

104TH CONGRESS
1ST SESSION

H. R. 2807

To consolidate Federal youth prevention and youth development programs and create a new process and structure for providing Federal assistance for these programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 18 (legislative day, DECEMBER 15), 1995

Mr. WATTS of Oklahoma (for himself, Ms. MOLINARI, Mr. PAYNE of New Jersey, and Mr. TALENT) introduced the following bill; which was referred to the Committee on Economic and Educational Opportunities, and in addition to the Committees on the Judiciary and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To consolidate Federal youth prevention and youth development programs and create a new process and structure for providing Federal assistance for these programs, and for other purposes.

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

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Youth Development Community Block Grant Act of
6 1995”.

1 (b) TABLE OF CONTENTS.—The table of contents is
2 as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Purposes.
- Sec. 4. Definitions.
- Sec. 5. General distribution of funds.
- Sec. 6. Distribution of State allotments.
- Sec. 7. Distribution of local allocations.
- Sec. 8. Distribution to other entities.
- Sec. 9. Distribution to grant recipients.
- Sec. 10. Reallotment and reallocation.
- Sec. 11. Community Youth Development Board.
- Sec. 12. Duties of Community Boards.
- Sec. 13. Duties of the States.
- Sec. 14. Duties of the Assistant Secretary.
- Sec. 15. Repeals.
- Sec. 16. Conforming amendments.
- Sec. 17. Transfer of funds.
- Sec. 18. Effective date and transition provisions.

3 **SEC. 2. FINDINGS.**

4 Congress finds the following:

5 (1) In an increasingly complex and competitive
6 world economy, the human capital of the United
7 States is its most important resource. Too many
8 young people in the United States are reaching
9 adulthood unprepared to be productive workers, ef-
10 fective parents, or responsible citizens.

11 (2) Over the past decade, public concern related
12 to young people has focused primarily on improving
13 academic performance and combating youth prob-
14 lems such as substance abuse and juvenile delin-
15 quency.

16 (3) Young people who lack self-confidence, self-
17 discipline, respect for others, and a sense of connec-

1 tion to their families and communities, are unlikely
2 to be successful in school, and far more likely to en-
3 gage in high-risk behaviors.

4 (4) Parents have primary responsibility for the
5 social, moral, emotional, physical, and cognitive de-
6 velopment of their children. However, tremendous
7 social and demographic changes during the last 30
8 years have had a significant effect on family life and
9 youth development, increasing the need for programs
10 to strengthen families and help parents meet the so-
11 cial, moral, emotional, physical, and cognitive needs
12 of their children.

13 (5) The lack of supervision of youth by parents
14 and the lack of meaningful activity after school for
15 youth contributes to the spread of violent juvenile
16 delinquency in the form of youth and gang violence,
17 drug trafficking, dangerous and self-destructive be-
18 havior, and lack of hope among youth in our Nation.

19 (6) The United States expects too much of its
20 schools if the Nation asks the schools to meet single-
21 handedly the needs described in paragraph (4) in ad-
22 dition to accomplishing their basic educational mis-
23 sion. Only a strong partnership among community-
24 based youth development organizations, community-
25 based youth-serving organizations, community-based

1 family-serving organizations, local government, law
2 enforcement, juvenile and family courts, local schools
3 and local educational agencies, local businesses (in-
4 cluding small businesses, businesses that produce or
5 sell products that may be abused, and large indus-
6 tries), philanthropic organizations, the religious com-
7 munity, and families can create a community envi-
8 ronment that truly supports the youth of the Nation
9 in reaching their highest potential.

10 (7) Youth development programs, including
11 youth clubs, sports and recreation programs,
12 mentoring programs, leadership development activi-
13 ties, and community service programs, make a major
14 contribution to helping youth develop the life skills
15 and values that will prepare the youth for the chal-
16 lenges of adolescence and the independence and re-
17 sponsibilities of adulthood.

18 (8) Participation in positive youth development
19 programs can lead to a reduction in high-risk behav-
20 iors, including school failure, teenage pregnancy, use
21 of alcohol and drugs, and juvenile delinquency. Many
22 youth who would greatly benefit from such programs
23 do not have access due to factors that include lack
24 of coordination among the programs and inequitable
25 distribution of existing resources.

1 (9) Community-based youth-serving organiza-
2 tions, private and public, are an effective resource in
3 developing and implementing community youth de-
4 velopment plans, both because of the responsiveness
5 of the organizations to local community values and
6 concerns, and the ability of the organizations to mo-
7 bilize community resources.

8 (10) Notwithstanding the efforts of community-
9 based youth-serving organizations, in most local
10 communities youth development efforts are so frag-
11 mented that millions of youth nationwide go
12 unserved, and no process exists through which key
13 groups regularly come together to develop a com-
14 prehensive approach to youth development. Without
15 a mechanism for coordination, narrowly focused
16 Federal programs are unable to meet the com-
17 prehensive needs of the youth of the Nation.

18 (11) Narrowly targeted categorical programs
19 have created a multitude of Federal funding streams
20 which have become a barrier to effective program co-
21 ordination and the provision of comprehensive serv-
22 ices for children and youth.

23 (12) It is critical that the Federal Government
24 adopt a comprehensive strategy in promoting the
25 positive development of youth, and encourage and

1 empower communities to develop and implement
2 comprehensive youth development plans.

3 **SEC. 3. PURPOSES.**

4 It is the purpose of this Act to create a single, com-
5 prehensive Federal strategy for community-based youth
6 development programs, and to support communities in de-
7 signing community strategic plans for youth development
8 that—

9 (1) support the primary role of the family in
10 positive youth development;

11 (2) give priority to prevention of youth prob-
12 lems and crime through youth development;

13 (3) promote increased community coordination
14 and collaboration in meeting the developmental
15 needs of youth;

16 (4) support the development and expansion of
17 community-based youth development programs to re-
18 spond to local needs; and

19 (5) promote community partnerships that link
20 youth development programs with services provided
21 by community-based youth development organiza-
22 tions, community-based youth-serving organizations,
23 community-based family-serving organizations, local
24 government (including parks and recreation agen-
25 cies), law enforcement, juvenile and family courts,

1 and local schools and local educational agencies, and
2 other segments of the community.

3 **SEC. 4. DEFINITIONS.**

4 As used in this Act:

5 (1) ASSISTANT SECRETARY.—The term “Assist-
6 ant Secretary” means the Assistant Secretary for
7 Children and Families of the Department of Health
8 and Human Services.

9 (2) COMMUNITY-BASED.—The term “commu-
10 nity-based”—

11 (A) used with respect to an organization,
12 means an organization that is representative of
13 a community or a significant segment of a com-
14 munity and is engaged in providing services to
15 the community; and

16 (B) used with respect to a program or
17 service, means a program or service provided to
18 the community in which the program or service
19 is located.

20 (3) COMMUNITY BOARD.—The term “Commu-
21 nity Board” means a Community Youth Develop-
22 ment Board established under section 11.

23 (4) COUNTY.—The term “county”, used to
24 refer to a political subdivision of Vermont, Rhode Is-
25 land, Connecticut, Hawaii, Alaska, or another State

1 with similar local government, means a city, town,
2 township, village, or other general purpose political
3 subdivision.

4 (5) LOCAL EDUCATIONAL AGENCY.—The term
5 “local educational agency” has the meaning given
6 the term in section 14101 of the Elementary and
7 Secondary Education Act of 1965 (20 U.S.C. 8801).

8 (6) LOW-INCOME FAMILY.—The term “low-in-
9 come family” means a family with an income below
10 the poverty line.

11 (7) OUTCOME OBJECTIVE.—The term “outcome
12 objective” means an objective that relates to the im-
13 pact of a program or initiative, with respect to the
14 participants in the program or initiative, the fami-
15 lies, peer groups, or schools of the participants, or
16 the community that the program or initiative serves,
17 including—

18 (A) an objective relating to changes in the
19 competencies described in paragraph (15)(A) of
20 individual participants in the program or initia-
21 tive;

22 (B) an objective relating to reducing the
23 incidence of high-risk behaviors, such as school
24 failure, violence, teenage pregnancy, use of alco-

1 hol, use of illegal drugs, and juvenile delin-
2 quency, among youth in the community; and

3 (C) an objective relating to increasing pro-
4 tective factors and reducing risk factors for the
5 participants, the families, peer groups, or
6 schools of the participants, or the community.

