

## AMENDMENTS

2009—Pub. L. 111-13 substituted “fiscal years 2010 through 2014” for “fiscal years 1994 through 1996” in subsecs. (a) and (b).

1993—Pub. L. 103-82 amended section generally. Prior to amendment, section read as follows:

“(a) There is authorized to be appropriated for the administration of this chapter, as authorized in subchapter IV of this chapter, \$25,312,000 for each of the fiscal years 1987, 1988, and 1989. In addition to the amounts authorized to be appropriated for the administration of this chapter by the preceding sentence, there is authorized to be appropriated the aggregate sum of \$500,000 for fiscal years 1987 and 1988 to be available for support of drug abuse prevention.

“(b) For each of the fiscal years 1990 through 1993, there is authorized to be appropriated for the administration of this chapter, as authorized in subchapter IV of this chapter, 20 percent of the total amount appropriated under sections 5081 and 5082 of this title.”

1989—Pub. L. 101-204 designated existing provisions as subsec. (a) and added subsec. (b).

1986—Pub. L. 99-570 inserted at end “In addition to the amounts authorized to be appropriated for the administration of this chapter by the preceding sentence, there is authorized to be appropriated the aggregate sum of \$500,000 for fiscal years 1987 and 1988 to be available for support of drug abuse prevention.”

Pub. L. 99-551 substituted “\$25,312,000 for each of the fiscal years 1987, 1988, and 1989” for “\$25,800,000 for fiscal year 1984, \$27,000,000 for fiscal year 1985, and \$28,000,000 for fiscal year 1986”.

1984—Pub. L. 98-288 substituted “\$25,800,000 for fiscal year 1984, \$27,000,000 for fiscal year 1985, and \$28,000,000 for fiscal year 1986” for “\$30,091,000 for fiscal year 1982 and \$29,348,000 for fiscal year 1983”.

1981—Pub. L. 97-35 substituted provisions authorizing appropriations for fiscal years 1982 and 1983, for provisions authorizing appropriations for fiscal year ending June 30, 1974, through fiscal year ending Sept. 30, 1981.

1979—Pub. L. 96-143 inserted “September 30, 1979, September 30, 1980, and September 30, 1981,” after “September 30, 1978.”

1976—Pub. L. 94-293 inserted “September 30, 1977, and September 30, 1978,” after “June 30, 1976.”

## EFFECTIVE DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-13 effective Oct. 1, 2009, see section 6101(a) of Pub. L. 111-13, set out as a note under section 4950 of this title.

## EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-82 effective Oct. 1, 1993, see section 392 of Pub. L. 103-82, set out as a note under section 4951 of this title.

## EFFECTIVE DATE OF 1986 AMENDMENT

Amendment by Pub. L. 99-551 effective Oct. 1, 1986, except as otherwise provided, see section 11 of Pub. L. 99-551, set out as an Effective Date note under section 4950 of this title.

**§ 5085. Availability of appropriations**

Notwithstanding any other provision of law, unless enacted in express and specific limitation of the provisions of this section, funds appropriated for any fiscal year to carry out any program under this chapter or any predecessor authority shall remain available, in accordance with the provisions of this chapter, for obligation and expenditure until expended.

(Pub. L. 93-113, title V, § 505, Oct. 1, 1973, 87 Stat. 416.)

## REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 93-113, Oct. 1, 1973, 87 Stat.

394, known as the Domestic Volunteer Service Act of 1973, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 4950 of this title and Tables.

## SUBCHAPTER VI—YOUTHBUILD PROJECTS

**§§ 5091 to 5091n. Repealed. Pub. L. 103-82, title III, § 385, Sept. 21, 1993, 107 Stat. 915**

Section 5091, Pub. L. 93-113, title VII, § 701, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3172, set forth purpose of this subchapter.

Section 5091a, Pub. L. 93-113, title VII, § 702, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3173, authorized Federal grants for Youthbuild projects.

Section 5091b, Pub. L. 93-113, title VII, § 703, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3173, related to service in construction and rehabilitation projects.

Section 5091c, Pub. L. 93-113, title VII, § 704, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3174, related to education and job training services.

Section 5091d, Pub. L. 93-113, title VII, § 705, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3174, set forth permitted uses of funds provided under this subchapter.

