) offer a comprehensive array of
14 technical assistance and training resources
15 to Indian tribes and tribal organizations,
16 specifically designed to enhance the capac-
17 ity of the tribes and organizations to re-
18 spond to domestic violence and the findings
19 of section 901 of the Violence Against
20 Women and Department of Justice Reau-
21 thorization Act of 2005 (42 U.S.C.
22 3796gg-10 note); and

23 “(ii) enhance the intervention and
24 prevention efforts of Indian tribes and
25 tribal organizations to respond to domestic

1 violence and increase the safety of Indian
2 women in support of the purposes of sec-
3 tion 902 of the Violence Against Women
4 and Department of Justice Reauthoriza-
5 tion Act of 2005 (42. U.S.C. 3796gg-10
6 note).

7 “(2) SPECIAL ISSUE RESOURCE CENTERS.—In
8 accordance with subsection (a)(2), the Secretary
9 shall award grants to eligible entities for special
10 issue resource centers, which shall provide informa-
11 tion, training, and technical assistance to State and
12 local domestic violence service providers, and shall
13 specialize in at least 1 of the following areas of do-
14 mestic violence service, prevention, or law:

15 “(A) The response of the criminal and civil
16 justice systems to domestic violence victims,
17 which may include the response to the use of
18 the self-defense plea by domestic violence vic-
19 tims and the issuance and use of protective or-
20 ders.

21 “(B) The response of child protective serv-
22 ice agencies to victims of domestic violence and
23 their dependents and child custody issues in do-
24 mestic violence cases.

1 “(C) The response of the interdisciplinary
2 health care system to victims of domestic vio-
3 lence and access to health care resources for
4 victims of domestic violence.

5 “(D) The response of mental health sys-
6 tems, domestic violence service programs, and
7 other related systems and programs to victims
8 of domestic violence and their children who are
9 exposed to domestic violence, or to victims of
10 domestic violence with mental illness.

11 “(E) In the case of 3 specific resource cen-
12 ters, the response of domestic violence service
13 providers to victims of domestic violence who
14 are members of racial and ethnic minority
15 groups, to enhance the cultural and linguistic
16 relevancy of service delivery, resource utiliza-
17 tion, policy, research, technical assistance, com-
18 munity education, and prevention initiatives.

19 “(c) ELIGIBILITY.—

20 “(1) IN GENERAL.—To be eligible to receive a
21 grant under paragraph (1)(A) or subparagraph (A),
22 (B), (C), or (D) of subsection (b)(2), an entity shall
23 be a private nonprofit organization that focuses pri-
24 marily on domestic violence and that—

1 “(A) provides documentation to the Sec-
2 retary demonstrating experience working di-
3 rectly on issues of domestic violence, and (in
4 the case of an entity seeking a grant under sub-
5 section (b)(2)) demonstrating experience work-
6 ing directly in the corresponding specific special
7 issue area described in subsection (b)(2);

8 “(B) includes on the entity’s advisory
9 board representatives who are from domestic vi-
10 olence service programs and who are geographi-
11 cally and culturally diverse; and

12 “(C) demonstrates the strong support of
13 domestic violence service programs from across
14 the Nation for the entity’s designation as a na-
15 tional resource center or a special issue re-
16 source center, as appropriate.

17 “(2) NATIONAL INDIAN RESOURCE CENTER.—
18 To be eligible to receive a grant under subsection
19 (b)(1)(B), an entity shall be a tribal organization or
20 a nonprofit organization that focuses primarily on
21 issues of domestic violence within Indian tribes and
22 that submits documentation to the Secretary dem-
23 onstrating—

24 “(A) experience working with Indian tribes
25 and tribal organizations to respond to domestic

1 violence and the findings of section 901 of the
2 Violence Against Women and Department of
3 Justice Reauthorization Act of 2005 (42 U.S.C.
4 3796gg-10 note);

5 “(B) experience providing Indian tribes
6 with assistance in developing tribally-based pre-
7 vention and intervention services addressing do-
8 mestic violence and safety for Indian women
9 consistent with the purposes of section 902 of
10 the Violence Against Women and Department
11 of Justice Reauthorization Act of 2005 (42
12 U.S.C. 3796gg-10 note);

13 “(C) strong support for the entity’s des-
14 ignation as the National Indian Resource Cen-
15 ter Addressing Domestic Violence and Safety
16 for Indian Women from advocates working
17 within Indian tribes to address domestic vio-
18 lence and the safety of Indian women; and

19 “(D) a record of demonstrated effective-
20 ness in assisting Indian tribes with prevention
21 and intervention services addressing domestic
22 violence.

