

107TH CONGRESS
1ST SESSION

S. 1005

To provide assistance to mobilize and support United States communities in carrying out community-based youth development programs that assure that all youth have access to programs and services that build the competencies and character development needed to fully prepare the youth to become adults and effective citizens, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 7, 2001

Mr. JEFFORDS (for himself, Mr. STEVENS, Mr. KENNEDY, Mr. CLELAND, and Mr. DODD) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To provide assistance to mobilize and support United States communities in carrying out community-based youth development programs that assure that all youth have access to programs and services that build the competencies and character development needed to fully prepare the youth to become adults and effective citizens, 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,*

1 **TITLE I—SHORT TITLE; POLICY;**
2 **FINDINGS; DEFINITIONS**

3 **SEC. 101. SHORT TITLE.**

4 This Act may be cited as the “Younger Americans
5 Act”.

6 **SEC. 102. A NATIONAL YOUTH POLICY.**

7 It is the policy of the United States, in keeping with
8 the traditional United States concept that youth are the
9 Nation’s most valuable resource, that youth of the Nation
10 need, and it is the joint and several duty and responsibility
11 of governments of the United States, of the several States
12 and political subdivisions, and of Indian tribes, to assure
13 that all youth are assured of access to, the full array of
14 core resources, including—

- 15 (1) ongoing relationships with caring adults;
16 (2) safe places with structured activities;
17 (3) services that promote healthy lifestyles, in-
18 cluding services designed to improve physical and
19 mental health;
20 (4) opportunities to acquire marketable skills
21 and competencies; and
22 (5) opportunities for community service and
23 civic participation.

24 **SEC. 103. FINDINGS.**

25 Congress finds that—

1 (1) young people under 18 years of age are now
2 the most impoverished age group, with 20 percent of
3 the young people living in poverty, a higher percent-
4 age than in 1968, with the percentage of minority
5 children living in poverty being about twice as high;

6 (2) more than 1 of 4 families is headed by a
7 single parent and the percentage of families headed
8 by single parents has risen steadily over the past few
9 decades, and has risen 13 percent since 1990;

10 (3) approximately 8,000,000 school-age children
11 under 14 years of age spend time without adult su-
12 pervision on a regular basis;

13 (4) 70 percent of children and adolescents in
14 need of mental health treatment do not receive such
15 treatment;

16 (5) there is a need to address the developmental
17 needs of all youth, including youth with disabilities,
18 while providing more intensive support for youth in
19 communities where need is greatest;

20 (6) there is a need to engage youth and their
21 parents as active participants in decisionmaking that
22 affects their lives, including the design, development,
23 implementation, and evaluation of youth develop-
24 ment programs at the Federal, State, and commu-
25 nity levels;

1 (7) existing outcome driven youth development
2 strategies, pioneered by community-based organiza-
3 tions, hold real promise for promoting positive be-
4 haviors by youth and preventing youth problems;

5 (8) formal evaluations of youth development
6 programs have documented significant improvements
7 in interpersonal skills, quality of peer and adult rela-
8 tionships, self-control, cognitive competencies, com-
9 mitment to schooling, and academic achievement;

10 (9) formal evaluations of youth development
11 programs have documented significant reductions in
12 drug and alcohol use, school misbehavior, aggressive
13 behavior, violence, truancy, high-risk sexual behav-
14 ior, and smoking;

15 (10) compared to United States youth gen-
16 erally, youth participating in activities provided by
17 community-based organizations are more than 26
18 percent more likely to report having received rec-
19 ognition for good grades than United States youth
20 generally and nearly 20 percent more likely to rate
21 the likelihood of their going to college as “very high”
22 than United States youth generally;

23 (11) an effective partnership between the public
24 and private sector is necessary to promote access to
25 the full array of core resources for youth who need

1 such resources because the private sector alone does
2 not have the capacity to promote such access; and
3 (12) the availability and use of Federal re-
4 sources can be effective incentives to leverage broad-
5 er community support to enable entities carrying out
6 local youth development programs to provide the full
7 array of core resources, remove barriers to access to
8 core resources, promote program effectiveness, and
9 facilitate coordination of activities, and collaboration
10 within the community to ensure the most efficient
11 use of resources.

12 **SEC. 104. DEFINITIONS.**

13 In this Act:

14 (1) AREA AGENCY ON YOUTH.—The term “area
15 agency on youth” means an area agency on youth
16 designated under section 304(a)(2)(A).

17 (2) ASSOCIATE COMMISSIONER.—The term “As-
18 sociate Commissioner” means the Associate Commis-
19 sioner of the Family and Youth Services Bureau of
20 the Administration on Children, Youth, and Families
21 of the Department of Health and Human Services.

22 (3) COMMUNITY-BASED.—The term “commu-
23 nity-based”, used with respect to an organization,
24 means an organization that—

1 (A) is representative of a community or
2 significant segment of a community; and

3 (B) is engaged in providing services to the
4 community.

5 (4) COMMUNITY BOARD.—The term “commu-
6 nity board” means a community board established in
7 accordance with section 307(a).

8 (5) DIRECTOR.—The term “Director” means
9 the Director of the Office of National Youth Policy.

10 (6) FUNDING AND COORDINATING AGENCY.—
11 The term “funding and coordinating agency” means
12 an organization that—

13 (A) is directed by a board with wide rep-
14 resentation from a community;

15 (B) generates and distributes charitable
16 funds for diverse health and human service pro-
17 grams and coordinates the efforts of multiple
18 agencies as needed or requested; and

19 (C) does not itself provide direct services
20 to children, youth, or their families.

21 (7) INDIAN.—The term “Indian” has the mean-
22 ing given the term in section 4(d) of the Indian Self-
23 Determination and Education Assistance Act (25
24 U.S.C. 450b(d)).

1 (8) NATIVE AMERICAN ORGANIZATION.—The
2 term “Native American organization” means—

3 (A) a tribal organization, as defined in sec-
4 tion 4(l) of the Indian Self-Determination and
5 Education Assistance Act (25 U.S.C. 450b(l));

6 (B) a Native Hawaiian Organization, as
7 defined in section 4009(4) of the Augustus F.
8 Hawkins-Robert T. Stafford Elementary and
9 Secondary School Improvement Amendments of
10 1988 (20 U.S.C. 4909(4)) (as in effect on the
11 day before the date of enactment of the Improv-
12 ing America’s Schools Act of 1994);

13 (C) an Alaska Native Village Corporation
14 or Regional Corporation as defined in or estab-
15 lished pursuant to the Alaskan Native Claims
16 Settlement Act (43 U.S.C. 1601 et seq.); or

17 (D) a private nonprofit organization estab-
18 lished for the purpose of serving youth who are
19 Indians or Native Hawaiians.

