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1 ***DIVISION B—VIOLENCE AGAINST***
2 ***WOMEN ACT OF 2000***

3 ***SEC. 1001. SHORT TITLE.***

4 *This division may be cited as the “Violence Against*
5 *Women Act of 2000”.*

6 ***SEC. 1002. DEFINITIONS.***

7 *In this division—*

8 *(1) the term “domestic violence” has the meaning*
9 *given the term in section 2003 of title I of the Omni-*
10 *bus Crime Control and Safe Streets Act of 1968 (42*
11 *U.S.C. 3796gg-2); and*

12 *(2) the term “sexual assault” has the meaning*
13 *given the term in section 2003 of title I of the Omni-*
14 *bus Crime Control and Safe Streets Act of 1968 (42*
15 *U.S.C. 3796gg-2).*

16 ***SEC. 1003. ACCOUNTABILITY AND OVERSIGHT.***

17 *(a) REPORT BY GRANT RECIPIENTS.—The Attorney*
18 *General or Secretary of Health and Human Services, as*
19 *applicable, shall require grantees under any program au-*
20 *thorized or reauthorized by this division or an amendment*
21 *made by this division to report on the effectiveness of the*
22 *activities carried out with amounts made available to carry*
23 *out that program, including number of persons served, if*
24 *applicable, numbers of persons seeking services who could*

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1 *not be served and such other information as the Attorney*
2 *General or Secretary may prescribe.*

3 (b) *REPORT TO CONGRESS.*—*The Attorney General or*
4 *Secretary of Health and Human Services, as applicable,*
5 *shall report biennially to the Committees on the Judiciary*
6 *of the House of Representatives and the Senate on the grant*
7 *programs described in subsection (a), including the infor-*
8 *mation contained in any report under that subsection.*

9 **TITLE I—STRENGTHENING LAW**
10 **ENFORCEMENT TO REDUCE**
11 **VIOLENCE AGAINST WOMEN**

12 **SEC. 1101. FULL FAITH AND CREDIT ENFORCEMENT OF**
13 **PROTECTION ORDERS.**

14 (a) *IN GENERAL.*—*Part U of title I of the Omnibus*
15 *Crime Control and Safe Streets Act of 1968 (42 U.S.C.*
16 *3796hh et seq.) is amended—*

17 (1) *in the heading, by adding “AND EN-*
18 **FORCEMENT OF PROTECTION OR-**
19 **DERs” at the end;**

20 (2) *in section 2101(b)—*

21 (A) *in paragraph (6), by inserting “(in-*
22 *cluding juvenile courts)” after “courts”; and*

23 (B) *by adding at the end the following:*

24 “(7) *To provide technical assistance and com-*
25 *puter and other equipment to police departments,*

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1 *prosecutors, courts, and tribal jurisdictions to facili-*
2 *tate the widespread enforcement of protection orders,*
3 *including interstate enforcement, enforcement between*
4 *States and tribal jurisdictions, and enforcement be-*
5 *tween tribal jurisdictions.”; and*

6 *(3) in section 2102—*

7 *(A) in subsection (b)—*

8 *(i) in paragraph (1), by striking*
9 *“and” at the end;*

10 *(ii) in paragraph (2), by striking the*
11 *period at the end and inserting “, including*
12 *the enforcement of protection orders from*
13 *other States and jurisdictions (including*
14 *tribal jurisdictions);”; and*

15 *(iii) by adding at the end the fol-*
16 *lowing:*

17 *“(3) have established cooperative agreements or*
18 *can demonstrate effective ongoing collaborative ar-*
19 *rangements with neighboring jurisdictions to facili-*
20 *tate the enforcement of protection orders from other*
21 *States and jurisdictions (including tribal jurisdic-*
22 *tions); and*

23 *“(4) in applications describing plans to further*
24 *the purposes stated in paragraph (4) or (7) of section*
25 *2101(b), will give priority to using the grant to de-*

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1 *velop and install data collection and communication*
2 *systems, including computerized systems, and train-*
3 *ing on how to use these systems effectively to link po-*
4 *lice, prosecutors, courts, and tribal jurisdictions for*
5 *the purpose of identifying and tracking protection or-*
6 *ders and violations of protection orders, in those ju-*
7 *risdictions where such systems do not exist or are not*
8 *fully effective.”; and*

9 *(B) by adding at the end the following:*

10 *“(c) DISSEMINATION OF INFORMATION.—The Attorney*
11 *General shall annually compile and broadly disseminate*
12 *(including through electronic publication) information*
13 *about successful data collection and communication systems*
14 *that meet the purposes described in this section. Such dis-*
15 *semination shall target States, State and local courts, In-*
16 *dian tribal governments, and units of local government.”.*

17 *(b) PROTECTION ORDERS.—*

18 *(1) FILING COSTS.—Section 2006 of part T of*
19 *title I of the Omnibus Crime Control and Safe Streets*
20 *Act of 1968 (42 U.S.C. 3796gg-5) is amended—*

21 *(A) in the heading, by striking “**FILING**”*
22 *and inserting “**AND PROTECTION ORDERS**”*
23 *after “**CHARGES**”;*

24 *(B) in subsection (a)—*

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1 (i) by striking paragraph (1) and in-
2 serting the following:

3 “(1) certifies that its laws, policies, and practices
4 do not require, in connection with the prosecution of
5 any misdemeanor or felony domestic violence offense,
6 or in connection with the filing, issuance, registra-
7 tion, or service of a protection order, or a petition for
8 a protection order, to protect a victim of domestic vio-
9 lence, stalking, or sexual assault, that the victim bear
10 the costs associated with the filing of criminal charges
11 against the offender, or the costs associated with the
12 filing, issuance, registration, or service of a warrant,
13 protection order, petition for a protection order, or
14 witness subpoena, whether issued inside or outside the
15 State, tribal, or local jurisdiction; or”; and

16 (ii) in paragraph (2)(B), by striking
17 “2 years” and inserting “2 years after the
18 date of enactment of the Violence Against
19 Women Act of 2000”; and

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

21 “(c) *DEFINITION.*—In this section, the term ‘protection
22 order’ has the meaning given the term in section 2266 of
23 title 18, United States Code.”.

24 (2) *ELIGIBILITY FOR GRANTS TO ENCOURAGE AR-*
25 *REST POLICIES.*—Section 2101 of part U of title I of

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1 *the Omnibus Crime Control and Safe Streets Act of*
2 *1968 (42 U.S.C. 3796hh) is amended—*

3 *(A) in subsection (c), by striking paragraph*
4 *(4) and inserting the following:*

5 *“(4) certify that their laws, policies, and prac-*
6 *tices do not require, in connection with the prosecu-*
7 *tion of any misdemeanor or felony domestic violence*
8 *offense, or in connection with the filing, issuance, reg-*
9 *istration, or service of a protection order, or a peti-*
10 *tion for a protection order, to protect a victim of do-*
11 *mestic violence, stalking, or sexual assault, that the*
12 *victim bear the costs associated with the filing of*
13 *criminal charges against the offender, or the costs as-*
14 *sociated with the filing, issuance, registration, or*
15 *service of a warrant, protection order, petition for a*
16 *protection order, or witness subpoena, whether issued*
17 *inside or outside the State, tribal, or local jurisdic-*
18 *tion.”; and*

19 *(B) by adding at the end the following:*

20 *“(d) DEFINITION.—In this section, the term ‘protection*
21 *order’ has the meaning given the term in section 2266 of*
22 *title 18, United States Code.”.*

23 *(3) APPLICATION FOR GRANTS TO ENCOURAGE*
24 *ARREST POLICIES.—Section 2102(a)(1)(B) of part U*
25 *of title I of the Omnibus Crime Control and Safe*

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1 *Streets Act of 1968 (42 U.S.C. 3796hh-1(a)(1)(B)) is*
2 *amended by inserting before the semicolon the fol-*
3 *lowing: “or, in the case of the condition set forth in*
4 *subsection 2101(c)(4), the expiration of the 2-year pe-*
5 *riod beginning on the date of enactment of the Vio-*
6 *lence Against Women Act of 2000”.*

7 (4) *REGISTRATION FOR PROTECTION ORDERS.—*
8 *Section 2265 of title 18, United States Code, is*
9 *amended by adding at the end the following:*

10 “(d) *NOTIFICATION AND REGISTRATION.—*

11 “(1) *NOTIFICATION.—A State or Indian tribe ac-*
12 *ording full faith and credit to an order by a court*
13 *of another State or Indian tribe shall not notify or*
14 *require notification of the party against whom a pro-*
15 *tection order has been issued that the protection order*
16 *has been registered or filed in that enforcing State or*
17 *tribal jurisdiction unless requested to do so by the*
18 *party protected under such order.*

19 “(2) *NO PRIOR REGISTRATION OR FILING AS*
20 *PREREQUISITE FOR ENFORCEMENT.—Any protection*
21 *order that is otherwise consistent with this section*
22 *shall be accorded full faith and credit, notwith-*
23 *standing failure to comply with any requirement that*
24 *the order be registered or filed in the enforcing State*
25 *or tribal jurisdiction.*

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1 “(e) *TRIBAL COURT JURISDICTION.*—For purposes of
2 *this section, a tribal court shall have full civil jurisdiction*
3 *to enforce protection orders, including authority to enforce*
4 *any orders through civil contempt proceedings, exclusion of*
5 *violators from Indian lands, and other appropriate mecha-*
6 *nisms, in matters arising within the authority of the*
7 *tribe.”.*

8 (c) *TECHNICAL AMENDMENT.*—The table of contents
9 *for title I of the Omnibus Crime Control and Safe Streets*
10 *Act of 1968 (42 U.S.C. 3711 et seq.) is amended in the item*
11 *relating to part U, by adding “AND ENFORCEMENT OF PRO-*
12 *TECTION ORDERS” at the end.*

13 **SEC. 1102. ROLE OF COURTS.**

14 (a) *COURTS AS ELIGIBLE STOP SUBGRANTEES.*—
15 *Part T of title I of the Omnibus Crime Control and Safe*
16 *Streets Act of 1968 (42 U.S.C. 3796gg et seq.) is amended—*

17 (1) *in section 2001—*

18 (A) *in subsection (a), by striking “Indian*
19 *tribal governments,” and inserting “State and*
20 *local courts (including juvenile courts), Indian*
21 *tribal governments, tribal courts,”; and*

22 (B) *in subsection (b)—*

23 (i) *in paragraph (1), by inserting “,*
24 *judges, other court personnel,” after “law*
25 *enforcement officers”;*

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1 (ii) in paragraph (2), by inserting “,
2 judges, other court personnel,” after “law
3 enforcement officers”; and

4 (iii) in paragraph (3), by inserting “,
5 court,” after “police”; and

6 (2) in section 2002—

7 (A) in subsection (a), by inserting “State
8 and local courts (including juvenile courts),”
9 after “States,” the second place it appears;

10 (B) in subsection (c), by striking paragraph
11 (3) and inserting the following:

12 “(3) of the amount granted—

13 “(A) not less than 25 percent shall be allo-
14 cated to police and not less than 25 percent shall
15 be allocated to prosecutors;

16 “(B) not less than 30 percent shall be allo-
17 cated to victim services; and

18 “(C) not less than 5 percent shall be allo-
19 cated for State and local courts (including juve-
20 nile courts); and”;

21 (C) in subsection (d)(1), by inserting
22 “court,” after “law enforcement,”.

23 (b) *ELIGIBLE GRANTEES; USE OF GRANTS FOR EDU-*
24 *CATION.*—Section 2101 of part U of title I of the Omnibus

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1 *Crime Control and Safe Streets Act of 1968 (42 U.S.C.*
2 *3796hh) is amended—*

3 *(1) in subsection (a), by inserting “State and*
4 *local courts (including juvenile courts), tribal courts,”*
5 *after “Indian tribal governments,”;*

6 *(2) in subsection (b)—*

7 *(A) by inserting “State and local courts*
8 *(including juvenile courts),” after “Indian tribal*
9 *governments”;*

10 *(B) in paragraph (2), by striking “policies*
11 *and” and inserting “policies, educational pro-*
12 *grams, and”;*

13 *(C) in paragraph (3), by inserting “parole*
14 *and probation officers,” after “prosecutors,”; and*

15 *(D) in paragraph (4), by inserting “parole*
16 *and probation officers,” after “prosecutors,”;*

17 *(3) in subsection (c), by inserting “State and*
18 *local courts (including juvenile courts),” after “In-*
19 *dian tribal governments”; and*

20 *(4) by adding at the end the following:*

21 *“(e) ALLOTMENT FOR INDIAN TRIBES.—Not less than*
22 *5 percent of the total amount made available for grants*
23 *under this section for each fiscal year shall be available for*
24 *grants to Indian tribal governments.”.*

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1 **SEC. 1103. REAUTHORIZATION OF STOP GRANTS.**

2 (a) *REAUTHORIZATION.*—Section 1001(a) of title I of
3 the Omnibus Crime Control and Safe Streets Act of 1968
4 (42 U.S.C. 3793(a)) is amended by striking paragraph (18)
5 and inserting the following:

6 “(18) There is authorized to be appropriated to carry
7 out part T \$185,000,000 for each of fiscal years 2001
8 through 2005.”.

9 (b) *GRANT PURPOSES.*—Part T of title I of the Omni-
10 bus Crime Control and Safe Streets Act of 1968 (42 U.S.C.
11 3796gg et seq.) is amended—

12 (1) in section 2001—

13 (A) in subsection (b)—

14 (i) in paragraph (5), by striking “ra-
15 cial, cultural, ethnic, and language minori-
16 ties” and inserting “underserved popu-
17 lations”;

18 (ii) in paragraph (6), by striking
19 “and” at the end;

20 (iii) in paragraph (7), by striking the
21 period at the end and inserting a semicolon;
22 and

23 (iv) by adding at the end the following:

24 “(8) supporting formal and informal statewide,
25 multidisciplinary efforts, to the extent not supported
26 by State funds, to coordinate the response of State

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1 *law enforcement agencies, prosecutors, courts, victim*
2 *services agencies, and other State agencies and de-*
3 *partments, to violent crimes against women, includ-*
4 *ing the crimes of sexual assault, domestic violence,*
5 *and dating violence;*

6 *“(9) training of sexual assault forensic medical*
7 *personnel examiners in the collection and preserva-*
8 *tion of evidence, analysis, prevention, and providing*
9 *expert testimony and treatment of trauma related to*
10 *sexual assault;”;* and

11 *(B) by adding at the end the following:*

12 *“(c) STATE COALITION GRANTS.—*

13 *“(1) PURPOSE.—The Attorney General shall*
14 *award grants to each State domestic violence coalition*
15 *and sexual assault coalition for the purposes of co-*
16 *ordinating State victim services activities, and col-*
17 *laborating and coordinating with Federal, State, and*
18 *local entities engaged in violence against women ac-*
19 *tivities.*

20 *“(2) GRANTS TO STATE COALITIONS.—The Attor-*
21 *ney General shall award grants to—*

22 *“(A) each State domestic violence coalition,*
23 *as determined by the Secretary of Health and*
24 *Human Services through the Family Violence*

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1 *Prevention and Services Act (42 U.S.C. 10410 et*
2 *seq.); and*

3 “(B) *each State sexual assault coalition, as*
4 *determined by the Center for Injury Prevention*
5 *and Control of the Centers for Disease Control*
6 *and Prevention under the Public Health Service*
7 *Act (42 U.S.C. 280b et seq.).*

8 “(3) *ELIGIBILITY FOR OTHER GRANTS.—Receipt*
9 *of an award under this subsection by each State do-*
10 *mestic violence and sexual assault coalition shall not*
11 *preclude the coalition from receiving additional*
12 *grants under this part to carry out the purposes de-*
13 *scribed in subsection (b).”;*

14 (2) *in section 2002(b)—*

15 (A) *by redesignating paragraphs (2) and*
16 (3) *as paragraphs (5) and (6), respectively;*

17 (B) *in paragraph (1), by striking “4 per-*
18 *cent” and inserting “5 percent”;*

19 (C) *in paragraph (5), as redesignated, by*
20 *striking “\$500,000” and inserting “\$600,000”;*
21 *and*

22 (D) *by inserting after paragraph (1) the fol-*
23 *lowing:*

24 “(2) *2.5 percent shall be available for grants for*
25 *State domestic violence coalitions under section*

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1 2001(c), with the coalition for each State, the coal-
2 tion for the District of Columbia, the coalition for the
3 Commonwealth of Puerto Rico, and the coalition for
4 the combined Territories of the United States, each re-
5 ceiving an amount equal to $\frac{1}{54}$ of the total amount
6 made available under this paragraph for each fiscal
7 year;

8 “(3) 2.5 percent shall be available for grants for
9 State sexual assault coalitions under section 2001(c),
10 with the coalition for each State, the coalition for the
11 District of Columbia, the coalition for the Common-
12 wealth of Puerto Rico, and the coalition for the com-
13 bined Territories of the United States, each receiving
14 an amount equal to $\frac{1}{54}$ of the total amount made
15 available under this paragraph for each fiscal year;

16 “(4) $\frac{1}{54}$ shall be available for the development
17 and operation of nonprofit tribal domestic violence
18 and sexual assault coalitions in Indian country;”;

19 (3) in section 2003, by striking paragraph (7)
20 and inserting the following:

21 “(7) the term ‘underserved populations’ includes
22 populations underserved because of geographic loca-
23 tion (such as rural isolation), underserved racial and
24 ethnic populations, populations underserved because
25 of special needs (such as language barriers, disabil-

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1 *ities, alienage status, or age), and any other popu-*
2 *lation determined to be underserved by the State*
3 *planning process in consultation with the Attorney*
4 *General;” and*

5 *(4) in section 2004(b)(3), by inserting “, and the*
6 *membership of persons served in any underserved*
7 *population” before the semicolon.*

8 **SEC. 1104. REAUTHORIZATION OF GRANTS TO ENCOURAGE**
9 **ARREST POLICIES.**

10 *Section 1001(a) of title I of the Omnibus Crime Con-*
11 *trol and Safe Streets Act of 1968 (42 U.S.C. 3793(a)) is*
12 *amended by striking paragraph (19) and inserting the fol-*
13 *lowing:*

14 *“(19) There is authorized to be appropriated to carry*
15 *out part U \$65,000,000 for each of fiscal years 2001 through*
16 *2005.”.*

17 **SEC. 1105. REAUTHORIZATION OF RURAL DOMESTIC VIO-**
18 **LENCE AND CHILD ABUSE ENFORCEMENT**
19 **GRANTS.**

20 *Section 40295(c) of the Violence Against Women Act*
21 *of 1994 (42 U.S.C. 13971(c)) is amended—*

22 *(1) by striking paragraph (1) and inserting the*
23 *following:*

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1 “(1) *IN GENERAL.*—*There is authorized to be ap-*
2 *propriated to carry out this section \$40,000,000 for*
3 *each of fiscal years 2001 through 2005.*”; and

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

5 “(3) *ALLOTMENT FOR INDIAN TRIBES.*—*Not less*
6 *than 5 percent of the total amount made available to*
7 *carry out this section for each fiscal year shall be*
8 *available for grants to Indian tribal governments.*”.