23 “(3) SPECIAL ISSUE RESOURCE CENTERS CON-
24 CERNED WITH RACIAL AND ETHNIC MINORITY
25 GROUPS.—To be eligible to receive a grant under

1 subsection (b)(2)(E), an entity shall be an entity
2 that—

3 “(A) is a private nonprofit organization
4 that focuses primarily on issues of domestic vio-
5 lence in a racial or ethnic community, or is a
6 public or private nonprofit educational institu-
7 tion that has a domestic violence institute, cen-
8 ter, or program related to culturally specific
9 issues in domestic violence; and

10 “(B)(i) has documented experience in the
11 areas of domestic violence prevention and serv-
12 ices, and experience relevant to the specific ra-
13 cial or ethnic population to which information,
14 training, technical assistance, and outreach
15 would be provided under the grant;

16 “(ii) demonstrates the strong support, of
17 advocates from across the Nation who are
18 working to address domestic violence; and

19 “(iii) has a record of demonstrated effec-
20 tiveness in enhancing the cultural and linguistic
21 relevancy of service delivery.

22 “(d) REPORTS AND EVALUATION.—Each entity re-
23 ceiving a grant under this section shall submit a perform-
24 ance report to the Secretary annually and in such manner
25 as shall be reasonably required by the Secretary. Such per-

1 formance report shall describe the activities that have been
2 carried out with such grant funds, contain an evaluation
3 of the effectiveness of the activities, and provide such addi-
4 tional information as the Secretary may reasonably re-
5 quire.

6 **“SEC. 311. GRANTS TO STATE DOMESTIC VIOLENCE COALI-**
7 **TIONS.**

8 “(a) GRANTS.—The Secretary shall award grants for
9 the funding of State Domestic Violence Coalitions.

10 “(b) ALLOTMENT OF FUNDS.—

11 “(1) IN GENERAL.—From the amount appro-
12 priated under section 303(a)(2)(D) for each fiscal
13 year, the Secretary shall allot to each of the 50
14 States, the District of Columbia, the Commonwealth
15 of Puerto Rico, and the combined territories an
16 amount equal to $\frac{1}{53}$ of the amount so appropriated
17 for such fiscal year.

18 “(2) DEFINITION.—For purposes of this sub-
19 section, the term ‘combined territories’ means
20 Guam, American Samoa, the United States Virgin
21 Islands, and the Commonwealth of the Northern
22 Mariana Islands.

23 “(c) APPLICATION.—Each coalition desiring a grant
24 under this section shall submit an application to the Sec-
25 retary at such time, in such manner, and containing such

1 information as the Secretary determines to be essential to
2 carry out the objectives of this section. The application
3 submitted by the coalition for the grant shall provide docu-
4 mentation of the coalition’s work, satisfactory to the Sec-
5 retary, demonstrating that the coalition—

6 “(1) meets all of the applicable requirements
7 set forth in this title; and

8 “(2) demonstrates the ability to appropriately
9 conduct all activities described in this section, as in-
10 dicated by—

11 “(A) documented experience in admin-
12 istering Federal grants to conduct the activities
13 described in subsection (d); or

14 “(B) a documented history of active par-
15 ticipation in the activities described in para-
16 graphs (1), (3), (4), and (5) of subsection (d)
17 and a demonstrated capacity to conduct the ac-
18 tivities described in subsection (d)(2).