20 (9) NATIVE HAWAIIAN.—The term “Native Ha-
21 waiian” has the meaning given the term in section
22 4009(1) of the Augustus F. Hawkins-Robert T.
23 Stafford Elementary and Secondary School Improve-
24 ment Amendments of 1988 (20 U.S.C. 4909(1)) (as

1 in effect on the day before the date of enactment of
2 the Improving America's Schools Act of 1994).

3 (10) OFFICE.—The term “Office” means the
4 Office of National Youth Policy.

5 (11) OUTLYING AREA.—The term “outlying
6 area” means the United States Virgin Islands,
7 Guam, American Samoa, and the Commonwealth of
8 the Northern Mariana Islands.

9 (12) SECRETARY.—The term “Secretary”
10 means the Secretary of Health and Human Services.

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

14 (14) UNIT OF GENERAL PURPOSE LOCAL GOV-
15 ERNMENT.—The term “unit of general purpose local
16 government” means—

17 (A) a political subdivision of a State whose
18 authority is general and not limited to only 1
19 function or combination of related functions; or

20 (B) a Native American organization.

21 (15) YOUTH.—The term “youth” means an in-
22 dividual who is not younger than age 10 and not
23 older than age 19.

24 (16) YOUTH DEVELOPMENT ORGANIZATION.—
25 The term “youth development”, used with respect to

1 an organization, means a public or private youth-
2 serving organization with a major emphasis on pro-
3 viding youth development programs.

4 (17) YOUTH DEVELOPMENT PROGRAMS.—The
5 term “youth development programs” means pro-
6 grams, services, and activities that prepare youth to
7 contribute to their communities and to meet the
8 challenges of adolescence and adulthood through a
9 structured, progressive series of activities and expe-
10 riences (in contrast to deficit-based approaches that
11 focus solely on youth problems) that—

12 (A) help the youth obtain social, emotional,
13 ethical, physical, and cognitive competencies;
14 and

15 (B) address the broader developmental re-
16 sources all children and youth need, such as the
17 core resources described in section 102.

18 (18) YOUTH-SERVING ORGANIZATION.—The
19 term “youth-serving”, used with respect to an orga-
20 nization, means a public or private organization with
21 a primary focus on providing youth development pro-
22 grams, or health, mental health, fitness, education,
23 workforce preparation, substance abuse prevention,
24 child welfare, evaluation and assessment, parenting,

1 recreation, teen pregnancy prevention, rehabilitative,
2 or residential services, to youth.

3 **TITLE II—COORDINATION OF**
4 **NATIONAL YOUTH POLICY**

5 **SEC. 201. OFFICE ON NATIONAL YOUTH POLICY.**

6 (a) ESTABLISHMENT.—There is established in the
7 Executive Office of the President an Office of National
8 Youth Policy.

9 (b) ADMINISTRATION.—The Office of National Youth
10 Policy established under subsection (a) shall be adminis-
11 tered by a Director who shall be appointed by the Presi-
12 dent with the advice and consent of the Senate.

13 (c) RESPONSIBILITIES.—The Director appointed
14 under subsection (b) shall—

15 (1) establish, in cooperation with the Associate
16 Commissioner, policies, objectives, and priorities for
17 youth development programs funded under this Act;

18 (2) serve as an effective and visible advocate for
19 youth in the Federal Government, with other depart-
20 ments, agencies, and instrumentalities of the Fed-
21 eral Government, including the Corporation for Na-
22 tional Service, by actively reviewing and commenting
23 on all Federal policies affecting youth;

24 (3) develop mechanisms to resolve administra-
25 tive and programmatic conflicts between Federal

1 programs that would be barriers to parents, commu-
2 nity-based, youth-serving, and youth development or-
3 ganizations, local government entities, education en-
4 tities, older adult organizations, faith-based organi-
5 zations, and organizations supporting youth involved
6 in community service and civic participation, related
7 to the coordination of services and funding for pro-
8 grams promoting access to the full array of core re-
9 sources described in section 102; and

10 (4) consult with and assist State and local gov-
11 ernments with respect to barriers the governments
12 encounter related to the coordination of services and
13 funding for youth development programs under this
14 Act.

15 (d) AUTHORIZATION OF APPROPRIATIONS.—For the
16 purposes of carrying out this title, there are authorized
17 to be appropriated \$500,000 for fiscal year 2002 and such
18 sums as may be necessary for each of the 4 succeeding
19 fiscal years, to remain available until expended.

20 **SEC. 202. COUNCIL ON NATIONAL YOUTH POLICY.**

21 (a) ESTABLISHMENT.—

22 (1) IN GENERAL.—There is established in the
23 Department of Health and Human Services a Coun-
24 cil on National Youth Policy (referred to in this sec-
25 tion as the “Council”).

1 (2) COMPOSITION.—

2 (A) NUMBER.—The Council shall be com-
3 posed of 15 members.

4 (B) QUALIFICATIONS.—The Secretary
5 shall appoint the 15 members of the Council
6 from among—

7 (i) individuals who have expertise in
8 or experience with youth development or
9 youth-serving programs, especially pro-
10 grams serving rural and inner-city urban
11 youth;

12 (ii) representatives of national organi-
13 zations with an interest in youth develop-
14 ment programs;

15 (iii) representatives of business;

16 (iv) representatives of minorities;

17 (v) parents; and

18 (vi) youth who have participated in
19 local youth development programs.

20 (C) AGE.—At least $\frac{1}{3}$ of the individuals
21 appointed shall be younger than age 20 at the
22 time of appointment.

23 (D) LIMITATIONS.—No full-time officer or
24 employee of the Federal Government may be
25 appointed to be a member of the Council.

1 (b) APPOINTMENT AND TERMS.—

2 (1) TERMS.—

3 (A) IN GENERAL.—Except as otherwise
4 provided in this section, a member of the Coun-
5 cil shall serve for a term of 3 years.

6 (B) END OF TERM.—The term shall end
7 on March 31 regardless of the actual date of
8 the appointment of the member.

9 (2) SERVICE.—Members of the Council shall
10 serve without regard to the provisions of title 5,
11 United States Code.

12 (c) SERVICE DURING VACANCIES.—Any member ap-
13 pointed to fill a vacancy occurring prior to the expiration
14 of the term for which such member's predecessor was ap-
15 pointed shall be appointed for the remainder of such term.
16 Members shall be eligible for reappointment and may con-
17 tinue to serve after the expiration of their terms until their
18 successors have taken office.

19 (d) VACANCIES.—Any vacancy in the Council shall
20 not affect the powers of the Council, but shall be filled
21 in the same manner as the original appointment was
22 made.