9 **SEC. 1106. NATIONAL STALKER AND DOMESTIC VIOLENCE**

10 **REDUCTION.**

11 (a) *REAUTHORIZATION.*—*Section 40603 of the Vio-*
12 *lence Against Women Act of 1994 (42 U.S.C. 14032) is*
13 *amended to read as follows:*

14 **“SEC. 40603. AUTHORIZATION OF APPROPRIATIONS.**

15 *“There is authorized to be appropriated to carry out*
16 *this subtitle \$3,000,000 for each of fiscal years 2001 through*
17 *2005.”.*

18 (b) *TECHNICAL AMENDMENT.*—*Section 40602(a) of the*
19 *Violence Against Women Act of 1994 (42 U.S.C. 14031*
20 *note) is amended by inserting “and implement” after “im-*
21 *prove”.*

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1 **SEC. 1107. AMENDMENTS TO DOMESTIC VIOLENCE AND**
2 **STALKING OFFENSES.**

3 (a) *INTERSTATE DOMESTIC VIOLENCE.*—Section 2261
4 of title 18, United States Code, is amended by striking sub-
5 section (a) and inserting the following:

6 “(a) *OFFENSES.*—

7 “(1) *TRAVEL OR CONDUCT OF OFFENDER.*—A
8 person who travels in interstate or foreign commerce
9 or enters or leaves Indian country with the intent to
10 kill, injure, harass, or intimidate a spouse or inti-
11 mate partner, and who, in the course of or as a result
12 of such travel, commits or attempts to commit a
13 crime of violence against that spouse or intimate
14 partner, shall be punished as provided in subsection
15 (b).

16 “(2) *CAUSING TRAVEL OF VICTIM.*—A person
17 who causes a spouse or intimate partner to travel in
18 interstate or foreign commerce or to enter or leave In-
19 dian country by force, coercion, duress, or fraud, and
20 who, in the course of, as a result of, or to facilitate
21 such conduct or travel, commits or attempts to com-
22 mit a crime of violence against that spouse or inti-
23 mate partner, shall be punished as provided in sub-
24 section (b).”.

25 (b) *INTERSTATE STALKING.*—

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1 “(ii) a member of the immediate fam-
2 ily (as defined in section 115) of that per-
3 son; or

4 “(iii) a spouse or intimate partner of
5 that person;

6 uses the mail or any facility of interstate or foreign
7 commerce to engage in a course of conduct that places
8 that person in reasonable fear of the death of, or seri-
9 ous bodily injury to, any of the persons described in
10 clauses (i) through (iii);

11 shall be punished as provided in section 2261(b).”.

12 (2) *AMENDMENT OF FEDERAL SENTENCING*
13 *GUIDELINES.—*

14 (A) *IN GENERAL.—Pursuant to its author-*
15 *ity under section 994 of title 28, United States*
16 *Code, the United States Sentencing Commission*
17 *shall amend the Federal Sentencing Guidelines*
18 *to reflect the amendment made by this sub-*
19 *section.*

20 (B) *FACTORS FOR CONSIDERATION.—In*
21 *carrying out subparagraph (A), the Commission*
22 *shall consider—*

23 (i) *whether the Federal Sentencing*
24 *Guidelines relating to stalking offenses*

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1 *should be modified in light of the amend-*
2 *ment made by this subsection; and*

3 *(ii) whether any changes the Commis-*
4 *sion may make to the Federal Sentencing*
5 *Guidelines pursuant to clause (i) should*
6 *also be made with respect to offenses under*
7 *chapter 110A of title 18, United States*
8 *Code.*

9 (c) *INTERSTATE VIOLATION OF PROTECTION*
10 *ORDER.—Section 2262 of title 18, United States Code, is*
11 *amended by striking subsection (a) and inserting the fol-*
12 *lowing:*

13 “(a) *OFFENSES.—*

14 “(1) *TRAVEL OR CONDUCT OF OFFENDER.—A*
15 *person who travels in interstate or foreign commerce,*
16 *or enters or leaves Indian country, with the intent to*
17 *engage in conduct that violates the portion of a pro-*
18 *tection order that prohibits or provides protection*
19 *against violence, threats, or harassment against, con-*
20 *tact or communication with, or physical proximity*
21 *to, another person, or that would violate such a por-*
22 *tion of a protection order in the jurisdiction in which*
23 *the order was issued, and subsequently engages in*
24 *such conduct, shall be punished as provided in sub-*
25 *section (b).*

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1 “(2) *CAUSING TRAVEL OF VICTIM.*—A person
2 *who causes another person to travel in interstate or*
3 *foreign commerce or to enter or leave Indian country*
4 *by force, coercion, duress, or fraud, and in the course*
5 *of, as a result of, or to facilitate such conduct or trav-*
6 *el engages in conduct that violates the portion of a*
7 *protection order that prohibits or provides protection*
8 *against violence, threats, or harassment against, con-*
9 *tact or communication with, or physical proximity*
10 *to, another person, or that would violate such a por-*
11 *tion of a protection order in the jurisdiction in which*
12 *the order was issued, shall be punished as provided in*
13 *subsection (b).”.*

14 (d) *DEFINITIONS.*—Section 2266 of title 18, United
15 *States Code, is amended to read as follows:*

16 **“§2266. Definitions**

17 *“In this chapter:*

18 “(1) *BODILY INJURY.*—The term ‘bodily injury’
19 *means any act, except one done in self-defense, that*
20 *results in physical injury or sexual abuse.*

21 “(2) *COURSE OF CONDUCT.*—The term ‘course of
22 *conduct’ means a pattern of conduct composed of 2 or*
23 *more acts, evidencing a continuity of purpose.*

24 “(3) *ENTER OR LEAVE INDIAN COUNTRY.*—The
25 *term ‘enter or leave Indian country’ includes leaving*

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1 *the jurisdiction of 1 tribal government and entering*
2 *the jurisdiction of another tribal government.*

3 “(4) *INDIAN COUNTRY.*—*The term ‘Indian coun-*
4 *try’ has the meaning stated in section 1151 of this*
5 *title.*

6 “(5) *PROTECTION ORDER.*—*The term ‘protection*
7 *order’ includes any injunction or other order issued*
8 *for the purpose of preventing violent or threatening*
9 *acts or harassment against, or contact or communica-*
10 *tion with or physical proximity to, another person,*
11 *including any temporary or final order issued by a*
12 *civil and criminal court (other than a support or*
13 *child custody order issued pursuant to State divorce*
14 *and child custody laws, except to the extent that such*
15 *an order is entitled to full faith and credit under*
16 *other Federal law) whether obtained by filing an*
17 *independent action or as a pendente lite order in an-*
18 *other proceeding so long as any civil order was issued*
19 *in response to a complaint, petition, or motion filed*
20 *by or on behalf of a person seeking protection.*

21 “(6) *SERIOUS BODILY INJURY.*—*The term ‘seri-*
22 *ous bodily injury’ has the meaning stated in section*
23 *2119(2).*

24 “(7) *SPOUSE OR INTIMATE PARTNER.*—*The term*
25 *‘spouse or intimate partner’ includes—*

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1 “(A) for purposes of—

2 “*(i) sections other than 2261A, a*
3 *spouse or former spouse of the abuser, a per-*
4 *son who shares a child in common with the*
5 *abuser, and a person who cohabits or has*
6 *cohabited as a spouse with the abuser; and*

7 “*(ii) section 2261A, a spouse or former*
8 *spouse of the target of the stalking, a person*
9 *who shares a child in common with the tar-*
10 *get of the stalking, and a person who cohab-*
11 *its or has cohabited as a spouse with the*
12 *target of the stalking; and*

13 “*(B) any other person similarly situated to*
14 *a spouse who is protected by the domestic or*
15 *family violence laws of the State or tribal juris-*
16 *isdiction in which the injury occurred or where the*
17 *victim resides.*

18 “(8) *STATE.*—*The term ‘State’ includes a State*
19 *of the United States, the District of Columbia, and a*
20 *commonwealth, territory, or possession of the United*
21 *States.*

22 “(9) *TRAVEL IN INTERSTATE OR FOREIGN COM-*
23 *MERCE.*—*The term ‘travel in interstate or foreign*
24 *commerce’ does not include travel from 1 State to an-*
25 *other by an individual who is a member of an Indian*

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1 *tribe and who remains at all times in the territory*
2 *of the Indian tribe of which the individual is a mem-*
3 *ber.”.*

4 **SEC. 1108. SCHOOL AND CAMPUS SECURITY.**

5 *(a) GRANTS TO REDUCE VIOLENT CRIMES AGAINST*
6 *WOMEN ON CAMPUS.—Section 826 of the Higher Education*
7 *Amendments of 1998 (20 U.S.C. 1152) is amended—*

8 *(1) in paragraphs (2), (6), (7), and (9) of sub-*
9 *section (b), by striking “and domestic violence” and*
10 *inserting “domestic violence, and dating violence”;*

11 *(2) in subsection (c)(2)(B), by striking “and do-*
12 *mestic violence” and inserting “, domestic violence*
13 *and dating violence”;*

14 *(3) in subsection (f)—*

15 *(A) by redesignating paragraphs (1), (2),*
16 *and (3) as paragraphs (2), (3), and (4), respec-*
17 *tively;*

18 *(B) by inserting before paragraph (2) (as*
19 *redesignated by subparagraph (A)) the following:*

20 *“(1) the term ‘dating violence’ means violence*
21 *committed by a person—*

22 *“(A) who is or has been in a social relation-*
23 *ship of a romantic or intimate nature with the*
24 *victim; and*

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1 “(B) where the existence of such a relation-
2 ship shall be determined based on a consider-
3 ation of the following factors:

4 “(i) the length of the relationship;

5 “(ii) the type of relationship; and

6 “(iii) the frequency of interaction be-
7 tween the persons involved in the relation-
8 ship.”;

9 (C) in paragraph (2) (as redesignated by
10 subparagraph (A)), by inserting “, dating” after
11 “domestic” each place the term appears; and

12 (D) in paragraph (4) (as redesignated by
13 subparagraph (A))—

14 (i) by inserting “or a public, nonprofit
15 organization acting in a nongovernmental
16 capacity” after “organization”;

17 (ii) by inserting “, dating violence”
18 after “assists domestic violence”;

19 (iii) by striking “or domestic violence”
20 and inserting “, domestic violence or dating
21 violence”; and

22 (iv) by inserting “dating violence,” be-
23 fore “stalking,”; and

24 (4) in subsection (g), by striking “fiscal year
25 1999 and such sums as may be necessary for each of

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1 “(5) *Any other measure that, in the determina-*
2 *tion of the Attorney General, may provide a signifi-*
3 *cant improvement in security.*

4 “(c) *PREFERENTIAL CONSIDERATION.—In awarding*
5 *grants under this part, the Attorney General shall give pref-*
6 *erential consideration, if feasible, to an application from*
7 *a jurisdiction that has a demonstrated need for improved*
8 *security, has a demonstrated need for financial assistance,*
9 *and has evidenced the ability to make the improvements*
10 *for which the grant amounts are sought.*

11 “(d) *MATCHING FUNDS.—*

12 “(1) *The portion of the costs of a program pro-*
13 *vided by a grant under subsection (a) may not exceed*
14 *50 percent.*

15 “(2) *Any funds appropriated by Congress for the*
16 *activities of any agency of an Indian tribal govern-*
17 *ment or the Bureau of Indian Affairs performing law*
18 *enforcement functions on any Indian lands may be*
19 *used to provide the non-Federal share of a matching*
20 *requirement funded under this subsection.*

21 “(3) *The Attorney General may provide, in the*
22 *guidelines implementing this section, for the require-*
23 *ment of paragraph (1) to be waived or altered in the*
24 *case of a recipient with a financial need for such a*
25 *waiver or alteration.*

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1 “(e) *EQUITABLE DISTRIBUTION.*—*In awarding grants*
2 *under this part, the Attorney General shall ensure, to the*
3 *extent practicable, an equitable geographic distribution*
4 *among the regions of the United States and among urban,*
5 *suburban, and rural areas.*

6 “(f) *ADMINISTRATIVE COSTS.*—*The Attorney General*
7 *may reserve not more than 2 percent from amounts appro-*
8 *priated to carry out this part for administrative costs.*

9 “**SEC. 2702. APPLICATIONS.**

10 “(a) *IN GENERAL.*—*To request a grant under this*
11 *part, the chief executive of a State, unit of local government,*
12 *or Indian tribe shall submit an application to the Attorney*
13 *General at such time, in such manner, and accompanied*
14 *by such information as the Attorney General may require.*
15 *Each application shall—*

16 “(1) *include a detailed explanation of—*

17 “(A) *the intended uses of funds provided*
18 *under the grant; and*

19 “(B) *how the activities funded under the*
20 *grant will meet the purpose of this part; and*

21 “(2) *be accompanied by an assurance that the*
22 *application was prepared after consultation with in-*
23 *dividuals not limited to law enforcement officers (such*
24 *as school violence researchers, child psychologists, so-*
25 *cial workers, teachers, principals, and other school*

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1 *personnel) to ensure that the improvements to be*
2 *funded under the grant are—*

3 *“(A) consistent with a comprehensive ap-*
4 *proach to preventing school violence; and*

5 *“(B) individualized to the needs of each*
6 *school at which those improvements are to be*
7 *made.*

8 *“(b) GUIDELINES.—Not later than 90 days after the*
9 *date of the enactment of this part, the Attorney General*
10 *shall promulgate guidelines to implement this section (in-*
11 *cluding the information that must be included and the re-*
12 *quirements that the States, units of local government, and*
13 *Indian tribes must meet) in submitting the applications re-*
14 *quired under this section.*

15 **“SEC. 2703. ANNUAL REPORT TO CONGRESS.**

16 *“Not later than November 30th of each year, the Attor-*
17 *ney General shall submit a report to the Congress regarding*
18 *the activities carried out under this part. Each such report*
19 *shall include, for the preceding fiscal year, the number of*
20 *grants funded under this part, the amount of funds pro-*
21 *vided under those grants, and the activities for which those*
22 *funds were used.*

23 **“SEC. 2704. DEFINITIONS.**

24 *“For purposes of this part—*

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1 “(1) the term ‘school’ means a public elementary
2 or secondary school;

3 “(2) the term ‘unit of local government’ means a
4 county, municipality, town, township, village, parish,
5 borough, or other unit of general government below
6 the State level; and

7 “(3) the term ‘Indian tribe’ has the same mean-
8 ing as in section 4(e) of the Indian Self-Determina-
9 tion and Education Assistance Act (25 U.S.C.
10 450b(e)).

11 **“SEC. 2705. AUTHORIZATION OF APPROPRIATIONS.**

12 *“There are authorized to be appropriated to carry out*
13 *this part \$30,000,000 for each of fiscal years 2001 through*
14 *2003.”.*

15 **SEC. 1109. DATING VIOLENCE.**

16 (a) *DEFINITIONS.—*

17 (1) *SECTION 2003.—Section 2003 of title I of the*
18 *Omnibus Crime Control and Safe Streets Act of 1968*
19 *(42 U.S.C. 3996gg-2) is amended—*

20 (A) *in paragraph (8), by striking the period*
21 *at the end and inserting “; and”; and*

22 (B) *by adding at the end the following:*

23 “(9) the term ‘dating violence’ means violence
24 committed by a person—

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1 “(A) *who is or has been in a social relation-*
2 *ship of a romantic or intimate nature with the*
3 *victim; and*

4 “(B) *where the existence of such a relation-*
5 *ship shall be determined based on a consider-*
6 *ation of the following factors:*

7 “(i) *the length of the relationship;*

8 “(ii) *the type of relationship; and*

9 “(iii) *the frequency of interaction be-*
10 *tween the persons involved in the relation-*
11 *ship.”.*

12 (2) *SECTION 2105.—Section 2105 of title I of the*
13 *Omnibus Crime Control and Safe Streets Act of 1968*
14 *(42 U.S.C. 3796hh-4) is amended—*

15 (A) *in paragraph (1), by striking “and” at*
16 *the end;*

17 (B) *in paragraph (2), by striking the period*
18 *at the end and inserting “; and”; and*

19 (C) *by adding at the end the following:*

20 “(3) *the term ‘dating violence’ means violence*
21 *committed by a person—*

22 “(A) *who is or has been in a social relation-*
23 *ship of a romantic or intimate nature with the*
24 *victim; and*

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1 “(B) where the existence of such a relation-
2 ship shall be determined based on a consider-
3 ation of the following factors:

4 “(i) the length of the relationship;

5 “(ii) the type of relationship; and

6 “(iii) the frequency of interaction be-
7 tween the persons involved in the relation-
8 ship.”.

9 (b) *STOP GRANTS*.—Section 2001(b) of title I of the
10 *Omnibus Crime Control and Safe Streets Act of 1968* (42
11 *U.S.C. 3796gg(b)*) is amended—

12 (1) in paragraph (1), by striking “sexual assault
13 and domestic violence” and inserting “sexual assault,
14 domestic violence, and dating violence”; and

15 (2) in paragraph (5), by striking “sexual assault
16 and domestic violence” and inserting “sexual assault,
17 domestic violence, and dating violence”.

18 (c) *GRANTS TO ENCOURAGE ARREST POLICIES*.—Sec-
19 *tion 2101(b) of title I of the Omnibus Crime Control and*
20 *Safe Streets Act of 1968* (42 *U.S.C. 3796hh(b)*) is
21 *amended—*

22 (1) in paragraph (2), by inserting “and dating
23 violence” after “domestic violence”; and

24 (2) in paragraph (5), by inserting “and dating
25 violence” after “domestic violence”.

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1 (d) *RURAL DOMESTIC VIOLENCE AND CHILD ABUSE*
2 *ENFORCEMENT.*—Section 40295(a) of the Safe Homes for
3 Women Act of 1994 (42 U.S.C. 13971(a)) is amended—

4 (1) in paragraph (1), by inserting “and dating
5 violence (as defined in section 2003 of title I of the
6 Omnibus Crime Control and Safe Streets Act of 1968
7 (42 U.S.C. 3996gg-2))” after “domestic violence”;
8 and

9 (2) in paragraph (2), by inserting “and dating
10 violence (as defined in section 2003 of title I of the
11 Omnibus Crime Control and Safe Streets Act of 1968
12 (42 U.S.C. 3996gg-2))” after “domestic violence”.

13 **TITLE II—STRENGTHENING**
14 **SERVICES TO VICTIMS OF VIO-**
15 **LENCE**

16 **SEC. 1201. LEGAL ASSISTANCE FOR VICTIMS.**

17 (a) *IN GENERAL.*—The purpose of this section is to
18 enable the Attorney General to award grants to increase the
19 availability of legal assistance necessary to provide effective
20 aid to victims of domestic violence, stalking, or sexual as-
21 sault who are seeking relief in legal matters arising as a
22 consequence of that abuse or violence, at minimal or no cost
23 to the victims.

