

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4033

To assist in the prevention of crime by initiating a comprehensive community justice program.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 15, 1994

Mr. SCHUMER introduced the following bill; which was referred jointly to the Committees on the Judiciary, Education and Labor, Energy and Commerce, Banking, Finance and Urban Affairs, and Government Operations

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## A BILL

To assist in the prevention of crime by initiating a comprehensive community justice program.

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 “Crime Prevention and  
5 Community Justice Act of 1994”.

6 **TITLE I—MODEL INTENSIVE**  
7 **GRANT PROGRAMS**

8 **SEC. 101. GRANT AUTHORIZATION.**

9 (a) ESTABLISHMENT.—The Attorney General, who  
10 may consult with the Secretary of Health and Human

1 Services and the Secretary of Housing and Urban Devel-  
2 opment, is authorized to award grants to not more than  
3 15 chronic high intensive crime areas to develop com-  
4 prehensive model crime prevention programs that—

5 (1) involve and utilize a broad spectrum of com-  
6 munity resources, including nonprofit community or-  
7 ganizations, law enforcement organizations, and ap-  
8 propriate State and Federal agencies;

9 (2) attempt to relieve conditions that encourage  
10 crime; and

11 (3) provide meaningful and lasting alternatives  
12 to involvement in crime.

13 (b) PRIORITY.—In awarding grants described in sub-  
14 section (a), the Attorney General shall give priority to pro-  
15 posals that—

16 (1) are innovative in approach to the prevention  
17 of crime in a specific area; and

18 (2) vary in approach to ensure that compari-  
19 sons of different models may be made.

20 **SEC. 102. USES OF FUNDS.**

21 (a) IN GENERAL.—Funds awarded under this title  
22 may be used only for purposes described in an approved  
23 application. The intent of grants under this title is to fund  
24 intensively comprehensive crime prevention programs in  
25 chronic high intensive crime areas.

1 (b) GUIDELINES.—The Attorney General shall issue  
2 and publish in the Federal Register guidelines that de-  
3 scribe suggested purposes for which funds under approved  
4 programs may be used.

5 **SEC. 103. PROGRAM REQUIREMENTS.**

6 (a) DESCRIPTION.—An applicant shall include a de-  
7 scription of the distinctive factors that contribute to  
8 chronic violent crime within the area proposed to be served  
9 by the grant. Such factors may include lack of alternative  
10 activities and programs for youth, deterioration or lack of  
11 public facilities, inadequate public services such as public  
12 transportation, street lighting, community-based sub-  
13 stance abuse treatment facilities, or employment services  
14 offices, and inadequate police or public safety services,  
15 equipment, or facilities.

16 (b) COMPREHENSIVE PLAN.—An applicant shall in-  
17 clude a comprehensive, community-based plan to attack  
18 intensively the principal factors identified in subsection  
19 (a). Such plans shall describe the specific purposes for  
20 which funds are proposed to be used and how each pur-  
21 pose will address specific factors. The plan also shall speci-  
22 fy how local nonprofit organizations, government agencies,  
23 private businesses, citizens groups, volunteer organiza-  
24 tions, and interested citizens will cooperate in carrying out  
25 the purposes of the grant.

1 (c) EVALUATION.—An applicant shall include an  
2 evaluation plan by which the success of the plan will be  
3 measured, including the articulation of specific, objective  
4 indicia of performance, how the indicia will be evaluated,  
5 and a projected timetable for carrying out the evaluation.

6 **SEC. 104. APPLICATIONS.**

7 To request a grant under this title the chief local  
8 elected official of an area shall—

9 (1) prepare and submit to the Attorney General  
10 an application in such form, at such time, and in ac-  
11 cordance with such procedures, as the Attorney Gen-  
12 eral shall establish; and

13 (2) provide an assurance that funds received  
14 under this title shall be used to supplement, not sup-  
15 plant, non-Federal funds that would otherwise be  
16 available for programs funded under this title.

17 **SEC. 105. REPORTS.**

18 Not later than December 31, 1998, the Attorney  
19 General shall prepare and submit to the Committees on  
20 the Judiciary of the House and Senate an evaluation of  
21 the model programs developed under this title and make  
22 recommendations regarding the implementation of a na-  
23 tional crime prevention program.

24 **SEC. 106. DEFINITIONS.**

25 For purposes of this title:

1           (1) CHRONIC HIGH INTENSITY CRIME AREA.—  
2           The term “chronic high intensity crime area” is an  
3           area that meets criteria defined under regulations is-  
4           sued by the Attorney General. The criteria adopted  
5           by the Attorney General shall, at a minimum, define  
6           areas with—

7                   (A) consistently high rates of violent crime  
8                   as reported in the Federal Bureau of Investiga-  
9                   tion’s “Uniform Crime Reports”, and

10                   (B) chronically high rates of poverty as de-  
11                   termined by the Bureau of the Census.

12           (2) CHIEF LOCAL ELECTED OFFICIAL.—The  
13           term “chief local elected official” means an official  
14           designated under regulations issued the Attorney  
15           General. The criteria used by the Attorney General  
16           in promulgating such regulations shall ensure ad-  
17           ministrative efficiency and accountability in the ex-  
18           penditure of funds and execution of funded projects  
19           under this title.

20 **SEC. 107. AUTHORIZATION OF APPROPRIATIONS.**

21           There are authorized to be appropriated to carry out  
22           this title \$300,000,000 for each the fiscal years 1995,  
23           1996, 1997, 1998, and 1999.

1                   **TITLE II—OUNCE OF**  
2 **PREVENTION GRANT PROGRAMS**  
3       **Subtitle A—Ounce of Prevention**  
4                   **Grant Programs**

5 **SEC. 201. OUNCE OF PREVENTION COUNCIL.**

6           (a) **IN GENERAL.**—(1) The Secretary of Health and  
7 Human Services shall convene an interagency Task Force  
8 to be known as the Ounce of Prevention Council, which  
9 shall be chaired by the Attorney General, the Secretary  
10 of Education, and the Secretary of Health and Human  
11 Services, and which also shall include the Secretary of  
12 Housing and Urban Development, the Secretary of Labor,  
13 the Secretary of Agriculture, and the Director of the Of-  
14 fice of National Drug Control Policy.

15           (2) The Council may employ any necessary staff to  
16 carry out its functions.

17           (3) The Council may delegate any of its functions or  
18 powers to a member or members of the Council.

19           (b) **ADMINISTRATIVE RESPONSIBILITIES AND POW-**  
20 **ERS.**—The Council shall advise and counsel the Secretary  
21 regarding administration of the programs established by  
22 this title. In consultation with the Council, the Secretary  
23 may issue regulations and guidelines to carry out this title,  
24 including specifications concerning application require-  
25 ments, selection criteria, duration and renewal of grants,

1 evaluation requirements, matching funds, limitation of ad-  
2 ministrative expenses, submission of reports by grantees,  
3 recordkeeping by grantees, and access to books, records,  
4 and documents maintained by grantees or other persons  
5 for purposes of audit or examination.

6 (c) TARGETING OF ASSISTANCE FOR DISTRESSED  
7 COMMUNITIES AND INDIVIDUALS WITH PARTICULAR  
8 NEEDS.—In consultation with the Council, the Secretary  
9 shall adopt regulations or guidelines to ensure that fund-  
10 ing provided under this title shall be used primarily for—

11 (1) assistance in communities that are dis-  
12 tressed as indicated by such factors as high  
13 incidences of crime, juvenile delinquency, gang in-  
14 volvement, substance abuse, unemployment, school  
15 dropouts, or pregnancy among adolescents; and

16 (2) assistance for individuals in any area who  
17 are particularly in need of the assistance for such  
18 reasons as involvement in juvenile delinquency,  
19 gangs, or substance abuse, unemployability, drop-  
20 ping out of school, or pregnancy during adolescence,  
21 or being at risk of such conditions.

22 **SEC. 202. OUNCE OF PREVENTION GRANT PROGRAM.**

23 (a) IN GENERAL.—The Secretary, on behalf of the  
24 Council, may make grants to States, local governments,

1 educational institutions, eligible coalitions, and other pub-  
2 lic and private entities, for—

3 (1) summer and after-school (including weekend  
4 and holiday education and recreation) programs;

5 (2) mentoring, tutoring, and other programs in-  
6 volving participation by adult role models;

7 (3) programs assisting and promoting employ-  
8 ability and job placement; and

9 (4) substance abuse treatment and prevention,  
10 including outreach programs for at-risk families.

11 (b) PRIORITY.—In making such grants, the Secretary  
12 shall give preference to eligible coalitions as defined in  
13 subsection (c).

14 (c) DEFINITION.—For purposes of this section, the  
15 term “eligible coalition” means an association, consisting  
16 of at least 9 community-based and social service organiza-  
17 tions, that have a coordinated team approach to reducing  
18 gang membership and the effects of substance abuse, and  
19 providing alternatives to at-risk youth.

20 **SEC. 203. TECHNICAL ASSISTANCE, TRAINING, AND EVAL-**  
21 **UATION.**

22 (a) TECHNICAL ASSISTANCE AND TRAINING.—The  
23 Secretary on behalf of the Council may provide technical  
24 assistance and training in furtherance of the purposes of  
25 this title.



1 (b) EVALUATIONS.—In addition to any evaluation re-  
2 quirements that may be prescribed for grantees, the Sec-  
3 retary may carry out or make arrangements for evalua-  
4 tions of programs that receive support under this title, in-  
5 cluding assessments of the effectiveness of the programs  
6 in reducing delinquency, gang involvement, substance  
7 abuse, school drop-out rates, and adolescent pregnancy,  
8 and in increasing employability and employment.

9 (c) ADMINISTRATION.—The technical assistance,  
10 training, and evaluations authorized by this section may  
11 be carried out directly by the Secretary, the Council or  
12 any of its members, or through grants, contracts, or other  
13 cooperative arrangements with other entities.

14 **SEC. 204. AUTHORIZATION OF APPROPRIATIONS.**

15 (a) IN GENERAL.—There are authorized to be appro-  
16 priated \$150,000,000 for each of the fiscal years 1995  
17 through 1999 to carry out the purposes of this title.

18 (b) ADDITIONAL AUTHORIZATIONS.—In addition to  
19 the amounts authorized under subsection (a)—

20 (1) there are authorized to be appropriated  
21 \$100,000,000 for each of such fiscal years to carry  
22 out the purposes of subtitle B; and

23 (2) there are authorized to be appropriated  
24 \$5,000,000 for each of such fiscal years for the ad-

1       ministrative costs of the Council established under  
2       subtitle A.

3       **Subtitle B—Family and Community**  
4       **Endeavor Schools Grant Program**

5       **SEC. 211. PROGRAM AUTHORITY.**

6       (a) IN GENERAL.—

7               (1) ALLOCATIONS FOR STATES.—For a fiscal  
8       year in which the sums reserved by the Secretary  
9       from the amounts appropriated for this title to carry  
10      out this section equal or exceed \$20,000,000, the  
11      Secretary shall allocate to community-based organi-  
12      zations in each State, an amount bearing the same  
13      ratio to such sums as the number of children in the  
14      State who are from families with incomes below the  
15      poverty line bears to the number of children in all  
16      States who are from families with incomes below the  
17      poverty line.

18              (2) GRANTS TO COMMUNITY-BASED ORGANIZA-  
19      TIONS FROM ALLOCATIONS.—For such a fiscal year,  
20      the Secretary may award grants from the appro-  
21      priate State allocation determined under paragraph  
22      (1) on a competitive basis to eligible community-  
23      based organizations to pay for the Federal share of  
24      assisting eligible communities to develop and carry  
25      out programs in accordance with this section.

1           (3) REALLOCATION.—If, at the end of such a  
2           fiscal year, the Secretary determines that funds allo-  
3           cated for community-based organizations in a State  
4           remain unobligated, the Council may use such funds  
5           to award grants to eligible community-based organi-  
6           zations in another State to pay for such Federal  
7           share. Amounts made available through such grants  
8           shall remain available until expended.

9           (b) OTHER FISCAL YEARS.—For any fiscal year in  
10          which the sums reserved by the Secretary from amounts  
11          appropriated for this title to carry out this section are less  
12          than \$20,000,000, the Secretary may award grants on a  
13          competitive basis to eligible community-based organiza-  
14          tions to pay for the Federal share of assisting eligible com-  
15          munities to develop and carry out programs in accordance  
16          with this section.

17       **SEC. 212. PROGRAM REQUIREMENTS.**

18          (a) LOCATION.—A community-based organization  
19          that receives a grant under this section to assist in carry-  
20          ing out such a program shall ensure that the program is  
21          carried out—

22               (1) where appropriate, in the facilities of a pub-  
23               lic school; or

24               (2) in another appropriate local facility in a  
25               State, such as a college or university, a local or

1 State park or recreation center, church, or military  
2 base, that is—

3 (A) in a location that is easily accessible to  
4 children in the community; and

5 (B) in compliance with all applicable local  
6 ordinances.

7 (b) USE OF FUNDS.—Such community-based organi-  
8 zation—

9 (1) shall use funds made available through the  
10 grant to provide, to children in the eligible commu-  
11 nity, services and activities that—

12 (A) shall include supervised sports pro-  
13 grams, and extracurricular and academic pro-  
14 grams, that are offered—

15 (i) after school and on weekends and  
16 holidays, during the school year; and

17 (ii) as daily full-day programs (to the  
18 extent available resources permit) or as  
19 part-day programs, during the summer  
20 months;

21 (2) in providing such extracurricular and aca-  
22 demic programs, shall provide programs such as cur-  
23 riculum-based supervised educational programs,  
24 work force preparation, entrepreneurship, cultural  
25 programs, arts and crafts, and health programs,

1 dance programs, tutorial and mentoring programs,  
2 and other related activities;

3 (3) may use such funds—

4 (A) for the renovation of facilities that are  
5 in existence prior to the operation of the pro-  
6 gram for which the organization receives the  
7 grant; and

8 (B) to develop or expand school programs  
9 (including programs that provide a variety of  
10 additional services to help meet the comprehen-  
11 sive needs of students, such as homework as-  
12 sistance and after-school programs (including  
13 educational, social, and athletic activities), nu-  
14 trition services, family counseling, and parental  
15 training programs) that are designed to im-  
16 prove academic and social development of at-  
17 risk children by instituting a collaborative  
18 structure that trains and coordinates the efforts  
19 of teachers, administrators, social workers,  
20 guidance counselors, parents, and school volun-  
21 teers to provide concurrent social services for  
22 at-risk students in the daily academic curricu-  
23 lum at public schools in the eligible community;  
24 and

1           (4) may not use such funds to provide sectarian  
2           worship or instruction.

3 **SEC. 213. ELIGIBLE COMMUNITY IDENTIFICATION.**

4           (a) IDENTIFICATION.—To be eligible to receive a  
5           grant under this section, a community-based organization  
6           shall identify an eligible community to be assisted under  
7           this section.

8           (b) CRITERIA.—Such eligible community shall be an  
9           area that meets such criteria with respect to significant  
10          poverty and significant juvenile delinquency, and such  
11          additional criteria, as the Secretary may by regulation  
12          require.

13 **SEC. 214. APPLICATIONS.**

14          (a) APPLICATION REQUIRED.—To be eligible to re-  
15          ceive a grant under this section, a community-based orga-  
16          nization shall submit an application to the Secretary at  
17          such time, in such manner, and accompanied by such in-  
18          formation, as the Secretary may reasonably require, and  
19          obtain approval of such application.