23 (e) CHAIRPERSON.—The Secretary shall designate a
24 Chairperson for the Council from among the members ap-
25 pointed to the Council.

1 (f) MEETINGS.—The Council shall meet at the call
2 of the Chairperson at least twice a year.

3 (g) DUTIES.—The Council shall—

4 (1) advise and assist the Secretary on matters
5 regarding the core resources youth need and the ca-
6 pacity of youth to contribute to the Nation and their
7 communities;

8 (2) directly advise the Director and the Asso-
9 ciate Commissioner on matters affecting the youth
10 development needs of youth for services and assist-
11 ance provided under this Act;

12 (3) make recommendations to the President, to
13 the Director, to the Secretary, to the Associate Com-
14 missioner, and to Congress with respect to Federal
15 policies regarding youth; and

16 (4) provide public forums for discussion on
17 issues regarding youth, publicize the core resources
18 youth need, and obtain information relating to as-
19 suring all youth access to the full array of core re-
20 sources described in section 102, by conducting pub-
21 lic hearings, and by conducting or sponsoring con-
22 ferences, workshops, and other similar meetings.

23 (h) REPORTS.—Not later than March 31 of 2003 and
24 each subsequent year, the Council shall prepare and sub-
25 mit to the Secretary an annual report of the findings and

1 recommendations of the Council. The Secretary shall
2 transmit each such report to Congress together with com-
3 ments and recommendations.

4 (i) TRAVEL EXPENSES.—Members of the Council
5 shall not receive compensation for the performance of
6 services for the Council, but shall be allowed travel ex-
7 penses, including per diem in lieu of subsistence, at rates
8 authorized for employees of agencies under subchapter I
9 of chapter 57 of title 5, United States Code, while away
10 from their homes or regular places of business in the per-
11 formance of services for the Council. Notwithstanding sec-
12 tion 1342 of title 31, United States Code, the Secretary
13 may accept the voluntary and uncompensated services of
14 members of the Council.

15 (j) PERMANENT COMMITTEE.—Section 14 of the
16 Federal Advisory Committee Act (5 U.S.C. App.) shall not
17 apply to the Council.

18 (k) AUTHORIZATION OF APPROPRIATIONS.—There
19 are authorized to be appropriated to carry out this section
20 \$250,000 for fiscal year 2002 and such sums as may be
21 necessary for fiscal years 2003 through 2006.

1 **TITLE III—GRANTS FOR STATE**
2 **AND COMMUNITY PROGRAMS**

3 **SEC. 301. PURPOSE.**

4 The purpose of this title is to encourage and assist
5 State agencies, community boards, and area agencies on
6 youth to mobilize and support communities in planning,
7 implementing, and being accountable for strategies that
8 link community-based organizations, local government,
9 volunteer centers, schools, faith-based organizations, busi-
10 ness, and other segments of the community to assure that
11 all youth have access to the full array of core resources
12 consisting of—

- 13 (1) ongoing relationships with caring adults;
14 (2) safe places with structured activities;
15 (3) services that promote healthy lifestyles, in-
16 cluding services designed to improve physical and
17 mental health;
18 (4) opportunities to acquire marketable skills
19 and competencies; and
20 (5) opportunities for community service and
21 civic participation.

22 **SEC. 302. AUTHORIZATION OF APPROPRIATIONS.**

23 There are authorized to be appropriated to carry out
24 this title \$500,000,000 for fiscal year 2002, \$750,000,000
25 for fiscal year 2003, \$1,000,000,000 for fiscal year 2004,

1 \$1,500,000,000 for fiscal year 2005, and \$2,000,000,000
2 for fiscal year 2006.

3 **SEC. 303. ALLOTMENTS TO STATES.**

4 (a) RESERVATIONS.—From sums appropriated under
5 section 302 for each fiscal year, the Associate Commis-
6 sioner shall reserve—

7 (1) 95 percent of the sums for allotments to
8 States to enable the States to make allocations to
9 area agencies on youth;

10 (2) 1 percent of the sums for grants to Native
11 American organizations to carry out activities con-
12 sistent with the objectives of this title;

13 (3) 1 percent of the sums for grants to outlying
14 areas to carry out activities consistent with the ob-
15 jectives of this title; and

16 (4) 3 percent of the sums for Federal competi-
17 tive grant programs aimed at demonstrating ways to
18 respond, through programs that meet the require-
19 ments of subsection (b), to the special developmental
20 needs of youth—

21 (A) in correctional facilities and other out-
22 of-home residential settings;

23 (B) in areas with high concentrations of
24 poverty;

25 (C) in rural areas;

1 (D) in situations where youth are at higher
2 risk due to abuse, neglect, disconnection from
3 family, disconnection from school, or another
4 community risk factor; and

5 (E) in alternative educational settings or
6 who have been expelled or suspended from
7 school.

8 (b) USE OF FUNDS.—For each fiscal year for which
9 a State receives a State allotment, the State shall ensure
10 that funds made available through the allotment, and used
11 by the State or an area agency on youth in the State to
12 fund youth development programs, shall be used for the
13 purpose of conducting community-based youth develop-
14 ment programs that—

15 (1) recognize the primary role of the family in
16 positive youth development in order to strengthen
17 families;

18 (2) promote the involvement of youth (including
19 program participants), parents, and other commu-
20 nity members in the planning and implementation of
21 the youth development programs;

22 (3) coordinate services with other entities pro-
23 viding youth and family services in the community,
24 including the youth and family services provided by
25 local educational agencies;

1 (4) eliminate barriers, such as a lack of trans-
2 portation, cost, and service delivery location, to the
3 accessibility of core youth development services;

4 (5) provide, directly or through a written con-
5 tract, a broad variety of accessible youth develop-
6 ment programs for youth that are designed to assist
7 youth in acquiring skills and competencies that are
8 necessary to make a successful transition from child-
9 hood to adulthood;

10 (6) incorporate activities that foster relation-
11 ships between positive adult role models and youth,
12 provide age-appropriate activities, and provide activi-
13 ties that engage youth in, and promote, positive
14 youth development, including activities such as—

15 (A) youth clubs, character development ac-
16 tivities, mentoring, community service, leader-
17 ship development, recreation, and literacy and
18 educational tutoring;

19 (B) sports, workforce readiness activities,
20 peer counseling, and fine and performing arts;
21 and

22 (C) camping and environmental education,
23 cultural enrichment, risk avoidance programs,
24 academic enrichment, and participant-defined

1 special interest group activities, courses, or
2 clubs; and

3 (7) employ strong outreach efforts to engage
4 the participation of a wide range of youth, families,
5 and service providers, including youth with disabili-
6 ties.