24 (b) *DEFINITIONS.*—In this section:

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1 (1) *DOMESTIC VIOLENCE.*—*The term “domestic*
2 *violence” has the meaning given the term in section*
3 *2003 of title I of the Omnibus Crime Control and*
4 *Safe Streets Act of 1968 (42 U.S.C. 3796gg-2).*

5 (2) *LEGAL ASSISTANCE FOR VICTIMS.*—*The term*
6 *“legal assistance” includes assistance to victims of do-*
7 *mestic violence, stalking, and sexual assault in fam-*
8 *ily, immigration, administrative agency, or housing*
9 *matters, protection or stay away order proceedings,*
10 *and other similar matters. No funds made available*
11 *under this section may be used to provide financial*
12 *assistance in support of any litigation described in*
13 *paragraph (14) of section 504 of Public Law 104-*
14 *134.*

15 (3) *SEXUAL ASSAULT.*—*The term “sexual as-*
16 *sault” has the meaning given the term in section 2003*
17 *of title I of the Omnibus Crime Control and Safe*
18 *Streets Act of 1968 (42 U.S.C. 3796gg-2).*

19 (c) *LEGAL ASSISTANCE FOR VICTIMS GRANTS.*—*The*
20 *Attorney General may award grants under this subsection*
21 *to private nonprofit entities, Indian tribal governments,*
22 *and publicly funded organizations not acting in a govern-*
23 *mental capacity such as law schools, and which shall be*
24 *used—*

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1 (1) to implement, expand, and establish coopera-
2 tive efforts and projects between domestic violence and
3 sexual assault victim services organizations and legal
4 assistance providers to provide legal assistance for
5 victims of domestic violence, stalking, and sexual as-
6 sault;

7 (2) to implement, expand, and establish efforts
8 and projects to provide legal assistance for victims of
9 domestic violence, stalking, and sexual assault by or-
10 ganizations with a demonstrated history of providing
11 direct legal or advocacy services on behalf of these vic-
12 tims; and

13 (3) to provide training, technical assistance, and
14 data collection to improve the capacity of grantees
15 and other entities to offer legal assistance to victims
16 of domestic violence, stalking, and sexual assault.

17 (d) *ELIGIBILITY.*—To be eligible for a grant under sub-
18 section (c), applicants shall certify in writing that—

19 (1) any person providing legal assistance
20 through a program funded under subsection (c) has
21 completed or will complete training in connection
22 with domestic violence or sexual assault and related
23 legal issues;

24 (2) any training program conducted in satisfac-
25 tion of the requirement of paragraph (1) has been or

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1 *will be developed with input from and in collabora-*
2 *tion with a State, local, or tribal domestic violence or*
3 *sexual assault program or coalition, as well as appro-*
4 *priate State and local law enforcement officials;*

5 *(3) any person or organization providing legal*
6 *assistance through a program funded under subsection*
7 *(c) has informed and will continue to inform State,*
8 *local, or tribal domestic violence or sexual assault*
9 *programs and coalitions, as well as appropriate State*
10 *and local law enforcement officials of their work; and*

11 *(4) the grantee's organizational policies do not*
12 *require mediation or counseling involving offenders*
13 *and victims physically together, in cases where sexual*
14 *assault, domestic violence, or child sexual abuse is an*
15 *issue.*

16 *(e) EVALUATION.—The Attorney General may evaluate*
17 *the grants funded under this section through contracts or*
18 *other arrangements with entities expert on domestic vio-*
19 *lence, stalking, and sexual assault, and on evaluation re-*
20 *search.*

21 *(f) AUTHORIZATION OF APPROPRIATIONS.—*

22 *(1) IN GENERAL.—There is authorized to be ap-*
23 *propriated to carry out this section \$40,000,000 for*
24 *each of fiscal years 2001 through 2005.*

25 *(2) ALLOCATION OF FUNDS.—*

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1 (A) *TRIBAL PROGRAMS.*—Of the amount
2 made available under this subsection in each fis-
3 cal year, not less than 5 percent shall be used for
4 grants for programs that assist victims of domes-
5 tic violence, stalking, and sexual assault on
6 lands within the jurisdiction of an Indian tribe.

7 (B) *VICTIMS OF SEXUAL ASSAULT.*—Of the
8 amount made available under this subsection in
9 each fiscal year, not less than 25 percent shall be
10 used for direct services, training, and technical
11 assistance to support projects focused solely or
12 primarily on providing legal assistance to vic-
13 tims of sexual assault.

14 (3) *NONSUPPLANTATION.*—Amounts made avail-
15 able under this section shall be used to supplement
16 and not supplant other Federal, State, and local
17 funds expended to further the purpose of this section.

18 **SEC. 1202. SHELTER SERVICES FOR BATTERED WOMEN AND**

19 **CHILDREN.**

20 (a) *REAUTHORIZATION.*—Section 310(a) of the Family
21 *Violence Prevention and Services Act (42 U.S.C. 10409(a))*
22 *is amended to read as follows:*

23 “(a) *IN GENERAL.*—There are authorized to be appro-
24 *priated to carry out this title \$175,000,000 for each of fiscal*
25 *years 2001 through 2005.*”

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1 **(b) STATE MINIMUM; REALLOTMENT.**—Section 304 of
2 *the Family Violence Prevention and Services Act (42 U.S.C.*
3 *10403) is amended—*

4 (1) *in subsection (a), by striking “for grants to*
5 *States for any fiscal year” and all that follows and*
6 *inserting the following: “and available for grants to*
7 *States under this subsection for any fiscal year—*

8 *“(1) Guam, American Samoa, the United States*
9 *Virgin Islands, and the Commonwealth of the North-*
10 *ern Mariana Islands shall each be allotted not less*
11 *than $\frac{1}{8}$ of 1 percent of the amounts available for*
12 *grants under section 303(a) for the fiscal year for*
13 *which the allotment is made; and*

14 *“(2) each State shall be allotted for payment in*
15 *a grant authorized under section 303(a), \$600,000,*
16 *with the remaining funds to be allotted to each State*
17 *in an amount that bears the same ratio to such re-*
18 *maining funds as the population of such State bears*
19 *to the population of all States.”;*

20 (2) *in subsection (c), in the first sentence, by in-*
21 *serting “and available” before “for grants”; and*

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

23 *“(e) In subsection (a)(2), the term “State” does not*
24 *include any jurisdiction specified in subsection (a)(1).”.*

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1 **SEC. 1203. TRANSITIONAL HOUSING ASSISTANCE FOR VIC-**
2 **TIMS OF DOMESTIC VIOLENCE.**

3 *Title III of the Family Violence Prevention and Serv-*
4 *ices Act (42 U.S.C. 10401 et seq.) is amended by adding*
5 *at the end the following:*

6 **“SEC. 319. TRANSITIONAL HOUSING ASSISTANCE.**

7 *“(a) IN GENERAL.—The Secretary shall award grants*
8 *under this section to carry out programs to provide assist-*
9 *ance to individuals, and their dependents—*

10 *“(1) who are homeless or in need of transitional*
11 *housing or other housing assistance, as a result of*
12 *fleeing a situation of domestic violence; and*

13 *“(2) for whom emergency shelter services are un-*
14 *available or insufficient.*

15 *“(b) ASSISTANCE DESCRIBED.—Assistance provided*
16 *under this section may include—*

17 *“(1) short-term housing assistance, including*
18 *rental or utilities payments assistance and assistance*
19 *with related expenses, such as payment of security de-*
20 *posits and other costs incidental to relocation to tran-*
21 *sitional housing, in cases in which assistance de-*
22 *scribed in this paragraph is necessary to prevent*
23 *homelessness because an individual or dependent is*
24 *fleeing a situation of domestic violence; and*

25 *“(2) support services designed to enable an indi-*
26 *vidual or dependent who is fleeing a situation of do-*

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1 *mestic violence to locate and secure permanent hous-*
2 *ing, and to integrate the individual or dependent into*
3 *a community, such as transportation, counseling,*
4 *child care services, case management, employment*
5 *counseling, and other assistance.*

6 “(c) *TERM OF ASSISTANCE.*—

7 “(1) *IN GENERAL.*—*Subject to paragraph (2), an*
8 *individual or dependent assisted under this section*
9 *may not receive assistance under this section for a*
10 *total of more than 12 months.*

11 “(2) *WAIVER.*—*The recipient of a grant under*
12 *this section may waive the restrictions of paragraph*
13 *(1) for up to an additional 6-month period with re-*
14 *spect to any individual (and dependents of the indi-*
15 *vidual) who has made a good-faith effort to acquire*
16 *permanent housing and has been unable to acquire*
17 *the housing.*

18 “(d) *REPORTS.*—

19 “(1) *REPORT TO SECRETARY.*—

20 “(A) *IN GENERAL.*—*An entity that receives*
21 *a grant under this section shall annually pre-*
22 *pare and submit to the Secretary a report de-*
23 *scribing the number of individuals and depend-*
24 *ents assisted, and the types of housing assistance*

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1 *and support services provided, under this sec-*
2 *tion.*

3 “(B) *CONTENTS.*—*Each report shall include*
4 *information on—*

5 “(i) *the purpose and amount of hous-*
6 *ing assistance provided to each individual*
7 *or dependent assisted under this section;*

8 “(ii) *the number of months each indi-*
9 *vidual or dependent received the assistance;*

10 “(iii) *the number of individuals and*
11 *dependents who were eligible to receive the*
12 *assistance, and to whom the entity could*
13 *not provide the assistance solely due to a*
14 *lack of available housing; and*

15 “(iv) *the type of support services pro-*
16 *vided to each individual or dependent as-*
17 *sisted under this section.*

18 “(2) *REPORT TO CONGRESS.*—*The Secretary*
19 *shall annually prepare and submit to the Committee*
20 *on the Judiciary of the House of Representatives and*
21 *the Committee on the Judiciary of the Senate a report*
22 *that contains a compilation of the information con-*
23 *tained in reports submitted under paragraph (1).*

24 “(e) *EVALUATION, MONITORING, AND ADMINISTRA-*
25 *TION.*—*Of the amount appropriated under subsection (f) for*

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1 *each fiscal year, not more than 1 percent shall be used by*
2 *the Secretary for evaluation, monitoring, and administra-*
3 *tive costs under this section.*

4 “(f) *AUTHORIZATION OF APPROPRIATIONS.—There are*
5 *authorized to be appropriated to carry out this section*
6 *\$25,000,000 for fiscal year 2001.”.*

7 **SEC. 1204. NATIONAL DOMESTIC VIOLENCE HOTLINE.**

8 *Section 316(f) of the Family Violence Prevention and*
9 *Services Act (42 U.S.C. 10416(f)) is amended by striking*
10 *paragraph (1) and inserting the following:*

11 “(1) *IN GENERAL.—There are authorized to be*
12 *appropriated to carry out this section \$2,000,000 for*
13 *each of fiscal years 2001 through 2005.”.*

14 **SEC. 1205. FEDERAL VICTIMS COUNSELORS.**

15 *Section 40114 of the Violent Crime Control and Law*
16 *Enforcement Act of 1994 (Public Law 103-322; 108 Stat.*
17 *1910) is amended by striking “(such as District of Colum-*
18 *bia)—” and all that follows and inserting “(such as Dis-*
19 *trict of Columbia), \$1,000,000 for each of fiscal years 2001*
20 *through 2005.”.*

21 **SEC. 1206. STUDY OF STATE LAWS REGARDING INSURANCE**

22 **DISCRIMINATION AGAINST VICTIMS OF VIO-**
23 **LENCE AGAINST WOMEN.**

24 “(a) *IN GENERAL.—The Attorney General shall conduct*
25 *a national study to identify State laws that address dis-*

1 *crimination against victims of domestic violence and sexual*
2 *assault related to issuance or administration of insurance*
3 *policies.*

4 *(b) REPORT.—Not later than 1 year after the date of*
5 *enactment of this Act, the Attorney General shall submit*
6 *to Congress a report on the findings and recommendations*
7 *of the study required by subsection (a).*

8 **SEC. 1207. STUDY OF WORKPLACE EFFECTS FROM VIO-**
9 **LENCE AGAINST WOMEN.**

10 *The Attorney General shall—*

11 *(1) conduct a national survey of plans, pro-*
12 *grams, and practices developed to assist employers*
13 *and employees on appropriate responses in the work-*
14 *place related to victims of domestic violence, stalking,*
15 *or sexual assault; and*

16 *(2) not later than 18 months after the date of en-*
17 *actment of this Act, submit to Congress a report de-*
18 *scribing the results of that survey, which report shall*
19 *include the recommendations of the Attorney General*
20 *to assist employers and employees affected in the*
21 *workplace by incidents of domestic violence, stalking,*
22 *and sexual assault.*

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1 **SEC. 1208. STUDY OF UNEMPLOYMENT COMPENSATION FOR**
2 **VICTIMS OF VIOLENCE AGAINST WOMEN.**

3 *The Secretary of Labor, in consultation with the Attor-*
4 *ney General, shall—*

5 *(1) conduct a national study to identify State*
6 *laws that address the separation from employment of*
7 *an employee due to circumstances directly resulting*
8 *from the experience of domestic violence by the em-*
9 *ployee and circumstances governing that receipt (or*
10 *nonreceipt) by the employee of unemployment com-*
11 *penetration based on such separation; and*

12 *(2) not later than 1 year after the date of enact-*
13 *ment of this Act, submit to Congress a report describ-*
14 *ing the results of that study, together with any rec-*
15 *ommendations based on that study.*

16 **SEC. 1209. ENHANCING PROTECTIONS FOR OLDER AND DIS-**
17 **ABLED WOMEN FROM DOMESTIC VIOLENCE**
18 **AND SEXUAL ASSAULT.**

19 *(a) ELDER ABUSE, NEGLECT, AND EXPLOITATION.—*
20 *The Violence Against Women Act of 1994 (108 Stat. 1902*
21 *et seq.) is amended by adding at the end the following:*

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1 **“Subtitle H—Elder Abuse, Neglect,**
2 **and Exploitation, Including Do-**
3 **mestic Violence and Sexual As-**
4 **sault Against Older or Disabled**
5 **Individuals**

6 **“SEC. 40801. DEFINITIONS.**

7 *“In this subtitle:*

8 *“(1) IN GENERAL.—The terms ‘elder abuse, ne-*
9 *glect, and exploitation’, and ‘older individual’ have*
10 *the meanings given the terms in section 102 of the*
11 *Older Americans Act of 1965 (42 U.S.C. 3002).*

12 *“(2) DOMESTIC VIOLENCE.—The term ‘domestic*
13 *violence’ has the meaning given such term by section*
14 *2003 of title I of the Omnibus Crime Control and*
15 *Safe Streets Act of 1968 (42 U.S.C. 3796gg-2).*

16 *“(3) SEXUAL ASSAULT.—The term ‘sexual as-*
17 *sault’ has the meaning given the term in section 2003*
18 *of title I of the Omnibus Crime Control and Safe*
19 *Streets Act of 1968 (42 U.S.C. 3796gg-2).*

20 **“SEC. 40802. TRAINING PROGRAMS FOR LAW ENFORCEMENT**
21 **OFFICERS.**

22 *“The Attorney General may make grants for training*
23 *programs to assist law enforcement officers, prosecutors,*
24 *and relevant officers of Federal, State, tribal, and local*
25 *courts in recognizing, addressing, investigating, and pros-*

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1 *ecuting instances of elder abuse, neglect, and exploitation*
2 *and violence against individuals with disabilities, includ-*
3 *ing domestic violence and sexual assault, against older or*
4 *disabled individuals.*

5 **“SEC. 40803. AUTHORIZATION OF APPROPRIATIONS.**

6 *“There are authorized to be appropriated to carry out*
7 *this subtitle \$5,000,000 for each of fiscal years 2001 through*
8 *2005.”.*

9 *(b) PROTECTIONS FOR OLDER AND DISABLED INDIVID-*
10 *UALS FROM DOMESTIC VIOLENCE AND SEXUAL ASSAULT*
11 *IN PRO-ARREST GRANTS.—Section 2101(b) of part U of*
12 *title I of the Omnibus Crime Control and Safe Streets Act*
13 *of 1968 (42 U.S.C. 3796hh et seq.) is amended by adding*
14 *at the end the following:*

15 *“(8) To develop or strengthen policies and train-*
16 *ing for police, prosecutors, and the judiciary in recog-*
17 *nizing, investigating, and prosecuting instances of do-*
18 *mestic violence and sexual assault against older indi-*
19 *viduals (as defined in section 102 of the Older Ameri-*
20 *cans Act of 1965 (42 U.S.C. 3002)) and individuals*
21 *with disabilities (as defined in section 3(2) of the*
22 *Americans with Disabilities Act of 1990 (42 U.S.C.*
23 *12102(2))).”.*

24 *(c) PROTECTIONS FOR OLDER AND DISABLED INDIVID-*
25 *UALS FROM DOMESTIC VIOLENCE AND SEXUAL ASSAULT*

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1 *IN STOP GRANTS.—Section 2001(b) of title I of the Omni-*
2 *bus Crime Control and Safe Streets Act of 1968 (42 U.S.C.*
3 *3796gg(b)) (as amended by section 1103(b) of this division)*
4 *is amended by adding at the end the following:*

5 “(10) *developing, enlarging, or strengthening*
6 *programs to assist law enforcement, prosecutors,*
7 *courts, and others to address the needs and cir-*
8 *cumstances of older and disabled women who are vic-*
9 *tims of domestic violence or sexual assault, including*
10 *recognizing, investigating, and prosecuting instances*
11 *of such violence or assault and targeting outreach and*
12 *support, counseling, and other victim services to such*
13 *older and disabled individuals; and”.*

14 **TITLE III—LIMITING THE EF-**
15 **FECTS OF VIOLENCE ON CHIL-**
16 **DREN**

17 **SEC. 1301. SAFE HAVENS FOR CHILDREN PILOT PROGRAM.**

18 (a) *IN GENERAL.—The Attorney General may award*
19 *grants to States, units of local government, and Indian trib-*
20 *al governments that propose to enter into or expand the*
21 *scope of existing contracts and cooperative agreements with*
22 *public or private nonprofit entities to provide supervised*
23 *visitation and safe visitation exchange of children by and*
24 *between parents in situations involving domestic violence,*
25 *child abuse, sexual assault, or stalking.*

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1 **(b) CONSIDERATIONS.**—*In awarding grants under sub-*
2 *section (a), the Attorney General shall take into account—*

3 (1) *the number of families to be served by the*
4 *proposed visitation programs and services;*

5 (2) *the extent to which the proposed supervised*
6 *visitation programs and services serve underserved*
7 *populations (as defined in section 2003 of title I of*
8 *the Omnibus Crime Control and Safe Streets Act of*
9 *1968 (42 U.S.C. 3796gg-2));*

10 (3) *with respect to an applicant for a contract*
11 *or cooperative agreement, the extent to which the ap-*
12 *plicant demonstrates cooperation and collaboration*
13 *with nonprofit, nongovernmental entities in the local*
14 *community served, including the State or tribal do-*
15 *mestic violence coalition, State or tribal sexual as-*
16 *sault coalition, local shelters, and programs for do-*
17 *mestic violence and sexual assault victims; and*

18 (4) *the extent to which the applicant dem-*
19 *onstrates coordination and collaboration with State*
20 *and local court systems, including mechanisms for*
21 *communication and referral.*

22 **(c) APPLICANT REQUIREMENTS.**—*The Attorney Gen-*
23 *eral shall award grants for contracts and cooperative agree-*
24 *ments to applicants that—*

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1 (1) *demonstrate expertise in the area of family*
2 *violence, including the areas of domestic violence or*
3 *sexual assault, as appropriate;*

4 (2) *ensure that any fees charged to individuals*
5 *for use of programs and services are based on the in-*
6 *come of those individuals, unless otherwise provided*
7 *by court order;*