7 (8) OUTLYING AREA.—The term “outlying
8 area” means the United States Virgin Islands,
9 Guam, American Samoa, the Commonwealth of the
10 Northern Mariana Islands, the Republic of the Mar-
11 shall Islands, the Federated States of Micronesia,
12 and the Republic of Palau.

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

19 (10) PROCESS OBJECTIVE.—The term “process
20 objective” means an objective that relates to the
21 manner in which a program or initiative is carried
22 out, including—

23 (A) an objective relating to the degree to
24 which the program or initiative is reaching its
25 intended target population;

1 (B) an objective relating to the degree to
2 which the program or initiative addresses
3 known risk factors for youth problem behaviors
4 and incorporates activities that inhibit the be-
5 haviors and that build on protective factors for
6 youth;

7 (C) an objective relating to the number,
8 age, gender, and ethnicity of the youth involved
9 in the program or initiative;

10 (D) an objective relating to the degree to
11 which the services delivered are consistent with
12 the intended program model; and

13 (E) an objective relating to the cost of de-
14 livering services under the program or initiative.

15 (11) STATE.—The term “State” means each of
16 the several States of the United States, the District
17 of Columbia, and the Commonwealth of Puerto Rico.

18 (12) SUBSTANCE ABUSE.—The term “substance
19 abuse” has the meaning given the term in section
20 534 of the Public Health Service Act (42 U.S.C.
21 290cc–34).

22 (13) YOUTH.—The term “youth” means an in-
23 dividual who is not younger than age 6 and not
24 older than age 18.

1 (14) YOUTH DEVELOPMENT ORGANIZATION.—

2 The term “youth development organization” means
3 a private nonprofit youth-serving organization with a
4 major emphasis on providing youth development pro-
5 grams.

6 (15) YOUTH DEVELOPMENT PROGRAM.—The
7 term “youth development program” means a pro-
8 gram that—

9 (A) in order to enable youth to deal suc-
10 cessfully with the challenges of adolescence and
11 prepare the youth for the independence and re-
12 sponsibilities of being parents, workers, and
13 citizens, attempts to help the youth to de-
14 velop—

15 (i) social competencies, such as work
16 and family life skills, problem-solving
17 skills, and communication skills;

18 (ii) moral competencies, such as per-
19 sonal values, ethics, and a sense of respon-
20 sibility and citizenship (including participa-
21 tion in civic life and community service);

22 (iii) emotional competencies, such as a
23 sense of personal identity, self-confidence,
24 autonomy, and the ability to resist negative
25 peer pressure;

1 (iv) physical competencies, such as
2 physical conditioning, endurance, and an
3 appreciation for and strategies to achieve
4 lifelong physical health and fitness; and

5 (v) cognitive competencies, such as
6 knowledge, reasoning ability, creativity,
7 and a lifelong commitment to learning and
8 achievement;

9 (B) conducts activities with a primarily
10 nonacademic focus;

11 (C) employs primarily active and experien-
12 tial learning methods;

13 (D) builds relationships between positive
14 adult role models and youth in a program set-
15 ting; and

16 (E) promotes the competencies described
17 in subparagraph (A) through group and one-to-
18 one activities, which may include activities in
19 youth clubs, sports and recreation, peer coun-
20 seling and teaching, mentoring, the arts, values
21 education, leadership development, crime and
22 delinquency prevention, community service or
23 volunteerism, literacy, before school and after
24 school programs, prevention of violence (includ-
25 ing violence in the home), mediation skills

1 training, drug abuse prevention, alcohol edu-
2 cation, parenting skills activities, camping, envi-
3 ronmental education, ethnic or cultural enrich-
4 ment, tutoring, and academic enrichment.

5 (16) YOUTH-SERVING ORGANIZATION.—The
6 term “youth-serving organization” means an organi-
7 zation with a primary focus on providing youth de-
8 velopment, health and fitness, education, substance
9 abuse prevention, child welfare, child protective, psy-
10 chological, parenting, recreation, teen pregnancy, re-
11 habilitative, or residential services to youth.

12 **SEC. 5. GENERAL DISTRIBUTION OF FUNDS.**

13 (a) AUTHORIZATION OF APPROPRIATIONS.—

14 (1) IN GENERAL.—There are authorized to be
15 appropriated to carry out this Act, \$890,900,000 for
16 fiscal year 1996 and such sums as may be necessary
17 for each of fiscal years 1997 through 2000.

18 (2) VIOLENT CRIME REDUCTION TRUST
19 FUND.—Notwithstanding section 310001(c) of the
20 Violent Crime Control and Law Enforcement Act of
21 1994 (42 U.S.C. 14211(c)), there are authorized to
22 be appropriated to carry out this Act, from amounts
23 in the Violent Crime Reduction Trust Fund, for
24 each of fiscal years 1997 through 2000, the total
25 amount authorized to be appropriated for such fiscal

1 year under title III of the Violent Crime Control and
2 Law Enforcement Act of 1994 (42 U.S.C. 13741 et
3 seq.) (as in effect on the day before the date of en-
4 actment of this Act) from such trust fund to carry
5 out the provisions described in section 15(a).

6 (b) RESERVATIONS.—From the sums appropriated
7 under subsection (a) for any fiscal year, the Assistant Sec-
8 retary shall reserve—

9 (1) 95 percent of the sums for allotments to
10 States and allocations to Community Boards, as de-
11 scribed in sections 6 and 7;

12 (2) 1.5 percent of the sums for grants to Native
13 American organizations, as described in section 8(a);

14 (3) 0.5 percent of the sums for grants to outly-
15 ing areas, as described in section 8(b); and

16 (4) 3 percent of the sums for activities by the
17 Administration for Children and Families, as de-
18 scribed in this Act.

19 **SEC. 6. DISTRIBUTION OF STATE ALLOTMENTS.**

20 (a) TOTAL DISTRIBUTION AMOUNT.—From the sums
21 reserved under section 5(b)(1) (referred to in this section
22 as the “total distribution amount”), the Assistant Sec-
23 retary shall make allotments under this section to States
24 to—

1 (1) assist Community Boards in carrying out
2 the activities described in sections 7(b)(2)(A) and
3 9(a);

4 (2) carry out activities required to administer
5 the youth development programs carried out in the
6 States; and

7 (3) for any fiscal year described in section
8 7(a)(1)(B), assist appropriate entities, on a discre-
9 tionary basis, in carrying out local youth develop-
10 ment programs in order to—

11 (A) respond to emergency situations, as
12 determined by the States; or

13 (B) serve areas with a high concentration
14 of low-income families.

15 (b) ALLOTMENT OF FUNDS TO STATES.—Subject to
16 subsection (c), for each fiscal year in which funds are ap-
17 propriated under section 5(a), the Assistant Secretary
18 shall allot to each State the sum (referred to in this sec-
19 tion and section 7 as the “State allotment”) of—

20 (1) an amount that bears the same relation to
21 $\frac{1}{3}$ of the total distribution amount as the number
22 of youth in the State bears to the number of youth
23 in all States;

24 (2) an amount that bears the same relation to
25 $\frac{1}{3}$ of the total distribution amount as the number

1 of youth from low-income families in the State bears
2 to the number of such youth in all States; and

3 (3) an amount from the remaining $\frac{1}{3}$ of the
4 total distribution amount, calculated in accordance
5 with a formula prescribed by the Assistant Sec-
6 retary, that takes into account the average incidence
7 of juvenile crime in the State during the most recent
8 4-year period for which data are available, relative
9 to the average incidence of such crime in all States
10 during such period.

11 (c) MINIMUM STATE ALLOTMENT.—The Assistant
12 Secretary shall allot to each State under this section an
13 amount that is not less than $\frac{1}{2}$ of 1 percent of the total
14 distribution amount.

