

113TH CONGRESS
1ST SESSION

H. R. 1311

To prohibit certain grants under the Child Abuse Prevention and Treatment Act to States that do not provide for certain minimal terms of imprisonment for certain child abusers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 21, 2013

Mr. PITTINGER introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, 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 prohibit certain grants under the Child Abuse Prevention and Treatment Act to States that do not provide for certain minimal terms of imprisonment for certain child abusers, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Kilah Davenport Child
5 Protection Act of 2013”.

1 **SEC. 2. IN GENERAL.**

2 The Secretary of Health and Human Services may
3 not make a grant under section 106 or under title II of
4 the Child Abuse Prevention and Treatment Act (42 U.S.C.
5 5101 et seq.) to a State until the date on which that
6 State's laws provide for a criminal punishment including
7 a term of imprisonment of not less than 3,800 days for
8 any individual who—

9 (1) is a parent or any other individual providing
10 care to or supervision of a child of less than 16
11 years of age; and

12 (2) intentionally—

13 (A) inflicts any serious bodily injury (as
14 such term is defined in section 1365(h)(3) of
15 title 18, United States Code) on that child; or

16 (B) commits an assault upon that child
17 which results in—

18 (i) any serious bodily injury (as such
19 term is defined in section 1365(h)(3) of
20 title 18, United States Code) to the child;
21 or

22 (ii) permanent or protracted loss or
23 impairment of any mental or emotional
24 function of the child.

1 **SEC. 3. EXPANSION OF PREDICATE FOR INCREASED PEN-**
2 **ALTIES FOR CERTAIN DOMESTIC ASSAULTS.**

3 Section 117(a)(1) of title 18, United States Code, is
4 amended by inserting “, or against the child of or in the
5 care of the person committing the domestic assault” after
6 “intimate partner”.

7 **SEC. 4. EFFECTIVE DATE.**

8 (a) IN GENERAL.—The provisions of this Act, except
9 as otherwise provided in subsection (b), shall take effect
10 beginning on the date of enactment of this Act.

11 (b) EXCEPTION.—Section 2 of this Act shall take ef-
12 fect beginning on the date that is 2 years after the date
13 of enactment of this Act.

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