

LEXSEE 106 PL 177

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PUBLIC LAW 106-177 [H.R. 764]
MAR. 10, 2000
[CHILD ABUSE PREVENTION AND ENFORCEMENT ACT; JENNIFER'S LAW]

106 P.L. 177; 114 Stat. 35; 2000 Enacted H.R. 764; 106 Enacted H.R. 764

BILL TRACKING REPORT: 106 Bill Tracking H.R. 764
FULL TEXT VERSION(S) OF BILL: 106 H.R. 764
CIS LEGIS. HISTORY DOCUMENT: 106 CIS Legis. Hist. P.L. 177

An Act

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled ,

TITLE I--THE CHILD ABUSE PREVENTION AND ENFORCEMENT ACT

[*101] SEC. 101. <42 USC 3711 note> --SHORT TITLE.

This title may be cited as the "Child Abuse Prevention and Enforcement Act".

[*102] SEC. 102. GRANT PROGRAM.

Section 102(b) of the Crime Identification Technology Act of 1998 (42 U.S.C. 14601(b)) is amended by striking "and" at the end of paragraph (15), by striking the period at the end of paragraph (16) and inserting "; and", and by adding after paragraph (16) the following:

"(17) the capability of the criminal justice system to deliver timely, accurate, and complete criminal history record information to child welfare agencies, organizations, and programs that are engaged in the assessment of risk and other activities related to the protection of children, including protection against child sexual abuse, and placement of children in foster care."

[*103] SEC. 103. USE OF FUNDS UNDER BYRNE GRANT PROGRAM FOR CHILD PROTECTION.

Section 501(b) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3751) is amended--

- (1) by striking "and" at the end of paragraph (25);
- (2) by striking the period at the end of paragraph (26) and inserting a semicolon; and
- (3) by adding at the end the following:

"(27) enforcing child abuse and neglect laws, including laws protecting against child sexual abuse, and promoting programs designed to prevent child abuse and neglect; and

"(28) establishing or supporting cooperative programs between law enforcement and media organizations, to collect, record, retain, and disseminate information useful in the identification and apprehension of suspected criminal offenders."

[**36] [*104] SEC. 104. CONDITIONAL ADJUSTMENT IN SET ASIDE FOR CHILD ABUSE VICTIMS UNDER THE VICTIMS OF CRIME ACT OF 1984.

106 P.L. 177, *; 114 Stat. 35, **;
2000 Enacted H.R. 764; 106 Enacted H.R. 764

(a) In General.--Section 1402(d)(2) of the Victims of Crime Act of 1984 (42 U.S.C. 10601(d)(2)) is amended--

(1) by striking "(2) The first \$ 10,000,000" and inserting "(2)(A) Except as provided in subparagraph (B), the first \$ 10,000,000"; and

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

(i) For any fiscal year for which the amount deposited in the Fund is greater than the amount deposited in the Fund for fiscal year 1998, the \$ 10,000,000 referred to in subparagraph (A) plus an amount equal to 50 percent of the increase in the amount from fiscal year 1998 shall be available for grants under section 1404A.

"(ii) Amounts available under this subparagraph for any fiscal year shall not exceed \$ 20,000,000."

(b) <42 USC 10601 note> Interaction With Any Cap.--Subsection (a) shall be implemented so that any increase in funding provided thereby shall operate notwithstanding any dollar limitation on the availability of the Crime Victims Fund established under the Victims of Crime Act of 1984.

TITLE II--JENNIFER'S LAW

[*201] SEC. 201. <42 USC 14661 note> --SHORT TITLE.

This title may be cited as "Jennifer's Law".

[*202] SEC. 202. <42 USC 14661> PROGRAM AUTHORIZED.

The Attorney General is authorized to provide grant awards to States to enable States to improve the reporting of unidentified and missing persons.

[*203] SEC. 203. <42 USC 14662> ELIGIBILITY.

(a) Application .--To be eligible to receive a grant award under this title, a State shall submit an application at such time and in such form as the Attorney General may reasonably require.

(b) Contents .--Each such application shall include assurances that the State shall, to the greatest extent possible--

(1) report to the National Crime Information Center and when possible, to law enforcement authorities throughout the State regarding every deceased unidentified person, regardless of age, found in the State's jurisdiction;

(2) enter a complete profile of such unidentified person in compliance with the guidelines established by the Department of Justice for the National Crime Information Center Missing and Unidentified Persons File, including dental records, DNA records, x-rays, and fingerprints, if available;

(3) enter the National Crime Information Center number or other appropriate number assigned to the unidentified person on the death certificate of each such unidentified person; and

(4) retain all such records pertaining to unidentified persons until a person is identified.

[*204] SEC. 204. <42 USC 14663> USES OF FUNDS.

A State that receives a grant award under this title may use such funds received to establish or expand programs developed to improve the reporting of unidentified persons in accordance with [**37] the assurances provided in the application submitted pursuant to section 203(b).

[*205] SEC. 205. <42 USC 14664> AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to carry out this title \$ 2,000,000 for each of fiscal years 2000, 2001, and 2002.

DESCRIPTORS: CHILD ABUSE PREVENTION AND ENFORCEMENT ACT; JENNIFER'S LAW; CRIME IDENTIFICATION TECHNOLOGY ACT; OMNIBUS CRIME CONTROL AND SAFE STREETS ACT; VICTIMS OF CRIME ACT; CHILD ABUSE; DOMESTIC VIOLENCE; BUREAU OF JUSTICE ASSISTANCE; CHILD WELFARE; CRIME PREVENTION; STATE AND LOCAL EMPLOYEES; COURTS; GOVERNMENT INFORMATION AND INFORMATION SERVICES; LAW ENFORCEMENT; FEDERAL AID TO STATES: LAW ENFORCEMENT; DEPARTMENT OF HEALTH AND HUMAN SERVICES; DEPARTMENT OF JUSTICE; FEDERAL AID TO STATES;