20          (b) CONTENTS OF APPLICATION.—Each application  
21          submitted pursuant to paragraph (1) shall—

22                  (1) describe the activities and services to be  
23                  provided through the program for which the grant is  
24                  sought;

1           (2) contain an assurance that the community-  
2           based organization will spend grant funds received  
3           under this section in a manner that the community-  
4           based organization determines will best accomplish  
5           the objectives of this section;

6           (3) contain a comprehensive plan for the pro-  
7           gram that is designed to achieve identifiable goals  
8           for children in the eligible community;

9           (4) set forth measurable goals and outcomes for  
10          the program that—

11                 (A) will—

12                         (i) where appropriate, make a public  
13                         school the focal point of the eligible com-  
14                         munity; or

15                         (ii) make a local facility described in  
16                         section 212(a)(2) such a focal point; and

17                 (B) may include reducing the percentage  
18                 of children in the eligible community that enter  
19                 the juvenile justice system, increasing the grad-  
20                 uation rates, school attendance, and academic  
21                 success of children in the eligible community,  
22                 and improving the skills of program partici-  
23                 pants;

24           (5) provide evidence of support for accomplish-  
25          ing such goals and outcomes from—

1 (A) community leaders;

2 (B) businesses;

3 (C) a school district;

4 (D) local officials;

5 (E) State officials; and

6 (F) other organizations that the commu-  
7 nity-based organization determines to be appro-  
8 priate;

9 (6) contain an assurance that the community-  
10 based organization will use grant funds received  
11 under this section to provide children in the eligible  
12 community with activities and services that shall in-  
13 clude supervised sports programs, and extra-  
14 curricular and academic programs, in accordance  
15 with section 212(b);

16 (7) contain a list of the activities and services  
17 that will be offered through the program for which  
18 the grant is sought and sponsored by private non-  
19 profit organizations, individuals, and groups serving  
20 the eligible community, including—

21 (A) extracurricular and academic pro-  
22 grams, such as programs described in section  
23 212(b)(2); and

24 (B) activities that address specific needs in  
25 the community;



1           (8) demonstrate the manner in which the com-  
2           munity-based organization will make use of the re-  
3           sources, expertise, and commitment of private enti-  
4           ties in carrying out the program for which the grant  
5           is sought;

6           (9) include an estimate of the number of chil-  
7           dren in the eligible community expected to be served  
8           pursuant to the program;

9           (10) include a description of charitable private  
10          resources, and all other resources, that will be made  
11          available to achieve the goals of the program;

12          (11) contain an assurance that the community-  
13          based organization will use competitive procedures  
14          when purchasing, contracting, or otherwise providing  
15          for goods, activities, or services to carry out pro-  
16          grams under this section;

17          (12) contain an assurance that the program will  
18          maintain a staff-to-participant ratio that is appro-  
19          priate to the activity or service provided by the  
20          program;

21          (13) contain an assurance that the community-  
22          based organization will comply with any evaluation  
23          under section 219, any research effort authorized  
24          under Federal law, and any investigation by the  
25          Secretary;

1           (14) contain an assurance that the community-  
2           based organization shall prepare and submit to the  
3           Secretary an annual report regarding any program  
4           conducted under this section;

5           (15) contain an assurance that the program for  
6           which the grant is sought will, to the maximum ex-  
7           tent possible, incorporate services that are—

8                   (A) provided by program volunteers, par-  
9                   ents, adult mentors, social workers, drug and  
10                  alcohol abuse counselors, teachers, or other per-  
11                  sons providing tutoring and college or voca-  
12                  tional preparation; and

13                  (B) provided solely through non-Federal  
14                  private and nonprofit sources; and

15           (16) contain an assurance that the community-  
16           based organization will maintain separate accounting  
17           records for the program.

18           (c) PRIORITY.—In awarding grants to carry out pro-  
19           grams under this section, the Secretary shall give priority  
20           to community-based organizations who submit applica-  
21           tions that demonstrate the greatest effort in generating  
22           local support for the programs.

23   **SEC. 215. ELIGIBILITY OF PARTICIPANTS.**

24           (a) IN GENERAL.—To the extent possible, each child  
25           who resides in an eligible community shall be eligible to

1 participate in a program carried out in such community  
2 that receives assistance under this section.

3 (b) EXCLUSION.—

4 (1) NONDISCRIMINATION.—Except as provided  
5 in paragraph (2), in selecting children to participate  
6 in a program that receives assistance under this sec-  
7 tion, a community-based organization shall not dis-  
8 criminate on the basis of race, color, religion, sex,  
9 national origin, or disability.

10 (2) EXCEPTION.—In selecting children to par-  
11 ticipate in a program that receives assistance under  
12 this section, a community-based organization may  
13 exclude a child from participation in such a program  
14 if the organization determines that the child has be-  
15 havior problems that pose an unacceptable risk of  
16 injury or illness to other participants or has a phys-  
17 ical or mental disability so serious that the child  
18 would be unable to participate in the program with  
19 reasonable accommodation.

20 (3) PARENTAL APPROVAL.—To be eligible to  
21 participate in a program that receives assistance  
22 under this section, a child shall provide the express  
23 written approval of a parent or guardian, and shall  
24 submit an official application that agrees to the

1 terms and conditions of participation in the pro-  
2 gram.

3 **SEC. 216. PEER REVIEW PANEL.**

4 (a) ESTABLISHMENT.—The Secretary shall establish  
5 a peer review panel that shall be comprised of individuals  
6 with demonstrated experience in designing and implement-  
7 ing community-based programs.

8 (b) COMPOSITION.—Such panel shall include at least  
9 1 representative from each of the following:

10 (1) A community-based organization.

11 (2) A local government.

12 (3) A school district.

13 (4) The private sector.

14 (5) A charitable organization.

15 (c) FUNCTIONS.—Such panel shall conduct the initial  
16 review of all grant applications received by the Secretary  
17 under section 214, make recommendations to the Sec-  
18 retary regarding—

19 (1) grant funding under this section; and

20 (2) a design for the evaluation of programs as-  
21 sisted under this section.

22 **SEC. 217. INVESTIGATIONS AND INSPECTIONS.**

23 The Secretary may conduct such investigations and  
24 inspections as may be necessary to ensure compliance with  
25 the provisions of this section.

1 **SEC. 218. FEDERAL SHARE.**

2 (a) PAYMENTS, FEDERAL SHARE, NON-FEDERAL  
3 SHARE.—

4 (1) PAYMENTS.—The Secretary shall, subject to  
5 the availability of appropriations, pay to each com-  
6 munity-based organization having an application ap-  
7 proved under section 214 the Federal share of the  
8 costs of developing and carrying out programs re-  
9 ferred to in section 211.

10 (2) FEDERAL SHARE.—The Federal share of  
11 such costs shall be 70 percent for each of the fiscal  
12 years 1995, 1996, 1997, and 1998.

13 (b) NON-FEDERAL SHARE.—

14 (1) IN GENERAL.—The non-Federal share of  
15 such costs may be in cash or in kind, fairly evalu-  
16 ated, including plant, equipment, and services (in-  
17 cluding the services described in section 214(b)(16).

18 (2) SPECIAL RULE.—At least 15 percent of the  
19 non-Federal share of such costs shall be provided  
20 from private or nonprofit sources.

21 **SEC. 219. EVALUATION.**

22 The Secretary shall conduct a thorough evaluation of  
23 the programs assisted under this section, which shall in-  
24 clude an assessment of—

25 (1) the number of children participating in each  
26 program assisted under this section;

- 1           (2) the academic achievement of such children;  
2           (3) school attendance and graduation rates of  
3 such children; and  
4           (4) the number of such children being processed  
5 by the juvenile justice system.

6 **SEC. 220. DEFINITIONS.**

7 As used in this subtitle:

8           (1) CHILD.—The term “child” means an indi-  
9 vidual who is not younger than 5 and not older than  
10 18.

11           (2) COMMUNITY-BASED ORGANIZATION.—The  
12 term “community-based organization” means a pri-  
13 vate, locally initiated community-based organization  
14 that—

15                   (A) is a nonprofit organization, as defined  
16 in section 103(23) of the Juvenile Justice and  
17 Delinquency Prevention Act of 1974 (42 U.S.C.  
18 5603(23)); and

19                   (B) is operated by a consortium of service  
20 providers, consisting of representatives of 5 or  
21 more of the following categories of persons:

22                           (i) Residents of the community.

23                           (ii) Business and civic leaders actively  
24 involved in providing employment and busi-

1                   ness development opportunities in the com-  
2                   munity.

3                   (iii) Educators and organizations of  
4                   learning (such as local education agencies).

5                   (iv) Student organizations.

6                   (v) Law enforcement agencies.

7                   (vi) Public housing agencies.

8                   (vii) State government.

9                   (viii) Other public agencies.

10                  (ix) Other interested parties.

11                  (3) ELIGIBLE COMMUNITY.—The term “eligible  
12                  community” means an area identified pursuant to  
13                  section 220.

14                  (4) POVERTY LINE.—The term “poverty line”  
15                  means the income official poverty line (as defined by  
16                  the Office of Management and Budget, and revised  
17                  annually in accordance with section 673(2) of the  
18                  Community Services Block Grant Act (42 U.S.C.  
19                  9902(2)) applicable to a family of the size involved.

20                  (5) PUBLIC SCHOOL.—The term “public  
21                  school” means a public elementary school, as defined  
22                  in section 1201(i) of the Higher Education Act of  
23                  1965 (20 U.S.C. 1141(i), and a public secondary  
24                  school, as defined in section 1201(d) of such Act.

1           (6) STATE.—The term “State” means each of  
2           the several States of the United States, the District  
3           of Columbia, the Commonwealth of Puerto Rico, the  
4           Commonwealth of the Northern Mariana Islands,  
5           American Samoa, Guam, and the United States Vir-  
6           gin Islands.

7                           **TITLE III—POLICE**  
8           **PARTNERSHIP FOR CHILDREN**

9   **SEC. 301. DEFINITION.**

10          As used in this title, “partnership” means a coopera-  
11         tive arrangement or association involving one or more law  
12         enforcement agencies, and one or more public or private  
13         agencies that provide child or family services.

14   **SEC. 302. GRANT AUTHORITY.**

15          (a) PARTNERSHIP GRANTS.—The Attorney General,  
16         in consultation with the Secretary of Health and Human  
17         Services, may make grants to partnerships for—

18                 (1) teams or units involving participants from  
19                 both the law enforcement and child or family serv-  
20                 ices components of the partnership that respond to  
21                 or deal with violent incidents in which a child is in-  
22                 volved as a perpetrator, witness, or victim, such as  
23                 teams or units that provide a 24-hour crisis response  
24                 or consultation service in relation to such incidents;



1           (2) training for law enforcement officers re-  
2           garding behavior, psychology, family systems, and  
3           community culture and attitudes that is relevant to  
4           dealing with children who are involved in violent in-  
5           cidents or at risk of involvement in such incidents,  
6           or with families of such children; and

7           (3) programs for children and families that are  
8           designed jointly by the law enforcement and child or  
9           family services components of the partnership, in-  
10          cluding programs providing 24-hour response to cri-  
11          sis situations affecting children and such other pro-  
12          grams as programs that provide training in non-  
13          violent conflict resolution, after-school activity and  
14          neighborhood recreation programs, parent support  
15          groups that are led jointly by child or family services  
16          and law enforcement personnel, and mentoring  
17          programs.

18          (b) GRANTS FOR POLICE RESIDENCE IN HIGH  
19 CRIME AREAS.—The Attorney General, in consultation  
20 with the Secretary of Housing and Urban Development,  
21 may make grants to units of State or local government,  
22 public housing authorities, owners of federally assisted  
23 housing, and owners of housing in high crime areas in  
24 order to provide dwelling units to law enforcement officers  
25 without charge or at or substantially reduced rent for the

1 purpose of providing greater security for residents of high  
2 crime areas.

3 **SEC. 303. ADMINISTRATION.**

4 (a) USE OF COMPONENTS.—The Attorney General  
5 may utilize any component or components of the Depart-  
6 ment of Justice in carrying out this title.

7 (b) REGULATORY AUTHORITY.—The Attorney Gen-  
8 eral may issue regulations and guidelines to carry out this  
9 title, including specifications concerning application re-  
10 quirements, selection criteria, duration and renewal of  
11 grants, evaluation requirements, matching funds, limita-  
12 tion of administrative expenses, submission of reports by  
13 grantees, recordkeeping by grantees, and access to books,  
14 records, and documents maintained by grantees or other  
15 persons for purposes of audit or examination.

16 (c) APPLICATIONS.—In addition to any other require-  
17 ments that may be specified by the Attorney General—

18 (1) an application for a grant under section  
19 301(a) of this title shall—

20 (A) certify that the applicant is a partner-  
21 ship as defined in section 301, or a law enforce-  
22 ment agency or public or private child or family  
23 services agency that is participating in a part-  
24 nership and seeking support on behalf of the  
25 partnership;

1 (B) include a long-term strategy and de-  
2 tailed implementation plan;

3 (C) certify that the Federal support pro-  
4 vided under this title will be used to supple-  
5 ment, and not supplant, State and local sources  
6 of funding that would otherwise be available;

7 (D) identify any related governmental or  
8 community initiatives which complement or will  
9 be coordinated with the proposal; and

10 (E) specify plans for obtaining necessary  
11 support and continuing the proposed program  
12 following the conclusion of Federal support;

13 (2) an application for a grant under section  
14 302(b) shall—

15 (A) certify that there has been appropriate  
16 consultation with the employing agency of any  
17 law enforcement officer who is to be provided  
18 with a dwelling unit;

19 (B) identify any related governmental or  
20 community initiatives which complement or will  
21 be coordinated with the proposal;

22 (C) certify that the Federal support pro-  
23 vided will be used to supplement, and not sup-  
24 plant, State and local sources of funding that  
25 would otherwise be available; and

1 (D) provide assurances that local police of-  
2 ficers will not be required to reside in resi-  
3 dences funded under this title.

4 (d) MATCHING FUNDS.—The portion of the costs of  
5 a program provided by a grant under this title may not  
6 exceed 75 percent, unless the Attorney General waives,  
7 wholly or in part, the requirement under this subsection  
8 of a non-Federal contribution to the costs of a program.

9 (e) FUNDING PRIORITY.—In making grants under  
10 section 302(a), the Attorney General shall give priority to  
11 applications by partnerships involving law enforcement  
12 agencies that engage in community-oriented policing for  
13 programs assisting distressed communities or populations  
14 with a high incidence of violence affecting children.

15 **SEC. 304. TECHNICAL ASSISTANCE, TRAINING, AND EVAL-**  
16 **UATION.**

17 (a) TECHNICAL ASSISTANCE AND TRAINING.—The  
18 Attorney General may provide technical assistance and  
19 training to further the purposes of this title.

20 (b) EVALUATIONS.—In addition to any evaluation re-  
21 quirements that may be prescribed for grantees, the Attor-  
22 ney General may carry out or make arrangements for eval-  
23 uations of programs that receive support under this title.

24 (c) ADMINISTRATION.—The technical assistance,  
25 training, and evaluations authorized by this section may

1 be carried out directly by the Attorney General, or through  
2 grants, contracts, or other cooperative arrangements with  
3 other entities.

4 **SEC. 305. AUTHORIZATION OF APPROPRIATIONS.**

5 (a) IN GENERAL.—There are authorized to be appro-  
6 priated \$20,000,000 in fiscal year 1995, and such sums  
7 as may be necessary in each of fiscal years 1996 through  
8 1999 to carry out this title.

9 (b) LIMITATION.—Not more than 50 percent of the  
10 funds made available in a fiscal year for this title may  
11 be expended for grants under section 302(b).