7 (c) ALLOTMENTS.—

8 (1) IN GENERAL.—Except as provided in para-
9 graph (2), from sums reserved under subsection
10 (a)(1), the Associate Commissioner shall allot to
11 each State the sum (referred to in this title as the
12 “State allotment”) of—

13 (A) an amount that bears the same rela-
14 tion to $\frac{1}{2}$ of the reserved sums as the number
15 of individuals who are not younger than age 10
16 and not older than age 19 in the State bears
17 to the number of such individuals in all the
18 States; and

19 (B) an amount that bears the same rela-
20 tion to $\frac{1}{2}$ of the reserved sums as the number
21 of youth who are receiving free or reduced price
22 lunches under the school lunch program estab-
23 lished under the Richard B. Russell National
24 School Lunch Act (42 U.S.C. 1751 et seq.) in

1 the State bears to the number of such youth
2 in all the States.

3 (2) STATE MINIMUM.—No State shall be allotted
4 less than 0.40 percent of the reserved sums for
5 a fiscal year.

6 (3) DETERMINATIONS.—For purposes of this
7 subsection, the number of individuals who are not
8 younger than age 10 and not older than age 19 in
9 any State and in all the States, and the number of
10 youth who are receiving free or reduced price
11 lunches under the school lunch program established
12 under the Richard B. Russell National School Lunch
13 Act in any State and in all the States, shall be determined
14 by the Associate Commissioner on the
15 basis of the most recent data available from the Bureau
16 of the Census, and other reliable demographic
17 data satisfactory to the Associate Commissioner.

18 (d) REALLOTMENTS.—Whenever the Associate Commissioner
19 determines that any amount allotted to a State
20 for a fiscal year under this section will not be used by
21 such State for carrying out the purpose for which the allotment
22 was made, the Associate Commissioner shall make
23 such amount available for carrying out such purpose to
24 1 or more other States to the extent the Associate Com-

1 commissioner determines that such other States will be able
2 to use such amount for carrying out such purpose.

3 (e) WITHHOLDING.—

4 (1) IN GENERAL.—If the Associate Commis-
5 sioner finds that any State has failed to meet the
6 State plan requirements of section 305 or the alloca-
7 tion requirements of section 306(b), the Associate
8 Commissioner shall withhold the State allotment
9 from such State.

10 (2) DISBURSAL.—The Associate Commissioner
11 shall disburse the funds withheld directly to any en-
12 tity that is a public or private institution, organiza-
13 tion, or agency, or unit of general purpose local gov-
14 ernment of such State that submits an approved
15 plan described in section 308, if the plan includes an
16 agreement that the entity will—

17 (A) make available (directly or through do-
18 nations from public or private entities) non-
19 Federal contributions, in cash or in kind, in an
20 amount equal to a percentage determined for
21 the State of the funds; and

22 (B) comply with the requirements of this
23 Act that apply to States receiving State allot-
24 ments under this section.

1 **SEC. 304. STATE AGENCIES AND PLANNING AND MOBILIZA-**
2 **TION AREAS.**

3 (a) STATE AGENCIES.—In order for a State to be eli-
4 gible to receive a State allotment under this title—

5 (1) the State shall, in accordance with regula-
6 tions issued by the Associate Commissioner, des-
7 ignate a State agency as the sole State agency to—

8 (A) develop a State plan to be submitted
9 to the Associate Commissioner for approval
10 pursuant to section 305;

11 (B) administer the plan in the State;

12 (C) be primarily responsible for the plan-
13 ning, policy development, administration, co-
14 ordination, priority setting, and evaluation of
15 all State activities related to the objectives of
16 this Act;

17 (D) serve as an effective and visible advo-
18 cate for youth by reviewing and commenting on
19 all State plans, budgets, and policies that affect
20 youth; and

21 (E) divide the State into distinct planning
22 and mobilization areas, after considering the
23 views offered by units of general purpose local
24 government and appropriate public or private
25 agencies and organizations in the State, in ac-

1 cordance with regulations issued by the Asso-
2 ciate Commissioner; and

3 (2) the State agency shall—

4 (A) designate for each such area, after
5 consideration of the views offered by the units
6 of general purpose local government and by
7 agencies and organizations in such areas, a
8 public or private nonprofit agency or organiza-
9 tion to serve as the area agency on youth for
10 such area;

11 (B) provide assurances that the State
12 agency will solicit and take into account, with
13 regard to general policy related to the develop-
14 ment and the administration of the State plan
15 for any fiscal year, the views of youth who are
16 the recipients of services provided for in the
17 plan;

18 (C) in accordance with guidelines issued by
19 the Associate Commissioner, make allocations
20 to area agencies on youth pursuant to section
21 306(b);

22 (D) provide assurances that Federal funds
23 made available under this title for the State for
24 any period will be used to supplement, and not
25 supplant, the State, local, and other funds that

1 would in the absence of such Federal funds be
2 made available for the youth development pro-
3 grams described in this title;

4 (E) coordinate its activities with other
5 State agencies and offices, including—

6 (i) State Commissions on National
7 and Community Service established under
8 section 178 of the National and Commu-
9 nity Service Act of 1990 (42 U.S.C.
10 12638);

11 (ii) entities carrying out programs
12 under the Runaway and Homeless Youth
13 Act (42 U.S.C. 5701 et seq.) and other
14 programs under the Juvenile Justice and
15 Delinquency Prevention Act of 1974 (42
16 U.S.C. 5601 et seq.);

17 (iii) entities carrying out independent
18 living programs;

19 (iv) entities carrying out foster care
20 programs;

21 (v) youth councils established under
22 section 117(h) of the Workforce Invest-
23 ment Act of 1998 (29 U.S.C. 2832(h));
24 and

1 (vi) entities carrying out related ac-
2 tivities under the Elementary and Sec-
3 ondary Education Act of 1965 (20 U.S.C.
4 6301 et seq.); and

5 (F) compile reports from area agencies on
6 youth, including outcome and utilization data
7 developed under section 501(1) and evaluation
8 information regarding youth development pro-
9 grams funded under this title, provide an an-
10 nual report based on the compilation to the As-
11 sociate Commissioner, and provide a copy of
12 such report to the Director.

13 (b) PLANNING AND MOBILIZATION AREAS.—

14 (1) UNIT OF GENERAL PURPOSE LOCAL GOV-
15 ERNMENT.—

16 (A) CRITERIA.—In carrying out subsection
17 (a)(1), the State agency may designate as a
18 planning and mobilization area any unit of gen-
19 eral purpose local government that has a popu-
20 lation of 100,000 or more. In particular, the
21 State agency may designate such a unit as a
22 planning and mobilization area if the unit has
23 been engaged in youth development program
24 planning and mobilization, such as a commu-

1 nity of promise designated by America's Prom-
2 ise: the Alliance for Youth.