Section 5091e, Pub. L. 93-113, title VII, § 706, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3175, set forth eligibility requirements for participants.

Section 5091f, Pub. L. 93-113, title VII, § 707, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3175, provided living allowance for full-time program participants.

Section 5091g, Pub. L. 93-113, title VII, § 708, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3176, directed that services and activities be carried out through arrangements or under contracts with certain entities.

Section 5091h, Pub. L. 93-113, title VII, § 709, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3176, directed prescribing of standards for evaluating performance of projects.

Section 5091i, Pub. L. 93-113, title VII, § 710, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3176, related to applications for grants.

Section 5091j, Pub. L. 93-113, title VII, § 711, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3177, set forth criteria for selection of projects.

Section 5091k, Pub. L. 93-113, title VII, § 712, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3177, authorized management and technical assistance for projects.

Section 5091l, Pub. L. 93-113, title VII, § 713, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3178, defined terms for purposes of this subchapter.

Section 5091m, Pub. L. 93-113, title VII, § 715, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3179; amended Pub. L. 102-10, § 10, Mar. 12, 1991, 105 Stat. 32, directed issuance of necessary regulations.

Section 5091n, Pub. L. 93-113, title VII, § 716, as added Pub. L. 101-610, title II, § 211, Nov. 16, 1990, 104 Stat. 3179, authorized appropriations to carry out this subchapter.

## EFFECTIVE DATE OF REPEAL

Subchapter repealed effective Oct. 1, 1993, see section 392 of Pub. L. 103-82, set out as an Effective Date of 1993 Amendment note under section 4951 of this title.

**CHAPTER 67—CHILD ABUSE PREVENTION AND TREATMENT AND ADOPTION REFORM**

## SUBCHAPTER I—GENERAL PROGRAM

Sec.	
5101.	Office on Child Abuse and Neglect.
5102.	Advisory board on child abuse and neglect.
5103.	Repealed.
5104.	National clearinghouse for information relating to child abuse.

- Sec.  
 5105. Research and assistance activities.  
 5106. Grants to States, Indian tribes or tribal organizations, and public or private agencies and organizations.  
 5106a. Grants to States for child abuse or neglect prevention and treatment programs.  
 5106a-1, 5106b. Repealed.  
 5106c. Grants to States for programs relating to investigation and prosecution of child abuse and neglect cases.  
 5106d. Miscellaneous requirements relating to assistance.  
 5106e. Coordination of child abuse and neglect programs.  
 5106f. Reports.  
 5106f-1. Report concerning voluntary reporting system.  
 5106g. Definitions.  
 5106h. Authorization of appropriations.  
 5106i. Rule of construction.  
 5107. Discretionary programs; authorization of appropriations.  
 5108. Monitoring and oversight.

#### SUBCHAPTER II—ADOPTION OPPORTUNITIES

5111. Congressional findings and declaration of purpose.  
 5112. Repealed.  
 5113. Information and services.  
 5114. Study and report of unlicensed or unregulated adoption placements.  
 5115. Authorization of appropriations.  
 5115a. Repealed.

#### SUBCHAPTER III—COMMUNITY-BASED GRANTS FOR THE PREVENTION OF CHILD ABUSE AND NEGLECT

5116. Purpose and authority.  
 5116a. Eligibility.  
 5116b. Amount of grant.  
 5116c. Repealed.  
 5116d. Application.  
 5116e. Local program requirements.  
 5116f. Performance measures.  
 5116g. National network for community-based family resource programs.  
 5116h. Definitions.  
 5116i. Authorization of appropriations.

#### SUBCHAPTER IV—TEMPORARY CHILD CARE FOR CHILDREN WITH DISABILITIES AND CRISIS NURSERIES

- 5117 to 5117d. Repealed.

##### SUBCHAPTER IV-A—ABANDONED INFANTS ASSISTANCE

- 5117aa to 5117aa-22. Repealed.

#### SUBCHAPTER V—CERTAIN PREVENTIVE SERVICES REGARDING CHILDREN OF HOMELESS FAMILIES OR FAMILIES AT RISK OF HOMELESSNESS

- 5118 to 5118e. Repealed.

##### SUBCHAPTER VI—CHILD ABUSE CRIME INFORMATION AND BACKGROUND CHECKS

- 5119 to 5119c. Transferred.