12 **TITLE IV—MIDNIGHT SPORTS**

13 **SEC. 401. GRANTS FOR MIDNIGHT SPORTS LEAGUE**  
14 **ANTICRIME PROGRAMS.**

15 (a) AUTHORITY.—The Attorney General of the  
16 United States, in consultation with the Secretary of Hous-  
17 ing and Urban Development, shall make grants, to the ex-  
18 tent that amounts are approved in appropriations Acts  
19 under subsection (k) to eligible entities to assist such enti-  
20 ties in carrying out midnight sports league programs  
21 meeting the requirements of subsection (d).

22 (b) ELIGIBLE ENTITIES.—

23 (1) IN GENERAL.—Grants under subsection (a)  
24 may be made only to the following eligible entities:

1           (A) Entities eligible under section 520(b)  
2 of the Cranston-Gonzalez National Affordable  
3 Housing Act (42 U.S.C. 11903a(b)) for a grant  
4 under section 520(a) of such Act.

5           (B) Nonprofit organizations providing  
6 crime prevention, employment counseling, job  
7 training, or other educational services.

8           (C) Nonprofit organizations providing fed-  
9 erally-assisted low-income housing.

10          (2) PROHIBITION ON SECOND GRANTS.—A  
11 grant under subsection (a) may not be made to an  
12 eligible entity if the entity previously received a  
13 grant under such subsection.

14          (c) USE OF GRANT AMOUNTS.—Any eligible entity  
15 that receives a grant under subsection (a) may use the  
16 grant only—

17           (1) to establish or carry out a midnight sports  
18 league program under subsection (d);

19           (2) for salaries for administrators and staff of  
20 the program;

21           (3) for other administrative costs of the pro-  
22 gram, except that not more than 5 percent of the  
23 grant may be used for such administrative costs;  
24 and

1 (4) for costs of training and assistance provided  
2 under subsection (d)(9).

3 (d) PROGRAM REQUIREMENTS.—Each eligible entity  
4 receiving a grant under subsection (a) shall establish a  
5 midnight sports league program as follows:

6 (1) The program shall establish a sports league  
7 of not less than 8 teams having 10 players each.

8 (2) Not less than 50 percent of the players in  
9 the sports league shall be residents of federally as-  
10 sisted low-income housing.

11 (3) The program shall be designed to serve pri-  
12 marily youths and young adults from a neighborhood  
13 or community whose population has not less than 2  
14 of the following characteristics (in comparison with  
15 national averages):

16 (A) A substantial problem regarding use or  
17 sale of illegal drugs.

18 (B) A high incidence of crimes committed  
19 by youths or young adults.

20 (C) A high incidence of persons infected  
21 with the human immunodeficiency virus or sex-  
22 ually transmitted diseases.

23 (D) A high incidence of pregnancy, or a  
24 high birth rate, among adolescents.

1           (E) A high unemployment rate for youths  
2           and young adults.

3           (F) A high rate of high school drop-outs.

4           (4) The program shall require each player in  
5           the league to attend employment counseling, job  
6           training, and other educational classes provided  
7           under the program, which shall be held in conjunc-  
8           tion with league sports games at or near the site of  
9           the games.

10          (5) The program shall serve only youths and  
11          young adults who demonstrate a need for such coun-  
12          seling, training, and education provided by the pro-  
13          gram, in accordance with criteria for demonstrating  
14          need, which shall be established by the Attorney  
15          General in consultation with the Secretary of Hous-  
16          ing and Urban Development and the Secretary of  
17          Labor, and with the Advisory Committee.

18          (6) The program shall obtain sponsors for each  
19          team in the sports league. Sponsors shall be private  
20          individuals or businesses in the neighborhood or  
21          community served by the program who make finan-  
22          cial contributions to the program and participate in  
23          or supplement the employment, job training, and  
24          educational services provided to the players under



1 the program with additional training or educational  
2 opportunities.

3 (7) The program shall comply with any criteria  
4 established by the Attorney General in consultation  
5 with the Secretary of Housing and Urban Develop-  
6 ment and with the Advisory Committee.

7 (e) GRANT AMOUNT LIMITATIONS.—

8 (1) PRIVATE CONTRIBUTIONS.—The Attorney  
9 General, in consultation with the Secretary of Hous-  
10 ing and Urban Development, may not make a grant  
11 under subsection (a) to an eligible entity that applies  
12 for a grant under subsection (f) unless the applicant  
13 entity certifies to the Attorney General and the Sec-  
14 retary that the entity will supplement the grant  
15 amounts with amounts of funds from non-Federal  
16 sources, as follows:

17 (A) In each of the first 2 years that  
18 amounts from the grant are disbursed (under  
19 paragraph (5)), an amount sufficient to provide  
20 not less than 35 percent of the cost of carrying  
21 out the midnight sports league program.

22 (B) In each of the last 3 years that  
23 amounts from the grant are disbursed, an  
24 amount sufficient to provide not less than 50

1           percent of the cost of carrying out the midnight  
2           sports league program.

3           (2) NON-FEDERAL FUNDS.—For purposes of  
4           this subsection, the term “funds from non-Federal  
5           sources” includes amounts from nonprofit organiza-  
6           tions, public housing agencies, States, units of gen-  
7           eral local government, and Indian housing authori-  
8           ties, private contributions, any salary paid to staff  
9           (other than from grant amounts under subsection  
10          (a)) to carry out the program of the eligible entity,  
11          in-kind contributions to carry out the program (as  
12          determined by the Attorney General, in consultation  
13          with the Secretary of Housing and Urban Develop-  
14          ment and with the Advisory Committee), the value  
15          of any donated material, equipment, or building, the  
16          value of any lease on a building, the value of any  
17          utilities provided, and the value of any time and  
18          services contributed by volunteers to carry out the  
19          program of the eligible entity.

20          (3) PROHIBITION ON SUBSTITUTION OF  
21          FUNDS.—Grants made under subsection (a), and  
22          amounts provided by States and units of general  
23          local government to supplement the grants, may not  
24          be used to replace other public funds previously  
25          used, or designated for use, under this section.

1           (4) MAXIMUM AND MINIMUM GRANT  
2 AMOUNTS.—The Attorney General, in consultation  
3 with the Secretary of Housing and Urban Develop-  
4 ment, may not make a grant under subsection (a) to  
5 any single eligible entity in an amount less than  
6 \$50,000 or exceeding \$125,000.

7           (5) DISBURSEMENT.—Each grant made under  
8 subsection (a)(1) shall be disbursed to the eligible  
9 entity receiving the grant over the 5-year period be-  
10 ginning on the date that the entity is selected to re-  
11 ceive the grant, as follows:

12                   (A) In each of the first 2 years of such 5-  
13 year period, 23 percent of the total grant  
14 amount shall be disbursed to the entity.

15                   (B) In each of the last 3 years of such 5-  
16 year period, 18 percent of the total grant  
17 amount shall be disbursed to the entity.

18           (f) APPLICATIONS.—To be eligible to receive a grant  
19 under subsection (a), an eligible entity shall submit to the  
20 Attorney General an application in the form and manner  
21 required by the Attorney General (after consultation with  
22 the Secretary of Housing and Urban Development and  
23 with the Advisory Committee), which shall include—

24                   (1) a description of the midnight sports league  
25 program to be carried out by the entity, including a

1 description of the employment counseling, job train-  
2 ing, and other educational services to be provided;

3 (2) letters of agreement from service providers  
4 to provide training and counseling services required  
5 under subsection (d) and a description of such serv-  
6 ice providers;

7 (3) letters of agreement providing for facilities  
8 for sports games and counseling, training, and edu-  
9 cational services required under subsection (d) and  
10 a description of the facilities;

11 (4) a list of persons and businesses from the  
12 community served by the program who have ex-  
13 pressed interest in sponsoring, or have made com-  
14 mitments to sponsor, a team in the midnight sports  
15 league; and

16 (5) evidence that the neighborhood or commu-  
17 nity served by the program meets the requirements  
18 of subsection (d)(3).

19 (g) SELECTION.—The Attorney General, in consulta-  
20 tion with the Secretary of Housing and Urban Develop-  
21 ment and with the Advisory Committee, shall select eligi-  
22 ble entities that submit applications under subsection (f)  
23 to receive grants under subsection (a). The Attorney Gen-  
24 eral, in consultation with the Secretary of Housing and  
25 Urban Development and with the Advisory Committee,

1 shall establish criteria for selection of applicants to receive  
2 such grants. The criteria shall include a preference for se-  
3 lection of eligible entities carrying out midnight sports  
4 league programs in suburban and rural areas.

5 (h) REPORTS.—The Attorney General, in consulta-  
6 tion with the Secretary of Housing and Urban Develop-  
7 ment, shall require each eligible entity receiving a grant  
8 under subsection (a) to submit for each year in which  
9 grant amounts are received by the entity, a report describ-  
10 ing the activities carried out with such amounts.

11 (i) STUDY.—To the extent amounts are provided  
12 under appropriation Acts pursuant to subsection (k)(2),  
13 the Attorney General, in consultation with the Secretary  
14 of Housing and Urban Development, shall make a grant  
15 to one entity qualified to carry out a study under this sub-  
16 section. The entity shall use such grant to carry out a  
17 scientific study of the effectiveness of midnight sports  
18 league programs under subsection (d) of eligible entities  
19 receiving grants under subsection (a). The Attorney Gen-  
20 eral, in consultation with the Secretary of Housing and  
21 Urban Development, shall require such entity to submit  
22 a report describing the study and any conclusions and rec-  
23 ommendations resulting from the study to the Congress  
24 and the Attorney General and the Secretary not later than

1 the expiration of the 2-year period beginning on the date  
2 that the grant under this subsection is made.

3 (j) DEFINITIONS.—For purposes of this section—

4 (1) the term “eligible entity” means an entity  
5 described under subsection (b)(1); and

6 (2) the term “federally assisted low-income  
7 housing” has the meaning given the term in section  
8 5126 of the Public and Assisted Housing Drug  
9 Elimination Act of 1990.

10 (k) AUTHORIZATION OF APPROPRIATIONS.—There  
11 are authorized to be appropriated—

12 (1) for grants under subsection (a),  
13 \$10,000,000 in each of fiscal years 1995, 1996,  
14 1997, 1998, and 1999; and

15 (2) for a study grant under subsection (i),  
16 \$250,000 in fiscal year 1995.

## 17 **TITLE V—DRUG COURTS**

### 18 **SEC. 501. GRANT AUTHORITY.**

19 The Attorney General may make grants to units of  
20 State and local government, and to other public and pri-  
21 vate entities, for programs that involve continuing judicial  
22 supervision over specified categories of persons with sub-  
23 stance abuse problems, and that involve the integrated ad-  
24 ministration of other sanctions and services including—

1           (1) testing for the use of controlled substances  
2           or other addictive substances;

3           (2) substance abuse treatment;

4           (3) diversion, probation, or other supervised re-  
5           lease involving the possibility of prosecution, confine-  
6           ment, or incarceration based on noncompliance with  
7           program requirements or failure to show satisfactory  
8           progress; and

9           (4) programmatic or health related aftercare  
10          services such as relapse prevention, education, voca-  
11          tional training, job placement, housing placement,  
12          and child care or other family support services.

13 **SEC. 502. ADMINISTRATION.**

14          (a) COLLABORATION.—The Attorney General may  
15          consult or collaborate with the Secretary of Health and  
16          Human Services and any other appropriate officials in car-  
17          rying out this title.

18          (b) USE OF COMPONENTS.—The Attorney General  
19          may utilize any component or components of the Depart-  
20          ment of Justice in carrying out this title.

21          (c) REGULATORY AUTHORITY.—The Attorney Gen-  
22          eral may issue regulations and guidelines to carry out this  
23          title, including specifications concerning application re-  
24          quirements, selection criteria, duration and renewal of  
25          grants, evaluation requirements, matching funds, limita-

1 tion of administrative expenses, submission of reports by  
2 grantees, recordkeeping by grantees, and access to books,  
3 records, and documents maintained by grantees or other  
4 persons for purposes of audit or examination.

5 (d) APPLICATIONS.—In addition to any other require-  
6 ments that may be specified by the Attorney General, an  
7 application for a grant under this title shall—

8 (1) include a long-term strategy and detailed  
9 implementation plan;

10 (2) explain the applicant’s inability to fund the  
11 program adequately without Federal assistance;

12 (3) certify that the Federal support provided  
13 will be used to supplement, and not supplant, State  
14 and local sources of funding that would otherwise be  
15 available;

16 (4) identify related governmental or community  
17 initiatives which complement or will be coordinated  
18 with the proposal;

19 (5) certify that there has been appropriate con-  
20 sultation with all affected agencies, and that there  
21 will be appropriate coordination with all affected  
22 agencies in the implementation of the program;

23 (6) specify plans for obtaining necessary sup-  
24 port and continuing the proposed program following  
25 the conclusion of Federal support; and



1 (7) describe the methodology that will be uti-  
2 lized in evaluating the program.

3 **SEC. 503. TECHNICAL ASSISTANCE, TRAINING, AND EVAL-**  
4 **UATION.**

5 (a) TECHNICAL ASSISTANCE AND TRAINING.—The  
6 Attorney General may provide technical assistance and  
7 training in furtherance of the purposes of this title.

8 (b) EVALUATIONS.—In addition to any evaluation re-  
9 quirements that may be prescribed for grantees, the Attor-  
10 ney General may carry out or make arrangements for eval-  
11 uations of programs that receive support under this title.

12 (c) ADMINISTRATION.—The technical assistance,  
13 training, and evaluations authorized by this section may  
14 be carried out directly by the Attorney General, in collabo-  
15 ration with the Secretary of Health and Human Services,  
16 or through grants, contracts, or other cooperative arrange-  
17 ments with other entities.

18 **SEC. 504. AUTHORIZATION OF APPROPRIATIONS.**

19 There are authorized to be appropriated  
20 \$280,000,000 in each of fiscal years 1995, 1996, 1997,  
21 1998, and 1999 to carry out this title.

1     **TITLE VI—COMMUNITY YOUTH**  
2                     **ACADEMIES**

3     **SEC. 601. GRANT AUTHORITY.**

4             (a) IN GENERAL.—The Attorney General may make  
5 grants to qualified community organizations, States, or  
6 units of local government to assist in meeting the costs  
7 of developing and operating qualified instructional pro-  
8 grams for juveniles who have been incarcerated under a  
9 State or local juvenile justice system or for juveniles who  
10 are determined by educational or other authorities to be  
11 at-risk of violating criminal law. Such programs are to be  
12 designed to provide the academic, moral, and social devel-  
13 opment of juveniles to enable them to become independent,  
14 responsible, and productive citizens.

15            (b) QUALIFIED COMMUNITY ORGANIZATIONS.—An  
16 organization is a qualified community organization which  
17 is eligible to receive a grant under subsection (a) if the  
18 organization—

19                     (1) is a non-profit organization; and

20                     (2) has training and experience in—

21                             (A) working with teachers, counselors, and  
22 similar personnel;

23                             (B) providing services to the community in  
24 which the organization is located; and

1 (C) developing other programs that con-  
2 tribute to the community.

3 (c) INSTRUCTIONAL PROGRAM.—An instruction pro-  
4 gram is a qualified instructional program for purposes of  
5 a grant under subsection (a) if the program—

6 (1) will provide instruction for individuals of  
7 the ages 12 to 18 who have been selected for inclu-  
8 sion in the program by a committee which has been  
9 selected by the organization for which such grant  
10 will be made and which includes teachers, coun-  
11 selors, and principals from the public school system  
12 in the area in which the instruction will be provided,

13 (2) will provide, in addition to instruction, room  
14 and board,

15 (3) will have as instructors teachers who have  
16 been recruited by such community organization from  
17 national service participants under the National and  
18 Community Services Act of 1990 and other individ-  
19 uals, and

20 (4) will have a curriculum—

21 (A) developed by community groups within  
22 the area served by such community organiza-  
23 tion,

24 (B) to provide an education for grades 7  
25 through 12,

1 (C) which will require the students to en-  
2 gage in all the activities required to maintain  
3 the facility in which such program will be pro-  
4 vided, and

5 (D) which will include activities such as  
6 music, art, athletics, drama, and photography,  
7 and other appropriate extra-curricula activities.