19 “(d) USE OF FUNDS.—A coalition that receives a
20 grant under this section shall use the grant funds for ad-
21 ministration and operations to further the purposes of do-
22 mestic violence intervention and prevention, through ac-
23 tivities that shall include—

24 “(1) working with local domestic violence serv-
25 ice programs and providers of direct services to en-

1 courage appropriate and comprehensive responses to
2 domestic violence against adults or youth within the
3 State involved, including providing training and
4 technical assistance and conducting State needs as-
5 sessments;

6 “(2) participating in planning and monitoring
7 the distribution of subgrants and subgrant funds
8 within the State under section 308(a);

9 “(3) working in collaboration with service pro-
10 viders and community-based organizations to ad-
11 dress the needs of domestic violence victims, and
12 their dependents, who are members of racial and
13 ethnic minority populations and underserved popu-
14 lations;

15 “(4) collaborating with and providing informa-
16 tion to entities in such fields as housing, health care,
17 mental health, social welfare, or business to support
18 the development and implementation of effective
19 policies, protocols, and programs that address the
20 safety and support needs of adult and youth victims
21 of domestic violence;

22 “(5) working with judicial and law enforcement
23 agencies to encourage appropriate responses to cases
24 of domestic violence against adults or youth;

1 “(6) working with family law judges, criminal
2 court judges, child protective service agencies, and
3 children’s advocates to develop appropriate responses
4 to child custody and visitation issues in cases of
5 child exposure to domestic violence and in cases in
6 which both domestic violence and child abuse are
7 present; and

8 “(7) designing and conducting public education
9 campaigns regarding domestic violence against
10 adults and youth, that shall provide information to
11 the public about prevention of domestic violence, in-
12 cluding information targeted to underserved popu-
13 lations.

14 “(e) PROHIBITION ON LOBBYING.—No funds made
15 available to entities under this section shall be used, di-
16 rectly or indirectly, to influence the issuance, amendment,
17 or revocation of any executive order or similar promulga-
18 tion by any Federal, State, or local agency, or to under-
19 take to influence the passage or defeat of any legislation
20 by Congress, or by any State or local legislative body, or
21 State proposals by initiative petition, except that the rep-
22 resentatives of the entity may testify or make other appro-
23 priate communication—

1 appropriate manner, the needs of children exposed to do-
2 mestic violence.

3 “(2) GRANTS.—The Secretary may make
4 grants to eligible entities through the program es-
5 tablished under paragraph (1) for periods of not
6 more than 3 years. If the Secretary determines that
7 an entity has received such a grant and been suc-
8 cessful in meeting the objectives of the grant appli-
9 cation submitted under subsection (c), the Secretary
10 may renew the grant for 1 additional period of not
11 more than 3 years.

12 “(b) ELIGIBLE ENTITIES.—To be eligible to receive
13 a grant under this section, an entity shall be a local or
14 statewide domestic violence service provider or community-
15 based organization with a demonstrated record of serving
16 victims of domestic violence and their children.

17 “(c) APPLICATION.—An entity seeking a grant under
18 this section shall submit an application to the Secretary
19 at such time, in such manner, and containing such infor-
20 mation as the Secretary may reasonably require, includ-
21 ing—

22 “(1) a description of how the entity will
23 prioritize the safety of, and confidentiality of infor-
24 mation about, victims of domestic violence and their
25 children;

1 “(2) a description of how the entity will provide
2 developmentally appropriate and age-appropriate
3 services, and linguistically and culturally appropriate
4 services, to the victims and children; and

5 “(3) a description of how the entity will ensure
6 that professionals working with the children receive
7 the training and technical assistance appropriate
8 and relevant to the unique needs of children exposed
9 to domestic violence.

10 “(d) USE OF FUNDS.—An entity that receives a
11 grant under this section for a family violence and domestic
12 violence service or community-based program described in
13 subsection (a)—

14 “(1) shall use the funds made available through
15 the grant—

16 “(A) to provide direct counseling, appro-
17 priate services, or advocacy on behalf of victims
18 of domestic violence and their children, includ-
19 ing coordinating services with services provided
20 by the child welfare system;

21 “(B) to provide services for abused parents
22 to support those parents’ roles as caregivers
23 and their roles in responding to the social, emo-
24 tional, and developmental needs of their chil-
25 dren; and

1 “(C) where appropriate, to provide the
2 services described in this subsection while work-
3 ing with such an abused parent and child to-
4 gether; and

5 “(2) may use the funds made available through
6 the grant—

7 “(A) to provide early childhood develop-
8 ment and mental health services;

9 “(B) to coordinate activities with and pro-
10 vide technical assistance to community-based
11 organizations serving victims of domestic vio-
12 lence or children exposed to domestic violence;
13 and

14 “(C) to provide additional services and re-
15 ferrals to services for children, including child
16 care, transportation, educational support, res-
17 pite care, supervised visitation, or other nec-
18 essary services.