8 (3) *demonstrate that adequate security measures,*
9 *including adequate facilities, procedures, and per-*
10 *sonnel capable of preventing violence, are in place for*
11 *the operation of supervised visitation programs and*
12 *services or safe visitation exchange; and*

13 (4) *prescribe standards by which the supervised*
14 *visitation or safe visitation exchange will occur.*

15 (d) *REPORTING.—*

16 (1) *IN GENERAL.—Not later than 1 year after*
17 *the last day of the first fiscal year commencing on or*
18 *after the date of enactment of this Act, and not later*
19 *than 180 days after the last day of each fiscal year*
20 *thereafter, the Attorney General shall submit to Con-*
21 *gress a report that includes information concerning—*

22 (A) *the number of—*

23 (i) *individuals served and the number*
24 *of individuals turned away from visitation*

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1 *programs and services and safe visitation*
2 *exchange (categorized by State);*

3 *(ii) the number of individuals from*
4 *underserved populations served and turned*
5 *away from services; and*

6 *(iii) the type of problems that underlie*
7 *the need for supervised visitation or safe*
8 *visitation exchange, such as domestic vio-*
9 *lence, child abuse, sexual assault, other*
10 *physical abuse, or a combination of such*
11 *factors;*

12 *(B) the numbers of supervised visitations or*
13 *safe visitation exchanges ordered under this sec-*
14 *tion during custody determinations under a sep-*
15 *aration or divorce decree or protection order,*
16 *through child protection services or other social*
17 *services agencies, or by any other order of a civil,*
18 *criminal, juvenile, or family court;*

19 *(C) the process by which children or abused*
20 *partners are protected during visitations, tem-*
21 *porary custody transfers, and other activities for*
22 *which supervised visitation is established under*
23 *this section;*

24 *(D) safety and security problems occurring*
25 *during the reporting period during supervised*

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1 *visitation under this section, including the num-*
2 *ber of parental abduction cases; and*

3 *(E) the number of parental abduction cases*
4 *in a judicial district using supervised visitation*
5 *programs and services under this section, both as*
6 *identified in criminal prosecution and custody*
7 *violations.*

8 *(2) GUIDELINES.—The Attorney General shall*
9 *establish guidelines for the collection and reporting of*
10 *data under this subsection.*

11 *(e) AUTHORIZATION OF APPROPRIATIONS.—There is*
12 *authorized to be appropriated to carry out this section*
13 *\$15,000,000 for each of fiscal years 2001 and 2002.*

14 *(f) ALLOTMENT FOR INDIAN TRIBES.—Not less than*
15 *5 percent of the total amount made available for each fiscal*
16 *year to carry out this section shall be available for grants*
17 *to Indian tribal governments.*

18 **SEC. 1302. REAUTHORIZATION OF VICTIMS OF CHILD**

19 **ABUSE PROGRAMS.**

20 *(a) COURT-APPOINTED SPECIAL ADVOCATE PRO-*
21 *GRAM.—Section 218 of the Victims of Child Abuse Act of*
22 *1990 (42 U.S.C. 13014) is amended by striking subsection*
23 *(a) and inserting the following:*

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1 “(a) *AUTHORIZATION.*—*There is authorized to be ap-*
2 *propriated to carry out this subtitle \$12,000,000 for each*
3 *of fiscal years 2001 through 2005.*”

4 (b) *CHILD ABUSE TRAINING PROGRAMS FOR JUDICIAL*
5 *PERSONNEL AND PRACTITIONERS.*—*Section 224 of the Vic-*
6 *tims of Child Abuse Act of 1990 (42 U.S.C. 13024) is*
7 *amended by striking subsection (a) and inserting the fol-*
8 *lowing:*

9 “(a) *AUTHORIZATION.*—*There is authorized to be ap-*
10 *propriated to carry out this subtitle \$2,300,000 for each of*
11 *fiscal years 2001 through 2005.*”

12 (c) *GRANTS FOR TELEVISED TESTIMONY.*—*Section*
13 *1001(a) of title I of the Omnibus Crime Control and Safe*
14 *Streets Act of 1968 (42 U.S.C. 3793(a)) is amended by*
15 *striking paragraph (7) and inserting the following:*

16 “(7) *There is authorized to be appropriated to carry*
17 *out part N \$1,000,000 for each of fiscal years 2001 through*
18 *2005.*”

19 (d) *DISSEMINATION OF INFORMATION.*—*The Attorney*
20 *General shall—*

21 (1) *annually compile and disseminate informa-*
22 *tion (including through electronic publication) about*
23 *the use of amounts expended and the projects funded*
24 *under section 218(a) of the Victims of Child Abuse*
25 *Act of 1990 (42 U.S.C. 13014(a)), section 224(a) of*

1 *the Victims of Child Abuse Act of 1990 (42 U.S.C.*
2 *13024(a)), and section 1007(a)(7) of title I of the Om-*
3 *nibus Crime Control and Safe Streets Act of 1968 (42*
4 *U.S.C. 3793(a)(7)), including any evaluations of the*
5 *projects and information to enable replication and*
6 *adoption of the strategies identified in the projects;*
7 *and*

8 (2) *focus dissemination of the information de-*
9 *scribed in paragraph (1) toward community-based*
10 *programs, including domestic violence and sexual as-*
11 *sault programs.*

12 **SEC. 1303. REPORT ON EFFECTS OF PARENTAL KIDNAPPING**

13 **LAWS IN DOMESTIC VIOLENCE CASES.**

14 (a) *IN GENERAL.*—*The Attorney General shall—*

15 (1) *conduct a study of Federal and State laws*
16 *relating to child custody, including custody provisions*
17 *in protection orders, the Uniform Child Custody Ju-*
18 *risdiction and Enforcement Act adopted by the Na-*
19 *tional Conference of Commissioners on Uniform State*
20 *Laws in July 1997, the Parental Kidnaping Preven-*
21 *tion Act of 1980 and the amendments made by that*
22 *Act, and the effect of those laws on child custody cases*
23 *in which domestic violence is a factor; and*

24 (2) *submit to Congress a report describing the re-*
25 *sults of that study, including the effects of imple-*

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1 *menting or applying model State laws, and the rec-*
2 *ommendations of the Attorney General to reduce the*
3 *incidence or pattern of violence against women or of*
4 *sexual assault of the child.*

5 *(b) SUFFICIENCY OF DEFENSES.—In carrying out sub-*
6 *section (a) with respect to the Parental Kidnaping Preven-*
7 *tion Act of 1980 and the amendments made by that Act,*
8 *the Attorney General shall examine the sufficiency of de-*
9 *fenses to parental abduction charges available in cases in-*
10 *volving domestic violence, and the burdens and risks en-*
11 *countered by victims of domestic violence arising from ju-*
12 *risdictional requirements of that Act and the amendments*
13 *made by that Act.*

14 *(c) AUTHORIZATION OF APPROPRIATIONS.—There is*
15 *authorized to be appropriated to carry out this section*
16 *\$200,000 for fiscal year 2001.*

17 *(d) CONDITION FOR CUSTODY DETERMINATION.—Sec-*
18 *tion 1738A(c)(2)(C)(ii) of title 28, United States Code, is*
19 *amended by striking “he” and inserting “the child, a sib-*
20 *ling, or parent of the child”.*

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1 **TITLE IV—STRENGTHENING**
2 **EDUCATION AND TRAINING**
3 **TO COMBAT VIOLENCE**
4 **AGAINST WOMEN**

5 **SEC. 1401. RAPE PREVENTION AND EDUCATION.**

6 (a) *IN GENERAL.*—Part J of title III of the Public
7 Health Service Act (42 U.S.C. 280b et seq.) is amended by
8 inserting after section 393A the following:

9 **“SEC. 393B. USE OF ALLOTMENTS FOR RAPE PREVENTION**
10 **EDUCATION.**

11 “(a) *PERMITTED USE.*—The Secretary, acting through
12 the National Center for Injury Prevention and Control at
13 the Centers for Disease Control and Prevention, shall award
14 targeted grants to States to be used for rape prevention and
15 education programs conducted by rape crisis centers, State
16 sexual assault coalitions, and other public and private non-
17 profit entities for—

18 “(1) educational seminars;

19 “(2) the operation of hotlines;

20 “(3) training programs for professionals;

21 “(4) the preparation of informational material;

22 “(5) education and training programs for stu-
23 dents and campus personnel designed to reduce the
24 incidence of sexual assault at colleges and univer-
25 sities;

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1 “(6) *education to increase awareness about drugs*
2 *used to facilitate rapes or sexual assaults; and*

3 “(7) *other efforts to increase awareness of the*
4 *facts about, or to help prevent, sexual assault, includ-*
5 *ing efforts to increase awareness in underserved com-*
6 *munities and awareness among individuals with dis-*
7 *abilities (as defined in section 3 of the Americans*
8 *with Disabilities Act of 1990 (42 U.S.C. 12102)).*

9 “(b) *COLLECTION AND DISSEMINATION OF INFORMA-*
10 *TION ON SEXUAL ASSAULT.—The Secretary shall, through*
11 *the National Resource Center on Sexual Assault established*
12 *under the National Center for Injury Prevention and Con-*
13 *trol at the Centers for Disease Control and Prevention, pro-*
14 *vide resource information, policy, training, and technical*
15 *assistance to Federal, State, local, and Indian tribal agen-*
16 *cies, as well as to State sexual assault coalitions and local*
17 *sexual assault programs and to other professionals and in-*
18 *terested parties on issues relating to sexual assault, includ-*
19 *ing maintenance of a central resource library in order to*
20 *collect, prepare, analyze, and disseminate information and*
21 *statistics and analyses thereof relating to the incidence and*
22 *prevention of sexual assault.*

23 “(c) *AUTHORIZATION OF APPROPRIATIONS.—*

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1 “(1) *IN GENERAL.*—*There is authorized to be ap-*
2 *propriated to carry out this section \$80,000,000 for*
3 *each of fiscal years 2001 through 2005.*

4 “(2) *NATIONAL RESOURCE CENTER ALLOT-*
5 *MENT.*—*Of the total amount made available under*
6 *this subsection in each fiscal year, not more than the*
7 *greater of \$1,000,000 or 2 percent of such amount*
8 *shall be available for allotment under subsection (b).*

9 “(d) *LIMITATIONS.*—

10 “(1) *SUPPLEMENT NOT SUPPLANT.*—*Amounts*
11 *provided to States under this section shall be used to*
12 *supplement and not supplant other Federal, State,*
13 *and local public funds expended to provide services of*
14 *the type described in subsection (a).*

15 “(2) *STUDIES.*—*A State may not use more than*
16 *2 percent of the amount received by the State under*
17 *this section for each fiscal year for surveillance stud-*
18 *ies or prevalence studies.*

19 “(3) *ADMINISTRATION.*—*A State may not use*
20 *more than 5 percent of the amount received by the*
21 *State under this section for each fiscal year for ad-*
22 *ministrative expenses.”.*

23 “(b) *REPEAL.*—*Section 40151 of the Violence Against*
24 *Women Act of 1994 (108 Stat. 1920), and the amendment*
25 *made by such section, is repealed.*

1 **SEC. 1402. EDUCATION AND TRAINING TO END VIOLENCE**
2 **AGAINST AND ABUSE OF WOMEN WITH DIS-**
3 **ABILITIES.**

4 (a) *IN GENERAL.*—*The Attorney General, in consulta-*
5 *tion with the Secretary of Health and Human Services,*
6 *may award grants to States, units of local government, In-*
7 *dian tribal governments, and nongovernmental private en-*
8 *tities to provide education and technical assistance for the*
9 *purpose of providing training, consultation, and informa-*
10 *tion on domestic violence, stalking, and sexual assault*
11 *against women who are individuals with disabilities (as de-*
12 *finied in section 3 of the Americans with Disabilities Act*
13 *of 1990 (42 U.S.C. 12102)).*

14 (b) *PRIORITIES.*—*In awarding grants under this sec-*
15 *tion, the Attorney General shall give priority to applica-*
16 *tions designed to provide education and technical assistance*
17 *on—*

18 (1) *the nature, definition, and characteristics of*
19 *domestic violence, stalking, and sexual assault experi-*
20 *enced by women who are individuals with disabilities;*

21 (2) *outreach activities to ensure that women who*
22 *are individuals with disabilities who are victims of*
23 *domestic violence, stalking, and sexual assault receive*
24 *appropriate assistance;*

25 (3) *the requirements of shelters and victim serv-*
26 *ices organizations under Federal anti-discrimination*

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1 *laws, including the Americans with Disabilities Act*
2 *of 1990 and section 504 of the Rehabilitation Act of*
3 *1973; and*

4 *(4) cost-effective ways that shelters and victim*
5 *services may accommodate the needs of individuals*
6 *with disabilities in accordance with the Americans*
7 *with Disabilities Act of 1990.*

8 *(c) USES OF GRANTS.—Each recipient of a grant*
9 *under this section shall provide information and training*
10 *to organizations and programs that provide services to in-*
11 *dividuals with disabilities, including independent living*
12 *centers, disability-related service organizations, and domes-*
13 *tic violence programs providing shelter or related assist-*
14 *ance.*

15 *(d) AUTHORIZATION OF APPROPRIATIONS.—There is*
16 *authorized to be appropriated to carry out this section*
17 *\$7,500,000 for each of fiscal years 2001 through 2005.*

18 **SEC. 1403. COMMUNITY INITIATIVES.**

19 *Section 318 of the Family Violence Prevention and*
20 *Services Act (42 U.S.C. 10418) is amended by striking sub-*
21 *section (h) and inserting the following:*

22 *“(h) AUTHORIZATION OF APPROPRIATIONS.—There*
23 *are authorized to be appropriated to carry out this section*
24 *\$6,000,000 for each of fiscal years 2001 through 2005.”.*

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1 **SEC. 1404. DEVELOPMENT OF RESEARCH AGENDA IDENTI-**
2 **FIED BY THE VIOLENCE AGAINST WOMEN ACT**
3 **OF 1994.**

4 (a) *IN GENERAL.*—*The Attorney General shall—*

5 (1) *direct the National Institute of Justice, in*
6 *consultation and coordination with the Bureau of*
7 *Justice Statistics and the National Academy of*
8 *Sciences, through its National Research Council, to*
9 *develop a research agenda based on the recommenda-*
10 *tions contained in the report entitled “Understanding*
11 *Violence Against Women” of the National Academy of*
12 *Sciences; and*

13 (2) *not later than 1 year after the date of enact-*
14 *ment of this Act, in consultation with the Secretary*
15 *of the Department of Health and Human Services,*
16 *submit to Congress a report which shall include—*

17 (A) *a description of the research agenda de-*
18 *veloped under paragraph (1) and a plan to im-*
19 *plement that agenda;*

20 (B) *recommendations for priorities in car-*
21 *rying out that agenda to most effectively advance*
22 *knowledge about and means by which to prevent*
23 *or reduce violence against women.*

24 (b) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
25 *authorized to be appropriated such sums as may be nec-*
26 *essary to carry out this section.*

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1 **SEC. 1405. STANDARDS, PRACTICE, AND TRAINING FOR SEX-**
2 **UAL ASSAULT FORENSIC EXAMINATIONS.**

3 (a) *IN GENERAL.*—*The Attorney General shall—*

4 (1) *evaluate existing standards of training and*
5 *practice for licensed health care professionals per-*
6 *forming sexual assault forensic examinations and de-*
7 *velop a national recommended standard for training;*

8 (2) *recommend sexual assault forensic examina-*
9 *tion training for all health care students to improve*
10 *the recognition of injuries suggestive of rape and sex-*
11 *ual assault and baseline knowledge of appropriate re-*
12 *errals in victim treatment and evidence collection;*
13 *and*

14 (3) *review existing national, State, tribal, and*
15 *local protocols on sexual assault forensic examina-*
16 *tions, and based on this review, develop a rec-*
17 *ommended national protocol and establish a mecha-*
18 *nism for its nationwide dissemination.*

19 (b) *CONSULTATION.*—*The Attorney General shall con-*
20 *sult with national, State, tribal, and local experts in the*
21 *area of rape and sexual assault, including rape crisis cen-*
22 *ters, State and tribal sexual assault and domestic violence*
23 *coalitions and programs, and programs for criminal jus-*
24 *tice, forensic nursing, forensic science, emergency room*
25 *medicine, law, social services, and sex crimes in under-*
26 *served communities (as defined in section 2003(7) of title*

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1 *I of the Omnibus Crime Control and Safe Streets Act of*
2 *1968 (42 U.S.C. 3796gg-2(7)), as amended by this divi-*
3 *sion).*

4 *(c) REPORT.—The Attorney General shall ensure that*
5 *not later than 1 year after the date of enactment of this*
6 *Act, a report of the actions taken pursuant to subsection*
7 *(a) is submitted to Congress.*

8 *(d) AUTHORIZATION OF APPROPRIATIONS.—There is*
9 *authorized to be appropriated to carry out this section*
10 *\$200,000 for fiscal year 2001.*

11 **SEC. 1406. EDUCATION AND TRAINING FOR JUDGES AND**
12 **COURT PERSONNEL.**

13 *(a) GRANTS FOR EDUCATION AND TRAINING FOR*
14 *JUDGES AND COURT PERSONNEL IN STATE COURTS.—*

15 *(1) SECTION 40412.—Section 40412 of the Equal*
16 *Justice for Women in the Courts Act of 1994 (42*
17 *U.S.C. 13992) is amended—*

18 *(A) by striking “and” at the end of para-*
19 *graph (18);*

20 *(B) by striking the period at the end of*
21 *paragraph (19) and inserting a semicolon; and*

22 *(C) by inserting after paragraph (19) the*
23 *following:*

24 *“(20) the issues raised by domestic violence in*
25 *determining custody and visitation, including how to*

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1 *protect the safety of the child and of a parent who is*
2 *not a predominant aggressor of domestic violence, the*
3 *legitimate reasons parents may report domestic vio-*
4 *lence, the ways domestic violence may relate to an*
5 *abuser's desire to seek custody, and evaluating expert*
6 *testimony in custody and visitation determinations*
7 *involving domestic violence;*

8 *“(21) the issues raised by child sexual assault in*
9 *determining custody and visitation, including how to*
10 *protect the safety of the child, the legitimate reasons*
11 *parents may report child sexual assault, and evalu-*
12 *ating expert testimony in custody and visitation de-*
13 *terminations involving child sexual assault, including*
14 *the current scientifically-accepted and empirically*
15 *valid research on child sexual assault;*

16 *“(22) the extent to which addressing domestic vi-*
17 *olence and victim safety contributes to the efficient*
18 *administration of justice;”.*

19 (2) *SECTION 40414.—Section 40414(a) of the*
20 *Equal Justice for Women in the Courts Act of 1994*
21 *(42 U.S.C. 13994(a)) is amended by inserting “and*
22 *\$1,500,000 for each of the fiscal years 2001 through*
23 *2005” after “1996”.*

24 (b) *GRANTS FOR EDUCATION AND TRAINING FOR*
25 *JUDGES AND COURT PERSONNEL IN FEDERAL COURTS.—*

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1 (1) *SECTION 40421.—Section 40421(d) of the*
2 *Equal Justice for Women in the Courts Act of 1994*
3 *(42 U.S.C. 14001(d)) is amended to read as follows:*