3 (B) HEARING.—In any case in which a
4 unit of general purpose local government ap-
5 plies to the State agency to be designated as a
6 planning and mobilization area under this para-
7 graph, the State agency shall, upon request,
8 provide an opportunity for a hearing to such
9 unit of general purpose local government.

10 (2) REGION.—The State agency may designate
11 as a planning and mobilization area under sub-
12 section (a)(1) any region in the State that includes
13 1 or more units of general purpose local government
14 if the State agency determines that the designation
15 of such a regional planning and mobilization area is
16 necessary for, and will enhance, the effective admin-
17 istration of the youth development programs author-
18 ized by this title.

19 (3) ADDITIONAL AREAS.—The State agency
20 may include in any planning and mobilization area
21 designated under subsection (a)(1) such additional
22 areas, adjacent to a unit of general purpose local
23 government, as the State agency determines are nec-
24 essary for, and will enhance, the effective adminis-

1 tration of the youth development programs author-
2 ized by this title.

3 (4) INDIAN RESERVATIONS.—The State agency,
4 in carrying out subsection (a)(1), shall to the extent
5 practicable include all portions of an Indian reserva-
6 tion in a single planning and mobilization area.

7 **SEC. 305. STATE PLANS.**

8 (a) IN GENERAL.—To be eligible to receive a State
9 allotment under this title, a State shall develop, prepare,
10 and submit to the Associate Commissioner a State plan,
11 for a 2-, 3-, or 4-year period determined by the State
12 agency, at such time, in such manner, and meeting such
13 criteria as the Associate Commissioner may by regulation
14 prescribe, and shall make such annual revisions as may
15 be necessary to the plan.

16 (b) CONTENTS.—Each such State plan shall contain
17 assurances that the plan is based on area plans developed
18 under section 308 by area agencies on youth in the State
19 and that the State has prepared and distributed a uniform
20 format for use by area agencies on youth in developing
21 the area plans.

22 **SEC. 306. DISTRIBUTION OF FUNDS FOR STATE ACTIVITIES**
23 **AND LOCAL ALLOCATIONS.**

24 (a) IN GENERAL.—From a State allotment made
25 under this title for any fiscal year—

1 (1)(A) the State agency may use such amount
2 as the State agency determines to be appropriate,
3 but not more than 7 percent, for the purposes of
4 subparagraphs (B) and (C);

5 (B) the State agency may use such amount as
6 the State agency determines to be appropriate, but
7 not more than 4 percent of the State allotment, for
8 paying the cost of—

9 (i) reviewing area plans and distributing
10 funds to area agencies on youth; and

11 (ii) assisting community boards and area
12 agencies on youth in carrying out activities
13 under this title; and

14 (C) the State agency may use such amount as
15 the State agency determines to be appropriate, but
16 not less than 3 percent and not more than 7 percent
17 of the State allotment, for making State discre-
18 tionary grants to respond to the special develop-
19 mental needs of youth—

20 (i) in correctional facilities and other out-
21 of-home residential settings;

22 (ii) in areas with high concentrations of
23 poverty;

24 (iii) in rural areas;

1 (iv) in situations where youth are at great-
2 er risk due to abuse, neglect, disconnection
3 from family, disconnection from school, or an-
4 other community risk factor; and

5 (v) in alternative educational settings or
6 who have been expelled or suspended from
7 school; and

8 (2) the State agency shall use the remainder of
9 such allotment to make allocations under subsection
10 (b) to area agencies on youth associated with plan-
11 ning and mobilization areas, to pay for the cost of
12 youth development programs under this title that
13 are specified in area plans that—

14 (A) are developed through a comprehensive
15 and coordinated system of planning;

16 (B) have been approved by the community
17 boards involved; and

18 (C) have been approved by the State agen-
19 cy.

20 (b) ALLOCATIONS AND COMPETITIVE GRANTS.—

21 (1) ALLOCATIONS.—Except as provided in
22 paragraph (2), from the remainder of the State al-
23 lotment described in subsection (a)(2), the State
24 agency, using the best available data, shall allocate

1 for each planning and mobilization area in the State
2 the sum of—

3 (A) an amount that bears the same rela-
4 tion to $\frac{1}{2}$ of the remainder as the number of
5 individuals who are not younger than age 10
6 and not older than age 19 in the planning and
7 mobilization area bears to the number of such
8 individuals in the State; and

9 (B) an amount that bears the same rela-
10 tion to $\frac{1}{2}$ of the remainder as the number of
11 youth who are receiving free or reduced price
12 lunches under the school lunch program estab-
13 lished under the Richard B. Russell National
14 School Lunch Act (42 U.S.C. 1751 et seq.) in
15 the planning and mobilization area bears to the
16 number of such youth in the State.

17 (2) COMPETITIVE GRANTS.—

18 (A) IN GENERAL.—For any year for which
19 the amount appropriated to carry out this Act
20 is less than \$150,000,000, the State agency
21 shall use the remainder of the State allotment
22 described in subsection (a)(2) to make competi-
23 tive grants to area agencies on youth.

24 (B) RESPONSIBILITIES.—An agency that
25 receives such a grant shall be considered to

1 title, a planning and mobilization area shall
2 have a community board appointed and con-
3 vened jointly by the chief executive officer of a
4 local funding and coordinating agency in the
5 area and the chief executive officers of units of
6 general purpose local government in the area.

7 (B) PRIVATE AGENCIES AND LOCAL GOV-
8 ERNMENTS.—In the event that a local funding
9 and coordinating agency is not represented in
10 the planning and mobilization area, or the chief
11 executive officer of a local funding and coordi-
12 nating agency in the area is unwilling or unable
13 to participate in jointly appointing and con-
14 vening the community board, the State agency,
15 after consideration of the views offered by the
16 units of general purpose local government and
17 by nonprofit agencies and organizations in such
18 area, shall designate a private nonprofit agency
19 or organization in the area to appoint and con-
20 vene the community board jointly with the chief
21 executive officers of units of general purpose
22 local government in the area.

23 (C) LOCAL FUNDING AND COORDINATING
24 AGENCIES AND PUBLIC ENTITIES.—In the event
25 that a chief executive officer of a unit of gen-

1 eral purpose local government in the planning
2 and mobilization area is unwilling or unable to
3 participate in jointly appointing and convening
4 the community board, the State agency, after
5 consideration of the views offered by the units
6 of general purpose local government and by
7 youth-serving agencies and organizations in
8 such area, shall designate an executive official
9 of a public entity in the area to appoint and
10 convene the community board jointly with the
11 chief executive officer of a local funding and co-
12 ordinating agency and any other chief executive
13 officers of units of general purpose local govern-
14 ment in the area.