19 “(e) **REPORTS AND EVALUATION.**—Each entity re-
20 ceiving a grant under this section shall submit a perform-
21 ance report to the Secretary at such time as shall be rea-
22 sonably required by the Secretary. Such performance re-
23 port shall describe the activities that have been carried out
24 with such grant funds, contain an evaluation of the effec-

1 tiveness of such activities, and provide such additional in-
2 formation as the Secretary may reasonably require.

3 **“SEC. 313. NATIONAL DOMESTIC VIOLENCE HOTLINE**
4 **GRANT.**

5 “(a) IN GENERAL.—The Secretary shall award a
6 grant to a private, nonprofit entity to provide for the ongo-
7 ing operation of a national, toll-free telephone hotline to
8 provide information and assistance to adult and youth vic-
9 tims of domestic violence, family and household members
10 of such victims, and persons affected by the victimization.

11 “(b) TERM.—The Secretary shall award a grant
12 under this section for a period of not more than 5 years.

13 “(c) CONDITIONS ON PAYMENT.—The provision of
14 payments under a grant awarded under this section shall
15 be subject to annual approval by the Secretary and subject
16 to the availability of appropriations for each fiscal year
17 to make the payments.

18 “(d) APPLICATION.—To be eligible to receive a grant
19 under this section, an entity shall submit an application
20 to the Secretary that shall—

21 “(1) contain such agreements, assurances, and
22 information, be in such form, and be submitted in
23 such manner, as the Secretary shall prescribe
24 through notice in the Federal Register;

1 “(2) include a complete description of the appli-
2 cant’s plan for the operation of a national domestic
3 violence hotline, including descriptions of—

4 “(A) the training program for hotline per-
5 sonnel, including technology training to ensure
6 that all persons affiliated with the hotline are
7 able to effectively operate any technological sys-
8 tems used by the hotline;

9 “(B) the hiring criteria and qualifications
10 for hotline personnel;

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

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

15 “(E) a plan for providing service to non-
16 English speaking callers, including service
17 through hotline personnel who have non-English
18 language capability; and

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

21 “(3) demonstrate that the applicant has recog-
22 nized expertise in the area of domestic violence and
23 a record of high quality service to victims of domes-
24 tic violence, including a demonstration of support

1 from advocacy groups and State Domestic Violence
2 Coalitions;

3 “(4) demonstrate that the applicant has the ca-
4 pacity and the expertise to maintain a domestic vio-
5 lence hotline and a comprehensive database of do-
6 mestic violence service providers;

7 “(5) demonstrate the ability to provide informa-
8 tion and referrals for callers, directly connect callers
9 to service providers, and employ crisis interventions
10 meeting the standards of domestic violence service
11 providers;

12 “(6) demonstrate that the applicant has a com-
13 mitment to diversity and to the provision of services
14 to underserved populations;

15 “(7) demonstrate that the applicant complies
16 with nondisclosure requirements as described in sec-
17 tion 306(c)(5) and follows comprehensive quality as-
18 surance practices; and

19 “(8) contain such other information as the Sec-
20 retary may require.

21 “(e) HOTLINE ACTIVITIES.—

22 “(1) IN GENERAL.—An entity that receives a
23 grant under this section for activities described, in
24 whole or in part, in subsection (a) shall use funds
25 made available through the grant to establish and

1 operate a national, toll-free telephone hotline to pro-
2 vide information and assistance to adult and youth
3 victims of domestic violence and other individuals
4 described in subsection (a).