15 (d) DISTRIBUTION OF FUNDS TO STATES.—To be el-
16 igible to receive such State allotment, the State shall pre-
17 pare, and submit to the Assistant Secretary, an applica-
18 tion at such time, in such manner, and containing such
19 information as the Assistant Secretary may reasonably re-
20 quire to assure compliance with this Act. Such application
21 shall include, at a minimum, an assurance that the State
22 is prepared to use such amount in compliance with all the
23 requirements of this Act, and, in the case of any applica-
24 tion submitted after the first year in which the State re-
25 ceives funds under this Act, that the State will submit to

1 the Assistant Secretary an annual program report and the
2 results of an independent audit conducted by the State
3 concerning the use of such funds.

4 **SEC. 7. DISTRIBUTION OF LOCAL ALLOCATIONS.**

5 (a) RESERVATION AND ALLOCATION OF FUNDS TO
6 COMMUNITY BOARDS.—

7 (1) RESERVATIONS.—

8 (A) ADMINISTRATION.—A State may re-
9 serve not more than 4 percent of the State al-
10 lotment to carry out activities required to ad-
11 minister the youth development programs car-
12 ried out in the State.

13 (B) DISCRETIONARY FUNDING OF LOCAL
14 YOUTH DEVELOPMENT PROGRAMS.—For each
15 fiscal year for which the total sums appro-
16 priated under section 5(a) are \$500,000,000 or
17 more, a State may reserve not more than 3.5
18 percent of the State allotment to assist appro-
19 priate entities, on a discretionary basis, in car-
20 rying out local youth development programs in
21 order to—

22 (i) respond to emergency situations,
23 as determined by the State; or

24 (ii) serve areas with a high concentra-
25 tion of low-income families.

1 (2) ALLOCATION OF FUNDS TO COMMUNITY
2 BOARDS FOR FISCAL YEARS FOR WHICH APPROPRIA-
3 TIONS ARE \$500,000,000 OR MORE.—

4 (A) IN GENERAL.—Except as described in
5 paragraph (3), for each fiscal year for which a
6 State receives a State allotment, the State shall,
7 after making any reservation under paragraph
8 (1), allocate and distribute to each Community
9 Board in the State an amount (referred to in
10 this section as the “local allocation”) represent-
11 ing an equitable allocation of the remainder of
12 the State allotment.

13 (B) CALCULATION.—The local allocations
14 shall be distributed among Community Boards
15 representing counties within the State utilizing
16 the Federal allotment formula specified in sec-
17 tion 6(b), except that for purposes of the appli-
18 cation of the formula—

19 (i) each reference to the total distribu-
20 tion amount shall be deemed to be a ref-
21 erence to the remainder of the State allot-
22 ment;

23 (ii) each reference to a State shall be
24 deemed to be a reference to a county; and

1 (iii) the reference to all States shall be
2 deemed to be a reference to all counties in
3 the State.

4 (3) ALLOCATION OF FUNDS TO COMMUNITY
5 BOARDS FOR FISCAL YEARS FOR WHICH APPROPRIA-
6 TIONS ARE LESS THAN \$500,000,000.—

7 (A) GRANTS.—For each fiscal year for
8 which the total sums appropriated under sec-
9 tion 5(a) are less than \$500,000,000, and for
10 which a State receives a State allotment, the
11 State shall, after making any reservation under
12 paragraph (1)(A), make grants from the re-
13 mainder of the State allotment to eligible Com-
14 munity Boards to carry out the activities de-
15 scribed in subsection (b)(2)(A) and section 9(a).

16 (B) CONSIDERATIONS.—In making such
17 grants, the State shall consider the criteria de-
18 scribed in the formula specified in section 6(b),
19 applied as described in paragraph (2)(B). The
20 State shall ensure an equitable geographic dis-
21 tribution of such grants (including distribution
22 to rural, urban, and suburban areas within the
23 State), and shall ensure that a variety of pro-
24 gram models and activities receive funding
25 under this paragraph.

1 (C) TREATMENT OF GRANTS.—For pur-
2 poses of this Act, a grant awarded to a Commu-
3 nity Board under this paragraph shall be con-
4 sidered to be a local allocation.

5 (b) DISTRIBUTION OF FUNDS TO COMMUNITY
6 BOARDS.—

7 (1) INITIAL PLANNING FUNDS.—For the first
8 fiscal year for which Community Boards in a State
9 are eligible to receive funds under this section, the
10 State shall make available, to each eligible Commu-
11 nity Board in the State, 5 percent of the local allo-
12 cation of such Board, to be used for up to 6 months
13 for an initial planning phase. To be eligible to re-
14 ceive such amount, the Community Board shall sub-
15 mit to the State a letter of intent to apply for funds
16 under this section. Such letter of intent shall include
17 a list of the members of the Community Board, in-
18 cluding sufficient information about their affiliations
19 to demonstrate compliance with the requirements of
20 subsections (b) through (f) of section 11.

21 (2) DISTRIBUTION OF PROGRAM FUNDS.—

22 (A) IN GENERAL.—For each fiscal year for
23 which a State receives a State allotment, the
24 State shall distribute to each eligible Commu-
25 nity Board in the State an amount equal to the

1 remainder of the local allocation of such Board
2 for the purpose of conducting community-based
3 youth development programs that—

4 (i) address the process objectives, and
5 the outcome objectives, identified in the
6 community strategic plan described in sec-
7 tion 12(a)(1);

8 (ii) incorporate components that pro-
9 mote competencies in youth;

10 (iii) recognize the primary role of the
11 family in positive youth development in
12 order to strengthen families;

13 (iv) promote the involvement of youth
14 (including program participants), parents,
15 and other community members in the plan-
16 ning and implementation of the programs;

17 (v) identify specific protective factors
18 and risk factors for youth, to be addressed
19 by the programs;

20 (vi) coordinate services with other
21 youth and family services in the commu-
22 nity and help participants access the serv-
23 ices;

- 1 (vii) build relationships between posi-
2 tive adult role models and youth in pro-
3 gram settings;
- 4 (viii) encourage youth leadership and
5 civic involvement;
- 6 (ix) seek to establish a long-term rela-
7 tionship with participating youth;
- 8 (x) employ strong outreach efforts to
9 youth from low-income families and to the
10 families;
- 11 (xi) provide age-appropriate activities;
- 12 (xii) provide activities that—
- 13 (I) are open to all youth, regard-
14 less of such factors as race, color, reli-
15 gion, sex, national origin, disability, or
16 social or economic background; or
- 17 (II) target a population on the
18 basis of 1 or more of such factors, if
19 such targeting is designed to meet the
20 special needs of such population; and
- 21 (xiii) use not more than 10 percent of
22 the amount to provide preservice and in-
23 service training and educational materials
24 and services for program staff.

1 (B) APPLICATION.—To be eligible to re-
2 ceive an amount referred to in subparagraph
3 (A), the Community Board shall prepare and
4 submit to the State an application, at such
5 time, in such manner, and containing such in-
6 formation as the State may reasonably require
7 to assure compliance with this Act. Such appli-
8 cation shall include, at a minimum, a commu-
9 nity strategic plan described in section
10 12(a)(1), a description of the types of activities
11 and services for which the amount will be pro-
12 vided, information indicating the extent to
13 which the activities and services achieve the
14 purposes of this Act and the purpose described
15 in subparagraph (A), and a description of the
16 processes used to select members of the Com-
17 munity Board.

18 (C) PROHIBITION.—No Community Board
19 may use funds appropriated under section 5(a)
20 to carry out a youth employment program pro-
21 viding subsidized employment opportunities, job
22 training activities, or school-to-work activities
23 for participants.

24 **SEC. 8. DISTRIBUTION TO OTHER ENTITIES.**

25 (a) NATIVE AMERICAN ORGANIZATIONS.—

1 (1) IN GENERAL.—From the sums reserved
2 under section 5(b)(2), the Assistant Secretary shall
3 make grants to eligible Native American organiza-
4 tions to assist the organizations in carrying out the
5 activities described in sections 7(b)(2)(A) and 9(a).

6 (2) APPLICATION.—To be eligible to receive a
7 grant under paragraph (1), a Native American orga-
8 nization shall submit an application to the Assistant
9 Secretary at such time, in such manner, and con-
10 taining such information as the Assistant Secretary
11 may reasonably require to assure compliance with
12 this Act, including any information that a Commu-
13 nity Board is required to submit in an application
14 described in section 7(b)(2)(B).

