

112TH CONGRESS
1ST SESSION

S. 464

To establish a grant program to enhance training and services to prevent abuse in later life.

IN THE SENATE OF THE UNITED STATES

MARCH 2, 2011

Mr. KOHL (for himself, Mr. CASEY, Mr. BLUMENTHAL, and Mr. BROWN of Ohio) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To establish a grant program to enhance training and services to prevent abuse in later life.

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 “End Abuse in Later
5 Life Act of 2011”.

6 **SEC. 2. ENHANCED TRAINING AND SERVICES TO END**
7 **ABUSE IN LATER LIFE.**

8 (a) IN GENERAL.—Subtitle H of the Violence Against
9 Women Act of 1994 (42 U.S.C. 14041 et seq.) is amended
10 to read as follows:

1 **“Subtitle H—Enhanced Training**
2 **and Services to End Abuse**
3 **Later in Life**

4 **“SEC. 40801. ENHANCED TRAINING AND SERVICES TO END**
5 **ABUSE IN LATER LIFE.**

6 “(a) PURPOSES.—The purposes of this section are
7 to—

8 “(1) provide training, consultation, and infor-
9 mation on abuse in later life, including domestic vio-
10 lence, dating violence, sexual assault, stalking, ex-
11 ploitation, and neglect;

12 “(2) create or enhance direct services to victims
13 of abuse in later life, including domestic violence,
14 dating violence, sexual assault, stalking, exploitation,
15 and neglect; and

16 “(3) create or support coordinated community
17 response to abuse in later life, including domestic vi-
18 olence, dating violence, sexual assault, stalking, ex-
19 ploitation, and neglect.

20 “(b) DEFINITIONS.—In this section—

21 “(1) the term ‘exploitation’ has the meaning
22 given the term in the section 2011 of the Social Se-
23 curity Act (42 U.S.C. 1397j);

1 “(2) the term ‘later life’, relating to an indi-
2 vidual, means the individual is 50 years of age or
3 older; and

4 “(3) the term ‘neglect’ means the failure of a
5 caregiver or fiduciary to provide the goods or serv-
6 ices that are necessary to maintain the health or
7 safety of an individual in later life.

8 “(c) GRANT PROGRAM.—

9 “(1) GRANTS AUTHORIZED.—The Attorney
10 General, through the Director of the Office on Vio-
11 lence Against Women, may make grants to eligible
12 entities to carry out the activities described in para-
13 graph (2).

14 “(2) MANDATORY AND PERMISSIBLE ACTIVI-
15 TIES.—

16 “(A) MANDATORY ACTIVITIES.—An eligible
17 entity receiving a grant under this section shall
18 use the funds received under the grant to—

19 “(i) provide training programs to as-
20 sist law enforcement agencies, prosecutors,
21 agencies of States or units of local govern-
22 ment, population-specific organizations,
23 victims service providers, victim advocates,
24 and relevant officers in Federal, Tribal,
25 State, Territorial, and local courts in rec-

1 ognizing and addressing instances of abuse
2 in later life, including domestic violence,
3 dating violence, sexual assault, stalking,
4 exploitation, and neglect;

5 “(ii) provide or enhance services for
6 victims of abuse in later life, including do-
7 mestic violence, dating violence, sexual as-
8 sault, stalking, exploitation, and neglect;

9 “(iii) establish or support multidisci-
10 plinary collaborative community responses
11 to victims of abuse in later life, including
12 domestic violence, dating violence, sexual
13 assault, stalking, exploitation, and neglect;
14 and

15 “(iv) conduct cross-training for law
16 enforcement agencies, prosecutors, agen-
17 cies of States or units of local government,
18 attorneys, health care providers, popu-
19 lation-specific organizations, faith-based
20 advocates, victims service providers, and
21 courts to better serve victims of abuse in
22 later life, domestic violence, dating vio-
23 lence, sexual assault, stalking, exploitation,
24 and neglect.

1 “(B) PERMISSIBLE ACTIVITIES.—An eligi-
2 ble entity receiving a grant under this section
3 may use the funds received under the grant
4 to—

5 “(i) provide training programs to as-
6 sist attorneys, health care providers, faith-
7 based leaders, or other community-based
8 organizations in recognizing and address-
9 ing instances of abuse in later life, includ-
10 ing domestic violence, dating violence, sex-
11 ual assault, stalking, exploitation, and ne-
12 glect; and

13 “(ii) conducting outreach activities
14 and public awareness campaigns to ensure
15 that victims of abuse in later life (includ-
16 ing domestic violence, dating violence, sex-
17 ual assault, stalking, exploitation, and ne-
18 glect) receive appropriate assistance.