5 “(2) ACTIVITIES.—In establishing and oper-
6 ating the hotline, the entity—

7 “(A) shall contract with a carrier for the
8 use of a toll-free telephone line;

9 “(B) shall employ, train (including pro-
10 viding technology training), and supervise per-
11 sonnel to answer incoming calls, provide coun-
12 seling and referral services for callers on a 24-
13 hour-a-day basis, and directly connect callers to
14 service providers;

15 “(C) shall assemble and maintain a data-
16 base of information relating to services for
17 adult and youth victims of domestic violence to
18 which callers may be referred throughout the
19 United States, including information on the
20 availability of shelters and supportive services
21 for victims of domestic violence;

22 “(D) shall widely publicize the hotline
23 throughout the United States, including to po-
24 tential users;

1 “(E) shall provide assistance and referrals
2 to meet the needs of underserved populations
3 and individuals with disabilities;

4 “(F) may provide assistance and referrals
5 for victims of dating violence who are minors;

6 “(G) may provide appropriate assistance
7 and referrals for family and household members
8 of domestic violence victims, and persons af-
9 fected by the victimization described in sub-
10 section (a); and

11 “(H) at the discretion of the hotline oper-
12 ator, may provide assistance or referrals for
13 identified adult and youth perpetrators, includ-
14 ing self-identified perpetrators, of domestic vio-
15 lence, but shall not be required to provide such
16 assistance or referrals in any circumstance in
17 which the hotline operator fears the safety of a
18 victim may be impacted by a suspected abuser.

19 “(f) **REPORTS AND EVALUATION.**—The entity receiv-
20 ing a grant under this section shall submit a performance
21 report to the Secretary at such time as shall be reasonably
22 required by the Secretary. Such performance report shall
23 describe the activities that have been carried out with such
24 grant funds, contain an evaluation of the effectiveness of

1 such activities, and provide such additional information as
2 the Secretary may reasonably require.

3 **“SEC. 314. DOMESTIC VIOLENCE PREVENTION ENHANCE-**
4 **MENT AND LEADERSHIP THROUGH ALLI-**
5 **ANCES (DELTA).**

6 “(a) IN GENERAL.—The Secretary shall provide dem-
7 onstration grants to and enter into cooperative agreements
8 with nonprofit organizations in local communities to estab-
9 lish and operate projects to engage in primary prevention
10 of and intervention to address domestic violence, including
11 violence committed by and against youth, using a coordi-
12 nated community response model and through prevention
13 and education programs.

14 “(b) TERM.—The Secretary shall provide a grant or
15 enter into a cooperative agreement under this section for
16 a period of not more than 3 fiscal years.

17 “(c) CONDITIONS ON PAYMENT.—The provision of
18 payments under a grant or cooperative agreement under
19 this section shall be subject to—

20 “(1) annual approval by the Secretary; and

21 “(2) the availability of appropriations for each
22 fiscal year to make the payments.

23 “(d) ELIGIBILITY.—To be eligible to receive a grant
24 or enter into a cooperative agreement under this section,
25 an entity shall—

1 “(1)(A) be a State Domestic Violence Coalition;

2 “(B) be a domestic violence service provider;

3 “(C) be a community-based organization; or

4 “(D) be a youth-serving private nonprofit entity

5 working in collaboration with a local domestic vio-

6 lence service provider or with a State Domestic Vio-

7 lence Coalition; and

8 “(2) include representatives of pertinent sectors

9 of the local community, which may include—

10 “(A) health care providers;

11 “(B) the education community;

12 “(C) the faith-based community;

13 “(D) the criminal justice system;

14 “(E) domestic violence service program ad-

15 vocates;

16 “(F) human service entities such as State

17 child services divisions;

18 “(G) business and civic leaders; and

19 “(H) other pertinent sectors.