15 (3) APPLICATION OF PROVISIONS.—The provi-
16 sions of sections 9 and 12 shall apply to Native
17 American organizations receiving funds through
18 grants made under this subsection. For purposes of
19 the application of such provisions to a Native Amer-
20 ican organization, references to a county shall be
21 deemed to be references to the area served by the or-
22 ganization, and references to a State shall be
23 deemed to be references to the Assistant Secretary.

24 (4) DEFINITION.—As used in this subsection:

1 (A) INDIAN.—The term “Indian” has the
2 meaning given the term in section 4(d) of the
3 Indian Self-Determination and Education As-
4 sistance Act (25 U.S.C. 450b(d)).

5 (B) NATIVE AMERICAN ORGANIZATION.—
6 The term “Native American organization”
7 means—

8 (i) a tribal organization, as defined in
9 section 4(l) of the Indian Self-Determina-
10 tion and Education Assistance Act (25
11 U.S.C. 450b(l));

12 (ii) a Native Hawaiian Organization,
13 as defined in section 4009(4) of the Au-
14 gustus F. Hawkins-Robert T. Stafford Ele-
15 mentary and Secondary School Improve-
16 ment Amendments of 1988 (20 U.S.C.
17 4909(4)); and

18 (iii) a private nonprofit organization
19 established for the purpose of serving
20 youth who are Indians or Native Hawai-
21 ians.

22 (C) NATIVE HAWAIIAN.—The term “Native
23 Hawaiian” has the meaning given the term in
24 section 4009(1) of the Augustus F. Hawkins-
25 Robert T. Stafford Elementary and Secondary

1 School Improvement Amendments of 1988 (20
2 U.S.C. 4909(1)).

3 (b) OUTLYING AREAS.—

4 (1) IN GENERAL.—From the sums reserved
5 under section 5(b)(3), the Assistant Secretary shall
6 make grants to eligible outlying areas to assist the
7 areas in—

8 (A) carrying out the activities described in
9 sections 7(b)(2)(A) and 9(a); or

10 (B) providing assistance to geographic or
11 political subdivisions of the areas to carry out
12 the activities.

13 (2) APPLICATION.—To be eligible to receive a
14 grant under paragraph (1), the outlying area shall
15 submit an application to the Assistant Secretary at
16 such time, in such manner, and containing such in-
17 formation as the Assistant Secretary may reasonably
18 require to assure compliance with this Act, including
19 any information that a State is required to submit
20 in an application described in section 6(d).

21 (3) APPLICATION OF PROVISIONS.—The provi-
22 sions of sections 9 and 12 shall apply to outlying
23 areas receiving funds through grants made under
24 this subsection. For purposes of the application of
25 such provisions to an outlying area, references to a

1 county shall be deemed to be references to a geo-
2 graphic or political subdivision within the outlying
3 area, or to the outlying area, as appropriate, and
4 references to a State shall be deemed to be ref-
5 erences to the Assistant Secretary.

6 **SEC. 9. DISTRIBUTION TO GRANT RECIPIENTS.**

7 (a) GRANTS.—

8 (1) IN GENERAL.—A Community Board shall
9 award grants in accordance with this subsection to
10 pay for the Federal share of carrying out youth de-
11 velopment programs addressing the process objec-
12 tives, and the outcome objectives, established in the
13 community strategic plan described in section
14 12(a)(1) and the program components described in
15 section 7(b)(2)(A).

16 (2) REQUEST FOR PROPOSALS.—The Commu-
17 nity Board shall issue a request for proposals to
18 apply for a grant under paragraph (1). Such request
19 shall specify the process objectives and outcome ob-
20 jectives to be addressed by the applicants submitting
21 the proposals.

22 (3) ELIGIBLE APPLICANTS.—

23 (A) IN GENERAL.—In awarding grants
24 under paragraph (1) for programs, the Commu-
25 nity Board shall take into account the extent to

1 which a program meets the objectives and goals
2 of the community strategic plan described in
3 section 12(a)(1). In the second and subsequent
4 years for which such grants are awarded, the
5 Community Board shall take into account the
6 extent to which the programs receiving funding
7 through such grants were successful in meeting
8 the community process objectives and outcome
9 objectives for youth development programs, in-
10 cluding changes in protective factor and risk
11 factor levels.

12 (B) FOR-PROFIT ENTITIES.—A for-profit
13 entity that receives funds through a grant made
14 under paragraph (1) shall use the funds in a
15 manner consistent with such fiscal requirements
16 as the Assistant Secretary may by regulation
17 specify.

18 (C) RELIGIOUS AND CHARITABLE ORGANI-
19 ZATIONS.—Nothing in this Act shall be con-
20 strued to prohibit a religious or charitable orga-
21 nization from receiving a grant under this sub-
22 section, or from carrying out a youth develop-
23 ment program with such grant, on the same
24 basis as any other entity, without impairing or

1 diminishing the religious character or freedom
2 of such organization.

3 (4) GRANT APPLICATIONS.—To be eligible to
4 receive a grant under this subsection, an entity shall
5 submit an application to the Community Board at
6 such time, in such manner, and containing such in-
7 formation as the Community Board may reasonably
8 require.

9 (5) FUNDING PERIOD.—The Community Board
10 may award such a grant for a period of up to 3
11 years. The Community Board may terminate the
12 funding made available through such grant during
13 such grant period for a program if the program fails
14 to comply with the requirements of this Act or if in-
15 sufficient Federal funds are appropriated under sec-
16 tion 5(a) to permit the continuation of funding for
17 the full grant period of all such grants awarded by
18 the Community Board.

19 (6) RENEWALS OF GRANTS.—The Community
20 Board may renew grants made under paragraph (1).
21 After the initial grant period, in determining wheth-
22 er to renew a grant to an entity to carry out activi-
23 ties, the Community Board shall give substantial
24 weight to the effectiveness of the activities in achiev-
25 ing process objectives and outcome objectives speci-

1 fied in the community strategic plan described in
2 section 12(a)(1).

3 (7) FEDERAL SHARE REQUIREMENT.—

4 (A) FEDERAL SHARE.—The Federal share
5 of the cost of carrying out a youth development
6 program described in paragraph (1) shall be—

7 (i) 80 percent for the first year for
8 which the program receives funding under
9 this subsection;

10 (ii) 70 percent for the second such
11 year;

12 (iii) 60 percent for the third such
13 year; and

14 (iv) 50 percent for the fourth and any
15 subsequent year.

16 (B) NON-FEDERAL SHARE.—In providing
17 for the remaining share of the cost of carrying
18 out such a program, each grant recipient under
19 this subsection—

20 (i) shall provide for such share
21 through non-Federal sources;

22 (ii) may provide for such share
23 through a payment in cash (which may in-
24 clude State or local public funds expended

1 to meet the requirements of section 10(e));
2 and

3 (iii) may provide for not more than 50
4 percent of such share through a payment
5 in kind, fairly evaluated, including facili-
6 ties, equipment, or services.

7 (8) CONTINUATION OF PROGRAMS.—The Com-
8 munity Board may award a grant under this sub-
9 section for the continuation of any program carried
10 out prior to the date of enactment of this Act under
11 any provision of law referred to in section 15.

12 (b) ANNUAL REPORTS TO COMMUNITY BOARD.—In
13 carrying out a program under this Act, each grant recipi-
14 ent under subsection (a) shall, not later than 45 days after
15 the end of each fiscal year of the Community Board, pre-
16 pare and submit to the Community Board an annual re-
17 port on the program during the fiscal year, in such man-
18 ner and containing such information as the Assistant Sec-
19 retary may reasonably require to determine compliance
20 with this Act.

21 (c) PLANNING, ADMINISTRATION, COORDINATION,
22 AND EVALUATION.—A grant recipient under subsection
23 (a) may use up to 10 percent of the funds received under
24 the grant for planning, administration, and coordination,

1 and may use up to an additional 5 percent of such funds
2 for evaluation expenses.

3 **SEC. 10. REALLOTMENT AND REALLOCATION.**

4 (a) AUTHORITY TO ASSIST COMMUNITY BOARDS IN
5 NONPARTICIPATING STATES/REALLOTMENT OF STATE
6 FUNDS.—

7 (1) IN GENERAL.—For any fiscal year for
8 which a State does not submit an application for an
9 allotment under section 6, the Assistant Secretary
10 may use the allotment of such State to make direct
11 grants to eligible Community Boards in the
12 nonparticipating State.