19 “(C) LIMITATION.—An eligible entity re-
20 ceiving a grant under this section may use not
21 more than 10 percent of the total funds re-
22 ceived under the grant for an activity described
23 in subparagraph (B)(ii).

24 “(3) ELIGIBLE ENTITIES.—An entity shall be
25 eligible to receive a grant under this section if—

- 1 “(A) the entity is—
- 2 “(i) a State;
- 3 “(ii) a unit of local government;
- 4 “(iii) an Indian Tribal government or
- 5 Tribal organization;
- 6 “(iv) a population-specific organiza-
- 7 tion with demonstrated experience in as-
- 8 sisting individuals over 50 years of age;
- 9 “(v) a victim service provider with
- 10 demonstrated experience in addressing do-
- 11 mestic violence, dating violence, sexual as-
- 12 sault, and stalking; or
- 13 “(vi) a State, Tribal, or Territorial
- 14 domestic violence or sexual assault coali-
- 15 tion; and
- 16 “(B) the entity demonstrates that the enti-
- 17 ty is a part of a multidisciplinary partnership
- 18 that includes, at a minimum—
- 19 “(i) a law enforcement agency;
- 20 “(ii) a prosecutor’s office;
- 21 “(iii) a victim service provider; and
- 22 “(iv) a nonprofit program or govern-
- 23 ment agency with demonstrated experience
- 24 in assisting individuals in later life.

1 “(4) UNDERSERVED POPULATIONS.—In making
2 grants under this section, the Attorney General shall
3 give priority to proposals providing population-spe-
4 cific services to racial and ethnic minorities and
5 other underserved populations.

6 “(5) AUTHORIZATION OF APPROPRIATIONS.—

7 “(A) IN GENERAL.—There are authorized
8 to be appropriated to carry out this subsection
9 \$10,000,000 for each of fiscal years 2012
10 through 2016.

11 “(B) REQUIREMENT.—Amounts appro-
12 priated pursuant to subparagraph (A) shall re-
13 main available until expended and may only be
14 used for the activities described in this sub-
15 section.

16 “(C) ALLOCATION OF FUNDS.—

17 “(i) ADMINISTRATIVE COSTS.—Of the
18 amount appropriated pursuant to subpara-
19 graph (A) in each fiscal year, the Attorney
20 General may use not more than 2.5 per-
21 cent for administration and monitoring of
22 grants made under this subsection.

23 “(ii) EVALUATION.—Of the amount
24 appropriated pursuant to subparagraph
25 (A) in each fiscal year the Attorney Gen-

1 eral may use not more than 5 percent for
 2 contracts or cooperative agreements with
 3 entities with demonstrated expertise in
 4 program evaluation, to evaluate programs
 5 under this subsection.

6 “(d) RESEARCH.—

7 “(1) IN GENERAL.—The Attorney General, in
 8 consultation with the Secretary of Health and
 9 Human Services, shall conduct research to promote
 10 understanding of, prevention of, and response to
 11 abuse in later life, including domestic violence, sex-
 12 ual abuse, dating violence, stalking, exploitation, and
 13 neglect.

14 “(2) AUTHORIZATION OF APPROPRIATIONS.—
 15 There are authorized to be appropriated to carry out
 16 paragraph (1) \$3,000,000 for each of fiscal years
 17 2012 through 2016.”.

18 (b) DEFINITION.—Section 40002(a) of the Violence
 19 Against Women Act of 1994 (42 U.S.C. 13925(a)) is
 20 amended—

21 (1) by striking paragraph (9);

22 (2) by redesignating paragraphs (1) through
 23 (8) as paragraphs (2) through (9), respectively; and

24 (3) by inserting before paragraph (2), as reded-
 25 ignated, the following:

1 “(1) ABUSE IN LATER LIFE.—The term ‘abuse
2 in later life’ means any action against a person who
3 is 50 years of age or older that constitutes the will-
4 ful—

5 “(A) infliction of injury, unreasonable con-
6 finement, intimidation, or cruel punishment
7 with resulting physical harm, pain, or mental
8 anguish; or

9 “(B) deprivation by a person, including a
10 caregiver, of goods or services with intent to
11 cause physical harm, mental anguish, or mental
12 illness.”.

13 (c) TECHNICAL AND CONFORMING CORRECTION.—
14 The table of contents in section 2 of the Violent Crime
15 Control and Law Enforcement Act of 1994 (Public Law
16 103–322; 108 Stat. 1796) is amended in the table of con-
17 tents by inserting after the item relating to section 40703
18 the following:

 “Subtitle H—Enhanced Training and Services to End Abuse Later in Life
 “Sec. 40801. Enhance training and services to end abuse later in life.”.

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