8 (d) APPLICATIONS.—To qualify for a grant under  
9 subsection (a), a qualified community organization shall  
10 submit an application to the Attorney General in such  
11 form as the Attorney General may prescribe. Such an ap-  
12 plication shall include documentation from the applicant  
13 showing—

14 (1) the need for the grant,  
15 (2) the intended use of grant funds, and  
16 (3) expected results from the use of grant  
17 funds.

18 (e) ACTION BY THE ATTORNEY GENERAL.—Not later  
19 than 60 days after the date an application for a grant  
20 under subsection (a) is received, the Attorney General  
21 shall—

22 (1) approve the application and disburse the  
23 grant applied for; or

24 (2) disapprove the application and inform the  
25 applicant that the application is not approved and

1 provide the applicant with the reasons for the dis-  
2 approval.

3 (f) GRANTEE REPORTING.—For each year a qualified  
4 community organization receives a grant under subsection  
5 (a), the community organization shall file a performance  
6 report with the Attorney General explaining the activities  
7 carried out with the grant funds and assessing the effec-  
8 tiveness of such activities in meeting the purposes of the  
9 organization's instructional program.

10 **SEC. 602. AUTHORIZATION OF APPROPRIATIONS.**

11 For grants under section 601, there are authorized  
12 to be appropriated \$10,000,000 for each of the fiscal years  
13 1995 through 1999.

14 **TITLE VII—POLICE**  
15 **RECRUITMENT**

16 **SEC. 701. GRANT AUTHORITY.**

17 (a) IN GENERAL.—The Attorney General may make  
18 grants to qualified community organizations to assist in  
19 meeting the costs of qualified programs which are de-  
20 signed to recruit and retain applicants of police depart-  
21 ments.

22 (b) QUALIFIED COMMUNITY ORGANIZATIONS.—An  
23 organization is a qualified community organization which  
24 is eligible to receive a grant under subsection (a) if the  
25 organization—

1 (1) is a non-profit organization; and

2 (2) has training and experience in—

3 (A) working with a police department and  
4 with teachers, counselors, and similar person-  
5 nel,

6 (B) providing services to the community in  
7 which the organization is located,

8 (C) developing and managing services and  
9 techniques to recruit individuals to become  
10 members of a police department and to assist  
11 such individuals in meeting the membership re-  
12 quirements of police departments,

13 (D) developing and managing services and  
14 techniques to assist in the retention of appli-  
15 cants to police departments, and

16 (E) developing other programs that con-  
17 tribute to the community.

18 (c) QUALIFIED PROGRAMS.—A program is a qualified  
19 program for which a grant may be made under subsection  
20 (a) if the program is designed to recruit and train individ-  
21 uals from underrepresented neighborhoods and localities  
22 and if—

23 (1) the overall design of the program is to re-  
24 cruit and retain applicants to a police department;

1           (2) the program provides recruiting services  
2           which include tutorial programs to enable individuals  
3           to meet police force academic requirements and to  
4           pass entrance examinations;

5           (3) the program provides counseling to appli-  
6           cants to police departments who may encounter  
7           problems throughout the application process; and

8           (4) the program provides retention services to  
9           assist in retaining individuals to stay in the applica-  
10          tion process of a police department.

11          (d) APPLICATIONS.—To qualify for a grant under  
12          subsection (a), a qualified organization shall submit an ap-  
13          plication to the Attorney General in such form as the At-  
14          torney General may prescribe. Such application shall—

15               (1) include documentation from the applicant  
16          showing—

17                       (A) the need for the grant;

18                       (B) the intended use of grant funds;

19                       (C) expected results from the use of grant  
20          funds; and

21                       (D) demographic characteristics of the  
22          population to be served, including age, disabil-  
23          ity, race, ethnicity, and languages used; and

24               (2) contain assurances satisfactory to the Attor-  
25          ney General that the program for which a grant is

1       made will meet the applicable requirements of the  
2       program guidelines prescribed by the Attorney Gen-  
3       eral under subsection (i).

4       (e) ACTION BY THE ATTORNEY GENERAL.—Not later  
5       than 60 days after the date that an application for a grant  
6       under subsection (a) is received, the Attorney General  
7       shall consult with the police department which will be in-  
8       volved with the applicant and shall—

9               (1) approve the application and disburse the  
10       grant funds applied for; or

11              (2) disapprove the application and inform the  
12       applicant that the application is not approved and  
13       provide the applicant with the reasons for the dis-  
14       approval.

15       (f) GRANT DISBURSEMENT.—The Attorney General  
16       shall disburse funds under a grant under subsection (a)  
17       in accordance with regulations of the Attorney General  
18       which shall ensure—

19              (1) priority is given to applications for areas  
20       and organizations with the greatest showing of need;

21              (2) that grant funds are equitably distributed  
22       on a geographic basis; and

23              (3) the needs of underserved populations are  
24       recognized and addressed.



1 (g) GRANT PERIOD.—A grant under subsection (a)  
2 shall be made for a period not longer than 3 years.

3 (h) GRANTEE REPORTING.—(1) For each year of a  
4 grant period for a grant under subsection (a), the recipient  
5 of the grant shall file a performance report with the Attor-  
6 ney General explaining the activities carried out with the  
7 funds received and assessing the effectiveness of such ac-  
8 tivities in meeting the purpose of the recipient’s qualified  
9 program.

10 (2) If there was more than one recipient of a grant,  
11 each recipient shall file such report.

12 (3) The Attorney General shall suspend the funding  
13 of a grant if the recipient of the grant does not file the  
14 report required by this subsection or uses the grant for  
15 a purpose not authorized by this section.

16 (i) GUIDELINES.—The Attorney General shall, by  
17 regulation, prescribe guidelines on content and results for  
18 programs receiving a grant under subsection (a). Such  
19 guidelines shall be designed to establish programs which  
20 will be effective in training individuals to enter instruc-  
21 tional programs for police departments and shall include  
22 requirements for—

23 (1) individuals providing recruiting services;

24 (2) individuals providing tutorials and other  
25 academic assistance programs;

1 (3) individuals providing retention services; and

2 (4) the content and duration of recruitment, re-  
3 tention, and counseling programs and the means and  
4 devices used to publicize such programs.

5 **SEC. 702. AUTHORIZATION OF APPROPRIATIONS.**

6 For grants under section 801 there are authorized  
7 to be appropriated \$6,000,000 for each of the fiscal years  
8 1995 through 1999.

9 **TITLE VIII—NATIONAL TRIAD**  
10 **PROGRAM**

11 **SEC. 801. FINDINGS.**

12 The Congress finds that—

13 (1) older Americans are among the most rapidly  
14 growing segments of our society;

15 (2) currently, older Americans comprise 15 per-  
16 cent of our society, and predictions are that by the  
17 turn of the century they will constitute 18 percent  
18 of the Nation's population;

19 (3) older Americans find themselves uniquely  
20 situated in the society, environmentally and phys-  
21 ically;

22 (4) many older Americans are experiencing in-  
23 creased social isolation due to fragmented and dis-  
24 tant familial relations, scattered associations, limited

1 access to transportation, and other insulating  
2 factors;

3 (5) physical conditions such as hearing loss,  
4 poor eyesight, lessened agility, and chronic and de-  
5 bilitating illnesses often contribute to a senior citi-  
6 zen's susceptibility to criminal victimization;

7 (6) older Americans are too frequently the vic-  
8 tims of abuse and neglect, violent crime, property  
9 crime, consumer fraud, medical quackery, and con-  
10 fidence games;

11 (7) studies have found that older Americans  
12 that are victims of violent crime are more likely to  
13 be injured and require medical attention than are  
14 younger victims;

15 (8) victimization data on crimes against older  
16 Americans are incomplete and out of date, and data  
17 sources are partial, scattered, and not easily  
18 obtained;

19 (9) although a few studies have attempted to  
20 define and estimate the extent of abuse and neglect  
21 of older Americans, both in their homes and in insti-  
22 tutional settings, many experts believe that abuse  
23 and neglect crimes are substantially underreported  
24 and undetected;

1           (10) similarly, while some evidence suggests  
2 that older Americans may be targeted in a range of  
3 fraudulent schemes, neither the Uniform Crime Re-  
4 port nor the National Crime Survey collects data on  
5 individual- or household-level fraud;

6           (11) many law enforcement agencies do not  
7 have model practices for responding to the criminal  
8 abuse of older Americans;

9           (12) law enforcement officers and social service  
10 providers come from different disciplines and fre-  
11 quently bring different perspectives to the problem  
12 of crimes against older Americans;

13           (13) the differences in approaches can inhibit a  
14 genuinely effective response;

15           (14) there are a few efforts currently under way  
16 that seek to forge partnerships to coordinate crimi-  
17 nal justice and social service approaches to victim-  
18 ization of older Americans;

19           (15) the Triad program, sponsored by the Na-  
20 tional Sheriffs' Association (NSA), the International  
21 Association of Chiefs of Police (IACP), and the  
22 American Association of Retired Persons (AARP), is  
23 one such effort;

24           (16) the Assistant Secretary for Aging, as the  
25 senior executive branch officer formulating older

1 Americans policy, is an appropriate leader in efforts  
2 to reduce violent crime against older Americans; and

3 (17) recognizing that older Americans have the  
4 same fundamental desire as other members of our  
5 society to live freely, without fear or restriction due  
6 to the criminal element, the Federal Government  
7 should seek to expand efforts to reduce crime  
8 against this growing and uniquely vulnerable seg-  
9 ment of our population.

10 **SEC. 802. PURPOSES.**

11 The purposes of this title are—

12 (1) to support a coordinated effort among law  
13 enforcement, older Americans organizations, and so-  
14 cial service agencies to stem the tide of violence  
15 against older Americans and support media and  
16 nonmedia strategies aimed at increasing both public  
17 understanding of the problem and the older Ameri-  
18 cans' skills in preventing crime against themselves  
19 and their property; and

20 (2) to address the problem of crime against  
21 older Americans in a systematic and effective man-  
22 ner by promoting and expanding collaborative crime  
23 prevention programs, such as the Triad model, that  
24 assist law enforcement agencies and older Americans  
25 in implementing specific strategies for crime preven-

1       tion, victim assistance, citizen involvement, and pub-  
2       lic education.

3       **SEC. 803. NATIONAL ASSESSMENT AND DISSEMINATION.**

4       (a) IN GENERAL.—The Director of the National In-  
5       stitute of Justice in consultation with the Assistant Sec-  
6       retary for Aging shall conduct a qualitative and quan-  
7       titative national assessment of—

8               (1) the nature and extent of crimes committed  
9               against older Americans and the effect of such  
10              crimes on the victims;

11             (2) the numbers, extent, and impact of violent  
12             crimes and nonviolent crimes (such as frauds and  
13             “scams”) against older Americans and the extent of  
14             unreported crimes;

15             (3) the collaborative needs of law enforcement,  
16             health, and social service organizations, focusing on  
17             prevention of crimes against older Americans, to  
18             identify, investigate, and provide assistance to vic-  
19             tims of those crimes; and

20             (4) the development and growth of strategies to  
21             respond effectively to the matters described in para-  
22             graphs (1), (2), and (3).

23       (b) MATTERS TO BE ADDRESSED.—The national as-  
24       sessment made pursuant to subsection (a) shall address—

1           (1) the analysis and synthesis of data from a  
2           broad range of sources in order to develop accurate  
3           information on the nature and extent of crimes  
4           against older Americans, including identifying and  
5           conducting such survey and other data collection ef-  
6           forts as are needed and designing a strategy to keep  
7           such information current over time;

8           (2) institutional and community responses to el-  
9           derly victims of crime, focusing on the problems as-  
10          sociated with fear of victimization, abuse of older  
11          Americans, and hard-to-reach older Americans who  
12          are in poor health, are living alone or without family  
13          nearby, or living in high crime areas;

14          (3) special services and responses required by  
15          elderly victims;

16          (4) whether the experience of older Americans  
17          with some service organizations differs markedly  
18          from that of younger populations;

19          (5) the kinds of programs that have proven use-  
20          ful in reducing victimization of older Americans  
21          through crime prevention activities and programs;

22          (6) the kinds of programs that contribute to  
23          successful coordination among public sector agencies  
24          and community organizations in reducing victimiza-  
25          tion of older Americans; and

1           (7) the research agenda needed to develop a  
2           comprehensive understanding of the problems of  
3           crimes against older Americans, including the  
4           changes that can be anticipated in the crimes them-  
5           selves and appropriate responses as the society in-  
6           creasingly ages.

7           (c) AVOIDANCE OF DUPLICATION.—In conducting  
8           the assessment under subsection (a), the Director of the  
9           National Institute of Justice, in consultation with the As-  
10          sistant Secretary of Aging, shall draw upon the findings  
11          of existing studies and avoid duplication of efforts that  
12          have previously been made.

13          (d) DISSEMINATION.—Based on the results of the na-  
14          tional assessment and analysis of successful or promising  
15          strategies in dealing with the problems described in sub-  
16          section (b) and other problems, including coalition efforts  
17          such as the Triad programs described in sections 801 and  
18          802, the Director of the National Institute of Justice, in  
19          consultation with the Assistant Secretary of Aging, shall  
20          disseminate the results through reports, publications,  
21          clearinghouse services, public service announcements, and  
22          programs of evaluation, demonstration, training, and tech-  
23          nical assistance.



1 **SEC. 804. PILOT PROGRAMS.**

2 (a) AWARDS.—The Director of the Bureau of Justice  
3 Assistance, in consultation with the Assistant Secretary  
4 of Aging, shall make grants to coalitions of local law en-  
5 forcement agencies and older Americans to assist in the  
6 development of programs and execute field tests of par-  
7 ticularly promising strategies for crime prevention services  
8 and related services based on the concepts of the Triad  
9 model, which can then be evaluated and serve as the basis  
10 for further demonstration and education programs.

11 (b) TRIAD COOPERATIVE MODEL.—(1) Subject to  
12 paragraph (2), a pilot program funded under this section  
13 shall consist of a cooperative model, which calls for the  
14 participation of the sheriff, at least 1 police chief, and a  
15 representative of at least 1 older Americans' organization  
16 within a county and may include participation by general  
17 service coalitions of law enforcement, victim service, and  
18 senior citizen advocate second service organizations. If  
19 there exists with the applicant county an area agency on  
20 aging as defined in section 102(17) of the Older Ameri-  
21 cans Act of 1965, the applicant county must include the  
22 agency as an organizational component in its program.

23 (2) If there is not both a sheriff and a police chief  
24 in a county or if the sheriff or a police chief do not partici-  
25 pate, a pilot program funded under this section shall in-  
26 clude in the place of the sheriff or police chief another

1 key law enforcement official in the county such as a local  
2 prosecutor.