13 (2) APPLICATION.—To be eligible to receive a
14 direct grant under paragraph (1), a Community
15 Board shall submit an application to the Assistant
16 Secretary at such time, in such manner, and con-
17 taining such information as the Assistant Secretary
18 may reasonably require to assure compliance with
19 this Act, including any information that a Commu-
20 nity Board is required to submit in an application
21 described in section 7(b)(2)(B).

22 (3) APPLICATION OF PROVISIONS.—The provi-
23 sions of sections 9, 11, and 12 shall apply to Com-
24 munity Boards receiving funds through grants made
25 under this subsection. For purposes of the applica-

1 tion of such provisions, references to the State shall
2 be deemed to be references to the Assistant Sec-
3 retary.

4 (b) STATE REALLOTMENT.—For any fiscal year for
5 which a State does not submit an application for an allot-
6 ment under section 6, and the Assistant Secretary does
7 not use the allotment as described in subsection (a), the
8 Assistant Secretary shall make the allotment of such State
9 available to such other States as the Assistant Secretary
10 may determine to be appropriate.

11 (c) COUNTY REALLOCATION.—For any fiscal year for
12 which a Community Board in a State does not submit an
13 application for an allocation under section 7, the State
14 shall make available the allocation of such county to such
15 other counties in the State as the State may determine
16 to be appropriate.

17 (d) OBLIGATION AND EXPENDITURE OF FUNDS.—

18 (1) STATE OBLIGATION OF FUNDS.—Any State
19 that receives funds from the Assistant Secretary
20 under this Act shall obligate the funds (other than
21 any amount reserved under section 7(a)(1)) not later
22 than 6 months after the date of such receipt or re-
23 turn the funds to the Assistant Secretary for reallocot-
24 ment in accordance with subsection (b).

1 (2) NATIVE AMERICAN ORGANIZATIONS AND
2 OUTLYING AREAS.—Any Native American organiza-
3 tion or outlying area that receives funds from the
4 Assistant Secretary under this Act shall obligate the
5 funds not later than 6 months after the date of such
6 receipt or return the funds to the Assistant Sec-
7 retary for reallocation in accordance with subsection
8 (b).

9 (3) COMMUNITY BOARD OBLIGATION OF
10 FUNDS.—Any Community Board that receives funds
11 from a State or the Assistant Secretary under this
12 Act shall obligate the funds not later than 6 months
13 after the date of such receipt or return the funds to
14 the State for reallocation in accordance with sub-
15 section (c), or to the Assistant Secretary for reallocot-
16 ment in accordance with subsection (b), respectively.

17 (4) GRANT RECIPIENT EXPENDITURE OF
18 FUNDS.—Any grant recipient under section 9(a)
19 shall expend the funds made available through the
20 grant not later than 3 years after the date of such
21 receipt or return the funds to the State for
22 reallocation in accordance with subsection (c).

23 (e) SUPPLEMENT NOT SUPPLANT.—Funds appro-
24 priated under this Act shall be used to supplement and
25 not supplant other Federal, State, and local public funds

1 expended to provide youth development programs for eligi-
2 ble individuals.

3 **SEC. 11. COMMUNITY YOUTH DEVELOPMENT BOARD.**

4 (a) DEFINITION.—As used in this section, the term
5 “appointing authority” means—

6 (1) except as provided in paragraph (2) and
7 subsection (d)(1)(B), the Chief Executive Officer
8 and the representatives described in subsection
9 (b)(1)(A); and

10 (2) except as provided in subsection (d)(1)(B),
11 in a State referred to in subsection (b)(2), the local
12 government official and the representatives described
13 in subsection (b)(2)(B).

14 (b) ESTABLISHMENT OF COMMUNITY BOARD.—

15 (1) ESTABLISHMENT OR DESIGNATION.—

16 (A) MEMBERSHIP OF APPOINTING AU-
17 THORITY.—

18 (i) IN GENERAL.—Except as provided
19 in subparagraph (B) or paragraph (4), in
20 order for entities within a county to be eli-
21 gible to receive assistance under this Act—

22 (I) the Chief Executive Officer of
23 the county;

24 (II) a representative (who may be
25 a teacher, an administrator, a coun-

1 selor, or another person with experi-
2 ence with education activities, or other
3 activities described in section
4 7(b)(2)(A) or 9(a)), selected by the
5 educational community serving the
6 county;

7 (III) a representative of the com-
8 munity-based youth development orga-
9 nizations serving the county, selected
10 by the youth development organiza-
11 tions; and

12 (IV) except as provided in clause
13 (ii), a representative (who may be a
14 teacher, an administrator, a coun-
15 selor, or another person with experi-
16 ence with substance abuse prevention
17 activities), selected by the substance
18 abuse prevention agencies and sub-
19 stance abuse prevention providers
20 serving the county;

21 shall jointly facilitate the establishment of
22 a local entity, or designate an existing (as
23 of the date of such designation) local en-
24 tity, that meets the requirements of this

1 section, to serve as the Community Youth
2 Development Board for the county.

3 (ii) SPECIAL RULE REGARDING REP-
4 REPRESENTATIVE WITH EXPERIENCE WITH
5 SUBSTANCE ABUSE PREVENTION ACTIVI-
6 TIES.—The agencies and providers de-
7 scribed in clause (i)(IV) shall select a rep-
8 resentative under such clause only if the
9 agencies and providers determine that nei-
10 ther of the representatives selected under
11 subclause (II) or (III) of clause (i) has the
12 experience described in clause (i)(IV).

13 (B) EXISTING ENTITY OR SUBDIVISION.—
14 The appointing authority shall consider permit-
15 ting an existing (as of the date of the consider-
16 ation) community-based coalition that focuses
17 on risk and protective factor needs assessments
18 and program planning, an existing (as of such
19 date) community-based youth-focused entity, or
20 a subdivision of such coalition or entity to serve
21 as the Community Board.

22 (2) CERTAIN STATES.—

23 (A) IN GENERAL.—Except as provided in
24 paragraph (4), in a State referred to in section
25 4(4), in order for entities within a general pur-

1 pose political subdivision to be eligible to receive
2 assistance under this Act, the persons described
3 in subparagraph (B) shall provide for the facili-
4 tation or designation described in paragraph
5 (1).

6 (B) APPOINTING AUTHORITY.—

7 (i) IN GENERAL.—The persons re-
8 ferred to in subparagraph (A) are—

9 (I) a local government official
10 from the general purpose political
11 subdivision, who shall be selected by
12 the State to serve on the appointing
13 authority, in lieu of a Chief Executive
14 Officer of a county;

15 (II) a representative described in
16 paragraph (1)(A)(i)(II), selected by
17 the educational community serving the
18 subdivision;

19 (III) a representative of the com-
20 munity-based youth development orga-
21 nizations serving the subdivision, se-
22 lected by the youth development orga-
23 nizations; and

24 (IV) except as provided in clause
25 (ii), a representative described in

1 paragraph (1)(A)(i)(IV), selected by
2 the substance abuse prevention agen-
3 cies and substance abuse prevention
4 providers serving the subdivision.

5 (ii) SPECIAL RULE REGARDING REP-
6 REPRESENTATIVE WITH EXPERIENCE WITH
7 SUBSTANCE ABUSE PREVENTION ACTIVI-
8 TIES.—The agencies and providers de-
9 scribed in clause (i)(IV) shall select a rep-
10 resentative under such clause only if the
11 agencies and providers determine that nei-
12 ther of the representatives selected under
13 subclause (II) or (III) of clause (i) has the
14 experience described in paragraph
15 (1)(A)(i)(IV).

16 (3) ESTABLISHMENT OF MULTICOUNTY COMMU-
17 NITY BOARD.—The appointing authorities of 2 or
18 more counties may agree to facilitate the establish-
19 ment of a local entity, or designate an existing (as
20 of the date of the designation) entity, that meets the
21 requirements of this section, to serve as a
22 multicounty Community Board. Such a multicounty
23 Community Board shall carry out the duties de-
24 scribed in sections 9(a) and 12 with respect to the
25 counties involved. If such a multicounty Community

1 Board is established, all duties required by this sec-
2 tion to be carried out by an appointing authority
3 shall be carried out jointly by the appointing au-
4 thorities of each participating county.