20 “(e) APPLICATIONS.—An organization that desires to

21 receive a grant or enter into a cooperative agreement

22 under this section shall submit to the Secretary an appli-

23 cation, in such form and in such manner as the Secretary

24 shall require, that—

1 “(1) demonstrates the capacity of the applicant,
2 who may enter into a partnership with a local do-
3 mestic violence service provider or community-based
4 organization, to undertake the project involved;

5 “(2) demonstrates that the project will contain
6 a community action component to improve and ex-
7 pand intervention and prevention strategies through
8 increased communication and coordination among all
9 affected sectors of the local community;

10 “(3) includes a complete description of the ap-
11 plicant’s plan for the establishment and operation of
12 the community project, including a description of—

13 “(A) the method to be used for identifica-
14 tion and selection of an administrative com-
15 mittee made up of persons knowledgeable about
16 domestic violence services to oversee the project,
17 hire staff, assure compliance with the project
18 outline, and secure annual evaluation of the
19 project;

20 “(B) the method to be used for identifica-
21 tion and selection of project staff and a project
22 evaluator;

23 “(C) the method to be used for identifica-
24 tion and selection of a project council consisting

1 of representatives of the community sectors list-
2 ed in subsection (d)(2);

3 “(D) the method to be used for identifica-
4 tion and selection of a steering committee con-
5 sisting of representatives of the various commu-
6 nity sectors who will chair subcommittees of the
7 project council, each of which will focus on 1 of
8 the sectors; and

9 “(E) a plan for developing outreach and
10 public education campaigns regarding domestic
11 violence;

12 “(4) demonstrates that the applicant has expe-
13 rience in providing, or the capacity to provide, pre-
14 vention-focused training and technical assistance;

15 “(5) demonstrates that the applicant has the
16 capacity to carry out collaborative community initia-
17 tives to prevent domestic violence; and

18 “(6) contains such other information, agree-
19 ments, and assurances as the Secretary may require.

20 “(f) GEOGRAPHICAL DISPERSION.—The Secretary
21 shall provide grants under this section to and enter into
22 cooperative agreements under this section with organiza-
23 tions in communities geographically dispersed throughout
24 the Nation.

25 “(g) USE OF FUNDS.—

1 “(1) IN GENERAL.—An entity that receives a
2 grant or enters into a cooperative agreement under
3 subsection (a) shall use the funds made available
4 through the grant or agreement to establish and op-
5 erate a community project to coordinate services for
6 the prevention of and intervention in domestic vio-
7 lence.

8 “(2) TECHNICAL ASSISTANCE, EVALUATION
9 AND MONITORING.—The Secretary may use a por-
10 tion of the funds provided under this section to—

11 “(A) provide technical assistance;

12 “(B) monitor the performance of entities
13 carrying out activities under the grants or coop-
14 erative agreements; and

15 “(C) conduct an independent evaluation of
16 the program carried out under this section.

17 “(3) REQUIREMENTS.—In establishing and op-
18 erating a project under this section, an eligible enti-
19 ty shall—

20 “(A) establish protocols to improve and ex-
21 pand domestic violence prevention and interven-
22 tion strategies within affected community sec-
23 tors described in subsection (d)(2);

24 “(B) develop action plans to direct re-
25 sponses within each community sector, and de-

1 velop each such action plan in conjunction with
2 the action plans for all other community sec-
3 tors;

4 “(C) provide for periodic evaluation of the
5 project, and analysis to assist in replication of
6 the prevention and intervention strategies used
7 in the project in other communities, and submit
8 a report under subsection (h) that contains the
9 evaluation and analysis;

10 “(D) develop, replicate, or conduct domes-
11 tic violence primary prevention programs that
12 reduce risk factors and promote protective fac-
13 tors that reduce the likelihood of domestic vio-
14 lence, which may include—

15 “(i) educational workshops and semi-
16 nars;

17 “(ii) training programs for profes-
18 sionals;

19 “(iii) the preparation of informational
20 material;

21 “(iv) developmentally appropriate edu-
22 cation programs; and

23 “(v) other efforts to increase aware-
24 ness of the facts about, or to help prevent,
25 domestic violence;

1 “(E) utilize evidence-informed prevention
2 program planning; and

3 “(F) recognize, in applicable cases, the
4 needs of underserved populations, racial and
5 linguistic populations, and individuals with dis-
6 abilities.