3 (c) APPLICATION.—A coalition or Triad program that  
4 desires to establish a pilot program under this section  
5 shall submit to the Director of the Bureau of Justice As-  
6 sistance an application that includes—

7 (1) a description of the community and its sen-  
8 ior citizen population;

9 (2) assurances that Federal funds received  
10 under this part shall be used to provide additional  
11 and appropriate education and services to the com-  
12 munity's older Americans;

13 (3) a description of the extent of involvement of  
14 each organizational component (chief, sheriff (or  
15 other law enforcement official), and senior organiza-  
16 tion representative) and focus of the Triad program;

17 (4) a comprehensive plan including—

18 (A) a description of the crime problems  
19 facing older Americans and need for expanded  
20 law enforcement and victim assistance services;

21 (B) a description of the types of projects  
22 to be developed or expanded;

23 (C) a plan for an evaluation of the results  
24 of Triad endeavors;

1 (D) a description of the resources (includ-  
2 ing matching funds, in-kind services, and other  
3 resources) available in the community to imple-  
4 ment the Triad development or expansion;

5 (E) a description of the gaps that cannot  
6 be filled with existing resources;

7 (F) an explanation of how the requested  
8 grant will be used to fill those gaps; and

9 (G) a description of the means and meth-  
10 ods the applicant will use to reduce criminal  
11 victimization of older persons; and

12 (5) funding requirements for implementing a  
13 comprehensive plan.

14 (d) DISTRIBUTION OF GRANT AWARDS.—The Direc-  
15 tor of the Bureau of Justice Assistance, in consultation  
16 with the Assistant Secretary for Aging, shall attempt, to  
17 the extent practicable, to achieve an equitable geographic  
18 distribution of grant awards for pilot programs authorized  
19 under this title.

20 (e) POST-GRANT PERIOD REPORT.—A grant recipi-  
21 ent under this section shall, not later than 6 months after  
22 the conclusion of the grant period, submit to the Director  
23 of the Bureau of Justice Assistance a report that—

24 (1) describes the composition of organizations  
25 that participated in the pilot program;

1           (2) identifies problem areas encountered during  
2 the course of the pilot program;

3           (3) provides data comparing the types and fre-  
4 quency of criminal activity before and after the  
5 grant period and the effect of such criminal activity  
6 on older Americans in the community; and

7           (4) describes the grant recipient's plans and  
8 goals for continuance of the Triad program after the  
9 grant period.

10 **SEC. 805. TRAINING ASSISTANCE, EVALUATION, AND DIS-**  
11 **SEMINATION AWARDS.**

12       In conjunction with the national assessment under  
13 section 803—

14           (1) the Director of the Bureau of Justice As-  
15 sistance, in consultation with the Assistant Secretary  
16 for Aging, shall make awards to organizations with  
17 demonstrated ability to provide training and tech-  
18 nical assistance in establishing crime prevention pro-  
19 grams based on the Triad model, for purposes of  
20 aiding in the establishment and expansion of pilot  
21 programs under this section; and

22           (2) the Director of the National Institute of  
23 Justice, in consultation with the Assistant Secretary  
24 of Aging, shall make awards to research organiza-  
25 tions, for the purposes of—

1 (A) evaluating the effectiveness of selected  
2 pilot programs; and

3 (B) conducting the research and develop-  
4 ment identified through the national assessment  
5 as being critical; and

6 (3) the Director of the Bureau of Justice As-  
7 sistance, in consultation with the Assistant Secretary  
8 for Aging, shall make awards to public service adver-  
9 tising coalitions, for the purposes of mounting a pro-  
10 gram of public service advertisements to increase  
11 public awareness and understanding of the issues  
12 surrounding crimes against older Americans and  
13 promoting ideas or programs to prevent them.

14 **SEC. 806. REPORT.**

15 The Director of the Bureau of Justice Assistance, in  
16 consultation with the Assistant Secretary for Aging, and  
17 the Director of the National Institute of Justice shall sub-  
18 mit to Congress an annual report (which may be included  
19 with the report submitted under section 102(b) of title I  
20 of the Omnibus Crime Control and Safe Streets Act of  
21 1968 (42 U.S.C. 3712(b)) describing the results of the  
22 pilot programs conducted under section 904.

23 **SEC. 807. AUTHORIZATION OF APPROPRIATIONS.**

24 There are authorized to be appropriated—

1 (1) \$2,000,000 to the Bureau of Justice Assist-  
2 ance for the purpose of making Triad pilot program  
3 awards in that amount under section 904;

4 (2) \$1,000,000 to the Bureau of Justice Assist-  
5 ance for the purpose of funding the national training  
6 and technical assistance effort under sections 803  
7 and 805;

8 (3) \$1,000,000 to the Bureau of Justice Assist-  
9 ance and \$1,000,000 to the Administration on  
10 Aging, for the purpose of developing public service  
11 announcements under sections 803 and 805;

12 (4) \$2,000,000 to the National Institute of Jus-  
13 tice for the purposes of conducting the national as-  
14 sessment, evaluating pilot programs, and carrying  
15 out the research agenda under sections 803 and  
16 805; and

17 (5) to the extent that funds are not otherwise  
18 available for the purpose, such sums as are nec-  
19 essary to pay the administrative costs of carrying  
20 out this title.

## 21 **TITLE IX—LOCAL PARTNERSHIP** 22 **ACT**

### 23 **SEC. 901. SHORT TITLE.**

24 This title may be cited as the “Local Partnership Act  
25 of 1994”.

1 **SEC. 902. ESTABLISHMENT OF PAYMENT PROGRAM.**

2 (a) ESTABLISHMENT OF PROGRAM.—Title 31,  
3 United States Code, is amended by inserting after chapter  
4 65 the following:

5 **“CHAPTER 67—FEDERAL PAYMENTS**

“Sec.

“6701. Payments to local governments.

“6702. Local Government Fiscal Assistance Fund.

“6703. Qualification for payment.

“6704. State area allocations; allocations and payments to territorial govern-  
ments.

“6705. Local government allocations.

“6706. Income gap multiplier.

“6707. State variation of local government allocations.

“6708. Adjustments of local government allocations.

“6709. Information used in allocation formulas.

“6710. Public participation.

“6711. Prohibited discrimination.

“6712. Discrimination proceedings.

“6713. Suspension and termination of payments in discrimination proceedings.

“6714. Compliance agreements.

“6715. Enforcement by the Attorney General of prohibitions on discrimination.

“6716. Civil action by a person adversely affected.

“6717. Judicial review.

“6718. Audits, investigations, and reviews.

“6719. Reports.

“6720. Definitions and application.

6 **“§6701. Payments to local governments**

7 “(a) PAYMENT AND USE.—

8 “(1) PAYMENT.—The Secretary of the Treasury  
9 shall pay to each unit of general local government  
10 which qualifies for a payment under this chapter an  
11 amount equal to the sum of any amounts allocated  
12 to the government under this chapter for each pay-  
13 ment period. The Secretary shall pay such amount  
14 out of the Local Government Fiscal Assistance Fund  
15 under section 6702.

1           “(2) USE.—Amounts paid to a unit of general  
2           local government under this section shall be used by  
3           that unit for carrying out one or more programs of  
4           the unit related to—

5                       “(A) education to prevent crime; or

6                       “(B) health to prevent crime.

7           “(b) TIMING OF PAYMENTS.—They shall pay each  
8           amount allocated under this chapter to a unit of general  
9           local government for a payment period by the later of 60  
10          days after the date the amount is available or the first  
11          day of the payment period.

12          “(c) ADJUSTMENTS.—(1) Subject to paragraph (2),  
13          the Secretary shall adjust a payment under this chapter  
14          to a unit of general local government to the extent that  
15          a prior payment to the government was more or less than  
16          the amount required to be paid.

17          “(2) The Secretary may increase or decrease under  
18          this subsection a payment to a unit of local government  
19          only if the Secretary determines the need for the increase  
20          or decrease, or the unit requests the increase or decrease,  
21          within one year after the end of the payment period for  
22          which the payment was made.

23          “(d) RESERVATION FOR ADJUSTMENTS.—The Sec-  
24          retary may reserve a percentage of not more than 0.5 per-  
25          cent of the amount under this section for a payment pe-



1 riod for all units of general local government in a State  
2 if the Secretary considers the reserve is necessary to en-  
3 sure the availability of sufficient amounts to pay adjust-  
4 ments after the final allocation of amounts among the  
5 units of general local government in the State.

6 “(e) REPAYMENT OF UNEXPENDED AMOUNTS.—

7 “(1) REPAYMENT REQUIRED.—A unit of gen-  
8 eral local government shall repay to the Secretary,  
9 by not later than November 15, 1995, any amount  
10 that is—

11 “(A) paid to the unit from amounts appro-  
12 priated for fiscal year 1995 under the authority  
13 of this section; and

14 “(B) not expended by the unit by October  
15 31, 1995.

16 “(2) DEPOSIT OF AMOUNTS REPAID.—Amounts  
17 received by the Secretary as repayments under this  
18 subsection shall be deposited in the general fund of  
19 the Treasury as miscellaneous receipts.

20 “(f) EXPENDITURE WITH DISADVANTAGED BUSI-  
21 NESS ENTERPRISES.—

22 “(1) GENERAL RULE.—Of amounts paid to a  
23 unit of general local government under this chapter  
24 for a payment period, not less than 10 percent of

1 the total combined amounts obligated by the unit for  
2 contracts and subcontracts shall be expended with—

3 “(A) small business concerns controlled by  
4 socially and economically disadvantaged individ-  
5 uals and women; and

6 “(B) historically Black colleges and univer-  
7 sities and colleges and universities having a stu-  
8 dent body in which more than 20 percent of the  
9 students are Hispanic Americans or Native  
10 Americans.

11 “(2) EXCEPTION.—Paragraph (1) shall not  
12 apply to amounts paid to a unit of general local gov-  
13 ernment to the extent the unit determines that the  
14 paragraph does not apply through a process that  
15 provides for public participation.

16 “(3) DEFINITIONS.—For purposes of this sub-  
17 section—

18 “(A) the term ‘small business concern’ has  
19 the meaning such term has under section 3 of  
20 the Small Business Act; and

21 “(B) the term ‘socially and economically  
22 disadvantaged individuals’ has the meaning  
23 such term has under section 8(d) of the Small  
24 Business Act and relevant subcontracting regu-  
25 lations promulgated pursuant to that section.

1       “(g) NONSUPPLANTING REQUIREMENT.—(1) Funds  
2 made available under this chapter to units of local govern-  
3 ment shall not be used to supplant State or local funds,  
4 but will be used to increase the amount of funds that  
5 would, in the absence of funds under this chapter, be made  
6 available from State or local sources.

7       “(2) The total level of funding available to a unit of  
8 local government for accounts serving eligible purposes  
9 under this chapter in the fiscal year immediately preceding  
10 receipt of a grant under this chapter shall be designated  
11 the “base level account” for the fiscal year in which grant  
12 is received. Grants under this chapter in a given fiscal year  
13 shall be reduced on a dollar for dollar basis to the extent  
14 that a unit of local government reduces its base level ac-  
15 count in that fiscal year.

16       “(3) The Secretary shall issue regulations to imple-  
17 ment this subsection.

18 **“§ 6702. Local Government Fiscal Assistance Fund**

19       “(a) ADMINISTRATION OF FUND.—The Department  
20 of the Treasury has a Local Government Fiscal Assistance  
21 Fund, which consists of amounts appropriated to the  
22 Fund.

23       “(b) AUTHORIZATION OF APPROPRIATIONS.—There  
24 are authorized to be appropriated to the Fund  
25 \$2,000,000,000 for fiscal years 1995 and 1996.

1 **“§ 6703. Qualification for payment**

2 “(a) IN GENERAL.—Under regulations issued by the  
3 Secretary, a unit of general local government qualifies for  
4 a payment under this chapter for a payment period only  
5 after establishing to the satisfaction of the Secretary  
6 that—

7 “(1) the government will establish a trust fund  
8 in which the government will deposit all payments  
9 received under this chapter;

10 “(2) the government will use amounts in the  
11 trust fund (including interest) during a reasonable  
12 period specified in the regulations issued by the  
13 Secretary;

14 “(3) the government will expend the payments  
15 so received, in accordance with the laws and proce-  
16 dures that are applicable to the expenditure of reve-  
17 nues of the government;

18 “(4) if at least 25 percent of the pay of individ-  
19 uals employed by the government in a public em-  
20 ployee occupation is paid out of the trust fund, indi-  
21 viduals in the occupation any part of whose pay is  
22 paid out of the trust fund will receive pay at least  
23 equal to the prevailing rate of pay for individuals  
24 employed in similar public employee occupations by  
25 the government;

1           “(5) if at least 25 percent of the costs of a con-  
2           struction project are paid out of the trust fund, la-  
3           borers and mechanics employed by contractors or  
4           subcontractors on the project will receive pay at  
5           least equal to the prevailing rate of pay for similar  
6           construction in the locality as determined by the  
7           Secretary of Labor under the Act of March 3, 1931  
8           (46 Stat. 1494 et seq.; popularly known as the  
9           Davis-Bacon Act), and the Secretary of Labor shall  
10          act on labor standards under this paragraph in a  
11          manner that is in accordance with Reorganization  
12          Plan No. 14 of 1950 (64 Stat. 1267) and section 2  
13          of the Act of June 13, 1934 (48 Stat. 948);

14          “(6) the government will use accounting, audit,  
15          and fiscal procedures that conform to guidelines  
16          which shall be prescribed by the Secretary after con-  
17          sultation with the Comptroller General of the United  
18          States;

19          “(7) after reasonable notice to the government,  
20          the government will make available to the Secretary  
21          and the Comptroller General of the United States,  
22          with the right to inspect, records the Secretary rea-  
23          sonably requires to review compliance with this  
24          chapter or the Comptroller General of the United

1 States reasonably requires to review compliance and  
2 operations under section 6718(b); and

3 “(8) the government will make reports the Sec-  
4 retary reasonably requires, in addition to the annual  
5 reports required under section 6719(b).

6 “(b) REVIEW BY GOVERNORS.—A unit of general  
7 local government shall give the chief executive officer of  
8 the State in which the government is located an oppor-  
9 tunity for review and comment before establishing compli-  
10 ance with subsection (a).

11 “(c) SANCTIONS FOR NONCOMPLIANCE.—(1) If the  
12 Secretary decides that a unit of general local government  
13 has not complied substantially with subsection (a) or regu-  
14 lations prescribed under subsection (a), the Secretary shall  
15 notify the government. The notice shall state that if the  
16 government does not take corrective action by the 60th  
17 day after the date the government receives the notice, the  
18 Secretary will withhold additional payments to the govern-  
19 ment for the current payment period and later payment  
20 periods until the Secretary is satisfied that the govern-  
21 ment—

22 “(A) has taken the appropriate corrective ac-  
23 tion; and

24 “(B) will comply with subsection (a) and regu-  
25 lations prescribed under subsection (a).

1       “(2) Before giving notice under paragraph (1), the  
2 Secretary shall give the chief executive officer of the unit  
3 of general local government reasonable notice and an op-  
4 portunity for a proceeding.

5       “(3) The Secretary may make a payment to a unit  
6 of general local government notified under paragraph (1)  
7 only if the Secretary is satisfied that the government—

8               “(A) has taken the appropriate corrective ac-  
9 tion; and

10              “(B) will comply with subsection (a) and regu-  
11 lations prescribed under subsection (a).

12 **“§6704. State area allocations; allocations and pay-**  
13 **ments to territorial governments**

14       “(a) FORMULA ALLOCATION BY STATE.—For each  
15 payment period, the Secretary shall allocate to each State  
16 out of the amount appropriated for the period under the  
17 authority of section 6702(b) (minus the amounts allocated  
18 to territorial governments under subsection (e) for the  
19 payment period) an amount bearing the same ratio to the  
20 amount appropriated (minus such amounts allocated  
21 under subsection (e)) as the amount allocated to the State  
22 under this section bears to the total amount allocated to  
23 all States under this section. The Secretary shall—

1           “(1) determine the amount allocated to the  
2 State under subsection (b) or (c) of this section and  
3 allocate the larger amount to the State; and

4           “(2) allocate the amount allocated to the State  
5 to units of general local government in the State  
6 under sections 6705 and 6706.