4 “*(d) CONTINUING EDUCATION AND TRAINING PRO-*
5 *GRAMS.—The Federal Judicial Center, in carrying out sec-*
6 *tion 620(b)(3) of title 28, United States Code, shall include*
7 *in the educational programs it prepares, including the*
8 *training programs for newly appointed judges, information*
9 *on the aspects of the topics listed in section 40412 that per-*
10 *tain to issues within the jurisdiction of the Federal courts,*
11 *and shall prepare materials necessary to implement this*
12 *subsection.”.*

13 (2) *SECTION 40422.—Section 40422(2) of the*
14 *Equal Justice for Women in the Courts Act of 1994*
15 *(42 U.S.C. 14002(2)) is amended by inserting “and*
16 *\$500,000 for each of the fiscal years 2001 through*
17 *2005” after “1996”.*

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

20 (1) *ENSURING COLLABORATION WITH DOMESTIC*
21 *VIOLENCE AND SEXUAL ASSAULT PROGRAMS.—Section*
22 *40413 of the Equal Justice for Women in the Courts*
23 *Act of 1994 (42 U.S.C. 13993) is amended by adding*
24 *“, including national, State, tribal, and local domes-*

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1 *tic violence and sexual assault programs and coalitions” after “victim advocates”.*

3 (2) *PARTICIPATION OF TRIBAL COURTS IN STATE TRAINING AND EDUCATION PROGRAMS.—Section 40411 of the Equal Justice for Women in the Courts Act of 1994 (42 U.S.C. 13991) is amended by adding at the end the following: “Nothing shall preclude the attendance of tribal judges and court personnel at programs funded under this section for States to train judges and court personnel on the laws of the States.”.*

11 (3) *USE OF FUNDS FOR DISSEMINATION OF MODEL PROGRAMS.—Section 40414 of the Equal Justice for Women in the Courts Act of 1994 (42 U.S.C. 13994) is amended by adding at the end the following:*

16 “(c) *STATE JUSTICE INSTITUTE.—The State Justice Institute may use up to 5 percent of the funds appropriated under this section for annually compiling and broadly disseminating (including through electronic publication) information about the use of funds and about the projects funded under this section, including any evaluations of the projects and information to enable the replication and adoption of the projects.”.*

24 (d) *DATING VIOLENCE.—*

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1 (1) *SECTION 40411.*—*Section 40411 of the Equal*
2 *Justice for Women in Courts Act of 1994 (42 U.S.C*
3 *13991) is amended by inserting “dating violence,”*
4 *after “domestic violence.”*

5 (2) *SECTION 40412.*—*Section 40412 of such Act*
6 *(42 U.S.C 13992) is amended—*

7 (A) *in paragraph (10), by inserting “and*
8 *dating violence (as defined in section 2003 of*
9 *title I of the Omnibus Crime Control and Safe*
10 *Streets Act of 1968 (42 U.S.C. 3996gg-2))” be-*
11 *fore the semicolon;*

12 (B) *in paragraph (11), by inserting “and*
13 *dating violence” after “domestic violence”;*

14 (C) *in paragraph (13), by inserting “and*
15 *dating violence” after “domestic violence” in*
16 *both places that it appears;*

17 (D) *in paragraph (17), by inserting “or*
18 *dating violence” after “domestic violence” in*
19 *both places that it appears; and*

20 (E) *in paragraph (18), by inserting “and*
21 *dating violence” after “domestic violence”.*

22 ***SEC. 1407. DOMESTIC VIOLENCE TASK FORCE***

23 *The Violence Against Women Act of 1994 (108 Stat.*
24 *1902 et seq.) (as amended by section 1209(a) of this divi-*
25 *sion) is amended by adding at the end the following:*

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1 **“Subtitle I—Domestic Violence Task**
2 **Force**

3 **“SEC. 40901. TASK FORCE.**

4 “(a) *ESTABLISH.*—*The Attorney General, in consulta-*
5 *tion with national nonprofit, nongovernmental organiza-*
6 *tions whose primary expertise is in domestic violence, shall*
7 *establish a task force to coordinate research on domestic vio-*
8 *lence and to report to Congress on any overlapping or du-*
9 *plication of efforts on domestic violence issues. The task*
10 *force shall be comprised of representatives from all Federal*
11 *agencies that fund such research.*

12 “(b) *USES OF FUNDS.*—*Funds appropriated under*
13 *this section shall be used to—*

14 “(1) *develop a coordinated strategy to strengthen*
15 *research focused on domestic violence education, pre-*
16 *vention, and intervention strategies;*

17 “(2) *track and report all Federal research and*
18 *expenditures on domestic violence; and*

19 “(3) *identify gaps and duplication of efforts in*
20 *domestic violence research and governmental expendi-*
21 *tures on domestic violence issues.*

22 “(c) *REPORT.*—*The Task Force shall report to Con-*
23 *gress annually on its work under subsection (b).*

24 “(d) *DEFINITION.*—*For purposes of this section, the*
25 *term ‘domestic violence’ has the meaning given such term*

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1 *by section 2003 of title I of the Omnibus Crime Control*
2 *and Safe Streets Act of 1968 (42 U.S.C. 3796gg-2(1)).*

3 “(e) *AUTHORIZATION OF APPROPRIATIONS.—There is*
4 *authorized to be appropriated to carry out this section*
5 *\$500,000 for each of fiscal years 2001 through 2004.”.*

6 ***TITLE V—BATTERED IMMIGRANT***
7 ***WOMEN***

8 ***SEC. 1501. SHORT TITLE.***

9 *This title may be cited as the “Battered Immigrant*
10 *Women Protection Act of 2000”.*

11 ***SEC. 1502. FINDINGS AND PURPOSES.***

12 *(a) FINDINGS.—Congress finds that—*

13 *(1) the goal of the immigration protections for*
14 *battered immigrants included in the Violence Against*
15 *Women Act of 1994 was to remove immigration laws*
16 *as a barrier that kept battered immigrant women and*
17 *children locked in abusive relationships;*

18 *(2) providing battered immigrant women and*
19 *children who were experiencing domestic violence at*
20 *home with protection against deportation allows them*
21 *to obtain protection orders against their abusers and*
22 *frees them to cooperate with law enforcement and*
23 *prosecutors in criminal cases brought against their*
24 *abusers and the abusers of their children without fear-*
25 *ing that the abuser will retaliate by withdrawing or*

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1 *threatening withdrawal of access to an immigration*
2 *benefit under the abuser's control; and*

3 *(3) there are several groups of battered immi-*
4 *grant women and children who do not have access to*
5 *the immigration protections of the Violence Against*
6 *Women Act of 1994 which means that their abusers*
7 *are virtually immune from prosecution because their*
8 *victims can be deported as a result of action by their*
9 *abusers and the Immigration and Naturalization*
10 *Service cannot offer them protection no matter how*
11 *compelling their case under existing law.*

12 *(b) PURPOSES.—The purposes of this title are—*

13 *(1) to remove barriers to criminal prosecutions*
14 *of persons who commit acts of battery or extreme cru-*
15 *elty against immigrant women and children; and*

16 *(2) to offer protection against domestic violence*
17 *occurring in family and intimate relationships that*
18 *are covered in State and tribal protection orders, do-*
19 *mestic violence, and family law statutes.*

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1 **SEC. 1503. IMPROVED ACCESS TO IMMIGRATION PROTEC-**
2 **TIONS OF THE VIOLENCE AGAINST WOMEN**
3 **ACT OF 1994 FOR BATTERED IMMIGRANT**
4 **WOMEN.**

5 (a) *INTENDED SPOUSE DEFINED.*—Section 101(a) of
6 the *Immigration and Nationality Act* (8 U.S.C. 1101(a))
7 is amended by adding at the end the following:

8 “(50) The term ‘intended spouse’ means any alien who
9 meets the criteria set forth in section
10 204(a)(1)(A)(iii)(II)(aa)(BB),
11 204(a)(1)(B)(i)(II)(aa)(BB), or 240A(b)(2)(A)(i)(III).”.

12 (b) *IMMEDIATE RELATIVE STATUS FOR SELF-PETI-*
13 *TIONERS MARRIED TO U.S. CITIZENS.*—

14 (1) *SELF-PETITIONING SPOUSES.*—

15 (A) *BATTERY OR CRUELTY TO ALIEN OR*
16 *ALIEN’S CHILD.*—Section 204(a)(1)(A)(iii) of the
17 *Immigration and Nationality Act* (8 U.S.C.
18 1154(a)(1)(A)(iii)) is amended to read as fol-
19 lows:

20 “(iii)(I) An alien who is described in subclause (II)
21 may file a petition with the Attorney General under this
22 clause for classification of the alien (and any child of the
23 alien) if the alien demonstrates to the Attorney General
24 that—

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1 “(aa) the marriage or the intent to marry the
2 United States citizen was entered into in good faith
3 by the alien; and

4 “(bb) during the marriage or relationship in-
5 tended by the alien to be legally a marriage, the alien
6 or a child of the alien has been battered or has been
7 the subject of extreme cruelty perpetrated by the
8 alien’s spouse or intended spouse.

9 “(II) For purposes of subclause (I), an alien described
10 in this subclause is an alien—

11 “(aa)(AA) who is the spouse of a citizen of the
12 United States;

13 “(BB) who believed that he or she had married
14 a citizen of the United States and with whom a mar-
15 riage ceremony was actually performed and who oth-
16 erwise meets any applicable requirements under this
17 Act to establish the existence of and bona fides of a
18 marriage, but whose marriage is not legitimate solely
19 because of the bigamy of such citizen of the United
20 States; or

21 “(CC) who was a bona fide spouse of a United
22 States citizen within the past 2 years and—

23 “(aaa) whose spouse died within the past 2
24 years;

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1 “(bbb) whose spouse lost or renounced citi-
2 zanship status within the past 2 years related to
3 an incident of domestic violence; or

4 “(ccc) who demonstrates a connection be-
5 tween the legal termination of the marriage
6 within the past 2 years and battering or extreme
7 cruelty by the United States citizen spouse;

8 “(bb) who is a person of good moral character;

9 “(cc) who is eligible to be classified as an imme-
10 diate relative under section 201(b)(2)(A)(i) or who
11 would have been so classified but for the bigamy of the
12 citizen of the United States that the alien intended to
13 marry; and

14 “(dd) who has resided with the alien’s spouse or
15 intended spouse.”.

16 (2) SELF-PETITIONING CHILDREN.—Section
17 204(a)(1)(A)(iv) of the Immigration and Nationality
18 Act (8 U.S.C. 1154(a)(1)(A)(iv)) is amended to read
19 as follows:

20 “(iv) An alien who is the child of a citizen of the
21 United States, or who was a child of a United States citizen
22 parent who within the past 2 years lost or renounced citi-
23 zanship status related to an incident of domestic violence,
24 and who is a person of good moral character, who is eligible
25 to be classified as an immediate relative under section

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1 *201(b)(2)(A)(i), and who resides, or has resided in the past,*
2 *with the citizen parent may file a petition with the Attor-*
3 *ney General under this subparagraph for classification of*
4 *the alien (and any child of the alien) under such section*
5 *if the alien demonstrates to the Attorney General that the*
6 *alien has been battered by or has been the subject of extreme*
7 *cruelty perpetrated by the alien’s citizen parent. For pur-*
8 *poses of this clause, residence includes any period of visita-*
9 *tion.”.*

10 *(3) FILING OF PETITIONS.—Section 204(a)(1)(A)*
11 *of the Immigration and Nationality Act (8 U.S.C.*
12 *1154(a)(1)(A)) is amended by adding at the end the*
13 *following:*

14 *“(v) An alien who—*

15 *“(I) is the spouse, intended spouse, or child liv-*
16 *ing abroad of a citizen who—*

17 *“(aa) is an employee of the United States*
18 *Government;*

19 *“(bb) is a member of the uniformed services*
20 *(as defined in section 101(a) of title 10, United*
21 *States Code); or*

22 *“(cc) has subjected the alien or the alien’s*
23 *child to battery or extreme cruelty in the United*
24 *States; and*

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1 “(II) is eligible to file a petition under clause
2 (iii) or (iv);
3 shall file such petition with the Attorney General under the
4 procedures that apply to self-petitioners under clause (iii)
5 or (iv), as applicable.”.

6 (c) *SECOND PREFERENCE IMMIGRATION STATUS FOR*
7 *SELF-PETITIONERS MARRIED TO LAWFUL PERMANENT*
8 *RESIDENTS.*—

9 (1) *SELF-PETITIONING SPOUSES.*—Section
10 204(a)(1)(B)(ii) of the Immigration and Nationality
11 Act (8 U.S.C. 1154(a)(1)(B)(ii)) is amended to read
12 as follows:

13 “(ii)(I) An alien who is described in subclause (II)
14 may file a petition with the Attorney General under this
15 clause for classification of the alien (and any child of the
16 alien) if such a child has not been classified under clause
17 (iii) of section 203(a)(2)(A) and if the alien demonstrates
18 to the Attorney General that—

19 “(aa) the marriage or the intent to marry the
20 lawful permanent resident was entered into in good
21 faith by the alien; and

22 “(bb) during the marriage or relationship in-
23 tended by the alien to be legally a marriage, the alien
24 or a child of the alien has been battered or has been

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1 *the subject of extreme cruelty perpetrated by the*
2 *alien's spouse or intended spouse.*

3 “(II) *For purposes of subclause (I), an alien described*
4 *in this paragraph is an alien—*

5 “(aa)(AA) *who is the spouse of a lawful perma-*
6 *nent resident of the United States; or*

7 “(BB) *who believed that he or she had married*
8 *a lawful permanent resident of the United States and*
9 *with whom a marriage ceremony was actually per-*
10 *formed and who otherwise meets any applicable re-*
11 *quirements under this Act to establish the existence of*
12 *and bona fides of a marriage, but whose marriage is*
13 *not legitimate solely because of the bigamy of such*
14 *lawful permanent resident of the United States; or*

15 “(CC) *who was a bona fide spouse of a lawful*
16 *permanent resident within the past 2 years and—*

17 “(aaa) *whose spouse lost status within the*
18 *past 2 years due to an incident of domestic vio-*
19 *lence; or*

20 “(bbb) *who demonstrates a connection be-*
21 *tween the legal termination of the marriage*
22 *within the past 2 years and battering or extreme*
23 *cruelty by the lawful permanent resident spouse;*

24 “(bb) *who is a person of good moral character;*

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1 “(cc) *who is eligible to be classified as a spouse*
2 *of an alien lawfully admitted for permanent residence*
3 *under section 203(a)(2)(A) or who would have been so*
4 *classified but for the bigamy of the lawful permanent*
5 *resident of the United States that the alien intended*
6 *to marry; and*

7 “(dd) *who has resided with the alien’s spouse or*
8 *intended spouse.”.*

9 (2) *SELF-PETITIONING CHILDREN.—Section*
10 *204(a)(1)(B)(iii) of the Immigration and Nationality*
11 *Act (8 U.S.C. 1154(a)(1)(B)(iii)) is amended to read*
12 *as follows:*

13 “(iii) *An alien who is the child of an alien lawfully*
14 *admitted for permanent residence, or who was the child of*
15 *a lawful permanent resident who within the past 2 years*
16 *lost lawful permanent resident status due to an incident*
17 *of domestic violence, and who is a person of good moral*
18 *character, who is eligible for classification under section*
19 *203(a)(2)(A), and who resides, or has resided in the past,*
20 *with the alien’s permanent resident alien parent may file*
21 *a petition with the Attorney General under this subpara-*
22 *graph for classification of the alien (and any child of the*
23 *alien) under such section if the alien demonstrates to the*
24 *Attorney General that the alien has been battered by or has*

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1 *been the subject of extreme cruelty perpetrated by the alien's*
2 *permanent resident parent."*

3 (3) *FILING OF PETITIONS.*—Section 204(a)(1)(B)
4 *of the Immigration and Nationality Act (8 U.S.C.*
5 *1154(a)(1)(B)) is amended by adding at the end the*
6 *following:*

7 “(iv) *An alien who—*

8 “(I) *is the spouse, intended spouse, or child liv-*
9 *ing abroad of a lawful permanent resident who—*

10 “(aa) *is an employee of the United States*
11 *Government;*

12 “(bb) *is a member of the uniformed services*
13 *(as defined in section 101(a) of title 10, United*
14 *States Code); or*

15 “(cc) *has subjected the alien or the alien's*
16 *child to battery or extreme cruelty in the United*
17 *States; and*

18 “(II) *is eligible to file a petition under clause*
19 *(ii) or (iii);*

20 *shall file such petition with the Attorney General under the*
21 *procedures that apply to self-petitioners under clause (ii)*
22 *or (iii), as applicable."*

23 (d) *GOOD MORAL CHARACTER DETERMINATIONS FOR*
24 *SELF-PETITIONERS AND TREATMENT OF CHILD SELF-PE-*
25 *TITIONERS AND PETITIONS INCLUDING DERIVATIVE CHIL-*

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1 *DREN ATTAINING 21 YEARS OF AGE.*—Section 204(a)(1) of
2 *the Immigration and Nationality Act (8 U.S.C. 1154(a)(1))*
3 *is amended—*

4 (1) *by redesignating subparagraphs (C) through*
5 *(H) as subparagraphs (E) through (J), respectively;*

6 (2) *by inserting after subparagraph (B) the fol-*
7 *lowing:*

8 “(C) *Notwithstanding section 101(f), an act or convic-*
9 *tion that is waivable with respect to the petitioner for pur-*
10 *poses of a determination of the petitioner’s admissibility*
11 *under section 212(a) or deportability under section 237(a)*
12 *shall not bar the Attorney General from finding the peti-*
13 *tioner to be of good moral character under subparagraph*
14 *(A)(iii), (A)(iv), (B)(ii), or (B)(iii) if the Attorney General*
15 *finds that the act or conviction was connected to the alien’s*
16 *having been battered or subjected to extreme cruelty.*

17 “(D)(i)(I) *Any child who attains 21 years of age who*
18 *has filed a petition under clause (iv) of section 204(a)(1)(A)*
19 *that was filed or approved before the date on which the child*
20 *attained 21 years of age shall be considered (if the child*
21 *has not been admitted or approved for lawful permanent*
22 *residence by the date the child attained 21 years of age)*
23 *a petitioner for preference status under paragraph (1), (2),*
24 *or (3) of section 203(a), whichever paragraph is applicable,*
25 *with the same priority date assigned to the self-petition*

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1 *filed under clause (iv) of section 204(a)(1)(A). No new peti-*
2 *tion shall be required to be filed.*

3 *“(II) Any individual described in subclause (I) is eli-*
4 *gible for deferred action and work authorization.*

5 *“(III) Any derivative child who attains 21 years of*
6 *age who is included in a petition described in clause (ii)*
7 *that was filed or approved before the date on which the child*
8 *attained 21 years of age shall be considered (if the child*
9 *has not been admitted or approved for lawful permanent*
10 *residence by the date the child attained 21 years of age)*
11 *a petitioner for preference status under paragraph (1), (2),*
12 *or (3) of section 203(a), whichever paragraph is applicable,*
13 *with the same priority date as that assigned to the peti-*
14 *tioner in any petition described in clause (ii). No new peti-*
15 *tion shall be required to be filed.*

16 *“(IV) Any individual described in subclause (III) and*
17 *any derivative child of a petition described in clause (ii)*
18 *is eligible for deferred action and work authorization.*

19 *“(ii) The petition referred to in clause (i)(III) is a pe-*
20 *tition filed by an alien under subparagraph (A)(iii),*
21 *(A)(iv), (B)(ii) or (B)(iii) in which the child is included*
22 *as a derivative beneficiary.”; and*

23 *(3) in subparagraph (J) (as so redesignated), by*
24 *inserting “or in making determinations under sub-*
25 *paragraphs (C) and (D),” after “subparagraph (B),”.*

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1 (e) *ACCESS TO NATURALIZATION FOR DIVORCED VIC-*
2 *TIMS OF ABUSE.*—Section 319(a) of the Immigration and
3 *Nationality Act (8 U.S.C. 1430(a)) is amended—*

4 (1) by inserting “, or any person who obtained
5 status as a lawful permanent resident by reason of
6 his or her status as a spouse or child of a United
7 States citizen who battered him or her or subjected
8 him or her to extreme cruelty,” after “United States”
9 the first place such term appears; and

10 (2) by inserting “(except in the case of a person
11 who has been battered or subjected to extreme cruelty
12 by a United States citizen spouse or parent)” after
13 “has been living in marital union with the citizen
14 spouse”.