#### SUBCHAPTER I—GENERAL PROGRAM

##### CODIFICATION

This subchapter is comprised of title I of the Child Abuse Prevention and Treatment Act, Pub. L. 93-247, Title II of that Act is classified to subchapter III (§ 5116 et seq.) of this chapter.

### § 5101. Office on Child Abuse and Neglect

#### (a) Establishment

The Secretary of Health and Human Services may establish an office to be known as the Office on Child Abuse and Neglect.

#### (b) Purpose

The purpose of the Office established under subsection (a) shall be to execute and coordinate the functions and activities of this subchapter and subchapter III. In the event that such functions and activities are performed by another entity or entities within the Department of Health and Human Services, the Secretary shall ensure that such functions and activities are executed with the necessary expertise and in a fully coordinated manner involving regular intradepartmental and interdepartmental consultation with all agencies involved in child abuse and neglect activities.

(Pub. L. 93-247, title I, § 101, formerly § 2, Jan. 31, 1974, 88 Stat. 5; Pub. L. 93-644, § 8(d)(1), Jan. 4, 1975, 88 Stat. 2310; Pub. L. 95-266, title I, § 101, Apr. 24, 1978, 92 Stat. 205; Pub. L. 98-457, title I, § 101, Oct. 9, 1984, 98 Stat. 1749; Pub. L. 99-401, title I, § 103(a), Aug. 27, 1986, 100 Stat. 906; Pub. L. 100-294, title I, § 101, Apr. 25, 1988, 102 Stat. 103; renumbered title I, § 101, Pub. L. 101-126, § 3(a)(1), (2), Oct. 25, 1989, 103 Stat. 764; Pub. L. 104-235, title I, § 101, Oct. 3, 1996, 110 Stat. 3064.)

##### AMENDMENTS

1996—Pub. L. 104-235 amended section generally, substituting provisions relating to Office on Child Abuse and Neglect for provisions relating to National Center on Child Abuse and Neglect.

1988—Pub. L. 100-294 amended section generally, substituting provisions relating to establishment, appointment of Director, and other staff and resources of National Center on Child Abuse and Neglect for provisions relating to establishment, functions, grant and contract authority, staff and resource availability, and use of funds of National Center on Child Abuse and Neglect. See sections 5105 to 5106d of this title.

1986—Subsec. (b)(2). Pub. L. 99-401, § 103(a)(2), added par. (2). Former par. (2) redesignated (3).

Subsec. (b)(3), (4). Pub. L. 99-401, § 103(a)(1), redesignated former pars. (2) and (3) as (3) and (4), respectively. Former par. (4) redesignated (6).

Subsec. (b)(5). Pub. L. 99-401, § 103(a)(3), added par. (5). Former par. (5) redesignated (7).

Subsec. (b)(6). Pub. L. 99-401, § 103(a)(1), redesignated former par. (4) as (6). Former par. (6) redesignated (8).

Subsec. (b)(7). Pub. L. 99-401, § 103(a)(1), (4), redesignated former par. (5) as (7) and amended it generally, substituting “conduct research on the causes, prevention, identification, and treatment of child abuse and neglect, and on appropriate and effective investigative, administrative, and judicial procedures in cases of child abuse” for “conduct research into the causes of child abuse and neglect, and into the prevention, identification, and treatment thereof”. Former par. (7) redesignated (9).

Subsec. (b)(8), (9). Pub. L. 99-401, § 103(a)(1), redesignated former pars. (6) and (7) as (8) and (9), respectively.

Subsec. (b)(10). Pub. L. 99-401, § 103(a)(5), added par. (10).

1984—Subsec. (a). Pub. L. 98-457, § 101(a), substituted “Health and Human Services” for “Health, Education, and Welfare”.

Subsec. (b)(6). Pub. L. 98-457, § 101(b), amended par. (6) generally. Prior to amendment, par. (6) read as follows: “make a complete and full study and investigation of the national incidence of child abuse and neglect, including a determination of the extent to which incidents of child abuse and neglect are increasing in number or severity; and”.

Subsec. (b)(7). Pub. L. 98-457, § 101(b), amended par. (7) generally. Prior to amendment, par. (7) read as follows: “in consultation with Federal agencies serving on the Advisory Board on Child Abuse and Neglect (established by section 5105 of this title), prepare a compre-