7           “(b) GENERAL FORMULA.—(1) The amount allocated  
8 to a State under this subsection for a payment period is  
9 the amount bearing the same ratio to \$5,300,000,000  
10 as—

11           “(A) the population of the State, multiplied by  
12 the general tax effort factor of the State (deter-  
13 mined under paragraph (2)), multiplied by the rel-  
14 ative income factor of the State (determined under  
15 paragraph (3)), multiplied by the relative rate of the  
16 labor force unemployed in the State (determined  
17 under paragraph (4)); bears to

18           “(B) the sum of the products determined under  
19 subclause (A) of this paragraph for all States.

20           “(2) The general tax effort factor of a State for a  
21 payment period is—

22           “(A) the net amount of State and local taxes of  
23 the State collected during the years used by the Sec-  
24 retary of Commerce in the most recent Bureau of  
25 the Census general determination of State and local



1 taxes made before the beginning of the payment pe-  
2 riod; divided by

3 “(B) the total income of individuals, as deter-  
4 mined by the Secretary of Commerce for national in-  
5 come accounts purposes, attributed to the State for  
6 the same years.

7 “(3) The relative income factor of a State is a frac-  
8 tion in which—

9 “(A) the numerator is the per capita income of  
10 the United States; and

11 “(B) the denominator is the per capita income  
12 of the State.

13 “(4) The relative rate of the labor force unemployed  
14 in a State is a fraction in which—

15 “(A) the numerator is the percentage of the  
16 labor force of the State that is unemployed (as de-  
17 termined by the Secretary of Labor for general sta-  
18 tistical purposes); and

19 “(B) the denominator is the percentage of the  
20 labor force of the United States that is unemployed  
21 (as determined by the Secretary of Labor for general  
22 statistical purposes).

23 “(c) ALTERNATIVE FORMULA.—The amount allo-  
24 cated to a State under this subsection for a payment pe-  
25 riod is the total amount the State would receive if—

1           “(1) \$1,166,666,667 were allocated among the  
2 States on the basis of population by allocating to  
3 each State an amount bearing the same ratio to the  
4 total amount to be allocated under this paragraph as  
5 the population of the State bears to the population  
6 of all States;

7           “(2) \$1,166,666,667 were allocated among the  
8 States on the basis of population inversely weighted  
9 for per capita income, by allocating to each State an  
10 amount bearing the same ratio to the total amount  
11 to be allocated under this paragraph as—

12                   “(A) the population of the State, multi-  
13 plied by a fraction in which—

14                           “(i) the numerator is the per capita  
15 income of all States; and

16                           “(ii) the denominator is the per capita  
17 income of the State; bears to

18                   “(B) the sum of the products determined  
19 under subparagraph (A) for all States;

20           “(3) \$600,000,000 were allocated among the  
21 States on the basis of income tax collections by allo-  
22 cating to each State an amount bearing the same  
23 ratio to the total amount to be allocated under this  
24 paragraph as the income tax amount of the State

1 (determined under subsection (d)(1)) bears to the  
2 sum of the income tax amounts of all States;

3 “(4) \$600,000,000 were allocated among the  
4 States on the basis of general tax effort by allocat-  
5 ing to each State an amount bearing the same ratio  
6 to the total amount to be allocated under this para-  
7 graph as the general tax effort amount of the State  
8 (determined under subsection (d)(2)) bears to the  
9 sum of the general tax effort amounts of all States;

10 “(5) \$600,000,000 were allocated among the  
11 States on the basis of unemployment by allocating to  
12 each State an amount bearing the same ratio to the  
13 total amount to be allocated under this paragraph  
14 as—

15 “(A) the labor force of the State, multi-  
16 plied by a fraction in which—

17 “(i) the numerator is the percentage  
18 of the labor force of the State that is un-  
19 employed (as determined by the Secretary  
20 of Labor for general statistical purposes);  
21 and

22 “(ii) the denominator is the percent-  
23 age of the labor force of the United States  
24 that is unemployed (as determined by the

1 Secretary of Labor for general statistical  
2 purposes);

3 bears to

4 “(B) the sum of the products determined  
5 under subparagraph (A) for all States; and

6 “(6) \$1,166,666,667 were allocated among the  
7 States on the basis of urbanized population by allo-  
8 cating to each State an amount bearing the same  
9 ratio to the total amount to be allocated under this  
10 paragraph as the urbanized population of the State  
11 bears to the urbanized population of all States. In  
12 this paragraph, the term ‘urbanized population’  
13 means the population of an area consisting of a  
14 central city or cities of at least 50,000 inhabitants  
15 and the surrounding closely settled area for the city  
16 or cities considered as an urbanized area by the Sec-  
17 retary of Commerce for general statistical purposes.

18 “(d) INCOME TAX AMOUNT AND TAX EFFORT  
19 AMOUNT.—(1) The income tax amount of a State for a  
20 payment period is 15 percent of the net amount collected  
21 during the calendar year ending before the beginning of  
22 the payment period from the tax imposed on the income  
23 of individuals by the State and described as a State in-  
24 come tax under section 164(a)(3) of the Internal Revenue  
25 Code of 1986 (26 U.S.C. 164(a)(3)). The income tax

1 amount for a payment period shall be at least one percent  
2 but not more than 6 percent of the United States Govern-  
3 ment individual income tax liability attributed to the State  
4 for the taxable year ending during the last calendar year  
5 ending before the beginning of the payment period. The  
6 Secretary shall determine the Government income tax li-  
7 ability attributed to the State on the same basis as the  
8 Secretary of the Treasury determines that liability for gen-  
9 eral statistical purposes.

10 “(2) The general tax effort amount of a State for  
11 a payment period is the amount determined by multiply-  
12 ing—

13 “(A) the net amount of State and local taxes of  
14 the State collected during the years used by the Sec-  
15 retary of Commerce in the most recent Bureau of  
16 the Census general determination of State and local  
17 taxes made before the beginning of the payment pe-  
18 riod; by

19 “(B) the general tax effort factor of the State  
20 determined under subsection (b)(2).

21 “(e) ALLOCATION FOR PUERTO RICO, GUAM, AMER-  
22 ICAN SAMOA, AND THE VIRGIN ISLANDS.—(1)(A) For  
23 each payment period for which funds are available for allo-  
24 cation under this chapter, the Secretary shall allocate to  
25 each territorial government an amount equal to the prod-

1 uct of 1 percent of the amount of funds available for allo-  
2 cation multiplied by the applicable territorial percentage.

3 “(B) For the purposes of this paragraph, the applica-  
4 ble territorial percentage of a territory is equal to the  
5 quotient resulting from the division of the territorial popu-  
6 lation of such territory by the sum of the territorial popu-  
7 lation for all territories.

8 “(2) The governments of the territories shall make  
9 payments to local governments within their jurisdiction  
10 from sums received under this subsection as they consider  
11 appropriate.

12 “(3) For purposes of this subsection—

13 “(A) the term ‘territorial government’  
14 means the government of a territory;

15 “(B) the term ‘territory’ means Puerto  
16 Rico, Guam, American Samoa, and the Virgin  
17 Islands; and

18 “(C) the term ‘territorial population’  
19 means the most recent population for each ter-  
20 ritory as determined by the Bureau of Census.

21 **“§ 6705. Local government allocations**

22 “(a) INDIAN TRIBES AND ALASKAN NATIVES VIL-  
23 LAGES.—If there is in a State an Indian tribe or Alaskan  
24 native village having a recognized governing body carrying  
25 out substantial governmental duties and powers, the Sec-

1 retary shall allocate to the tribe or village, out of the  
2 amount allocated to the State under section 6704, an  
3 amount bearing the same ratio to the amount allocated  
4 to the State as the population of the tribe or village bears  
5 to the population of the State. The Secretary shall allocate  
6 amounts under this subsection to Indian tribes and Alas-  
7 kan native villages in a State before allocating amounts  
8 to units of general local government in the State under  
9 subsection (b).

10 “(b) OTHER LOCAL GOVERNMENT ALLOCATIONS.—

11 (1) The Secretary shall allocate among the units of general  
12 local government in a State (other than units receiving  
13 allocations under subsection (a)) the amount allocated to  
14 the State under section 6704 (as that amount is reduced  
15 by allocations under subsection (a)). Of the amount to be  
16 allocated, the Secretary shall allocate a portion equal to  
17  $\frac{1}{2}$  of such amount in accordance with section 6706(1),  
18 and shall allocate a portion equal to  $\frac{1}{2}$  of such amount  
19 in accordance with section 6706(2). A unit of general local  
20 government shall receive an amount equal to the sum of  
21 amounts allocated to the unit from each portion.

22 “(2) From each portion to be allocated to units of  
23 local government in a State under paragraph (1), the Sec-  
24 retary shall allocate to a unit an amount bearing the same  
25 ratio to the funds to be allocated as—

1           “(A) the population of the unit, multiplied by  
2           the general tax effort factor of the unit (determined  
3           under paragraph (3)), multiplied by the income gap  
4           of the unit (determined under paragraph (4)), bears  
5           to

6           “(B) the sum of the products determined under  
7           subparagraph (A) for all units in the State for which  
8           the income gap for that portion under paragraph (4)  
9           is greater than zero.

10          “(3)(A) Except as provided in subparagraph (C), the  
11          general tax effort factor of a unit of general local govern-  
12          ment for a payment period is—

13                 “(i) the adjusted taxes of the unit; divided by

14                 “(ii) the total income attributed to the unit.

15          “(B) If the amount determined under subparagraphs  
16          (A)(i) and (ii) for a unit of general local government is  
17          less than zero, the general tax effort factor of the unit  
18          is deemed to be zero.

19          “(C)(i) Except as otherwise provided in this subpara-  
20          graph, the adjusted taxes of a unit of general local govern-  
21          ment are the taxes imposed by the unit for public purposes  
22          (except employee and employer assessments and contribu-  
23          tions to finance retirement and social insurance systems  
24          and other special assessments for capital outlay), as deter-  
25          mined by the Secretary of Commerce for general statistical



1 purposes and adjusted (under regulations of the Sec-  
2 retary) to exclude amounts properly allocated to education  
3 expenses.

4 “(ii) The Secretary shall, for purposes of clause (i),  
5 include that part of sales taxes transferred to a unit of  
6 general local government that are imposed by a county  
7 government in the geographic area of which is located the  
8 unit of general local government as taxes imposed by the  
9 unit for public purposes if—

10 “(I) the county government transfers any part  
11 of the revenue from the taxes to the unit of general  
12 local government without specifying the purpose for  
13 which the unit of general local government may ex-  
14 pend the revenue; and

15 “(II) the chief executive officer of the State no-  
16 tifies the Secretary that the taxes satisfy the re-  
17 quirements of this clause.

18 “(iii) The adjusted taxes of a unit of general local  
19 government shall not exceed the maximum allowable ad-  
20 justed taxes for that unit.

21 “(iv) The maximum allowable adjusted taxes for a  
22 unit of general local government is the allowable adjusted  
23 taxes of the unit minus the excess adjusted taxes of the  
24 unit.

1       “(v) The allowable adjusted taxes of a unit of general  
2 government is the greater of—

3           “(I) the amount equal to 2.5, multiplied by the  
4 per capita adjusted taxes of all units of general local  
5 government of the same type in the State, multiplied  
6 by the population of the unit; or

7           “(II) the amount equal to the population of the  
8 unit, multiplied by the sum of the adjusted taxes of  
9 all units of municipal local government in the State,  
10 divided by the sum of the populations of all the units  
11 of municipal local government in the State.

12       “(vi) The excess adjusted taxes of a unit of general  
13 local government is the amount equal to—

14           “(I) the adjusted taxes of the unit, minus

15           “(II) 1.5 multiplied by the allowable adjusted  
16 taxes of the unit;

17 except that if this amount is less than zero then the excess  
18 adjusted taxes of the unit is deemed to be zero.

19       “(vii) For purposes of this subparagraph—

20           “(I) the term ‘per capita adjusted taxes of all  
21 units of general local government of the same type’  
22 means the sum of the adjusted taxes of all units of  
23 general local government of the same type divided by  
24 the sum of the populations of all units of general  
25 local government of the same type; and

1           “(II) the term ‘units of general local govern-  
2           ment of the same type’ means all townships if the  
3           unit of general local government is a township, all  
4           municipalities if the unit of general local government  
5           is a municipality, all counties if the unit of general  
6           local government is a county, or all unified city/  
7           county governments if the unit of general local gov-  
8           ernment is a unified city/county government.

9           “(4)(A) Except as provided in subparagraph (B), the  
10          income gap of a unit of general local government is—

11           “(i) the number which applies under section  
12          6706, multiplied by the per capita income of the  
13          State in which the unit is located; minus

14           “(ii) the per capita income of the geographic  
15          area of the unit.

16          “(B) If the amount determined under subparagraph  
17          (A) for a unit of general local government is less than  
18          zero, then the relative income factor of the unit is deemed  
19          to be zero.

20          “(c) SMALL GOVERNMENT ALLOCATIONS.—If the  
21          Secretary decides that information available for a unit of  
22          general local government with a population below a num-  
23          ber (of not more than 500) prescribed by the Secretary  
24          is inadequate, the Secretary may allocate to the unit, in  
25          lieu of any allocation under subsection (b) for a payment

1 period, an amount bearing the same ratio to the total  
2 amount to be allocated under subsection (b) for the period  
3 for all units of general local government in the State as  
4 the population of the unit bears to the population of all  
5 units in the State.

6 **“§ 6706. Income gap multiplier**

7 “For purposes of determining the income gap of a  
8 unit of general local government under section  
9 6705(b)(4)(A), the number which applies is—

10 “(1) 1.6, with respect to  $\frac{1}{2}$  of any amount allo-  
11 cated under section 6704 to the State in which the  
12 unit is located; and

13 “(2) 1.2, with respect to the remainder of such  
14 amount.

15 **“§ 6707. State variation of local government alloca-**  
16 **tions**

17 “(a) STATE FORMULA.—A State government may  
18 provide by law for the allocation of amounts among units  
19 of general local government in the State on the basis of  
20 population multiplied by the general tax effort factors or  
21 income gaps of the units of general local government (de-  
22 termined under sections 6705(a) and (b) or a combination  
23 of those factors. A State government providing for a vari-  
24 ation of an allocation formula provided under section  
25 6705(a) and (b) shall notify the Secretary of the variation

1 by the 30th day before the beginning of the first payment  
2 period in which the variation applies. A variation shall—

3 “(1) provide for allocating the total amount al-  
4 located under section 6705(a) and (b);

5 “(2) apply uniformly in the State; and

6 “(3) apply only to payment periods beginning  
7 before October 1, 1995.

8 “(b) CERTIFICATION.—A variation by a State govern-  
9 ment under this section may apply only if the Secretary  
10 certifies that the variation complies with this section. The  
11 Secretary may certify a variation only if the Secretary is  
12 notified of the variation at least 30 days before the first  
13 payment period in which the variation applies.

14 **“§6708. Adjustments of local government allocations**

15 “(a) MAXIMUM AMOUNT.—The amount allocated to  
16 a unit of general local government for a payment period  
17 may not exceed the adjusted taxes imposed by the unit  
18 of general local government as determined under section  
19 6705(b)(3). Amounts in excess of adjusted taxes shall be  
20 paid to the Governor of the State in which the unit of  
21 local government is located.

22 “(b) DE MINIMIS ALLOCATIONS.—If the amount al-  
23 located to a unit of general local government (except an  
24 Indian tribe or an Alaskan native village) for a payment  
25 period would be less than \$5,000 but for this subsection

1 or is waived by the governing authority of the unit of gen-  
2 eral local government, the Secretary shall pay the amount  
3 to the Governor of the State in which the unit is located.