15 **SEC. 1504. IMPROVED ACCESS TO CANCELLATION OF RE-**
16 **MOVAL AND SUSPENSION OF DEPORTATION**
17 **UNDER THE VIOLENCE AGAINST WOMEN ACT**
18 **OF 1994.**

19 (a) *CANCELLATION OF REMOVAL AND ADJUSTMENT OF*
20 *STATUS FOR CERTAIN NONPERMANENT RESIDENTS.*—Sec-
21 *tion 240A(b)(2) of the Immigration and Nationality Act*
22 *(8 U.S.C. 1229b(b)(2)) is amended to read as follows:*

23 “(2) *SPECIAL RULE FOR BATTERED SPOUSE OR*
24 *CHILD.*—

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1 “(A) *AUTHORITY.*—*The Attorney General*
2 *may cancel removal of, and adjust to the status*
3 *of an alien lawfully admitted for permanent res-*
4 *idence, an alien who is inadmissible or deport-*
5 *able from the United States if the alien dem-*
6 *onstrates that—*

7 “(i)(I) *the alien has been battered or*
8 *subjected to extreme cruelty by a spouse or*
9 *parent who is or was a United States cit-*
10 *izen (or is the parent of a child of a United*
11 *States citizen and the child has been bat-*
12 *tered or subjected to extreme cruelty by such*
13 *citizen parent);*

14 “(II) *the alien has been battered or*
15 *subjected to extreme cruelty by a spouse or*
16 *parent who is or was a lawful permanent*
17 *resident (or is the parent of a child of an*
18 *alien who is or was a lawful permanent*
19 *resident and the child has been battered or*
20 *subjected to extreme cruelty by such perma-*
21 *nent resident parent); or*

22 “(III) *the alien has been battered or*
23 *subjected to extreme cruelty by a United*
24 *States citizen or lawful permanent resident*
25 *whom the alien intended to marry, but*

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1 *whose marriage is not legitimate because of*
2 *that United States citizen's or lawful per-*
3 *manent resident's bigamy;*

4 *“(ii) the alien has been physically*
5 *present in the United States for a contin-*
6 *uous period of not less than 3 years imme-*
7 *diately preceding the date of such applica-*
8 *tion, and the issuance of a charging docu-*
9 *ment for removal proceedings shall not toll*
10 *the 3-year period of continuous physical*
11 *presence in the United States;*

12 *“(iii) the alien has been a person of*
13 *good moral character during such period,*
14 *subject to the provisions of subparagraph*
15 *(C);*

16 *“(iv) the alien is not inadmissible*
17 *under paragraph (2) or (3) of section*
18 *212(a), is not deportable under paragraphs*
19 *(1)(G) or (2) through (4) of section 237(a)*
20 *(except in a case described in section*
21 *237(a)(7) where the Attorney General exer-*
22 *cises discretion to grant a waiver), and has*
23 *not been convicted of an aggravated felony;*
24 *and*

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1 “(v) *the removal would result in ex-*
2 *treme hardship to the alien, the alien’s*
3 *child, or the alien’s parent.*

4 “(B) *PHYSICAL PRESENCE.—Notwith-*
5 *standing subsection (d)(2), for purposes of sub-*
6 *paragraph (A)(i)(II) or for purposes of section*
7 *244(a)(3) (as in effect before the title III–A effec-*
8 *tive date in section 309 of the Illegal Immigra-*
9 *tion Reform and Immigrant Responsibility Act*
10 *of 1996), an alien shall not be considered to have*
11 *failed to maintain continuous physical presence*
12 *by reason of an absence if the alien demonstrates*
13 *a connection between the absence and the bat-*
14 *tering or extreme cruelty perpetrated against the*
15 *alien. No absence or portion of an absence con-*
16 *nected to the battering or extreme cruelty shall*
17 *count toward the 90-day or 180-day limits estab-*
18 *lished in subsection (d)(2). If any absence or ag-*
19 *gregate absences exceed 180 days, the absences or*
20 *portions of the absences will not be considered to*
21 *break the period of continuous presence. Any*
22 *such period of time excluded from the 180-day*
23 *limit shall be excluded in computing the time*
24 *during which the alien has been physically*
25 *present for purposes of the 3-year requirement*

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1 *set forth in section 240A(b)(2)(B) and section*
2 *244(a)(3) (as in effect before the title III-A effec-*
3 *tive date in section 309 of the Illegal Immigra-*
4 *tion Reform and Immigrant Responsibility Act*
5 *of 1996).*

6 “(C) *GOOD MORAL CHARACTER.—Notwith-*
7 *standing section 101(f), an act or conviction that*
8 *does not bar the Attorney General from granting*
9 *relief under this paragraph by reason of sub-*
10 *paragraph (A)(iv) shall not bar the Attorney*
11 *General from finding the alien to be of good*
12 *moral character under subparagraph (A)(i)(III)*
13 *or section 244(a)(3) (as in effect before the title*
14 *III-A effective date in section 309 of the Illegal*
15 *Immigration Reform and Immigrant Responsi-*
16 *bility Act of 1996), if the Attorney General finds*
17 *that the act or conviction was connected to the*
18 *alien’s having been battered or subjected to ex-*
19 *treme cruelty and determines that a waiver is*
20 *otherwise warranted.*

21 “(D) *CREDIBLE EVIDENCE CONSIDERED.—*
22 *In acting on applications under this paragraph,*
23 *the Attorney General shall consider any credible*
24 *evidence relevant to the application. The deter-*
25 *mination of what evidence is credible and the*

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1 *weight to be given that evidence shall be within*
2 *the sole discretion of the Attorney General.”.*

3 **(b) CHILDREN OF BATTERED ALIENS AND PARENTS**
4 **OF BATTERED ALIEN CHILDREN.**—*Section 240A(b) of the*
5 *Immigration and Nationality Act (8 U.S.C. 1229b(b)) is*
6 *amended by adding at the end the following:*

7 **“(4) CHILDREN OF BATTERED ALIENS AND PAR-**
8 **ENTS OF BATTERED ALIEN CHILDREN.—**

9 **“(A) IN GENERAL.**—*The Attorney General*
10 *shall grant parole under section 212(d)(5) to any*
11 *alien who is a—*

12 *“(i) child of an alien granted relief*
13 *under section 240A(b)(2) or 244(a)(3) (as*
14 *in effect before the title III–A effective date*
15 *in section 309 of the Illegal Immigration*
16 *Reform and Immigrant Responsibility Act*
17 *of 1996); or*

18 *“(ii) parent of a child alien granted*
19 *relief under section 240A(b)(2) or 244(a)(3)*
20 *(as in effect before the title III–A effective*
21 *date in section 309 of the Illegal Immigra-*
22 *tion Reform and Immigrant Responsibility*
23 *Act of 1996).*

24 **“(B) DURATION OF PAROLE.**—*The grant of*
25 *parole shall extend from the time of the grant of*

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1 relief under section 240A(b)(2) or section
2 244(a)(3) (as in effect before the title III-A effec-
3 tive date in section 309 of the *Illegal Immigra-*
4 *tion Reform and Immigrant Responsibility Act*
5 *of 1996) to the time the application for adjust-*
6 *ment of status filed by aliens covered under this*
7 *paragraph has been finally adjudicated. Applica-*
8 *tions for adjustment of status filed by aliens cov-*
9 *ered under this paragraph shall be treated as if*
10 *they were applications filed under section*
11 *204(a)(1) (A)(iii), (A)(iv), (B)(ii), or (B)(iii) for*
12 *purposes of section 245 (a) and (c). Failure by*
13 *the alien granted relief under section 240A(b)(2)*
14 *or section 244(a)(3) (as in effect before the title*
15 *III-A effective date in section 309 of the *Illegal**
16 *Immigration Reform and Immigrant Responsi-*
17 *bility Act of 1996) to exercise due diligence in*
18 *filing a visa petition on behalf of an alien de-*
19 *scribed in clause (i) or (ii) may result in revoca-*
20 *tion of parole.”.*

21 (c) *EFFECTIVE DATE.—Any individual who becomes*
22 *eligible for relief by reason of the enactment of the amend-*
23 *ments made by subsections (a) and (b), shall be eligible to*
24 *file a motion to reopen pursuant to section 240(c)(6)(C)(iv).*
25 *The amendments made by subsections (a) and (b) shall take*

1 *effect as if included in the enactment of section 304 of the*
2 *Illegal Immigration Reform and Immigrant Responsibility*
3 *Act of 1996 (Public Law 104-208; 110 Stat. 587). Such*
4 *portions of the amendments made by subsection (b) that re-*
5 *late to section 244(a)(3) (as in effect before the title III-*
6 *A effective date in section 309 of the Illegal Immigration*
7 *Reform and Immigrant Responsibility Act of 1996) shall*
8 *take effect as if included in subtitle G of title IV of the Vio-*
9 *lent Crime Control and Law Enforcement Act of 1994 (Pub-*
10 *lic Law 103-322; 108 Stat. 1953 et seq.).*

11 **SEC. 1505. OFFERING EQUAL ACCESS TO IMMIGRATION**
12 **PROTECTIONS OF THE VIOLENCE AGAINST**
13 **WOMEN ACT OF 1994 FOR ALL QUALIFIED BAT-**
14 **TERED IMMIGRANT SELF-PETITIONERS.**

15 (a) *BATTERED IMMIGRANT WAIVER.*—Section
16 *212(a)(9)(C)(ii) of the Immigration and Nationality Act*
17 *(8 U.S.C. 1182(a)(9)(C)(ii)) is amended by adding at the*
18 *end the following: “The Attorney General in the Attorney*
19 *General’s discretion may waive the provisions of section*
20 *212(a)(9)(C)(i) in the case of an alien to whom the Attorney*
21 *General has granted classification under clause (iii), (iv),*
22 *or (v) of section 204(a)(1)(A), or classification under clause*
23 *(ii), (iii), or (iv) of section 204(a)(1)(B), in any case in*
24 *which there is a connection between—*

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1 “(1) *the alien’s having been battered or subjected*
2 *to extreme cruelty; and*

3 “(2) *the alien’s—*

4 “(A) *removal;*

5 “(B) *departure from the United States;*

6 “(C) *reentry or reentries into the United*
7 *States; or*

8 “(D) *attempted reentry into the United*
9 *States.”.*

10 ***(b) DOMESTIC VIOLENCE VICTIM WAIVER.—***

11 ***(1) WAIVER FOR VICTIMS OF DOMESTIC VIO-***
12 ***LENCE.—Section 237(a) of the Immigration and Na-***
13 ***tionality Act (8 U.S.C. 1227(a)) is amended by in-***
14 ***serting at the end the following:***

15 ***“(7) WAIVER FOR VICTIMS OF DOMESTIC VIO-***
16 ***LENCE.—***

17 ***“(A) IN GENERAL.—The Attorney General***
18 ***is not limited by the criminal court record and***
19 ***may waive the application of paragraph***
20 ***(2)(E)(i) (with respect to crimes of domestic vio-***
21 ***lence and crimes of stalking) and (ii) in the case***
22 ***of an alien who has been battered or subjected to***
23 ***extreme cruelty and who is not and was not the***
24 ***primary perpetrator of violence in the***
25 ***relationship—***

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1 “(i) upon a determination that—

2 “(I) the alien was acting in self-
3 defense;

4 “(II) the alien was found to have
5 violated a protection order intended to
6 protect the alien; or

7 “(III) the alien committed, was
8 arrested for, was convicted of, or pled
9 guilty to committing a crime—

10 “(aa) that did not result in
11 serious bodily injury; and

12 “(bb) where there was a con-
13 nection between the crime and the
14 alien’s having been battered or
15 subjected to extreme cruelty.

16 “(B) CREDIBLE EVIDENCE CONSIDERED.—

17 *In acting on applications under this paragraph,*
18 *the Attorney General shall consider any credible*
19 *evidence relevant to the application. The deter-*
20 *mination of what evidence is credible and the*
21 *weight to be given that evidence shall be within*
22 *the sole discretion of the Attorney General.”.*

23 (2) CONFORMING AMENDMENT.—Section
24 240A(b)(1)(C) of the Immigration and Nationality
25 Act (8 U.S.C. 1229b(b)(1)(C)) is amended by insert-

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1 *ing “(except in a case described in section 237(a)(7)*
2 *where the Attorney General exercises discretion to*
3 *grant a waiver)” after “237(a)(3)”.*

4 *(c) MISREPRESENTATION WAIVERS FOR BATTERED*
5 *SPOUSES OF UNITED STATES CITIZENS AND LAWFUL PER-*
6 *MANENT RESIDENTS.—*

7 *(1) WAIVER OF INADMISSIBILITY.—Section*
8 *212(i)(1) of the Immigration and Nationality Act (8*
9 *U.S.C. 1182(i)(1)) is amended by inserting before the*
10 *period at the end the following: “or, in the case of an*
11 *alien granted classification under clause (iii) or (iv)*
12 *of section 204(a)(1)(A) or clause (ii) or (iii) of section*
13 *204(a)(1)(B), the alien demonstrates extreme hardship*
14 *to the alien or the alien’s United States citizen, law-*
15 *ful permanent resident, or qualified alien parent or*
16 *child”.*

17 *(2) WAIVER OF DEPORTABILITY.—Section*
18 *237(a)(1)(H) of the Immigration and Nationality Act*
19 *(8 U.S.C. 1227(a)(1)(H)) is amended—*

20 *(A) in clause (i), by inserting “(I)” after*
21 *“(i)”;*

22 *(B) by redesignating clause (ii) as subclause*
23 *(II); and*

24 *(C) by adding after clause (i) the following:*

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1 “(ii) is an alien who qualifies for clas-
2 sification under clause (iii) or (iv) of sec-
3 tion 204(a)(1)(A) or clause (ii) or (iii) of
4 section 204(a)(1)(B).”.

5 (d) *BATTERED IMMIGRANT WAIVER*.—Section
6 212(g)(1) of the Immigration and Nationality Act (8
7 U.S.C. 1182(g)(1)) is amended—

8 (1) in subparagraph (A), by striking “or” at the
9 end;

10 (2) in subparagraph (B), by adding “or” at the
11 end; and

12 (3) by inserting after subparagraph (B) the fol-
13 lowing:

14 “(C) qualifies for classification under clause
15 (iii) or (iv) of section 204(a)(1)(A) or classifica-
16 tion under clause (ii) or (iii) of section
17 204(a)(1)(B);”.

18 (e) *WAIVERS FOR VAWA ELIGIBLE BATTERED IMMI-*
19 *GRANTS*.—Section 212(h)(1) of the Immigration and Na-
20 *tionality Act* (8 U.S.C. 1182(h)(1)) is amended—

21 (1) in subparagraph (B), by striking “and” and
22 inserting “or”; and

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

24 “(C) the alien qualifies for classification
25 under clause (iii) or (iv) of section 204(a)(1)(A)

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1 *or classification under clause (ii) or (iii) of sec-*
2 *tion 204(a)(1)(B); and”.*

3 *(f) PUBLIC CHARGE.—Section 212 of the Immigration*
4 *and Nationality Act (8 U.S.C. 1182) is amended by adding*
5 *at the end the following:*

6 *“(p) In determining whether an alien described in sub-*
7 *section (a)(4)(C)(i) is inadmissible under subsection (a)(4)*
8 *or ineligible to receive an immigrant visa or otherwise to*
9 *adjust to the status of permanent resident by reason of sub-*
10 *section (a)(4), the consular officer or the Attorney General*
11 *shall not consider any benefits the alien may have received*
12 *that were authorized under section 501 of the Illegal Immi-*
13 *gration Reform and Immigrant Responsibility Act of 1996*
14 *(8 U.S.C. 1641(c)).”.*

15 *(g) REPORT.—Not later than 6 months after the date*
16 *of enactment of this Act, the Attorney General shall submit*
17 *a report to the Committees on the Judiciary of the Senate*
18 *and the House of Representatives covering, with respect to*
19 *fiscal year 1997 and each fiscal year thereafter—*

20 *(1) the policy and procedures of the Immigration*
21 *and Naturalization Service under which an alien who*
22 *has been battered or subjected to extreme cruelty who*
23 *is eligible for suspension of deportation or cancella-*
24 *tion of removal can request to be placed, and be*
25 *placed, in deportation or removal proceedings so that*

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1 *such alien may apply for suspension of deportation or*
2 *cancellation of removal;*

3 *(2) the number of requests filed at each district*
4 *office under this policy;*

5 *(3) the number of these requests granted reported*
6 *separately for each district; and*

7 *(4) the average length of time at each Immigra-*
8 *tion and Naturalization office between the date that*
9 *an alien who has been subject to battering or extreme*
10 *cruelty eligible for suspension of deportation or can-*
11 *cellation of removal requests to be placed in deporta-*
12 *tion or removal proceedings and the date that the im-*
13 *migrant appears before an immigration judge to file*
14 *an application for suspension of deportation or can-*
15 *cellation of removal.*

16 **SEC. 1506. RESTORING IMMIGRATION PROTECTIONS UNDER**
17 **THE VIOLENCE AGAINST WOMEN ACT OF 1994.**

18 *(a) REMOVING BARRIERS TO ADJUSTMENT OF STATUS*
19 *FOR VICTIMS OF DOMESTIC VIOLENCE.—*

20 *(1) IMMIGRATION AMENDMENTS.—Section 245 of*
21 *the Immigration and Nationality Act (8 U.S.C. 1255)*
22 *is amended—*

23 *(A) in subsection (a), by inserting “or the*
24 *status of any other alien having an approved pe-*
25 *tition for classification under subparagraph*

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1 (A)(iii), (A)(iv), (B)(ii), or (B)(iii) of section
2 204(a)(1) or” after “into the United States.”;
3 and

4 (B) in subsection (c), by striking “Sub-
5 section (a) shall not be applicable to” and insert-
6 ing the following: “Other than an alien having
7 an approved petition for classification under
8 subparagraph (A)(iii), (A)(iv), (A)(v), (A)(vi),
9 (B)(ii), (B)(iii), or (B)(iv) of section 204(a)(1),
10 subsection (a) shall not be applicable to”.

11 (2) *EFFECTIVE DATE.*—The amendments made
12 by paragraph (1) shall apply to applications for ad-
13 justment of status pending on or made on or after
14 January 14, 1998.