7 “(h) REPORTS AND EVALUATION.—Each entity re-
8 ceiving a grant or entering into a cooperative agreement
9 under this section shall submit a performance report to
10 the Secretary at such time as shall be reasonably required
11 by the Secretary. Such performance report shall describe
12 activities that have been carried out with the funds made
13 available through the grant or agreement, contain an eval-
14 uation of the effectiveness of such activities, and provide
15 such additional information as the Secretary may reason-
16 ably require. The Secretary shall make the evaluations re-
17 ceived under this subsection publicly available on the De-
18 partment of Health and Human Services website. The re-
19 ports shall also be submitted to the Committee on Edu-
20 cation and Labor of the House of Representatives and the
21 Committee on Health, Education, Labor, and Pensions of
22 the Senate.”.

1 **TITLE III—CHILD ABUSE PRE-**
2 **VENTION AND TREATMENT**
3 **AND ADOPTION REFORM ACT**
4 **OF 1978**

5 **SEC. 301. CHILD ABUSE PREVENTION AND TREATMENT**
6 **AND ADOPTION REFORM.**

7 (a) FINDINGS.—Section 201 of the Child Abuse Pre-
8 vention and Treatment and Adoption Reform Act of 1978
9 (42 U.S.C. 5111) is amended—

10 (1) in subsection (a)—

11 (A) in paragraph (1)—

12 (i) by striking “565,000” and insert-
13 ing “506,000”; and

14 (ii) by striking “2001” and inserting
15 “2005”; and

16 (B) in paragraph (5)(A), by striking
17 “131,000” and inserting “122,000”; and

18 (2) in subsection (b)—

19 (A) in the matter preceding paragraph (1),
20 by inserting “older children, minority children,
21 and” after “particularly”; and

22 (B) by striking paragraph (2) and insert-
23 ing the following:

24 “(2) maintain an Internet-based national adop-
25 tion information exchange system to—

1 “(A) bring together children who would
2 benefit from adoption and qualified prospective
3 adoptive parents who are seeking such children;

4 “(B) conduct national recruitment efforts
5 in order to reach prospective parents for chil-
6 dren awaiting adoption; and

7 “(C) connect placement agencies, prospec-
8 tive adoptive parents, and adoptive parents to
9 resources designed to reduce barriers to adop-
10 tion, support adoptive families, and ensure per-
11 manency; and”.

12 (b) INFORMATION AND SERVICES.—Section 203 of
13 the Child Abuse Prevention and Treatment and Adoption
14 Reform Act of 1978 (42 U.S.C. 5113) is amended—

15 (1) in subsection (a), by striking all that follows
16 “facilitate the adoption of” and inserting “older chil-
17 dren, minority children, and children with special
18 needs, particularly disabled infants with life-threat-
19 ening conditions, and services to couples considering
20 adoption of children with special needs.”;

21 (2) in subsection (b)—

22 (A) in paragraph (1)—

23 (i) by striking “and” after “regarding
24 adoption” and inserting a comma; and

1 (ii) by inserting “, and post-legal
2 adoption services” after “adoption assist-
3 ance programs”;

4 (B) in paragraph (2), by inserting “, in-
5 cluding efforts to promote the adoption of older
6 children and minority children” after “national
7 level”;

8 (C) in paragraph (7)—

9 (i) by striking “study the efficacy of
10 States contracting with” and inserting “in-
11 crease the effective use of”;

12 (ii) by striking the comma after “or-
13 ganizations)” and inserting “by States,”;

14 (iii) by inserting a comma after “insti-
15 tutions”; and

16 (iv) by inserting “, including assisting
17 in efforts to work with organizations that
18 promote the placement of older children,
19 minority children, and children with special
20 needs” after “children for adoption”;

21 (D) in paragraph (9)—

22 (i) in subparagraph (B), by striking
23 “and” at the end;

24 (ii) in subparagraph (C), by adding
25 “and” after the semicolon at the end; and

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

3 “(D) identify best practices to reduce
4 adoption disruption and termination;”; and

5 (E) in paragraph (10)—

6 (i) in the matter preceding subpara-
7 graph (A), by inserting “tribal child wel-
8 fare agencies,” after “local government en-
9 tities,”; and

10 (ii) in subparagraph (A)—

11 (I) in clause (ii), by inserting “,
12 including developing and using proce-
13 dures to notify family and relatives
14 when a child enters the child welfare
15 system” before the semicolon at the
16 end;

