

ENGROSSED ORIGINAL

1 A BILL

2 22-694

3 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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8 To amend, on a temporary basis, the Prevention of Child Abuse and Neglect Act of 1977 to
9 broaden the definition of a neglected child and abused to include a victim of sex
10 trafficking or severe forms of sex trafficking; and to amend an Act to provide for the
11 mandatory reporting by physicians and institutions in the District of Columbia of certain
12 physical abuse of children to make a conforming amendment.
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14 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
15
16 act may be cited as the “Child Neglect and Sex Trafficking Temporary Amendment Act of
17 2018”.

18 Sec. 2. Section 102 of the Prevention of Child Abuse and Neglect Act of 1977, effective
19 September 23, 1977 (D.C. Law 2–22; D.C. Official Code § 4–1301.02), is amended as follows:

20 (a) Paragraph (1) is amended to read as follows:

21 “(1)(A) “Abused”, when used in reference to a child, means:

22 “(i) Abused as that term is defined in D.C. Official Code § 16-
23 2301(23); or

24 “(ii) Sexual abuse, which shall include sex trafficking or severe
25 forms of trafficking in persons as those terms are defined in section 103(10) and (9)(A) of the
26 Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat. 1469; 22
27 U.S.C. § 7102(10) and (9)(A)).

ENGROSSED ORIGINAL

1 “(B) Nothing in this paragraph shall be construed as preventing or
2 intending to prevent sex trafficking or severe forms of trafficking in persons from being
3 considered a form of sexual abuse for purposes of D.C. Official Code § 16-2301(32).”.

4 (b) Paragraph (15A) is amended to read as follows:

5 “(15A) “Neglected child” means a child who is a:

6 “(A) Neglected child as that term is defined in D.C. Official Code § 16-
7 2301(9); or

8 “(B) Victim of sex trafficking or severe forms of trafficking in persons as
9 those terms are defined in section 103(10) and (9)(A) of the Trafficking Victims Protection Act
10 of 2000, approved October 28, 2000 (114 Stat. 1469; 22 U.S.C. § 7102(10) and (9)(A)).”.

11 Sec. 3. Section 2(a) of An Act To provide for the mandatory reporting by physicians and
12 institutions in the District of Columbia of certain physical abuse of children, approved November
13 6, 1966 (80 Stat. 1354; D.C. Official Code § 4-1321.02(a)), is amended by striking the phrase
14 “neglected child, as defined in D.C. Code, sec. 16-2301(9), shall” and inserting the phrase
15 “neglected child, as defined in section 102(15A) of the Prevention of Child Abuse and Neglect
16 Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-
17 1301.02(15A)), shall” in its place.

18 Sec. 4. Fiscal impact statement.

19 The Council adopts the fiscal impact statement in the Committee report as the fiscal
20 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
21 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

ENGROSSED ORIGINAL

1 Sec. 5. Effective date.

2 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
3 the Mayor, action by the Council to override the veto), a 30-day period of Congressional review
4 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
5 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
6 Columbia Register.

7 (b) This act shall expire after 225 days of its having taken effect.