15 (b) *REMOVING BARRIERS TO CANCELLATION OF RE-*
16 *MOVAL AND SUSPENSION OF DEPORTATION FOR VICTIMS OF*
17 *DOMESTIC VIOLENCE.*—

18 (1) *NOT TREATING SERVICE OF NOTICE AS TER-*
19 *MINATING CONTINUOUS PERIOD.*—Section 240A(d)(1)
20 of the *Immigration and Nationality Act* (8 U.S.C.
21 1229b(d)(1)) is amended by striking “when the alien
22 is served a notice to appear under section 239(a) or”
23 and inserting “(A) except in the case of an alien who
24 applies for cancellation of removal under subsection

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1 (b)(2), when the alien is served a notice to appear
2 under section 239(a), or (B)”.

3 (2) *EFFECTIVE DATE.*—The amendment made by
4 paragraph (1) shall take effect as if included in the
5 enactment of section 304 of the *Illegal Immigration*
6 *Reform and Immigrant Responsibility Act of 1996*
7 (Public Law 104-208; 110 Stat. 587).

8 (3) *MODIFICATION OF CERTAIN TRANSITION*
9 *RULES FOR BATTERED SPOUSE OR CHILD.*—Section
10 309(c)(5)(C) of the *Illegal Immigration Reform and*
11 *Immigrant Responsibility Act of 1996* (8 U.S.C. 1101
12 note) is amended—

13 (A) by striking the subparagraph heading
14 and inserting the following:

15 “(C) *SPECIAL RULE FOR CERTAIN ALIENS*
16 *GRANTED TEMPORARY PROTECTION FROM DE-*
17 *PORTATION AND FOR BATTERED SPOUSES AND*
18 *CHILDREN.*—”; and

19 (B) in clause (i)—

20 (i) in subclause (IV), by striking “or”
21 at the end;

22 (ii) in subclause (V), by striking the
23 period at the end and inserting “; or”; and

24 (iii) by adding at the end the fol-
25 lowing:

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1 “(I) if the basis for the motion is
2 to apply for relief under clause (iii) or
3 (iv) of section 204(a)(1)(A), clause (ii)
4 or (iii) of section 204(a)(1)(B), or sec-
5 tion 240A(b)(2);

6 “(II) if the motion is accom-
7 panied by a cancellation of removal
8 application to be filed with the Attor-
9 ney General or by a copy of the self-pe-
10 tition that has been or will be filed
11 with the Immigration and Naturaliza-
12 tion Service upon the granting of the
13 motion to reopen; and

14 “(III) if the motion to reopen is
15 filed within 1 year of the entry of the
16 final order of removal, except that the
17 Attorney General may, in the Attorney
18 General’s discretion, waive this time
19 limitation in the case of an alien who
20 demonstrates extraordinary cir-
21 cumstances or extreme hardship to the
22 alien’s child.”.

23 (B) *EFFECTIVE DATE.*—The amendment
24 made by subparagraph (A) shall take effect as if
25 included in the enactment of section 304 of the

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1 *Illegal Immigration Reform and Immigrant Re-*
2 *sponsibility Act of 1996 (8 U.S.C. 1229-1229c).*

3 (2) *DEPORTATION PROCEEDINGS.*—

4 (A) *IN GENERAL.*—*Notwithstanding any*
5 *limitation imposed by law on motions to reopen*
6 *or rescind deportation proceedings under the Im-*
7 *migration and Nationality Act (as in effect be-*
8 *fore the title III-A effective date in section 309*
9 *of the Illegal Immigration Reform and Immig-*
10 *grant Responsibility Act of 1996 (8 U.S.C. 1101*
11 *note)), there is no time limit on the filing of a*
12 *motion to reopen such proceedings, and the dead-*
13 *line specified in section 242B(c)(3) of the Immi-*
14 *gration and Nationality Act (as so in effect) (8*
15 *U.S.C. 1252b(c)(3)) does not apply—*

16 (i) *if the basis of the motion is to*
17 *apply for relief under clause (iii) or (iv) of*
18 *section 204(a)(1)(A) of the Immigration*
19 *and Nationality Act (8 U.S.C.*
20 *1154(a)(1)(A)), clause (ii) or (iii) of section*
21 *204(a)(1)(B) of such Act (8 U.S.C.*
22 *1154(a)(1)(B)), or section 244(a)(3) of such*
23 *Act (as so in effect) (8 U.S.C. 1254(a)(3));*
24 *and*

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1 (ii) if the motion is accompanied by a
2 suspension of deportation application to be
3 filed with the Attorney General or by a
4 copy of the self-petition that will be filed
5 with the Immigration and Naturalization
6 Service upon the granting of the motion to
7 reopen.

8 (B) *APPLICABILITY.*—Subparagraph (A)
9 shall apply to motions filed by aliens who—

10 (i) are, or were, in deportation pro-
11 ceedings under the Immigration and Na-
12 tionality Act (as in effect before the title
13 III-A effective date in section 309 of the Il-
14 legal Immigration Reform and Immigrant
15 Responsibility Act of 1996 (8 U.S.C. 1101
16 note)); and

17 (ii) have become eligible to apply for
18 relief under clause (iii) or (iv) of section
19 204(a)(1)(A) of the Immigration and Na-
20 tionality Act (8 U.S.C. 1154(a)(1)(A)),
21 clause (ii) or (iii) of section 204(a)(1)(B) of
22 such Act (8 U.S.C. 1154(a)(1)(B)), or sec-
23 tion 244(a)(3) of such Act (as in effect be-
24 fore the title III-A effective date in section
25 309 of the Illegal Immigration Reform and

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1 *Immigrant Responsibility Act of 1996 (8*
2 *U.S.C. 1101 note)) as a result of the amend-*
3 *ments made by—*

4 *(I) subtitle G of title IV of the*
5 *Violent Crime Control and Law En-*
6 *forcement Act of 1994 (Public Law*
7 *103-322; 108 Stat. 1953 et seq.); or*

8 *(II) this title.*

9 **SEC. 1507. REMEDYING PROBLEMS WITH IMPLEMENTATION**
10 **OF THE IMMIGRATION PROVISIONS OF THE**
11 **VIOLENCE AGAINST WOMEN ACT OF 1994.**

12 *(a) EFFECT OF CHANGES IN ABUSERS' CITIZENSHIP*
13 *STATUS ON SELF-PETITION.—*

14 *(1) RECLASSIFICATION.—Section 204(a)(1)(A) of*
15 *the Immigration and Nationality Act (8 U.S.C.*
16 *1154(a)(1)(A)) (as amended by section 1503(b)(3) of*
17 *this title) is amended by adding at the end the fol-*
18 *lowing:*

19 *“(vi) For the purposes of any petition filed under*
20 *clause (iii) or (iv), the denaturalization, loss or renunci-*
21 *ation of citizenship, death of the abuser, divorce, or changes*
22 *to the abuser's citizenship status after filing of the petition*
23 *shall not adversely affect the approval of the petition, and*
24 *for approved petitions shall not preclude the classification*
25 *of the eligible self-petitioning spouse or child as an imme-*

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1 *diate relative or affect the alien's ability to adjust status*
2 *under subsections (a) and (c) of section 245 or obtain status*
3 *as a lawful permanent resident based on the approved self-*
4 *petition under such clauses.”.*

5 (2) *LOSS OF STATUS.—Section 204(a)(1)(B) of*
6 *the Immigration and Nationality Act (8 U.S.C.*
7 *1154(a)(1)(B)) (as amended by section 1503(c)(3) of*
8 *this title) is amended by adding at the end the fol-*
9 *lowing:*

10 “(v)(I) *For the purposes of any petition filed or ap-*
11 *proved under clause (ii) or (iii), divorce, or the loss of law-*
12 *ful permanent resident status by a spouse or parent after*
13 *the filing of a petition under that clause shall not adversely*
14 *affect approval of the petition, and, for an approved peti-*
15 *tion, shall not affect the alien's ability to adjust status*
16 *under subsections (a) and (c) of section 245 or obtain status*
17 *as a lawful permanent resident based on an approved self-*
18 *petition under clause (ii) or (iii).*

19 “(II) *Upon the lawful permanent resident spouse or*
20 *parent becoming or establishing the existence of United*
21 *States citizenship through naturalization, acquisition of*
22 *citizenship, or other means, any petition filed with the Im-*
23 *migration and Naturalization Service and pending or ap-*
24 *proved under clause (ii) or (iii) on behalf of an alien who*
25 *has been battered or subjected to extreme cruelty shall be*

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1 *deemed reclassified as a petition filed under subparagraph*
2 *(A) even if the acquisition of citizenship occurs after divorce*
3 *or termination of parental rights.”.*

4 (3) *DEFINITION OF IMMEDIATE RELATIVES.—*
5 *Section 201(b)(2)(A)(i) of the Immigration and Na-*
6 *tionality Act (8 U.S.C. 1154(b)(2)(A)(i)) is amended*
7 *by adding at the end the following: “For purposes of*
8 *this clause, an alien who has filed a petition under*
9 *clause (iii) or (iv) of section 204(a)(1)(A) of this Act*
10 *remains an immediate relative in the event that the*
11 *United States citizen spouse or parent loses United*
12 *States citizenship on account of the abuse.”.*

13 (b) *ALLOWING REMARRIAGE OF BATTERED IMMI-*
14 *GRANTS.—Section 204(h) of the Immigration and Nation-*
15 *ality Act (8 U.S.C. 1154(h)) is amended by adding at the*
16 *end the following: “Remarriage of an alien whose petition*
17 *was approved under section 204(a)(1)(B)(ii) or*
18 *204(a)(1)(A)(iii) or marriage of an alien described in*
19 *clause (iv) or (vi) of section 204(a)(1)(A) or in section*
20 *204(a)(1)(B)(iii) shall not be the basis for revocation of a*
21 *petition approval under section 205.”.*

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1 **SEC. 1508. TECHNICAL CORRECTION TO QUALIFIED ALIEN**
2 **DEFINITION FOR BATTERED IMMIGRANTS.**

3 *Section 431(c)(1)(B)(iii) of the Personal Responsi-*
4 *bility and Work Opportunity Reconciliation Act of 1996*
5 *(8 U.S.C. 1641(c)(1)(B)(iii)) is amended to read as follows:*

6 *“(iii) suspension of deportation under*
7 *section 244(a)(3) of the Immigration and*
8 *Nationality Act (as in effect before the title*
9 *III–A effective date in section 309 of the Il-*
10 *legal Immigration Reform and Immigrant*
11 *Responsibility Act of 1996).”.*

12 **SEC. 1509. ACCESS TO CUBAN ADJUSTMENT ACT FOR BAT-**
13 **TERED IMMIGRANT SPOUSES AND CHILDREN.**

14 *(a) IN GENERAL.—The last sentence of the first section*
15 *of Public Law 89–732 (November 2, 1966; 8 U.S.C. 1255*
16 *note) is amended by striking the period at the end and in-*
17 *serting the following: “, except that such spouse or child*
18 *who has been battered or subjected to extreme cruelty may*
19 *adjust to permanent resident status under this Act without*
20 *demonstrating that he or she is residing with the Cuban*
21 *spouse or parent in the United States. In acting on applica-*
22 *tions under this section with respect to spouses or children*
23 *who have been battered or subjected to extreme cruelty, the*
24 *Attorney General shall apply the provisions of section*
25 *204(a)(1)(H).”.*

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1 (b) *EFFECTIVE DATE.*—*The amendment made by sub-*
2 *section (a) shall be effective as if included in subtitle G of*
3 *title IV of the Violent Crime Control and Law Enforcement*
4 *Act of 1994 (Public Law 103-322; 108 Stat. 1953 et seq.).*

5 **SEC. 1510. ACCESS TO THE NICARAGUAN ADJUSTMENT AND**
6 **CENTRAL AMERICAN RELIEF ACT FOR BAT-**
7 **TERED SPOUSES AND CHILDREN.**

8 (a) *ADJUSTMENT OF STATUS OF CERTAIN NICA-*
9 *RAGUAN AND CUBAN BATTERED SPOUSES.*—*Section 202(d)*
10 *of the Nicaraguan Adjustment and Central American Relief*
11 *Act (8 U.S.C. 1255 note; Public Law 105-100, as amended)*
12 *is amended—*

13 (1) *in paragraph (1), by striking subparagraph*
14 *(B) and inserting the following:*

15 “(B) *the alien—*

16 “(i) *is the spouse, child, or unmarried*
17 *son or daughter of an alien whose status is*
18 *adjusted to that of an alien lawfully admit-*
19 *ted for permanent residence under sub-*
20 *section (a), except that in the case of such*
21 *an unmarried son or daughter, the son or*
22 *daughter shall be required to establish that*
23 *the son or daughter has been physically*
24 *present in the United States for a contin-*
25 *uous period beginning not later than De-*

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1 *ember 1, 1995, and ending not earlier than*
2 *the date on which the application for ad-*
3 *justment under this subsection is filed; or*

4 *“(ii) was, at the time at which an*
5 *alien filed for adjustment under subsection*
6 *(a), the spouse or child of an alien whose*
7 *status is adjusted to that of an alien law-*
8 *fully admitted for permanent residence*
9 *under subsection (a), and the spouse, child,*
10 *or child of the spouse has been battered or*
11 *subjected to extreme cruelty by the alien*
12 *that filed for adjustment under subsection*
13 *(a);” and*

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

15 *“(3) PROCEDURE.—In acting on an application*
16 *under this section with respect to a spouse or child*
17 *who has been battered or subjected to extreme cruelty,*
18 *the Attorney General shall apply section*
19 *204(a)(1)(H).”.*

20 *(b) CANCELLATION OF REMOVAL AND SUSPENSION OF*
21 *DEPORTATION TRANSITION RULES FOR CERTAIN BAT-*
22 *TERED SPOUSES.—Section 309(c)(5)(C) of the Illegal Im-*
23 *migration and Reform and Immigrant Responsibility Act*
24 *of 1996 (division C of Public Law 104–208; 8 U.S.C. 1101*

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1 *note) (as amended by section 1506(b)(3) of this title) is*
2 *amended—*

3 *(1) in clause (i)—*

4 *(A) by striking the period at the end of sub-*
5 *clause (VI) (as added by section 1506(b)(3) of*
6 *this title) and inserting “; or”; and*

7 *(B) by adding at the end the following:*

8 *“(VII)(aa) was the spouse or child*
9 *of an alien described in subclause (I),*
10 *(II), or (V)—*

11 *“(AA) at the time at which a*
12 *decision is rendered to suspend*
13 *the deportation or cancel the re-*
14 *moval of the alien;*

15 *“(BB) at the time at which*
16 *the alien filed an application for*
17 *suspension of deportation or can-*
18 *cellation of removal; or*

19 *“(CC) at the time at which*
20 *the alien registered for benefits*
21 *under the settlement agreement in*
22 *American Baptist Churches, et. al.*
23 *v. Thornburgh (ABC), applied for*
24 *temporary protected status, or ap-*
25 *plied for asylum; and*

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1 “(bb) the spouse, child, or child of
2 the spouse has been battered or sub-
3 jected to extreme cruelty by the alien
4 described in subclause (I), (II), or
5 (V).”; and

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

7 “(iii) CONSIDERATION OF PETI-
8 TIONS.—In acting on a petition filed under
9 subclause (VII) of clause (i) the provisions
10 set forth in section 204(a)(1)(H) shall
11 apply.

12 “(iv) RESIDENCE WITH SPOUSE OR
13 PARENT NOT REQUIRED.—For purposes of
14 the application of clause (i)(VII), a spouse
15 or child shall not be required to demonstrate
16 that he or she is residing with the spouse or
17 parent in the United States.”.

18 (c) EFFECTIVE DATE.—The amendments made by sub-
19 sections (a) and (b) shall be effective as if included in the
20 Nicaraguan Adjustment and Central American Relief Act
21 (8 U.S.C. 1255 note; Public Law 105–100, as amended).

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1 **SEC. 1511. ACCESS TO THE HAITIAN REFUGEE FAIRNESS**
2 **ACT OF 1998 FOR BATTERED SPOUSES AND**
3 **CHILDREN.**

4 (a) *IN GENERAL.*—Section 902(d)(1)(B) of the Hai-
5 tian Refugee Immigration Fairness Act of 1998 (division
6 A of section 101(h) of Public Law 105-277; 112 Stat. 2681-
7 538) is amended to read as follows:

8 “(B)(i) the alien is the spouse, child, or un-
9 married son or daughter of an alien whose status
10 is adjusted to that of an alien lawfully admitted
11 for permanent residence under subsection (a), ex-
12 cept that, in the case of such an unmarried son
13 or daughter, the son or daughter shall be re-
14 quired to establish that the son or daughter has
15 been physically present in the United States for
16 a continuous period beginning not later than De-
17 cember 1, 1995, and ending not earlier than the
18 date on which the application for such adjust-
19 ment is filed;

20 “(ii) at the time of filing of the application
21 for adjustment under subsection (a), the alien is
22 the spouse or child of an alien whose status is
23 adjusted to that of an alien lawfully admitted for
24 permanent residence under subsection (a) and
25 the spouse, child, or child of the spouse has been

1 *battered or subjected to extreme cruelty by the in-*
2 *dividual described in subsection (a); and*

3 “(iii) in acting on applications under this
4 *section with respect to spouses or children who*
5 *have been battered or subjected to extreme cru-*
6 *elty, the Attorney General shall apply the provi-*
7 *sions of section 204(a)(1)(H).”.*

8 (b) *EFFECTIVE DATE.*—*The amendment made by sub-*
9 *section (a) shall be effective as if included in the Haitian*
10 *Refugee Immigration Fairness Act of 1998 (division A of*
11 *section 101(h) of Public Law 105-277; 112 Stat. 2681-*
12 *538).*

13 **SEC. 1512. ACCESS TO SERVICES AND LEGAL REPRESENTA-**
14 **TION FOR BATTERED IMMIGRANTS.**

15 (a) *LAW ENFORCEMENT AND PROSECUTION*
16 *GRANTS.*—*Section 2001(b) of part T of title I of the Omni-*
17 *bus Crime Control and Safe Streets Act of 1968 (42 U.S.C.*
18 *3796gg(b)) (as amended by section 1209(c) of this division)*
19 *is amended by adding at the end the following:*

20 “(11) providing assistance to victims of domestic
21 *violence and sexual assault in immigration matters.”.*

22 (b) *GRANTS TO ENCOURAGE ARRESTS.*—*Section*
23 *2101(b)(5) of part U of title I of the Omnibus Crime Con-*
24 *trol and Safe Streets Act of 1968 (42 U.S.C. 3796hh(b)(5))*
25 *is amended by inserting before the period the following: “,*

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1 *including strengthening assistance to such victims in immi-*
2 *gration matters”.*

3 *(c) RURAL DOMESTIC VIOLENCE AND CHILD ABUSE*
4 *ENFORCEMENT GRANTS.—Section 40295(a)(2) of the Vio-*
5 *lent Crime Control and Law Enforcement Act of 1994 (Pub-*
6 *lic Law 103–322; 108 Stat. 1953; 42 U.S.C. 13971(a)(2))*
7 *is amended to read as follows:*

8 *“(2) to provide treatment, counseling, and assist-*
9 *ance to victims of domestic violence and child abuse,*
10 *including in immigration matters; and”.*