5 (4) LESS POPULATED COUNTIES.—

6 (A) IN GENERAL.—In the case of a county
7 with a population of 25,000 or less, paragraphs
8 (1) through (3) and subsections (e) through (f)
9 shall not apply, and the Chief Executive Officer
10 of the county may serve as the Community
11 Board for the county.

12 (B) CONSULTATION.—A Chief Executive
13 Officer who serves as a Community Board
14 under this paragraph shall consult with schools,
15 local educational agencies, youth-serving organi-
16 zations, and youth development organizations.

17 (C) TREATMENT OF CHIEF EXECUTIVE OF-
18 FICER.—For purposes of this Act, a Chief Ex-
19 ecutive Officer serving as a Community Board
20 under this paragraph shall be considered to be
21 a Community Board.

22 (c) NUMBER OF MEMBERS ON THE COMMUNITY
23 BOARD.—The appointing authority for a county shall de-
24 termine the total number of members on the Community

1 Board, which shall be not less than 5 nor more than 11
2 members.

3 (d) COMPOSITION OF COMMUNITY BOARD.—

4 (1) APPOINTMENT.—

5 (A) IN GENERAL.—The appointing author-
6 ity shall appoint for the county the members of
7 a Community Board that is established, rather
8 than designated, under this Act.

9 (B) COUNTIES WITH DOMINANT SUBDIVI-
10 SIONS.—If any political subdivision of a State is
11 located totally or partially within a county, and
12 the population of the subdivision is more than
13 30 percent of the total population of the county,
14 the Chief Executive Officer of such subdivision
15 shall be included in the appointing authority for
16 the county.

17 (2) INTERESTS.—The Community Board shall,
18 to the extent practicable, be comprised of members
19 whose interests and involvement in youth and youth
20 development reflect the various segments of the com-
21 munity.

22 (3) ORGANIZATIONS.—In facilitating the estab-
23 lishment of, or designating, the Community Board,
24 the appointing authority shall consider the inclusion
25 of representatives of community-based youth devel-

1 opment organizations, community-based youth-serv-
2 ing organizations (including substance abuse preven-
3 tion agencies and substance abuse prevention provid-
4 ers), community-based family-serving organizations
5 (including family or domestic violence organiza-
6 tions), local government (including parks and recre-
7 ation agencies), law enforcement, juvenile and family
8 courts, local schools and local educational agencies,
9 local businesses (including small businesses, busi-
10 nesses that produce or sell products that may be
11 abused, and large industries), philanthropic organi-
12 zations (including community foundations), the reli-
13 gious community, and families (including youth par-
14 ticipants in local youth development programs and
15 their parents).

16 (4) EXPERTISE.—

17 (A) IN GENERAL.—

18 (i) YOUTH DEVELOPMENT SERV-
19 ICES.—At least 1 member of the Commu-
20 nity Board shall have demonstrated exper-
21 tise in the design and delivery of youth de-
22 velopment programs (provided through a
23 community-based youth development orga-
24 nization, where feasible).

1 (ii) YOUTH SUBSTANCE ABUSE PRE-
2 VENTION.—At least 1 member of the Com-
3 munity Board (who may be the same indi-
4 vidual as the member described in clause
5 (i)) shall have demonstrated expertise in
6 youth substance abuse prevention.

7 (B) SPECIAL RULE FOR LESS POPULATED
8 COUNTIES.—In the case of a county with a pop-
9 ulation of 100,000 or less, if the Chief Execu-
10 tive Officer of the county determines that, be-
11 cause of the absence of youth development or-
12 ganizations, the county cannot establish an ap-
13 pointing authority meeting the requirements of
14 paragraph (1) or (2), as appropriate, of sub-
15 section (b) or a Community Board meeting the
16 requirements of subparagraph (A), a represent-
17 ative of a community-based youth-serving orga-
18 nization with the expertise required under sub-
19 paragraph (A)(i) may be selected to serve, and
20 participate, on the appointing authority or
21 Community Board, as appropriate, on the same
22 basis as a representative of a community-based
23 youth development organization.

24 (e) ADMINISTRATION.—

1 (1) TERMS; OFFICERS; VACANCIES.—The Com-
2 munity Board shall adopt, and shall include in the
3 application described in section 7(b)(2)(B), bylaws
4 that include provisions regarding the terms of office
5 of members, the election of officers, and the selec-
6 tion of members to fill vacancies, of the Community
7 Board.

8 (2) CONFLICT OF INTEREST.—The bylaws of
9 the Community Board shall contain a conflict of in-
10 terest provision that requires any member of the
11 Community Board who has a conflict of interest re-
12 garding any matter before the Board to declare the
13 conflict and refrain from voting on the matter.

14 (f) FISCAL AGENT.—

15 (1) APPOINTMENT OF FISCAL AGENT.—The ap-
16 pointing authority shall appoint a fiscal agent for
17 the Board.

18 (2) DUTIES.—The fiscal agent shall carry out
19 such duties as the Community Board may determine
20 to be appropriate.

21 **SEC. 12. DUTIES OF COMMUNITY BOARDS.**

22 (a) DUTIES OF COMMUNITY BOARD.—

23 (1) COMMUNITY STRATEGIC PLAN.—

24 (A) IN GENERAL.—The Community Board
25 shall prepare and submit to the State (to en-

1 sure that the plan meets the requirements of
2 this Act), as part of the application described in
3 section 7(b)(2)(B), a community strategic plan
4 for youth development in the county involved,
5 including—

6 (i) the results of a current (as of the
7 date of the submission) assessment of com-
8 munity needs and resources;

9 (ii) the results of a current (as of the
10 date of the submission) assessment of sub-
11 stance abuse in the county;

12 (iii) specific process objectives and
13 outcome objectives for youth development
14 programs; and

15 (iv) measures of program effectiveness
16 that shall be used to evaluate the progress
17 of grant recipients under section 9(a) in
18 achieving the objectives described in clause
19 (iii).

20 (B) REVIEW AND COMMENT.—The Com-
21 munity Board shall provide the members of the
22 appointing authority (as defined in section
23 11(a)) for the county with an opportunity to re-
24 view and comment on the community strategic

1 plan prior to the submission of the plan to the
2 State.

3 (2) MONITORING, EVALUATION, AND TECH-
4 NICAL ASSISTANCE.—The Community Board shall
5 be responsible for establishing monitoring and eval-
6 uation procedures, consistent with such requirements
7 as may be established by the Assistant Secretary, to
8 assess the progress of grant recipients under section
9 9(a) in achieving the process objectives and outcome
10 objectives identified in the community strategic plan.
11 Community Boards shall also provide technical as-
12 sistance to applicants and grant recipients under
13 section 9(a).

14 (3) APPEAL.—A State may deny approval of
15 the community strategic plan only on the basis that
16 the plan does not meet the requirements of this Act.
17 In the event that the State denies approval of the
18 community strategic plan, the Community Board
19 submitting the plan may appeal the denial in accord-
20 ance with such appeals process as the Assistant Sec-
21 retary shall specify by regulation.

22 (b) ANNUAL REPORT TO STATE.—Each Community
23 Board shall, not later than 75 days after the end of each
24 fiscal year of the Community Board, prepare and submit
25 to the State an annual report in such manner and contain-

1 ing such information as the Assistant Secretary may rea-
2 sonably require to determine compliance with this Act.
3 Such report shall contain, at a minimum, information on
4 the programs and activities funded by the Community
5 Board during the fiscal year under section 9(a), the extent
6 to which private funds are leveraged for such programs
7 and activities carried out in the county served by the Com-
8 munity Board during such year, and the extent to which
9 the entity carrying out the programs and activities
10 achieved the process objectives and outcome objectives
11 specified in the community strategic plan described in sub-
12 section (a)(1).

13 (c) PLANNING, ADMINISTRATION, COORDINATION,
14 EVALUATION, AND FISCAL AGENT EXPENSES.—In addi-
15 tion to any initial planning funds provided under section
16 7(b)(1), the Community Board may use up to 5 percent
17 of the funds received under section 7(b)(2) for planning,
18 administration, coordination, and evaluation expenses, and
19 expenses of the fiscal agent of the Community Board.

