

A BILL

22-254

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

---

To amend, on a temporary basis, the Prevention of Child Abuse and Neglect Act of 1977 to broaden the definition of a neglected child to include a victim of sex trafficking or severe forms of sex trafficking; and to amend section 16-2301 of the District of Columbia Official Code to include sex trafficking or severe forms of sex trafficking as a form of sexual abuse.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Child Neglect and Sex Trafficking Temporary Amendment Act of 2017.”

~~Sec. 2. Section 102(15A) of The Prevention of Child Abuse and Neglect Act of 1977, effective September 23, 1977 (D.C. Law 2-22; D.C. Official Code § 4-1301.02(15A)), is amended to read as follows:~~

~~“Neglected child” means a child who is a~~

~~“(A) Neglected child as defined in § 16-2301(9); or~~

~~“(B) Victim of sex trafficking or severe forms of trafficking in persons as defined in paragraphs (10) and (9)(A) of section 103 of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat 164; § 22 U.S.C. 7102).”.~~

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

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

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

(A) Abused as that term is defined in D.C. Official Code § 4-1301.02(23);

or

(B) Sexual abuse, which shall include sex trafficking or severe forms of trafficking in persons as those terms are defined in section 103(10) and (9)(A) of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat. 164; 22 U.S.C. § 7102(10) and (9)(A)).”.

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

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

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

“(B) Victim of sex trafficking or severe forms of trafficking in persons as those terms are defined in section 103(10) and (9)(A) of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat. 164; 22 U.S.C. § 7102(10) and (9)(A)).”.

~~Sec. 3 Section 16-2301(32) of the District of Columbia Official Code is amended as follows:~~

~~(1) — Subparagraph (B) is amended by striking the phrase “sexually explicit conduct; or” and inserting the phrase “sexually explicit conduct;” in its place.~~

~~(2) — Subparagraph (C) is amended by striking the phrase “sexually explicit conduct.” and inserting “sexually explicit conduct; or” in its place.~~

ENGROSSED ORIGINAL

(3) — A new subparagraph (D) is added to read as follows:

“(D) subjecting a child to sex trafficking or a severe form of trafficking in persons as defined in paragraphs (10) and (9)(A) of section 103 of the Trafficking Victims Protection Act of 2000, approved October 28, 2000 (114 Stat 164; § 22 U.S.C. 7102).”

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

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statement in the Committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. Effective date.

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

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