15 (D) EXISTING ENTITY.—An existing entity
16 in the planning and mobilization area may serve
17 as the community board if—

18 (i) such entity's membership meets
19 the requirements for a community board or
20 is adapted to meet such requirements; and

21 (ii) such entity is approved by the
22 State agency; or

23 (iii) such entity is approved by the
24 chief executive officer of a local funding
25 and coordinating agency, or by the chief

1 executive officer of a private nonprofit
2 agency or organization designated accord-
3 ing to subparagraph (B) in the event that
4 a local funding and coordinating agency is
5 not represented in the area or the chief ex-
6 ecutive officer of the agency is unwilling or
7 unable to consider the approval of the enti-
8 ty.

9 (2) COMPOSITION.—A community board shall
10 consist of an equal number of local representatives
11 from each of the following 3 groups:

12 (A) A group comprised of individuals, in-
13 cluding minority individuals, under age 21 at
14 the time of their appointment.

15 (B) A group comprised of representatives
16 of—

17 (i) private youth-serving and youth
18 development organizations (in existence as
19 of the date of appointment of the rep-
20 resentatives to the board);

21 (ii) public youth-serving and youth de-
22 velopment organizations;

23 (iii) organizations supporting youth
24 involved in community service and civic
25 participation; and

1 (iv) organizations providing or oper-
2 ating local youth correctional programs or
3 facilities and local law enforcement agen-
4 cies.

5 (C) A group comprised of representatives
6 of—

7 (i) local elected officials;

8 (ii) educational entities, including
9 local elementary, middle, and secondary
10 schools, community colleges, colleges, and
11 universities;

12 (iii) volunteer centers;

13 (iv) philanthropic organizations, in-
14 cluding community foundations;

15 (v) businesses and employee organiza-
16 tions;

17 (vi) faith-based organizations;

18 (vii) health and mental health agen-
19 cies;

20 (viii) parents and grandparents; and

21 (ix) if a military installation is located
22 in the planning and mobilization area, per-
23 sonnel of the installation.

24 (3) SPECIAL RULE.—At least 1 member of the
25 community board shall be a parent of a youth who

1 has participated in an activity described in section
2 312(b) within the 3-year period preceding appoint-
3 ment to the board.

4 (4) CHAIRPERSON.—After being appointed and
5 convened, the community board shall elect a chair-
6 person from among its membership.

7 (5) RESPONSIBILITIES.—Each community
8 board in each planning and mobilization area shall
9 have responsibility for supervising the preparation,
10 submission, and implementation of the area plan de-
11 scribed in section 308, including the approval of
12 grants and contracts funded pursuant to this title
13 within the planning and mobilization area.

14 (b) AREA AGENCY ON YOUTH.—An area agency on
15 youth—

16 (1) shall serve as the fiscal agent for a planning
17 and mobilization area;

18 (2) shall be under the supervision of the com-
19 munity board for the planning and mobilization area
20 with regard to activities conducted pursuant to this
21 title;

22 (3) shall provide an assurance to the State
23 agency, that is determined to be adequate by the
24 State agency, that such area agency on youth will
25 have the ability to develop an area plan for the plan-

1 ning and mobilization area and to carry out, either
2 directly or indirectly through contractual or other
3 arrangements, a youth development program in ac-
4 cordance with such plan; and

5 (4) shall compile reports from entities carrying
6 out youth development programs approved by the
7 community board for funding under this Act, includ-
8 ing outcome and utilization data developed under
9 section 501(1) and evaluation information regarding
10 youth development programs funded under this title,
11 and provide an annual report based on the compila-
12 tion to the State agency.

13 (c) **COMMUNITY MOBILIZATION EXPENSES.**—An
14 area agency on youth may use not more than 10 percent
15 of the allocation made to the agency under this title for
16 expenses related to community mobilization, including ex-
17 penses related to generating additional commitments of
18 cash and in-kind resources, administration, planning,
19 monitoring, and evaluation.

20 **SEC. 308. AREA PLANS.**

21 (a) **IN GENERAL.**—Each area agency on youth for
22 a planning and mobilization area shall, in order to be ap-
23 proved by the State agency and receive an allocation under
24 this title, develop, prepare, and submit to the State agency
25 an area plan, approved by the community board, for the

1 planning and mobilization area, at such time, in such man-
2 ner, and meeting such criteria as the State agency may
3 prescribe. Such plan shall be for a 2-, 3-, or 4-year period
4 determined by the State agency, with such annual revi-
5 sions as may be necessary. Each such plan shall be based
6 upon a uniform format for area plans in the State pre-
7 pared in accordance with section 305(b).

8 (b) CONTENTS.—Each such plan shall—

9 (1) provide specific outcome objectives for youth
10 development programs to be carried out in the plan-
11 ning and mobilization area, based on an assessment
12 of needs and resources, sufficient to assure that all
13 youth in the area have access through a comprehen-
14 sive and coordinated system to the full array of core
15 resources that consist of—

16 (A) ongoing relationships with caring
17 adults;

18 (B) safe places with structured activities;

19 (C) services that promote healthy lifestyles,
20 including services designed to improve physical
21 and mental health;

22 (D) opportunities to acquire marketable
23 skills and competencies; and

24 (E) opportunities for community service
25 and civic participation;

1 (2) provide an assurance that, in awarding
2 grants and contracts to entities to implement the
3 area plan to provide youth with access to core re-
4 sources described in paragraph (1) through youth
5 development programs, the agency will give priority
6 to entities as described in section 310(b);

7 (3) provide that not less than 30 percent of the
8 funds allocated under this title for the planning and
9 mobilization area will be used for youth development
10 programs that respond to the special developmental
11 needs of youth—

12 (A) in correctional facilities and other out-
13 of-home residential settings;

14 (B) in areas with high concentrations of
15 poverty;

16 (C) in rural areas;

17 (D) in situations where youth are at higher
18 risk due to abuse, neglect, disconnection from
19 family, disconnection from school, or another
20 community risk factor; and

21 (E) in alternative educational settings or
22 who have been expelled or suspended from
23 school;

1 (4) provide assurances that youth engaged in
2 youth development programs carried out under the
3 area plan will be treated equitably;

4 (5) contain strategies for mobilizing and coordi-
5 nating community resources to meet the outcome ob-
6 jectives;