20 **SEC. 13. DUTIES OF THE STATES.**

21 (a) DESIGNATION OF STATE ENTITY.—In order for
22 entities within a State to be eligible to receive assistance
23 under this Act, the Governor of the State shall establish
24 an entity, or designate an existing entity, to administer
25 and conduct the State activities described under this Act.

1 (b) YOUTH DEVELOPMENT INPUT.—The Governor
2 shall establish and implement a mechanism to receive reg-
3 ularly advice and input from a representative mix of the
4 individuals and organizations described in section 11(d)(3)
5 to improve the effectiveness and increase coordination of
6 youth development programs funded under this Act in the
7 State.

8 (c) REVIEW AND COMPLIANCE.—

9 (1) IN GENERAL.—Within 30 days of the sub-
10 mission by a Community Board of an application
11 under section 7(b)(2)(B), the State shall either ap-
12 prove the application and distribute to the Commu-
13 nity Board its local allocation under section 7, or no-
14 tify the Community Board of the additional steps
15 that the Community Board shall take to bring the
16 plan into compliance with this Act.

17 (2) MONITORING OPERATIONS OF COMMUNITY
18 BOARDS.—The State shall have primary responsibil-
19 ity for ensuring that the Community Boards in the
20 State operate in compliance with this Act.

21 (3) TECHNICAL ASSISTANCE TO COMMUNITY
22 BOARDS.—The State shall provide technical assist-
23 ance related to the development and implementation
24 of community strategic plans described in section
25 12(a)(1) to Community Boards that are applicants

1 for, or recipients of, local allocations under section
2 7.

3 (4) NONCOMPLIANCE.—If the State determines,
4 based on a review of the community strategic plans,
5 annual reports, audits, or other documentation re-
6 quired by this Act, that a Community Board or an
7 entity carrying out a program or activity funded by
8 a Community Board under section 9(a) fails to com-
9 ply with the requirements of this Act, the State
10 shall—

11 (A) inform the Community Board or entity
12 of the deficiencies that need correction;

13 (B) provide appropriate training and tech-
14 nical assistance designed to correct the defi-
15 ciencies and ensure compliance with the re-
16 quirements; and

17 (C) initiate actions to terminate funding to
18 the Community Board or entity under this Act
19 if, after 1 year of providing training and tech-
20 nical assistance, the Community Board or en-
21 tity has not made substantial efforts to correct
22 the deficiencies and comply with the require-
23 ments.

24 (d) ANNUAL REPORT AND AUDIT.—Each State shall,
25 not later than 120 days after the end of each fiscal year

1 of the State, prepare and submit to the Assistant Sec-
2 retary an annual report, in such manner and containing
3 such information as the Assistant Secretary may reason-
4 ably require to determine compliance with this Act. Such
5 report shall contain, at a minimum, information on the
6 programs and activities funded in the State during the fis-
7 cal year under this Act, the extent to which private funds
8 are leveraged for such programs and activities carried out
9 in the State during such year, and the extent to which
10 the Community Boards in the State achieved the process
11 objectives and outcome objectives specified in the commu-
12 nity strategic plan described in section 12(a)(1). The State
13 shall submit to the Assistant Secretary with the report the
14 findings of an independent audit conducted in accordance
15 with chapter 75 of title 31, United States Code, concern-
16 ing such programs and activities.

17 **SEC. 14. DUTIES OF THE ASSISTANT SECRETARY.**

18 (a) INPUT FROM YOUTH DEVELOPMENT AND RE-
19 LATED ORGANIZATIONS.—The Assistant Secretary shall
20 establish and implement a mechanism to receive regularly
21 advice and input from a representative mix of individuals
22 and organizations described in section 11(d)(3) (except
23 that the individuals and organizations may operate at a
24 State or local level) to improve the effectiveness and in-
25 crease coordination of youth development programs fund-

1 ed under this Act, including the administration of this Act
2 and regulations issued under this Act.

3 (b) NATIONAL POLICY GOALS AND STRATEGIC
4 PLANS.—

5 (1) NATIONAL POLICY GOALS.—After a review
6 of annual reports and audit findings developed under
7 section 13(d), and input from Community Boards,
8 representatives of youth development organizations
9 and youth-serving organizations, and other inter-
10 ested parties, the Assistant Secretary shall develop
11 and issue national policy goals that reflect the proc-
12 ess objectives and outcome objectives specified in the
13 community strategic plans described in section
14 12(a)(1).

15 (2) NATIONAL STRATEGIC PLAN FOR YOUTH
16 DEVELOPMENT.—Based on the national policy goals,
17 the Assistant Secretary, in cooperation with the Ad-
18 ministrator of the Office of Juvenile Justice and De-
19 linquency Prevention, the Secretary of Education,
20 and other Federal officers carrying out Federal
21 youth development programs, shall develop a na-
22 tional strategic plan for youth development, includ-
23 ing specific process objectives and outcome objec-
24 tives, designed to achieve the national policy goals.

1 (c) MONITORING AND EVALUATION.—The Assistant
2 Secretary shall develop and establish a system for mon-
3 itoring and evaluating the effectiveness of activities funded
4 under this Act.

5 (d) COORDINATION.—The Assistant Secretary shall
6 consult with the heads of appropriate Federal agencies,
7 including the Administrator of the Office of Juvenile Jus-
8 tice and Delinquency Prevention, the Secretary of Edu-
9 cation, and other Federal officers carrying out Federal
10 youth development programs, to ensure effective coordina-
11 tion of programs funded under this Act with other Federal
12 programs serving youth and families.

13 (e) TRAINING AND TECHNICAL ASSISTANCE.—The
14 Assistant Secretary shall develop and establish a system
15 for providing training and technical assistance to States
16 and local communities to increase their capacity to provide
17 quality youth development programs.

18 (f) DEMONSTRATION PROGRAMS.—The Assistant
19 Secretary, in cooperation with the Administrator of the
20 Office of Juvenile Justice and Delinquency Prevention and
21 the Secretary of Education, may provide financial assist-
22 ance to appropriate entities to carry out time-limited, re-
23 search-based youth development demonstration programs
24 designed to improve the knowledge base of the youth de-
25 velopment and youth prevention fields.

1 (g) REPORT.—Every 2 years, the Assistant Secretary
2 shall prepare and submit to the President and Congress
3 a report describing the activities funded under this Act,
4 and an assessment of the effectiveness of the activities in
5 meeting the process objectives and outcome objectives de-
6 scribed in subsection (b)(2).

7 (h) NONCOMPLIANCE.—If the Assistant Secretary de-
8 termines, based on a review of the community strategic
9 plans, annual reports, audits, or other documentation re-
10 quired by this Act, that a State, a Community Board, or
11 an entity carrying out a program or activity funded by
12 a Community Board under section 9(a) fails to comply
13 with the requirements of this Act, the Assistant Secretary
14 shall—

15 (1) inform the State, Community Board, or en-
16 tity of the deficiencies that need correction;

17 (2) provide appropriate training and technical
18 assistance designed to correct the deficiencies and
19 ensure compliance with the requirements; and

20 (3) initiate actions to terminate funding to the
21 State, Community Board, or entity under this Act if,
22 after 1 year of providing training and technical as-
23 sistance, the State, Community Board, or entity has
24 not made substantial efforts to correct the defi-
25 ciencies and comply with the requirements.

1 **SEC. 15. REPEALS.**

2 (a) VIOLENT CRIME CONTROL AND LAW ENFORCE-
3 MENT ACT OF 1994.—The following provisions of law are
4 repealed:

5 (1) Subtitles A, B, D, J, and O of title III of
6 the Violent Crime Control and Law Enforcement
7 Act of 1994 (relating to crime prevention programs)
8 (42 U.S.C. 13741 et seq.).

9 (2) Chapter 67 of title 31, United States Code
10 (relating to the Local Partnership Act).

11 (3) The amendments made by subtitle O of title
12 III of the Violent Crime Control and Law Enforce-
13 ment Act of 1994 (relating to urban recreation and
14 at-risk youth).