11 *(d) CAMPUS DOMESTIC VIOLENCE GRANTS.—Section*
12 *826(b)(5) of the Higher Education Amendments of 1998*
13 *(Public Law 105–244; 20 U.S.C. 1152) is amended by in-*
14 *serting before the period at the end the following: “, includ-*
15 *ing assistance to victims in immigration matters”.*

16 **SEC. 1513. PROTECTION FOR CERTAIN CRIME VICTIMS IN-**
17 **CLUDING VICTIMS OF CRIMES AGAINST**
18 **WOMEN.**

19 *(a) FINDINGS AND PURPOSE.—*

20 *(1) FINDINGS.—Congress makes the following*
21 *findings:*

22 *(A) Immigrant women and children are*
23 *often targeted to be victims of crimes committed*
24 *against them in the United States, including*
25 *rape, torture, kidnaping, trafficking, incest, do-*

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1 *mestic violence, sexual assault, female genital*
2 *mutilation, forced prostitution, involuntary ser-*
3 *vitute, being held hostage or being criminally re-*
4 *strained.*

5 *(B) All women and children who are vic-*
6 *tims of these crimes committed against them in*
7 *the United States must be able to report these*
8 *crimes to law enforcement and fully participate*
9 *in the investigation of the crimes committed*
10 *against them and the prosecution of the per-*
11 *petrators of such crimes.*

12 *(2) PURPOSE.—*

13 *(A) The purpose of this section is to create*
14 *a new nonimmigrant visa classification that will*
15 *strengthen the ability of law enforcement agen-*
16 *cies to detect, investigate, and prosecute cases of*
17 *domestic violence, sexual assault, trafficking of*
18 *aliens, and other crimes described in section*
19 *101(a)(15)(U)(iii) of the Immigration and Na-*
20 *tionality Act committed against aliens, while of-*
21 *fering protection to victims of such offenses in*
22 *keeping with the humanitarian interests of the*
23 *United States. This visa will encourage law en-*
24 *forcement officials to better serve immigrant*

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1 *crime victims and to prosecute crimes committed*
2 *against aliens.*

3 *(B) Creating a new nonimmigrant visa*
4 *classification will facilitate the reporting of*
5 *crimes to law enforcement officials by trafficked,*
6 *exploited, victimized, and abused aliens who are*
7 *not in lawful immigration status. It also gives*
8 *law enforcement officials a means to regularize*
9 *the status of cooperating individuals during in-*
10 *vestigations or prosecutions. Providing tem-*
11 *porary legal status to aliens who have been se-*
12 *verely victimized by criminal activity also com-*
13 *ports with the humanitarian interests of the*
14 *United States.*

15 *(C) Finally, this section gives the Attorney*
16 *General discretion to convert the status of such*
17 *nonimmigrants to that of permanent residents*
18 *when doing so is justified on humanitarian*
19 *grounds, for family unity, or is otherwise in the*
20 *public interest.*

21 *(b) ESTABLISHMENT OF HUMANITARIAN/MATERIAL*
22 *WITNESS NONIMMIGRANT CLASSIFICATION.—Section*
23 *101(a)(15) of the Immigration and Nationality Act (8*
24 *U.S.C. 1101(a)(15)) (as amended by section 107 of this Act)*
25 *is amended—*

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1 (1) *by striking “or” at the end of subparagraph*
2 *(S);*

3 (2) *by striking the period at the end of subpara-*
4 *graph (T) and inserting “; or”; and*

5 (3) *by adding at the end the following new sub-*
6 *paragraph:*

7 *“(U)(i) subject to section 214(o), an alien*
8 *who files a petition for status under this sub-*
9 *paragraph, if the Attorney General determines*
10 *that—*

11 *“(I) the alien has suffered substantial*
12 *physical or mental abuse as a result of hav-*
13 *ing been a victim of criminal activity de-*
14 *scribed in clause (iii);*

15 *“(II) the alien (or in the case of an*
16 *alien child under the age of 16, the parent,*
17 *guardian, or next friend of the alien) pos-*
18 *sesses information concerning criminal ac-*
19 *tivity described in clause (iii);*

20 *“(III) the alien (or in the case of an*
21 *alien child under the age of 16, the parent,*
22 *guardian, or next friend of the alien) has*
23 *been helpful, is being helpful, or is likely to*
24 *be helpful to a Federal, State, or local law*
25 *enforcement official, to a Federal, State, or*

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1 local prosecutor, to a Federal or State judge,
2 to the Service, or to other Federal, State, or
3 local authorities investigating or pros-
4 ecuting criminal activity described in
5 clause (iii); and

6 “(IV) the criminal activity described
7 in clause (iii) violated the laws of the
8 United States or occurred in the United
9 States (including in Indian country and
10 military installations) or the territories and
11 possessions of the United States;

12 “(ii) if the Attorney General considers it
13 necessary to avoid extreme hardship to the
14 spouse, the child, or, in the case of an alien
15 child, the parent of the alien described in clause
16 (i), the Attorney General may also grant status
17 under this paragraph based upon certification of
18 a government official listed in clause (i)(III)
19 that an investigation or prosecution would be
20 harmed without the assistance of the spouse, the
21 child, or, in the case of an alien child, the parent
22 of the alien; and

23 “(iii) the criminal activity referred to in
24 this clause is that involving one or more of the
25 following or any similar activity in violation of

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1 *Federal, State, or local criminal law: rape; tor-*
2 *ture; trafficking; incest; domestic violence; sexual*
3 *assault; abusive sexual contact; prostitution; sex-*
4 *ual exploitation; female genital mutilation; being*
5 *held hostage; peonage; involuntary servitude;*
6 *slave trade; kidnapping; abduction; unlawful*
7 *criminal restraint; false imprisonment; black-*
8 *mail; extortion; manslaughter; murder; felonious*
9 *assault; witness tampering; obstruction of justice;*
10 *perjury; or attempt, conspiracy, or solicitation to*
11 *commit any of the above mentioned crimes.”.*

12 *(c) CONDITIONS FOR ADMISSION AND DUTIES OF THE*
13 *ATTORNEY GENERAL.—Section 214 of such Act (8 U.S.C.*
14 *1184) (as amended by section 107 of this Act) is amended*
15 *by adding at the end the following new subsection:*

16 *“(o) REQUIREMENTS APPLICABLE TO SECTION*
17 *101(a)(15)(U) VISAS.—*

18 *“(1) PETITIONING PROCEDURES FOR SECTION*
19 *101(a)(15)(U) VISAS.—The petition filed by an alien*
20 *under section 101(a)(15)(U)(i) shall contain a certifi-*
21 *cation from a Federal, State, or local law enforcement*
22 *official, prosecutor, judge, or other Federal, State, or*
23 *local authority investigating criminal activity de-*
24 *scribed in section 101(a)(15)(U)(iii). This certifi-*
25 *cation may also be provided by an official of the*

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1 *Service whose ability to provide such certification is*
2 *not limited to information concerning immigration*
3 *violations. This certification shall state that the alien*
4 *“has been helpful, is being helpful, or is likely to be*
5 *helpful” in the investigation or prosecution of crimi-*
6 *nal activity described in section 101(a)(15)(U)(iii).*

7 “(2) *NUMERICAL LIMITATIONS.—*

8 “(A) *The number of aliens who may be*
9 *issued visas or otherwise provided status as non-*
10 *immigrants under section 101(a)(15)(U) in any*
11 *fiscal year shall not exceed 10,000.*

12 “(B) *The numerical limitations in subpara-*
13 *graph (A) shall only apply to principal aliens*
14 *described in section 101(a)(15)(U)(i), and not to*
15 *spouses, children, or, in the case of alien chil-*
16 *dren, the alien parents of such children.*

17 “(3) *DUTIES OF THE ATTORNEY GENERAL WITH*
18 *RESPECT TO ‘U’ VISA NONIMMIGRANTS.—With respect*
19 *to nonimmigrant aliens described in subsection*
20 *(a)(15)(U)—*

21 “(A) *the Attorney General and other govern-*
22 *ment officials, where appropriate, shall provide*
23 *those aliens with referrals to nongovernmental*
24 *organizations to advise the aliens regarding their*

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1 *options while in the United States and the re-*
2 *sources available to them; and*

3 *“(B) the Attorney General shall, during the*
4 *period those aliens are in lawful temporary resi-*
5 *dent status under that subsection, provide the*
6 *aliens with employment authorization.*

7 *“(4) CREDIBLE EVIDENCE CONSIDERED.—In act-*
8 *ing on any petition filed under this subsection, the*
9 *consular officer or the Attorney General, as appro-*
10 *priate, shall consider any credible evidence relevant to*
11 *the petition.*

12 *“(5) NONEXCLUSIVE RELIEF.—Nothing in this*
13 *subsection limits the ability of aliens who qualify for*
14 *status under section 101(a)(15)(U) to seek any other*
15 *immigration benefit or status for which the alien may*
16 *be eligible.”.*

17 *(d) PROHIBITION ON ADVERSE DETERMINATIONS OF*
18 *ADMISSIBILITY OR DEPORTABILITY.—Section 384(a) of the*
19 *Illegal Immigration Reform and Immigrant Responsibility*
20 *Act of 1996 is amended—*

21 *(1) by striking “or” at the end of paragraph*
22 *(1)(C);*

23 *(2) by striking the comma at the end of para-*
24 *graph (1)(D) and inserting “, or”; and*

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1 (3) *by inserting after paragraph (1)(D) the fol-*
2 *lowing new subparagraph:*

3 “(E) *in the case of an alien applying for*
4 *status under section 101(a)(15)(U) of the Immigra-*
5 *tion and Nationality Act, the perpetrator of*
6 *the substantial physical or mental abuse and the*
7 *criminal activity,”; and*

8 (4) *in paragraph (2), by inserting “section*
9 *101(a)(15)(U),” after “section 216(c)(4)(C),”.*

10 (e) *WAIVER OF GROUNDS OF INELIGIBILITY FOR AD-*
11 *MISSION.—Section 212(d) of the Immigration and Nation-*
12 *ality Act (8 U.S.C. 1182(d)) is amended by adding at the*
13 *end the following new paragraph:*

14 “(13) *The Attorney General shall determine whether*
15 *a ground of inadmissibility exists with respect to a non-*
16 *immigrant described in section 101(a)(15)(U). The Attor-*
17 *ney General, in the Attorney General’s discretion, may*
18 *waive the application of subsection (a) (other than para-*
19 *graph (3)(E)) in the case of a nonimmigrant described in*
20 *section 101(a)(15)(U), if the Attorney General considers it*
21 *to be in the public or national interest to do so.”.*

22 (f) *ADJUSTMENT TO PERMANENT RESIDENT STA-*
23 *TUS.—Section 245 of such Act (8 U.S.C. 1255) is amended*
24 *by adding at the end the following new subsection:*

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1 “(1)(1) *The Attorney General may adjust the status of*
2 *an alien admitted into the United States (or otherwise pro-*
3 *vided nonimmigrant status) under section 101(a)(15)(U) to*
4 *that of an alien lawfully admitted for permanent residence*
5 *if the alien is not described in section 212(a)(3)(E), unless*
6 *the Attorney General determines based on affirmative evi-*
7 *dence that the alien unreasonably refused to provide assist-*
8 *ance in a criminal investigation or prosecution, if—*

9 “(A) *the alien has been physically present in the*
10 *United States for a continuous period of at least 3*
11 *years since the date of admission as a nonimmigrant*
12 *under clause (i) or (ii) of section 101(a)(15)(U); and*

13 “(B) *in the opinion of the Attorney General, the*
14 *alien’s continued presence in the United States is jus-*
15 *tified on humanitarian grounds, to ensure family*
16 *unity, or is otherwise in the public interest.*

17 “(2) *An alien shall be considered to have failed to*
18 *maintain continuous physical presence in the United States*
19 *under paragraph (1)(A) if the alien has departed from the*
20 *United States for any period in excess of 90 days or for*
21 *any periods in the aggregate exceeding 180 days unless the*
22 *absence is in order to assist in the investigation or prosecu-*
23 *tion or unless an official involved in the investigation or*
24 *prosecution certifies that the absence was otherwise justi-*
25 *fied.*

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1 “(3) Upon approval of adjustment of status under
2 paragraph (1) of an alien described in section
3 101(a)(15)(U)(i) the Attorney General may adjust the sta-
4 tus of or issue an immigrant visa to a spouse, a child, or,
5 in the case of an alien child, a parent who did not receive
6 a nonimmigrant visa under section 101(a)(15)(U)(ii) if the
7 Attorney General considers the grant of such status or visa
8 necessary to avoid extreme hardship.

9 “(4) Upon the approval of adjustment of status under
10 paragraph (1) or (3), the Attorney General shall record the
11 alien’s lawful admission for permanent residence as of the
12 date of such approval.”.

13 **TITLE VI—MISCELLANEOUS**

14 **SEC. 1601. NOTICE REQUIREMENTS FOR SEXUALLY VIO-** 15 **LENT OFFENDERS.**

16 (a) *SHORT TITLE.*—This section may be cited as the
17 “Campus Sex Crimes Prevention Act”.

18 (b) *NOTICE WITH RESPECT TO INSTITUTIONS OF*
19 *HIGHER EDUCATION.*—

20 (1) *IN GENERAL.*—Section 170101 of the Violent
21 Crime Control and Law Enforcement Act of 1994 (42
22 U.S.C. 14071) is amended by adding at the end the
23 following:

24 “(j) *NOTICE OF ENROLLMENT AT OR EMPLOYMENT BY*
25 *INSTITUTIONS OF HIGHER EDUCATION.*—

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1 “(1) *NOTICE BY OFFENDERS.*—

2 “(A) *IN GENERAL.*—*In addition to any*
3 *other requirements of this section, any person*
4 *who is required to register in a State shall pro-*
5 *vide notice as required under State law—*

6 “(i) *of each institution of higher edu-*
7 *cation in that State at which the person is*
8 *employed, carries on a vocation, or is a stu-*
9 *dent; and*

10 “(ii) *of each change in enrollment or*
11 *employment status of such person at an in-*
12 *stitution of higher education in that State.*

13 “(B) *CHANGE IN STATUS.*—*A change in sta-*
14 *tus under subparagraph (A)(ii) shall be reported*
15 *by the person in the manner provided by State*
16 *law. State procedures shall ensure that the up-*
17 *dated information is promptly made available to*
18 *a law enforcement agency having jurisdiction*
19 *where such institution is located and entered*
20 *into the appropriate State records or data sys-*
21 *tem.*

22 “(2) *STATE REPORTING.*—*State procedures shall*
23 *ensure that the registration information collected*
24 *under paragraph (1)—*

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1 “(A) is promptly made available to a law
2 enforcement agency having jurisdiction where
3 such institution is located; and

4 “(B) entered into the appropriate State
5 records or data system.

6 “(3) *REQUEST*.—Nothing in this subsection shall
7 require an educational institution to request such in-
8 formation from any State.”.

9 (2) *EFFECTIVE DATE*.—The amendment made by
10 this subsection shall take effect 2 years after the date
11 of enactment of this Act.

12 (c) *DISCLOSURES BY INSTITUTIONS OF HIGHER EDU-*
13 *CATION*.—

14 (1) *IN GENERAL*.—Section 485(f)(1) of the *High-*
15 *er Education Act of 1965 (20 U.S.C. 1092(f)(1))* is
16 amended by adding at the end the following:

17 “(I) A statement advising the campus commu-
18 nity where law enforcement agency information pro-
19 vided by a State under section 170101(j) of the *Vio-*
20 *lent Crime Control and Law Enforcement Act of 1994*
21 (42 U.S.C. 14071(j)), concerning registered sex offend-
22 ers may be obtained, such as the law enforcement of-
23 fice of the institution, a local law enforcement agency
24 with jurisdiction for the campus, or a computer net-
25 work address.”.

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1 (2) *EFFECTIVE DATE.*—*The amendment made by*
2 *this subsection shall take effect 2 years after the date*
3 *of enactment of this Act.*

4 (d) *AMENDMENT TO FAMILY EDUCATIONAL RIGHTS*
5 *AND PRIVACY ACT OF 1974.*—*Section 444(b) of the General*
6 *Education Provisions Act (20 U.S.C. 1232g(b)), also known*
7 *as the Family Educational Rights and Privacy Act of 1974,*
8 *is amended by adding at the end the following:*

9 “(7)(A) *Nothing in this section may be construed*
10 *to prohibit an educational institution from disclosing*
11 *information provided to the institution under section*
12 *170101 of the Violent Crime Control and Law En-*
13 *forcement Act of 1994 (42 U.S.C. 14071) concerning*
14 *registered sex offenders who are required to register*
15 *under such section.*

16 “(B) *The Secretary shall take appropriate steps*
17 *to notify educational institutions that disclosure of*
18 *information described in subparagraph (A) is per-*
19 *mitted.”.*

20 **SEC. 1602. TEEN SUICIDE PREVENTION STUDY.**

21 (a) *SHORT TITLE.*—*This section may be cited as the*
22 *“Teen Suicide Prevention Act of 2000”.*

23 (b) *FINDINGS.*—*Congress finds that—*

24 (1) *measures that increase public awareness of*
25 *suicide as a preventable public health problem, and*

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1 *target parents and youth so that suicide risks and*
2 *warning signs can be recognized, will help to elimi-*
3 *nate the ignorance and stigma of suicide as barriers*
4 *to youth and families seeking preventive care;*

5 *(2) suicide prevention efforts in the year 2000*
6 *should—*

7 *(A) target at-risk youth, particularly youth*
8 *with mental health problems, substance abuse*
9 *problems, or contact with the juvenile justice sys-*
10 *tem;*

11 *(B) involve—*

12 *(i) the identification of the characteris-*
13 *tics of the at-risk youth and other youth*
14 *who are contemplating suicide, and barriers*
15 *to treatment of the youth; and*

16 *(ii) the development of model treatment*
17 *programs for the youth;*

18 *(C) include a pilot study of the outcomes of*
19 *treatment for juvenile delinquents with mental*
20 *health or substance abuse problems;*

21 *(D) include a public education approach to*
22 *combat the negative effects of the stigma of, and*
23 *discrimination against individuals with, mental*
24 *health and substance abuse problems; and*

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1 (c) *PURPOSE.*—*The purpose of this section is to pro-*
2 *vide for a study of predictors of suicide among at-risk and*
3 *other youth, and barriers that prevent the youth from re-*
4 *ceiving treatment, to facilitate the development of model*
5 *treatment programs and public education and awareness*
6 *efforts.*

7 (d) *STUDY.*—*Not later than 1 year after the date of*
8 *enactment of this Act, the Secretary of Health and Human*
9 *Services shall carry out, directly or by grant or contract,*
10 *a study that is designed to identify—*

11 (1) *the characteristics of at-risk and other youth*
12 *age 13 through 21 who are contemplating suicide;*

13 (2) *the characteristics of at-risk and other youth*
14 *who are younger than age 13 and are contemplating*
15 *suicide; and*

16 (3) *the barriers that prevent youth described in*
17 *paragraphs (1) and (2) from receiving treatment.*

18 (e) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
19 *authorized to be appropriated to carry out this section such*
20 *sums as may be necessary.*

21 **SEC. 1603. DECADE OF PAIN CONTROL AND RESEARCH.**

22 *The calendar decade beginning January 1, 2001, is*
23 *designated as the “Decade of Pain Control and Research”.*