7 (6) describe activities for which funds made
8 available through the allocation will be used to fill
9 gaps between unmet needs and available resources;

10 (7) describe the inclusive process used by the
11 area agency on youth to engage all segments of the
12 communities in the planning and mobilization area
13 in developing the area plan;

14 (8) provide measures of program effectiveness
15 to be used in evaluating the progress of the youth
16 development programs approved by the community
17 board in the area in assuring access for all youth to
18 the full array of core resources described in para-
19 graph (1), including specific measures for providing
20 access to such resources for youth living in areas
21 with high concentrations of poverty;

22 (9) describe how local requirements for pro-
23 viding matching funds will be met, how resources
24 will be leveraged, and the uses to which matching

1 funds and leveraged resources will be applied, in car-
2 rying out the area plan;

3 (10) provide for the establishment and mainte-
4 nance of outreach sufficient to ensure that youth
5 and their families in the planning and mobilization
6 area are aware of youth development programs pro-
7 viding access to the core resources described in para-
8 graph (1);

9 (11) provide that the area agency on youth,
10 under the supervision of the community board,
11 will—

12 (A) conduct periodic evaluations of, and
13 public hearings on, activities carried out under
14 the area plan;

15 (B) furnish technical assistance to entities
16 carrying out youth development programs under
17 this title within the planning and mobilization
18 area;

19 (C) establish effective and efficient proce-
20 dures for the coordination of—

21 (i) entities carrying out youth develop-
22 ment programs under this title within the
23 planning and mobilization area; and

1 (ii) entities carrying out other Federal
2 programs for youth within the planning
3 and mobilization area;

4 (D) conduct outreach, to identify youth in
5 the area and inform the youth of the avail-
6 ability of resources under this Act; and

7 (E) take into account in connection with
8 matters of general policy arising in the develop-
9 ment and administration of the area plan, the
10 views of youth who have participated in youth
11 development programs pursuant to the plan;
12 and

13 (12) provide for the utilization of entities car-
14 rying out volunteer service centers and organizations
15 supporting youth in community service and civic
16 participation in the area to—

17 (A) encourage and enlist the services of
18 local volunteer groups to provide assistance and
19 services appropriate to the unique develop-
20 mental needs of youth in the planning and mo-
21 bilization area;

22 (B) encourage, organize, and promote
23 youth to serve as volunteers to communities in
24 the area; and

1 (C) promote recognition of the contribution
2 made by youth volunteers to youth development
3 programs administered in the planning and mo-
4 bilization area.

5 **SEC. 309. GRANTS AND CONTRACTS TO ELIGIBLE ENTITIES.**

6 (a) REQUEST FOR PROPOSALS.—In implementing an
7 area plan, once the plan has been submitted to and ap-
8 proved by the State agency, an area agency on youth,
9 under the supervision of a community board, shall issue
10 a request for proposals, to award grants and contracts to
11 eligible entities to carry out youth development programs
12 under the plan.

13 (b) GRANTS AND CONTRACTS.—The area agency on
14 youth, under the supervision of the community board,
15 shall use the funds made available through the allocation
16 made to the agency under this title to award grants on
17 a competitive basis and contracts to eligible entities to pay
18 for the Federal share of the cost of carrying out the youth
19 development programs. Not more than 50 percent of the
20 funds made available through the allocation made to the
21 agency may be awarded to a single recipient of a grant
22 or contract unless the recipient is a consortium as de-
23 scribed in section 310(a)(1) or is approved by the Asso-
24 ciate Commissioner.

1 (c) CONFLICT PROVISION.—The bylaws of the com-
2 munity board and the area agency on youth shall contain
3 a conflict of interest provision that requires any member
4 of the board or employee of the agency who has a conflict
5 of interest regarding any matter related to awarding a
6 grant or contract under subsection (b) to declare the con-
7 flict and refrain from voting on the award.

8 (d) PERIOD.—The area agency on youth may award
9 such a grant or contract for a period of not more than
10 4 years. The area agency on youth, under the supervision
11 of the community board, may terminate the funding made
12 available through such grant or contract during such
13 grant or contract period for a youth development program
14 if insufficient Federal funds are appropriated under sec-
15 tion 302 to permit continuation of funding.

16 (e) FEDERAL SHARE.—

17 (1) IN GENERAL.—The Federal share of the
18 cost of carrying out a program described in this sec-
19 tion shall be—

20 (A) 80 percent for the first and second
21 year for which the program receives funding
22 under this section;

23 (B) 70 percent for the third such year;

24 (C) 60 percent for the fourth such year;

25 and

1 (D) 50 percent for any subsequent year.

2 (2) NON-FEDERAL SHARE.—An entity that re-
3 ceives a grant or contract under this section may
4 provide for the non-Federal share of the cost from
5 non-Federal sources (which may include State or
6 local public sources) in cash or in kind, fairly evalu-
7 ated, including facilities, equipment, or services.

8 (3) ADJUSTMENTS.—A State agency and the
9 Associate Commissioner may jointly adjust the Fed-
10 eral share of the cost that applies to an entity that
11 receives a grant or contract under this section from
12 an area agency on youth, in the event that the agen-
13 cy demonstrates significant economic need sufficient
14 to cause difficulties in area plan implementation.

15 **SEC. 310. ELIGIBLE ENTITIES.**

16 (a) IN GENERAL.—To be eligible to receive a grant
17 or contract under section 309, an entity shall be—

18 (1) a consortium of community-based youth-
19 serving or youth development organizations, public
20 agencies, health and mental health agencies, edu-
21 cation entities including community colleges, col-
22 leges, and universities, volunteer centers, faith-based
23 organizations, older adult organizations, or organiza-
24 tions supporting youth involved in community service
25 and civic participation; or

1 (2) a community-based public or private youth-
2 serving or youth development organization.

3 (b) PRIORITY.—In awarding grants and contracts
4 under section 309, an area agency on youth shall give pri-
5 ority to—

6 (1) existing entities that carry out health and
7 human service programs (as of the date of submis-
8 sion of the area plan) that use proven methods and
9 materials supported by evaluation and can dem-
10 onstrate effective service delivery and sustainability;
11 and

12 (2) entities that submit applications under sec-
13 tion 311 that—

14 (A) evidence collaboration among commu-
15 nity agencies in providing services under an
16 area plan; and

17 (B) are outcome driven.

18 (c) ADMINISTRATIVE EXPENSES.—An entity that re-
19 ceives a grant or contract under section 309 may use up
20 to 5 percent of the funds received through the grant or
21 contract for the cost of administrative expenses.

22 (d) LIMITATION.—A for-profit entity that receives a
23 grant or contract under section 309 may not use funds
24 made available through the grant or contract for the pur-
25 poses of generating additional profits.