4 “(c) USE OF PAYMENTS TO STATES.—The Governor  
5 of a State shall use all amounts paid to the Governor  
6 under subsections (a) and (b) for programs described in  
7 section 6701(a)(2) in areas of the State where are located  
8 the units of general local government with respect to which  
9 amounts are paid under subsection (b).

10 **“§ 6709. Information used in allocation formulas**

11 “(a) USE OF MOST RECENT INFORMATION.—Except  
12 as provided in this section, the Secretary shall use the  
13 most recent available information provided by the Sec-  
14 retary of Commerce and the Secretary of Labor before the  
15 beginning of the payment period to determine an alloca-  
16 tion under this chapter. If the Secretary decides that the  
17 information is not current or complete enough to provide  
18 for a fair allocation, the Secretary may use additional in-  
19 formation (including information based on estimates) as  
20 provided under regulations of the Secretary.

21 “(b) POPULATION DATA.—(1) The Secretary shall  
22 determine population on the same basis that the Secretary  
23 of Commerce determines resident population for general  
24 statistical purposes.

1       “(2) The Secretary shall request the Secretary of  
2 Commerce to adjust the population information provided  
3 to the Secretary as soon as practicable to include a reason-  
4 able estimate of the number of resident individuals not  
5 counted in the 1990 census or revisions of the census. The  
6 Secretary shall use the estimates in determining alloca-  
7 tions for the payment period beginning after the Secretary  
8 receives the estimates. The Secretary shall adjust popu-  
9 lation information to reflect adjustments made under sec-  
10 tion 118 of the Act of October 1, 1980 (Public Law 96-  
11 369, 94 Stat. 1357).

12       “(c) ADDITIONAL DATA LIMITATIONS.—The Sec-  
13 retary may not—

14               “(1) in determining an allocation for a payment  
15 period, use information on tax collections for years  
16 more recent than the years used by the Secretary of  
17 Commerce in the most recent Bureau of the Census  
18 general determination of State and local taxes made  
19 before the beginning of that period; or

20               “(2) consider a change in information used to  
21 determine an allocation for a period of 60 months if  
22 the change—

23                       “(A) results from a major disaster declared  
24 by the President under section 401 of The Rob-

1           ert T. Stafford Disaster Relief and Emergency  
2           Assistance Act; and

3           “(B) reduces the amount of an allocation.

4   **“§ 6710. Public participation**

5           “(a) HEARINGS.—(1) A unit of general local govern-  
6   ment expending payments under this chapter shall hold  
7   at least one public hearing on the proposed use of the pay-  
8   ment in relation to its entire budget. At the hearing, per-  
9   sons shall be given an opportunity to provide written and  
10  oral views to the governmental authority responsible for  
11  enacting the budget and to ask questions about the entire  
12  budget and the relation of the payment to the entire budg-  
13  et. The government shall hold the hearing at a time and  
14  a place that allows and encourages public attendance and  
15  participation.

16          “(2) A unit of general local government holding a  
17  hearing required under this subsection or by the budget  
18  process of the government shall try to provide senior citi-  
19  zens and senior citizen organizations with an opportunity  
20  to present views at the hearing before the government  
21  makes a final decision on the use of the payment.

22          “(b) DISCLOSURE OF INFORMATION.—(1) By the  
23  10th day before a hearing required under subsection  
24  (a)(1) is held, a unit of general local government shall—



1           “(A) make available for inspection by the public  
2           at the principal office of the government a statement  
3           of the proposed use of the payment and a summary  
4           of the proposed budget of the government; and

5           “(B) publish in at least one newspaper of gen-  
6           eral circulation the proposed use of the payment  
7           with the summary of the proposed budget and a no-  
8           tice of the time and place of the hearing.

9           “(2) By the 30th day after adoption of the budget  
10          under State or local law, the government shall—

11           “(A) make available for inspection by the public  
12           at the principal office of the government a summary  
13           of the adopted budget, including the proposed use of  
14           the payment; and

15           “(B) publish in at least one newspaper of gen-  
16           eral circulation a notice that the information re-  
17           ferred to in subparagraph (A) is available for inspec-  
18           tion.

19           “(c) WAIVERS OF REQUIREMENTS.—Under regula-  
20          tions of the Secretary, a requirement—

21           “(1) under subsection (a)(1) may be waived if  
22           the budget process required under the applicable  
23           State or local law or charter provisions—

1           “(A) ensures the opportunity for public at-  
2           tendance and participation contemplated by  
3           subsection (a); and

4           “(B) includes a hearing on the proposed  
5           use of a payment received under this chapter in  
6           relation to the entire budget of the government;  
7           and

8           “(2) under subsection (b)(1)(B) and (2)(B)  
9           may be waived if the cost of publishing the informa-  
10          tion would be unreasonably burdensome in relation  
11          to the amount allocated to the government from  
12          amounts available for payment under this chapter,  
13          or if publication is otherwise impracticable.

14          “(d) EXCEPTION TO 10-DAY LIMITATION.—If the  
15          Secretary is satisfied that a unit of general local govern-  
16          ment will provide adequate notice of the proposed use of  
17          a payment received under this chapter, the 10-day period  
18          under subsection (b)(1) may be changed to the extent nec-  
19          essary to comply with applicable State or local law.

20          “(e) APPLICATION TO GOVERNMENTS WITHOUT  
21          BUDGETS.—The Secretary shall prescribe regulations for  
22          applying this section to units of general local government  
23          that do not adopt budgets.

1 **“§ 6711. Prohibited discrimination**

2       “(a) GENERAL PROHIBITION.—No person in the  
3 United States shall be excluded from participating in, be  
4 denied the benefits of, or be subject to discrimination  
5 under, a program or activity of a unit of general local gov-  
6 ernment because of race, color, national origin, or sex if  
7 the government receives a payment under this chapter.

8       “(b) ADDITIONAL PROHIBITIONS.—The following  
9 prohibitions and exemptions also apply to a program or  
10 activity of a unit of general local government if the govern-  
11 ment receives a payment under this chapter:

12               “(1) A prohibition against discrimination be-  
13 cause of age under the Age Discrimination Act of  
14 1975.

15               “(2) A prohibition against discrimination  
16 against an otherwise qualified handicapped individ-  
17 ual under section 504 of the Rehabilitation Act of  
18 1973.

19               “(3) A prohibition against discrimination be-  
20 cause of religion, or an exemption from that prohibi-  
21 tion, under the Civil Rights Act of 1964 or title VIII  
22 of the Act of April 11, 1968 (popularly known as the  
23 Civil Rights Act of 1968).

24       “(c) LIMITATIONS ON APPLICABILITY OF PROHIBI-  
25 TIONS.—Subsections (a) and (b) do not apply if the gov-  
26 ernment shows, by clear and convincing evidence, that a

1 payment received under this chapter is not used to pay  
2 for any part of the program or activity with respect to  
3 which the allegation of discrimination is made.

4 “(d) INVESTIGATION AGREEMENTS.—The Secretary  
5 shall try to make agreements with heads of agencies of  
6 the United States Government and State agencies to in-  
7 vestigate noncompliance with this section. An agreement  
8 shall—

9 “(1) describe the cooperative efforts to be taken  
10 (including sharing civil rights enforcement personnel  
11 and resources) to obtain compliance with this sec-  
12 tion; and

13 “(2) provide for notifying immediately the Sec-  
14 retary of actions brought by the United States Gov-  
15 ernment or State agencies against a unit of general  
16 local government alleging a violation of a civil rights  
17 law or a regulation prescribed under a civil rights  
18 law.

19 **“§ 6712. Discrimination proceedings**

20 “(a) NOTICE OF NONCOMPLIANCE.—By the 10th day  
21 after the Secretary makes a finding of discrimination or  
22 receives a holding of discrimination about a unit of general  
23 local government, the Secretary shall submit a notice of  
24 noncompliance to the government. The notice shall state  
25 the basis of the finding or holding.

1       “(b) INFORMAL PRESENTATION OF EVIDENCE.—A  
2 unit of general local government may present evidence in-  
3 formally to the Secretary within 30 days after the govern-  
4 ment receives a notice of noncompliance from the Sec-  
5 retary. Except as provided in subsection (e), the govern-  
6 ment may present evidence on whether—

7               “(1) a person in the United States has been ex-  
8 cluded or denied benefits of, or discriminated against  
9 under, the program or activity of the government, in  
10 violation of section 6711(a);

11               “(2) the program or activity of the government  
12 violated a prohibition described in section 6711(b);  
13 and

14               “(3) any part of that program or activity has  
15 been paid for with a payment received under this  
16 chapter.

17       “(c) TEMPORARY SUSPENSION OF PAYMENTS.—By  
18 the end of the 30-day period under subsection (b), the Sec-  
19 retary shall decide whether the unit of general local gov-  
20 ernment has not complied with section 6711 (a) or (b),  
21 unless the government has entered into a compliance  
22 agreement under section 6714. If the Secretary decides  
23 that the government has not complied, the Secretary shall  
24 notify the government of the decision and shall suspend  
25 payments to the government under this chapter unless,

1 within 10 days after the government receives notice of the  
2 decision, the government—

3 “(1) enters into a compliance agreement under  
4 section 6714; or

5 “(2) requests a proceeding under subsection  
6 (d)(1).

7 “(d) ADMINISTRATIVE REVIEW OF SUSPENSIONS.—

8 (1) A proceeding requested under subsection (c)(2) shall  
9 begin by the 30th day after the Secretary receives a re-  
10 quest for the proceeding. The proceeding shall be before  
11 an administrative law judge appointed under section 3105  
12 of title 5. By the 30th day after the beginning of the pro-  
13 ceeding, the judge shall issue a preliminary decision based  
14 on the record at the time on whether the unit of general  
15 local government is likely to prevail in showing compliance  
16 with section 6711 (a) or (b).

17 “(2) If the administrative law judge decides at the  
18 end of a proceeding under paragraph (1) that the unit  
19 of general local government has—

20 “(A) not complied with section 6711 (a) or (b),  
21 the judge may order payments to the government  
22 under this chapter terminated; or

23 “(B) complied with section 6711 (a) or (b), a  
24 suspension under section 6713(a)(1)(A) shall be dis-  
25 continued promptly.

1           “(3) An administrative law judge may not issue a  
2 preliminary decision that the government is not likely to  
3 prevail if the judge has issued a decision described in para-  
4 graph (2)(A).

5           “(e) BASIS FOR REVIEW.—In a proceeding under  
6 subsections (b) through (d) on a program or activity of  
7 a unit of general local government about which a holding  
8 of discrimination has been made, the Secretary or admin-  
9 istrative law judge may consider only whether a payment  
10 under this chapter was used to pay for any part of the  
11 program or activity. The holding of discrimination is con-  
12 clusive. If the holding is reversed by an appellate court,  
13 the Secretary or judge shall end the proceeding.

14   **“§6713. Suspension and termination of payments in**  
15                                   **discrimination proceedings**

16           “(a) IMPOSITION AND CONTINUATION OF SUSPEN-  
17 SIONS.—(1) The Secretary shall suspend payment under  
18 this chapter to a unit of general local government—

19                   “(A) if an administrative law judge appointed  
20 under section 3105 of title 5 issues a preliminary de-  
21 cision in a proceeding under section 6712(d)(1) that  
22 the government is not likely to prevail in showing  
23 compliance with section 6711 (a) and (b);

24                   “(B) if the administrative law judge decides at  
25 the end of the proceeding that the government has

1 not complied with section 6711 (a) or (b), unless the  
2 government makes a compliance agreement under  
3 section 6714 by the 30th day after the decision; or

4 “(C) if required under section 6712(c).

5 “(2) A suspension already ordered under paragraph  
6 (1)(A) continues in effect if the administrative law judge  
7 makes a decision under paragraph (1)(B).

8 “(b) LIFTING OF SUSPENSIONS AND TERMI-  
9 NATIONS.—If a holding of discrimination is reversed by  
10 an appellate court, a suspension or termination of pay-  
11 ments in a proceeding based on the holding shall be dis-  
12 continued.

13 “(c) RESUMPTION OF PAYMENTS UPON ATTAINING  
14 COMPLIANCE.—The Secretary may resume payment to a  
15 unit of general local government of payments suspended  
16 by the Secretary only—

17 “(1) as of the time of, and under the conditions  
18 stated in—

19 “(A) the approval by the Secretary of a  
20 compliance agreement under section  
21 6714(a)(1); or

22 “(B) a compliance agreement entered into  
23 by the Secretary under section 6714(a)(2);

24 “(2) if the government complies completely with  
25 an order of a United States court, a State court, or



1 administrative law judge that covers all matters  
2 raised in a notice of noncompliance submitted by the  
3 Secretary under section 6712(a);

4 “(3) if a United States court, a State court, or  
5 an administrative law judge decides (including a  
6 judge in a proceeding under section 6712(d)(1)),  
7 that the government has complied with sections  
8 6711 (a) and (b); or

9 “(4) if a suspension is discontinued under sub-  
10 section (b).

11 “(d) PAYMENT OF DAMAGES AS COMPLIANCE.—For  
12 purposes of subsection (c)(2), compliance by a government  
13 may consist of the payment of restitution to a person in-  
14 jured because the government did not comply with section  
15 6711 (a) or (b).

16 “(e) RESUMPTION OF PAYMENTS UPON REVERSAL  
17 BY COURT.—The Secretary may resume payment to a unit  
18 of general local government of payments terminated under  
19 section 6712(d)(2)(A) only if the decision resulting in the  
20 termination is reversed by an appellate court.

21 **“§ 6714. Compliance agreements**

22 “(a) TYPES OF COMPLIANCE AGREEMENTS.—A com-  
23 pliance agreement is an agreement—

24 “(1) approved by the Secretary, between the  
25 governmental authority responsible for prosecuting a

1 claim or complaint that is the basis of a holding of  
2 discrimination and the chief executive officer of the  
3 unit of general local government that has not com-  
4 plied with section 6711 (a) or (b); or

5 “(2) between the Secretary and the chief execu-  
6 tive officer.

7 “(b) CONTENTS OF AGREEMENTS.—A compliance  
8 agreement—

9 “(1) shall state the conditions the unit of gen-  
10 eral local government has agreed to comply with  
11 that would satisfy the obligations of the government  
12 under sections 6711 (a) and (b);

13 “(2) shall cover each matter that has been  
14 found not to comply, or would not comply, with sec-  
15 tion 6711 (a) or (b); and

16 “(3) may be a series of agreements that dispose  
17 of those matters.

18 “(c) AVAILABILITY OF AGREEMENTS TO PARTIES.—  
19 The Secretary shall submit a copy of a compliance agree-  
20 ment to each person who filed a complaint referred to in  
21 section 6716(b), or, if an agreement under subsection  
22 (a)(1), each person who filed a complaint with a govern-  
23 mental authority, about a failure to comply with section  
24 6711 (a) or (b). The Secretary shall submit the copy by  
25 the 15th day after an agreement is made. However, if the

1 Secretary approves an agreement under subsection (a)(1)  
2 after the agreement is made, the Secretary may submit  
3 the copy by the 15th day after approval of the agreement.

4 **“§6715. Enforcement by the Attorney General of pro-**  
5 **hibitions on discrimination**

6 “The Attorney General may bring a civil action in  
7 an appropriate district court of the United States against  
8 a unit of general local government that the Attorney Gen-  
9 eral has reason to believe has engaged or is engaging in  
10 a pattern or practice in violation of section 6711 (a) or  
11 (b). The court may grant—

12 “(1) a temporary restraining order;

13 “(2) an injunction; or

14 “(3) an appropriate order to ensure enjoyment  
15 of rights under section 6711 (a) or (b), including an  
16 order suspending, terminating, or requiring repay-  
17 ment of, payments under this chapter or placing ad-  
18 ditional payments under this chapter in escrow  
19 pending the outcome of the action.