17 (II) by redesignating clauses (vii)
18 and (viii) as clauses (viii) and (ix), re-
19 spectively; and

20 (III) by inserting after clause (vi)
21 the following:

22 “(vii) education and training of pro-
23 spective adoptive or adoptive parents;”;

24 (3) in subsection (d)—

1 (A) in paragraph (1), by striking the sec-
2 ond sentence and all that follows; and

3 (B) in paragraph (2)—

4 (i) in subparagraph (A)—

5 (I) in the second sentence, by in-
6 serting “, consistent with the purpose
7 of this title” after “by the Secretary”;
8 and

9 (II) by striking the 3rd sentence
10 and inserting the following: “Each ap-
11 plication shall contain information
12 that—

13 “(i) describes how the State plans to
14 improve the placement rate of children in
15 permanent homes;

16 “(ii) describes the methods the State,
17 prior to submitting the application, has
18 used to improve the placement of older
19 children, minority children, and children
20 with special needs, who are legally free for
21 adoption;

22 “(iii) describes the evaluation the
23 State plans to conduct, to identify the ef-
24 fectiveness of programs and methods of

1 placement under this [sub]section, and
2 submit to the Secretary; and

3 “(iv) describes how the State plans to
4 coordinate activities under this
5 [sub]section with relevant activities under
6 section 473 of the Social Security Act (42
7 U.S.C. 673).”;

8 (ii) in subparagraph (B)(i), by insert-
9 ing “older children, minority children,
10 and” after “successful placement of”; and

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

13 “(C) EVALUATION.—The Secretary shall
14 compile the results of evaluations submitted by
15 States (described in subparagraph (A)(iii)) and
16 submit a report containing the compiled results
17 to the appropriate committees of Congress.”;

18 (4) by redesignating subsection (e) as sub-
19 section (f); and

20 (5) by inserting after subsection (d) the fol-
21 lowing:

22 “(e) ADOPTION ASSISTANCE CENTERS OF EXCEL-
23 LENCE.—The Secretary may establish a program under
24 which the Secretary—

1 “(1) designates as adoption assistance centers
2 of excellence exemplary adoption assistance agencies
3 with a demonstrated record of increasing placement
4 rates of older children, minority children, and chil-
5 dren with special needs; and

6 “(2) awards to agencies so designated bonus
7 grants to disseminate information on best practices
8 for increasing adoption placement rates and provide
9 assistance to adoption assistance agencies within a
10 particular State or region.”.

11 (c) AUTHORIZATION OF APPROPRIATIONS.—Section
12 205 of the Child Abuse Prevention and Treatment and
13 Adoption Reform Act of 1978 (42 U.S.C. 5115) is amend-
14 ed—

15 (1) by redesignating subsection (b) as sub-
16 section (c); and

17 (2) by inserting after subsection (a) the fol-
18 lowing:

19 “(b) Not less than 20 percent of the funds appro-
20 priated under subsection (a) shall be allocated for activi-
21 ties under subsections (b)(10) and (c) of section 203.”.

1 **TITLE IV—ABANDONED INFANTS**
2 **ASSISTANCE ACT OF 1988**

3 **SEC. 401. ABANDONED INFANTS ASSISTANCE.**

4 (a) EVALUATIONS, STUDY, AND REPORTS.—Section
5 102(b)(2) of the Abandoned Infants Assistance Act of
6 1988 (42 U.S.C. 670 note) is amended by striking “Keep-
7 ing Children and Families Safe Act of 2003” and inserting
8 “CAPTA Reauthorization Act of 2009”.

9 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
10 302 of the Abandoned Infants Assistance Act of 1988 (42
11 U.S.C. 670 note) is amended—

12 (1) in subsection (a)(1), by striking
13 “\$45,000,000” and all that follows and inserting
14 “\$_____ for fiscal year 2010 and such sums as may
15 be necessary for each of fiscal years 2011 through
16 2014.”; and

17 [(2) in subsection (b)(2), by striking “fiscal
18 year 2003” and inserting “fiscal year 2009”.]