

117TH CONGRESS 1ST SESSION

H. R. 1566

To amend the Child Abuse Prevention and Treatment Act to require that equitable distribution of assistance include equitable distribution to Indian tribes and tribal organizations and to increase amounts reserved for allotment to Indian tribes and tribal organizations under certain circumstances, and to provide for a Government Accountability Office report on child abuse and neglect in American Indian tribal communities.

IN THE HOUSE OF REPRESENTATIVES

March 3, 2021

Mr. Grijalva introduced the following bill; which was referred to the Committee on Education and Labor, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Child Abuse Prevention and Treatment Act to require that equitable distribution of assistance include equitable distribution to Indian tribes and tribal organizations and to increase amounts reserved for allotment to Indian tribes and tribal organizations under certain circumstances, and to provide for a Government Accountability Office report on child abuse and neglect in American Indian tribal communities.

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

1 SECTION 1. SHORT TITLE.

- This Act may be cited as the "American Indian and
- 3 Alaska Native Child Abuse Prevention and Treatment
- 4 Act" or the "AI/AN CAPTA".
- 5 SEC. 2. GOVERNMENT ACCOUNTABILITY OFFICE REPORT
- 6 ON CHILD ABUSE AND NEGLECT IN INDIAN
- 7 TRIBAL COMMUNITIES.
- 8 (a) IN GENERAL.—The Comptroller General of the
- 9 United States (referred to in this section as the "Comp-
- 10 troller General") shall conduct a study and issue a report
- 11 on child abuse and neglect in Indian Tribal communities
- 12 for the purpose of identifying vital information and mak-
- 13 ing recommendations to the appropriate congressional
- 14 committees concerning issues relating to child abuse and
- 15 neglect in such communities.
- 16 (b) Consultation With Indian Tribes.—In car-
- 17 rying out this section, the Comptroller General shall con-
- 18 sult with Indian Tribes from each of the 12 regions of
- 19 the Bureau of Indian Affairs.
- 20 (c) Duties.—Not later than 2 years after the date
- 21 of enactment of this Act, the Comptroller General shall
- 22 submit to the Committee on Health, Education, Labor,
- 23 and Pensions and the Committee on Indian Affairs of the
- 24 Senate and the Committee on Education and Labor and
- 25 the Committee on Natural Resources of the House of Rep-
- 26 resentatives a report on—

1	(1) the number of Indian Thibes mariding and
1	(1) the number of Indian Tribes providing pri-
2	mary child abuse and neglect prevention activities;
3	(2) the number of Indian tribes providing sec-
4	ondary child abuse and neglect prevention activities;
5	(3) promising practices of Indian Tribes with
6	respect to child abuse and neglect prevention that
7	are culturally based or culturally adapted;
8	(4) information and recommendations on how
9	such culturally based or culturally adapted child
10	abuse and neglect prevention activities could become
11	evidence based;
12	(5) the number of Indian Tribes that have
13	accessed Federal child abuse and neglect prevention
14	programs;
15	(6) child abuse and neglect prevention activities
16	that Indian Tribes provide using State funds;
17	(7) child abuse and neglect prevention activities
18	that Indian tribes provide using Tribal funds;
19	(8) Tribal access to State children's trust fund
20	resources;
21	(9) how the children's trust fund model could
22	be used to support prevention efforts regarding child
23	abuse and neglect of American Indian and Alaska
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Native children;

- 1 (10) Federal agency technical assistance efforts 2 to address child abuse and neglect prevention and 3 treatment of American Indian and Alaska Native 4 children;
- 5 (11) Federal agency cross-system collaboration 6 to address child abuse and neglect prevention and 7 treatment of American Indian and Alaska Native 8 children;
 - (12) Tribal access to child abuse and neglect prevention research and demonstration grants under the Child Abuse Prevention and Treatment Act (42 U.S.C. 5101 et seq.);
- 13 (13) an examination of Federal child abuse and 14 neglect data systems to identify what Tribal data is 15 being submitted and barriers to submitting data; 16 and
- 17 (14) an examination of Federal child abuse and 18 neglect data systems to identify recommendations on 19 improving the collection of data from Indian Tribes.
- 20 SEC. 3. OTHER AMENDMENTS.

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- 21 (a) Geographical Distribution.—Section 108(b)
- 22 of the Child Abuse Prevention and Treatment Act (42
- 23 U.S.C. 5106d(b)) is amended by inserting "Indian tribes,
- 24 and tribal organizations," after "the States,".

1	(b) Allocation of Amounts.—Section 203 of the
2	Child Abuse Prevention and Treatment Act (42 U.S.C.
3	5116b) is amended—
4	(1) by striking "section 210" each place it ap-
5	pears and inserting "section 209"; and
6	(2) in subsection (a)—
7	(A) by striking "The Secretary" and in-
8	serting the following:
9	"(1) In general.—Subject to paragraph (2),
10	the Secretary'; and
11	(B) by adding at the end the following:
12	"(2) Allotment for increased appropria-
13	TION YEARS.—In any fiscal year for which the
14	amount appropriated under section 209 exceeds the
15	amount appropriated under such section for fiscal
16	year 2020 by more than \$1,000,000, the Secretary
17	shall reserve—
18	"(A) 5 percent of the amount appropriated
19	for the applicable fiscal year to make allotments
20	to Indian tribes and tribal organizations; and
21	"(B) 1 percent of the amount appropriated
22	for the applicable fiscal year to make allotments
23	to migrant programs.".