20 **“§6716. Civil action by a person adversely affected**

21 “(a) AUTHORITY FOR PRIVATE SUITS IN FEDERAL  
22 OR STATE COURT.—If a unit of general local government,  
23 or an officer or employee of a unit of general local govern-  
24 ment acting in an official capacity, engages in a practice  
25 prohibited by this chapter, a person adversely affected by

1 the practice may bring a civil action in an appropriate dis-  
2 trict court of the United States or a State court of general  
3 jurisdiction. Before bringing an action under this section,  
4 the person must exhaust administrative remedies under  
5 subsection (b).

6 “(b) ADMINISTRATIVE REMEDIES REQUIRED TO BE  
7 EXHAUSTED.—A person adversely affected shall file an  
8 administrative complaint with the Secretary or the head  
9 of another agency of the United States Government or the  
10 State agency with which the Secretary has an agreement  
11 under section 6711(d). Administrative remedies are  
12 deemed to be exhausted by the person after the 90th day  
13 after the complaint was filed if the Secretary, the head  
14 of the Government agency, or the State agency—

15 “(1) issues a decision that the government has  
16 not failed to comply with this chapter; or

17 “(2) does not issue a decision on the complaint.

18 “(c) AUTHORITY OF COURT.—In an action under this  
19 section, the court—

20 “(1) may grant—

21 “(A) a temporary restraining order;

22 “(B) an injunction; or

23 “(C) another order, including suspension,  
24 termination, or repayment of, payments under  
25 this chapter or placement of additional pay-

1           ments under this chapter in escrow pending the  
2           outcome of the action; and

3           “(2) to enforce compliance with section 6711  
4           (a) or (b), may allow a prevailing party (except the  
5           United States Government) a reasonable attorney’s  
6           fee.

7           “(d) INTERVENTION BY ATTORNEY GENERAL.—In  
8           an action under this section to enforce compliance with  
9           section 6711 (a) or (b), the Attorney General may inter-  
10          vene in the action if the Attorney General certifies that  
11          the action is of general public importance. The United  
12          States Government is entitled to the same relief as if the  
13          Government had brought the action and is liable for the  
14          same fees and costs as a private person.

15          **“§ 6717. Judicial review**

16          “(a) APPEALS IN FEDERAL COURT OF APPEALS.—  
17          A unit of general local government which receives notice  
18          from the Secretary about withholding payments under sec-  
19          tion 6703(c), suspending payments under section  
20          6713(a)(1)(B), or terminating payments under section  
21          6712(d)(2)(A), may apply for review of the action of the  
22          Secretary by filing a petition for review with the court of  
23          appeals of the United States for the circuit in which the  
24          government is located. The petition shall be filed by the  
25          60th day after the date the notice is received. The clerk

1 of the court shall immediately send a copy of the petition  
2 to the Secretary.

3 “(b) FILING OF RECORD OF ADMINISTRATIVE PRO-  
4 CEEDING.—The Secretary shall file with the court a  
5 record of the proceeding on which the Secretary based the  
6 action. The court may consider only objections to the ac-  
7 tion of the Secretary that were presented before the Sec-  
8 retary.

9 “(c) COURT ACTION.—The court may affirm, change,  
10 or set aside any part of the action of the Secretary. The  
11 findings of fact by the Secretary are conclusive if sup-  
12 ported by substantial evidence in the record. If a finding  
13 is not supported by substantial evidence in the record, the  
14 court may remand the case to the Secretary to take addi-  
15 tional evidence. Upon such a remand, the Secretary may  
16 make new or modified findings and shall certify additional  
17 proceedings to the court.

18 “(d) REVIEW ONLY BY SUPREME COURT.—A judg-  
19 ment of a court under this section may be reviewed only  
20 by the Supreme Court under section 1254 of title 28.

21 **“§ 6718. Audits, investigations, and reviews**

22 “(a) INDEPENDENT AUDIT.—(1) Except as provided  
23 in this section, a unit of general local government that  
24 receives a payment under this chapter shall have an inde-  
25 pendent audit made of the financial statements of the gov-

1 ernment at least as often as is required by paragraph (2)  
2 to determine compliance with this chapter. The audit shall  
3 be carried out under generally accepted government audit-  
4 ing standards issued by the Comptroller General of the  
5 United States.

6 “(2) Paragraph (1) does not apply to a unit of gen-  
7 eral local government for a fiscal year in which the govern-  
8 ment receives less than \$25,000 under this chapter. A unit  
9 of general local government which receives at least  
10 \$25,000 but not more than \$100,000 under this chapter  
11 for a fiscal year shall have an audit made in accordance  
12 with paragraph (1) at least once every 3 years. A govern-  
13 ment which receives more than \$100,000 under this chap-  
14 ter for a fiscal year shall have an audit made in accord-  
15 ance with paragraph (1) for such fiscal year, except that,  
16 if the government operates on a biennial fiscal period, such  
17 audit may be made biennially but shall cover the financial  
18 statement or statements for, and compliance with the re-  
19 quirements of the chapter during, both years within such  
20 period.

21 “(3) An audit of financial statements of a unit of gen-  
22 eral local government carried out under another law of the  
23 United States for a fiscal year is deemed to be in compli-  
24 ance with paragraph (1) for that year if the audit substan-  
25 tially complies with the requirements of paragraph (1).

1       “(b) WAIVER BY LOCAL GOVERNMENT.—A unit of  
2 general local government may waive application of sub-  
3 section (a)(1) if—

4           “(1) the financial statements of the government  
5 are audited by independent auditors under State or  
6 local law at least as often as would be required by  
7 subsection (a)(2);

8           “(2) the government certifies that the audit is  
9 carried out under generally accepted auditing stand-  
10 ards issued by the Comptroller General of the  
11 United States;

12           “(3) the auditing provisions of the State or  
13 local law are applicable to the payment period to  
14 which the waiver applies; and

15           “(4) the government submits to the Secretary a  
16 brief description of the auditing standards used  
17 under the relevant State or local law and specifica-  
18 tion of the payment period to which the waiver  
19 applies.

20       “(c) WAIVER BY SECRETARY.—Under regulations of  
21 the Secretary, the Secretary may waive any requirement  
22 under subsection (a)(1) or (b) for a unit of general local  
23 government for a fiscal year if the Secretary decides that  
24 the financial statements of the government for the year—



1           “(1) cannot be audited, and the government  
2 shows substantial progress in making the statements  
3 auditable; or

4           “(2) have been audited by a State agency that  
5 does not follow generally accepted auditing stand-  
6 ards issued by the Comptroller General of the Unit-  
7 ed States or that is not independent, and the State  
8 agency shows progress in meeting those auditing  
9 standards or in becoming independent.

10          “(d) SERIES OF AUDITS.—A series of audits carried  
11 out over a period of not more than 3 years covering the  
12 total amount in the financial accounts of a unit of general  
13 local government is deemed to be a single audit under sub-  
14 sections (a)(1) and (b) of this section.

15          “(e) AUDIT OPINION.—An opinion of an audit car-  
16 ried out under this section shall be provided to the Sec-  
17 retary in the form and at times required by the Secretary.  
18 No later than 30 days following the completion of the  
19 audit, the unit of general local government shall make the  
20 audit report available for public inspection.

21          “(f) INVESTIGATIONS BY SECRETARY.—(1) The Sec-  
22 retary shall maintain regulations providing reasonable and  
23 specific time limits for the Secretary to—

24               “(A) carry out an investigation and make a  
25 finding after receiving a complaint referred to in sec-

1       tion 6716(b), a determination by a State or local ad-  
2       ministrative agency, or other information about a  
3       possible violation of this chapter;

4             “(B) carry out audits and reviews (including in-  
5       vestigations of allegations) about possible violations  
6       of this chapter; and

7             “(C) advise a complainant of the status of an  
8       audit, investigation, or review of an allegation by the  
9       complainant of a violation of section 6711 (a) or (b)  
10      or other provision of this chapter.

11      “(2) The maximum time limit under paragraph  
12      (1)(A) is 90 days.

13      “(g) REVIEWS BY COMPTROLLER GENERAL.—The  
14      Comptroller General of the United States shall carry out  
15      reviews of the activities of the Secretary, State govern-  
16      ments, and units of general local government necessary  
17      for the Congress to evaluate compliance and operations  
18      under this chapter.

19      **“§6719. Reports**

20      “(a) REPORTS BY SECRETARY OF TREASURY TO  
21      CONGRESS.—Before June 2 of each year, the Secretary  
22      personally shall report to the Congress on—

23             “(1) the status and operation of the Local Gov-  
24       ernment Fiscal Assistance Fund during the prior fis-  
25       cal year; and

1           “(2) the administration of this chapter, includ-  
2           ing a complete and detailed analysis of—

3                   “(A) actions taken to comply with sections  
4                   6711 through 6715, including a description of  
5                   the kind and extent of noncompliance and the  
6                   status of pending complaints;

7                   “(B) the extent to which units of general  
8                   local government receiving payments under this  
9                   chapter have complied with sections 6702 and  
10                  6718(a), (b), and (d), including a description of  
11                  the kind and extent of noncompliance and ac-  
12                  tions taken to ensure the independence of au-  
13                  dits conducted under section 6718(a), (b), and  
14                  (d);

15                  “(C) the way in which payments under this  
16                  chapter have been distributed in the jurisdic-  
17                  tions receiving payments; and

18                  “(D) significant problems in carrying out  
19                  this chapter and recommendations for legisla-  
20                  tion to remedy the problems.

21           “(b) REPORTS BY UNITS OF GENERAL LOCAL GOV-  
22           VERNMENT TO SECRETARY OF TREASURY.—(1) At the end  
23           of each fiscal year, each unit of general local government  
24           which received a payment under this chapter for the fiscal  
25           year shall submit a report to the Secretary. The report

1 shall be submitted in the form and at a time prescribed  
2 by the Secretary and shall be available to the public for  
3 inspection. The report shall state—

4           “(A) the amounts and purposes for which the  
5           payment has been appropriated, expended, or obli-  
6           gated in the fiscal year;

7           “(B) the relationship of the payment to the rel-  
8           evant functional items in the budget of the govern-  
9           ment; and

10           “(C) the differences between the actual and  
11           proposed use of the payment.

12           “(2) The Secretary shall provide a copy of a report  
13 submitted under paragraph (1) by a unit of general local  
14 government to the chief executive officer of the State in  
15 which the government is located. The Secretary shall pro-  
16 vide the report in the manner and form prescribed by the  
17 Secretary.

18           “(c) REGULATIONS.—The Secretary shall prescribe  
19 regulations for applying this section to units of general  
20 local government that do not adopt budgets.

21 **“§ 6720. Definitions and application**

22           “(a) DEFINITIONS.—In this chapter—

23           “(1) ‘unit of general local government’ means—

24                   “(A) a county, township, city, or political  
25                   subdivision of a county, township, or city, that

1 is a unit of general local government as deter-  
2 mined by the Secretary of Commerce for gen-  
3 eral statistical purposes; and

4 “(B) the District of Columbia and the rec-  
5 ognized governing body of an Indian tribe or  
6 Alaskan Native village that carries out substan-  
7 tial governmental duties and powers;

8 “(2) ‘payment period’ means each 1-year period  
9 beginning on October 1 of 1994 and 1995;

10 “(3) ‘State and local taxes’ means taxes im-  
11 posed by a State government or unit of general local  
12 government or other political subdivision of a State  
13 government for public purposes (except employee  
14 and employer assessments and contributions to fi-  
15 nance retirement and social insurance systems and  
16 other special assessments for capital outlay) as de-  
17 termined by the Secretary of Commerce for general  
18 statistical purposes;

19 “(4) ‘State’ means any of the several States  
20 and the District of Columbia;

21 “(5) ‘income’ means the total money income re-  
22 ceived from all sources as determined by the Sec-  
23 retary of Commerce for general statistical purposes;

24 “(6) ‘per capita income’ means—

1           “(A) in the case of the United States, the  
2           income of the United States divided by the pop-  
3           ulation of the United States;

4           “(B) in the case of a State, the income of  
5           that State, divided by the population of that  
6           State; and

7           “(C) in the case of a unit of general local  
8           government, the income of that unit of general  
9           local government divided by the population of  
10          the unit of general local government;

11          “(7) ‘finding of discrimination’ means a deci-  
12          sion by the Secretary about a complaint described in  
13          section 6716(b), a decision by a State or local ad-  
14          ministrative agency, or other information (under  
15          regulations prescribed by the Secretary) that it is  
16          more likely than not that a unit of general local gov-  
17          ernment has not complied with section 6711 (a) or  
18          (b);

19          “(8) ‘holding of discrimination’ means a holding  
20          by a United States court, a State court, or an ad-  
21          ministrative law judge appointed under section 3105  
22          of title 5, that a unit of general local government ex-  
23          pending amounts received under this chapter has—

24                  “(A) excluded a person in the United  
25                  States from participating in, denied the person

1 the benefits of, or subjected the person to dis-  
2 crimination under, a program or activity be-  
3 cause of race, color, national origin, or sex; or

4 “(B) violated a prohibition against dis-  
5 crimination described in section 6711(b); and

6 “(9) ‘Secretary’ means the Secretary of the  
7 Treasury.

8 “(b) TREATMENT OF SUBSUMED AREAS.—If the en-  
9 tire geographic area of a unit of general local government  
10 is located in a larger entity, the unit of general local gov-  
11 ernment is deemed to be located in the larger entity. If  
12 only part of the geographic area of a unit is located in  
13 a larger entity, each part is deemed to be located in the  
14 larger entity and to be a separate unit of general local  
15 government in determining allocations under this chapter.  
16 Except as provided in regulations prescribed by the Sec-  
17 retary, the Secretary shall make all data computations  
18 based on the ratio of the estimated population of the part  
19 to the population of the entire unit of general local govern-  
20 ment.

21 “(c) BOUNDARY AND OTHER CHANGES.—If a bound-  
22 ary line change, a State statutory or constitutional change,  
23 annexation, a governmental reorganization, or other cir-  
24 cumstance results in the application of sections 6704  
25 through 6708 in a way that does not carry out the pur-

1 poses of sections 6701 through 6708, the Secretary shall  
2 apply sections 6701 through 6708 under regulations of the  
3 Secretary in a way that is consistent with those  
4 purposes.”.

5 (b) DEFICIT NEUTRALITY.—Any appropriation to  
6 carry out the amendment made by this Act to title 31,  
7 United States Code, for fiscal year 1995 or 1996 shall  
8 be offset by cuts elsewhere in appropriations for that fiscal  
9 year.

10 **SEC. 903. CLERICAL AMENDMENT.**

11 The table of chapters at the beginning of subtitle V  
12 of title 31, United States Code, is amended by adding at  
13 after the item relating to chapter 65 the following:

“67. Federal Payments ..... 6701”.

14 **TITLE X—MISCELLANEOUS**

15 **SEC. 1001. MULTIJURISDICTIONAL GANG TASK FORCES.**

16 Section 504(f) of title I of the Omnibus Crime Con-  
17 trol and Safe Streets Act of 1968 is amended by inserting  
18 “or multijurisdictional gang task forces” after “drug task  
19 forces”.



HR 4033 IH—2

HR 4033 IH—3

HR 4033 IH—4

HR 4033 IH—5

HR 4033 IH—6



HR 4033 IH—7

HR 4033 IH—8