

(3) Respite care services

The term “respite care services” means short term care services, including the services of crisis nurseries, provided in the temporary absence of the regular caregiver (parent, other relative, foster parent, adoptive parent, or guardian) to children who—

- (A) are in danger of child abuse or neglect;
- (B) have experienced child abuse or neglect; or
- (C) have disabilities or chronic or terminal illnesses.

Such services shall be provided within or outside the home of the child, be short-term care (ranging from a few hours to a few weeks of time, per year), and be intended to enable the family to stay together and to keep the child living in the home and community of the child.

(Pub. L. 93-247, title II, § 208, formerly § 209, as added Pub. L. 104-235, title I, § 121, Oct. 3, 1996, 110 Stat. 3087; amended Pub. L. 108-36, title I, § 129, June 25, 2003, 117 Stat. 817; renumbered § 208 and amended Pub. L. 111-320, title I, §§ 139, 141, Dec. 20, 2010, 124 Stat. 3481, 3482.)

PRIOR PROVISIONS

A prior section 208 of Pub. L. 93-247 was renumbered section 207 and is classified to section 5116g of this title.

Another prior section 208 of Pub. L. 93-247 was classified to section 5116g of this title prior to the general amendment of this subchapter by Pub. L. 103-252, § 401(a).

AMENDMENTS

2010—Par. (1). Pub. L. 111-320, § 139(1), (2), redesignated par. (2) as (1) and struck out former par. (1). Prior to amendment, text of par. (1) read as follows: “The term ‘children with disabilities’ has the same meaning given the term ‘child with a disability’ in section 1401(3) or ‘infant or toddler with a disability’ in section 1432(5) of title 20.”

Par. (2). Pub. L. 111-320, § 139(2), redesignated par. (3) as (2). Former par. (2) redesignated (1).

Par. (3). Pub. L. 111-320, § 139(2), (3)(A), redesignated par. (5) as (3) and inserted “, including the services of crisis nurseries,” after “short term care services” in introductory provisions. Former par. (3) redesignated (2).

Par. (3)(A), (B). Pub. L. 111-320, § 139(3)(B), substituted “child abuse or neglect” for “abuse or neglect”.

Par. (3)(C). Pub. L. 111-320, § 139(3)(C), substituted “have disabilities or chronic or terminal illnesses.” for “have disabilities, chronic, or terminal illnesses.”

Par. (5). Pub. L. 111-320, § 139(2), redesignated par. (5) as (3).

2003—Par. (1). Pub. L. 108-36, § 129(a), substituted “given the term ‘child with a disability’ in section 1401(3) or ‘infant or toddler with a disability’ in section 1432(5) of title 20” for “given such term in section 1401(a)(2) of title 20”.

Pars. (3), (4). Pub. L. 108-36, § 129(b), added par. (3) and struck out former pars. (3) and (4), which related, respectively, to family resource and support programs and outreach services.

DEFINITIONS

For definitions of terms used in this section, see section 3 of Pub. L. 93-247, set out as a note under section 5101 of this title.

§ 5116i. Authorization of appropriations

There are authorized to be appropriated to carry out this subchapter \$80,000,000 for fiscal

year 2010 and such sums as may be necessary for each of the fiscal years 2011 through 2015.

(Pub. L. 93-247, title II, § 209, formerly § 210, as added Pub. L. 104-235, title I, § 121, Oct. 3, 1996, 110 Stat. 3088; amended Pub. L. 108-36, title I, § 130, June 25, 2003, 117 Stat. 818; renumbered § 209 and amended Pub. L. 111-320, title I, §§ 140, 141, Dec. 20, 2010, 124 Stat. 3482.)

PRIOR PROVISIONS

A prior section 209 of Pub. L. 93-247 was renumbered section 208 and is classified to section 5116h of this title.

AMENDMENTS

2010—Pub. L. 111-320, § 140, substituted “2010” for “2004” and “2011 through 2015” for “2005 through 2008”.

2003—Pub. L. 108-36 amended section catchline and text generally. Prior to amendment, text read as follows: “There are authorized to be appropriated to carry out this subchapter, \$66,000,000 for fiscal year 1997 and such sums as may be necessary for each of the fiscal years 1998 through 2001.”

SUBCHAPTER IV—TEMPORARY CHILD CARE FOR CHILDREN WITH DISABILITIES AND CRISIS NURSERIES**§§ 5117 to 5117d. Repealed. Pub. L. 104-235, title I, § 142(a), Oct. 3, 1996, 110 Stat. 3089**

Section 5117, Pub. L. 99-401, title II, § 202, Aug. 27, 1986, 100 Stat. 907, related to congressional findings for this subchapter.

Section 5117a, Pub. L. 99-401, title II, § 203, Aug. 27, 1986, 100 Stat. 907; Pub. L. 101-127, § 2(1), Oct. 25, 1989, 103 Stat. 770, related to temporary child care for children with disabilities and chronically ill children.

Section 5117b, Pub. L. 99-401, title II, § 204, Aug. 27, 1986, 100 Stat. 907, related to crisis nurseries for children who are abused and neglected, at high risk of abuse and neglect, or who are in families receiving child protective services.

Section 5117c, Pub. L. 99-401, title II, § 205, Aug. 27, 1986, 100 Stat. 908; Pub. L. 101-127, §§ 2(2), 3, 4, Oct. 25, 1989, 103 Stat. 770, 771; Pub. L. 101-476, title IX, § 901(a)(3), (g), Oct. 30, 1990, 104 Stat. 1142, 1151; Pub. L. 102-295, title II, § 202, May 28, 1992, 106 Stat. 200, related to administrative provisions.

Section 5117d, Pub. L. 99-401, title II, § 206, Aug. 27, 1986, 100 Stat. 909; Pub. L. 100-403, § 1, Aug. 19, 1988, 102 Stat. 1013; Pub. L. 101-127, § 5, Oct. 25, 1989, 103 Stat. 771; Pub. L. 102-295, title II, § 203, May 28, 1992, 106 Stat. 200, related to authorization of appropriations for carrying out this subchapter.

EFFECTIVE DATE

Pub. L. 99-401, title II, § 207, Aug. 27, 1986, 100 Stat. 909, which provided that title II of Pub. L. 99-401 was effective Oct. 1, 1986, was repealed by Pub. L. 104-235, title I, § 142(a), Oct. 3, 1996, 110 Stat. 3089.

SHORT TITLE

Pub. L. 99-401, title II, § 201, Aug. 27, 1986, 100 Stat. 907, as amended by Pub. L. 101-127, § 6, Oct. 25, 1989, 103 Stat. 772, which provided that title II of Pub. L. 99-401 be cited as the “Temporary Child Care for Children With Disabilities and Crisis Nurseries Act of 1986”, was repealed by Pub. L. 104-235, title I, § 142(a), Oct. 3, 1996, 110 Stat. 3089.

SUBCHAPTER IV—A—ABANDONED INFANTS ASSISTANCE**CODIFICATION**

This subchapter was comprised generally of Pub. L. 100-505, Oct. 18, 1988, 102 Stat. 2533, and was formerly set