15 (b) DEPARTMENT OF EDUCATION PROGRAMS.—The
16 following provisions of law are repealed:

17 (1) Title IV of the Elementary and Secondary
18 Education Act of 1965 (relating to drug free schools
19 and communities) (as amended by Public Law 103–
20 382).

21 (2) Part C of title V of the Elementary and
22 Secondary Education Act of 1965 (relating to assist-
23 ance to address school dropout problems) (as
24 amended by Public Law 103–382).

25 (c) OTHER PROGRAMS.—The following provisions of
26 law are repealed:

1 (1) Section 517 of the Public Health Service
2 Act (42 U.S.C. 290bb–23) (relating to grants for
3 the prevention of alcohol and drug abuse among
4 high-risk youth).

5 (2) Part D of title II of the Juvenile Justice
6 and Delinquency Prevention Act of 1974 (42 U.S.C.
7 5667 et seq.) (relating to gang-free schools and com-
8 munities).

9 (3) Part G of title II of the Juvenile Justice
10 and Delinquency Prevention Act of 1974 (42 U.S.C.
11 5667e et seq.) (relating to mentoring).

12 (4) Title V of the Juvenile Justice and Delin-
13 quency Prevention Act of 1974 (42 U.S.C. 5781 et
14 seq.) (relating to local delinquency programs).

15 (5) Section 408 of the Human Services Reau-
16 thorization Act of 1986 (relating to demonstration
17 partnership agreements) (42 U.S.C. 9910b).

18 (6) Section 682 of the Community Services
19 Block Grant Act (relating to the National Youth
20 Sports Program) (42 U.S.C. 9910c).

21 (7) Chapters 1 and 2 of subtitle B of title III
22 of the Anti-Drug Abuse Act of 1988 (42 U.S.C.
23 11801 et seq.) (relating to drug abuse prevention re-
24 lating to youth gangs and runaway and homeless
25 youth).

1 **SEC. 16. CONFORMING AMENDMENTS.**

2 (a) VIOLENT CRIME CONTROL AND LAW ENFORCE-
3 MENT ACT OF 1994.—The Violent Crime Control and
4 Law Enforcement Act of 1994 is amended—

5 (1) in section 31121(c)(2)(A) (42 U.S.C.
6 13841(c)(2)(A)), by striking “and that conform to
7 those projects and activities permitted under subtitle
8 A”; and

9 (2) in section 310004(d) (42 U.S.C. 14214), in
10 the matter relating to the definition of the term
11 “prevention program”—

12 (A) by striking paragraphs (2), (3), (5),
13 (7), and (9); and

14 (B) by redesignating paragraphs (4), (6),
15 (8), and (10) through (32) as paragraphs (2),
16 (3), (4), and (5) through (27), respectively.

17 (b) DRUG-FREE SCHOOLS AND COMMUNITIES.—

18 (1) Section 441(a) of the General Education
19 Provisions Act (20 U.S.C. 1232d(a)) is amended by
20 striking “(subject to the provisions of part C of title
21 V of the Elementary and Secondary Education Act
22 of 1965)”.

23 (2) Section 704(a)(8) of the Goals 2000: Edu-
24 cate America Act (20 U.S.C. 5964(a)(8)) is amend-
25 ed by striking “activities carried out” and all that

1 follows and inserting “other drug and violence pre-
2 vention activities carried out by the grantee;”.

3 (3) The Elementary and Secondary Education
4 Act of 1965 (as amended by Public Law 103–382)
5 is amended—

6 (A) in section 2209(b)(1)(C) (20 U.S.C.
7 6649(b)(1)(C))—

8 (i) by striking clause (ii); and

9 (ii) by redesignating clauses (iii)
10 through (vii) as clauses (ii) through (vi),
11 respectively;

12 (B) in section 14101(10) (20 U.S.C.
13 8801(10))—

14 (i) in subparagraph (D), by adding
15 “and” at the end;

16 (ii) by striking subparagraph (E); and

17 (iii) by redesignating subparagraph
18 (F) as subparagraph (E);

19 (C) in section 14201(a)(2) (20 U.S.C.
20 8821(a)(2)), by striking “subparagraphs (C),
21 (D), (E), and (F) of section 14101(10)” and
22 inserting “subparagraphs (C), (D), and (E) of
23 section 14101(10)”;

24 (D) in section 14307 (20 U.S.C. 8857)—

25 (i) in subsection (a)(1)—

1 (I) by striking subparagraph (E);

2 and

3 (II) by redesignating subpara-
4 graphs (F) and (G) as subparagraphs
5 (E) and (F), respectively; and

6 (ii) in subsection (b)(1)—

7 (I) by striking subparagraph (C);

8 and

9 (II) by striking subparagraphs
10 (D) through (G) as subparagraphs
11 (C) through (F), respectively; and

12 (E) in section 14503(b)(1) (20 U.S.C.
13 8893(b)(1))—

14 (i) in subparagraph (C), by adding
15 “and” at the end;

16 (ii) in subparagraph (D), by striking
17 “; and” and inserting a period; and

18 (iii) by striking subparagraph (E).

19 (4) Subparagraph (A) of section 3521(d)(8) of
20 the Anti-Drug Abuse Act of 1988 (42 U.S.C.
21 11841(d)(8)(A)) is amended by striking “consistent
22 with title IV of the Elementary and Secondary Edu-
23 cation Act of 1965”.

1 (c) NATIONAL YOUTH SPORTS PROGRAM.—Section
2 13 of the National School Lunch Act (42 U.S.C. 1761)
3 is amended—

4 (1) in subsection (a)(1), by striking “public or
5 private nonprofit higher education institutions par-
6 ticipating in the National Youth Sports Program,”;
7 and

8 (2) in subsection (c)—

9 (A) by striking paragraph (2); and

10 (B) by striking “(c)” and all that follows
11 through “Payments” and inserting “(c) Pay-
12 ments”.

13 **SEC. 17. TRANSFER OF FUNDS.**

14 (a) TRANSFER.—The total of the amounts described
15 in subsection (b) shall be transferred to the budget ac-
16 count for this Act and made available to carry out this
17 Act for fiscal year 1996.

18 (b) TOTAL.—The total referred to in subsection (a)
19 is the total of—

20 (1) the amounts (but not more than
21 \$500,000,000) that have been made available for fis-
22 cal year 1996 to carry out a provision of Federal law
23 repealed by section 15(a), and that have not been
24 obligated by the date of enactment of this Act; and

1 (2) the amounts that have been made available
2 for fiscal year 1996 to carry out a provision of Fed-
3 eral law repealed by subsection (b) or (c) of section
4 15 and that have not been obligated by the date of
5 enactment of this Act.

6 **SEC. 18. EFFECTIVE DATE AND TRANSITION PROVISIONS.**

7 (a) **IN GENERAL.**—This Act and the amendments
8 made by this Act shall take effect on the date of enactment
9 of this Act.

10 (b) **TRANSITION PROVISION.**—Notwithstanding any
11 other provision of law, a recipient of funds under any pro-
12 gram carried out on the day before the date of enactment
13 of this Act under any provision referred to in section 15
14 may use the funds to carry out reasonable and necessary
15 transition activities to ensure efficient implementation of
16 programs authorized under this Act, during the period be-
17 ginning on the date of enactment of this Act and ending
18 6 months after the date of enactment of this Act.

19 (c) **TERMINATION OF CERTAIN POSITIONS.**—

20 (1) **IN GENERAL.**—Not later than 6 months
21 after the date of enactment of this Act, the Sec-
22 retary of Education, Attorney General, and Sec-
23 retary of Health and Human Services shall take
24 such actions as may be necessary, including reduc-
25 tion in force actions, consistent with sections 3502

1 and 3595 of title 5, United States Code, to ensure
2 that the positions of personnel in the Department of
3 Education, Department of Justice, and Department
4 of Health and Human Services, respectively, who
5 carried out (on the day before the date of enactment
6 of this Act) functions under a provision repealed by
7 section 15, are separated from service.

8 (2) REPORT.—Not later than 9 months after
9 the date of enactment of this Act, the Director of
10 the Office of Management and Budget shall prepare
11 and submit to the President and Congress a report
12 verifying that the actions required by paragraph (1)
13 have been taken.

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