1 **SEC. 311. APPLICATIONS.**

2 To be eligible to receive a grant or contract under
3 section 309 to carry out youth development programs
4 under an area plan, an entity shall submit an application
5 to the area agency on youth for the area at such time,
6 in such manner, and containing such information as the
7 area agency on youth, under the supervision of the com-
8 munity board, and the appropriate State agency, may rea-
9 sonably require. Such application shall include specific de-
10 scriptions of how the entity will implement section 312(a).

11 **SEC. 312. YOUTH DEVELOPMENT PROGRAMS.**

12 (a) ACCESS.—An eligible entity that receives a grant
13 or contract under section 309 to carry out a youth devel-
14 opment program shall implement a program that pro-
15 motes, either directly, through a contract, or indirectly
16 through collaboration with other community entities, ac-
17 cess to the full array of core resources specified in section
18 102.

19 (b) ACTIVITIES.—An eligible entity that receives a
20 grant or contract under section 309 to carry out a youth
21 development program may include among eligible activities
22 provided through the program, which are part of an effort
23 to provide access to the full array of core resources speci-
24 fied in section 102—

25 (1) character development and ethical enrich-
26 ment activities;

- 1 (2) mentoring activities, including one-to-one
2 relationship building and tutoring;
- 3 (3) provision and support of community youth
4 centers and clubs;
- 5 (4) nonschool hours, weekend, and summer pro-
6 grams and camps;
- 7 (5) sports, recreation, and other activities pro-
8 moting physical fitness and teamwork;
- 9 (6) services that promote health and healthy de-
10 velopment and behavior on the part of youth, includ-
11 ing risk avoidance programs;
- 12 (7) academic enrichment, peer counseling and
13 teaching, and literacy activities;
- 14 (8) camping and environmental education;
- 15 (9) cultural enrichment, including enrichment
16 through music, fine and performing arts;
- 17 (10) workforce preparation, youth entrepreneur-
18 ship, and technological and vocational skill building;
- 19 (11) opportunities for community service aimed
20 at involving youth in providing the full array of core
21 resources described in section 102 to other youth, in-
22 cluding opportunities provided in conjunction with
23 activities being performed by entities under the Na-
24 tional and Community Service Act of 1990 (42
25 U.S.C. 12501 et seq.);

1 (12) opportunities that engage youth in civic
2 participation and as partners in decisionmaking, es-
3 pecially opportunities with respect to programs and
4 strategies that seek to offer access to the full array
5 of core resources described in section 102;

6 (13) special interest group activities or courses,
7 including activities or courses regarding video pro-
8 duction, cooking, gardening, pet care, photography,
9 and other youth-identified interests;

10 (14) efforts focused on building the capacity of
11 community-based youth workers, utilizing commu-
12 nity colleges, colleges, and universities;

13 (15) public and private youth led programs, in-
14 cluding such programs provided by youth-serving or
15 youth development organizations;

16 (16) transportation services to foster the par-
17 ticipation of youth in youth development programs
18 in the community involved;

19 (17) subsidies for youth from families that meet
20 the income eligibility guidelines for a free or reduced
21 price lunch under section 9(b) of the Richard B.
22 Russell National School Lunch Act (42 U.S.C.
23 1758(b)), if the provision of such a subsidy allows
24 a youth to fully participate in a youth development
25 program that is part of a strategy to promote access

1 to the full array of core resources described in sec-
2 tion 102;

3 (18) training or group counseling to assist
4 youth, by State certified counselors, psychologists,
5 social workers, or other State licensed or certified
6 mental health professionals who are qualified under
7 State law to provide such services to youth; and

8 (19) referrals to State certified counselors, psy-
9 chologists, social workers, or other State licensed or
10 certified mental health professionals or health pro-
11 fessionals who are qualified under State law to pro-
12 vide such services to youth.

13 (c) INFORMATION.—An eligible entity that receives a
14 grant or contract under section 309 shall be considered
15 to be a person directly connected with the administration
16 of a Federal education program for purposes of section
17 9(b)(2)(C)(iii)(II)(aa) of the Richard B. Russell National
18 School Lunch Act (7 U.S.C. 1758(b)(2)(C)(iii)(II)). A
19 school serving youth who are receiving services under this
20 title from the eligible entity shall provide information to
21 the eligible entity on the income eligibility status of the
22 youth who are children described in section 9(b)(2)(C)(iv)
23 of such Act (7 U.S.C. 1758(b)(2)(C)(iv)), in accordance
24 with that section, to enable the eligible entity to determine
25 eligibility for subsidies under subsection (b)(17).

1 (d) PARTICIPATION IN PLANNING, DESIGN, AND IM-
2 PLEMENTATION.—An eligible entity that receives a grant
3 or contract under section 309 shall actively engage parents
4 and youth in the planning, design, and implementation of
5 youth development programs supported by funds made
6 available through the grant or contract, including using
7 consumer feedback and evaluation mechanisms at least
8 once a year.

9 **TITLE IV—ACCOUNTABILITY**

10 **SEC. 401. PURPOSES.**

11 The purposes of this title are—

12 (1) to ensure that funds appropriated to carry
13 out this Act are expended in compliance with this
14 Act; and

15 (2) to establish mechanisms at the Federal,
16 State, and local levels to monitor expenditures of the
17 funds and respond to noncompliance with this Act.

18 **SEC. 402. FEDERAL LEVEL ACCOUNTABILITY.**

19 (a) DATA COLLECTION AND USE.—The Associate
20 Commissioner shall collect, collate, and review data re-
21 ceived from States under section 304(a)(2)(F) and shall
22 make such data available, in the aggregate and by State,
23 to the Office of National Youth Policy, the Council on Na-
24 tional Youth Policy, and (on request) to the general public.

1 (b) CORRECTION OF DEFICIENCIES.—If the Asso-
2 ciate Commissioner determines, based on a review of State
3 annual reports, State plans, State data submissions, au-
4 dits, evaluations, or other documentation required under
5 this Act, that a State or eligible entity that receives funds
6 through a grant or contract made under this Act is not
7 complying with the requirements of this Act, the Associate
8 Commissioner shall—

9 (1) notify the State or eligible entity of the defi-
10 ciencies that require correction and request that the
11 State or entity submit a plan to correct the defi-
12 ciencies;

13 (2) negotiate a plan to correct the deficiencies,
14 and provide appropriate training or technical assist-
15 ance designed to assist the State or eligible entity in
16 complying with the requirements of this Act; and

17 (3) if the State or eligible entity fails to submit
18 or negotiate a plan to correct the deficiencies or fails
19 to make substantial efforts, within 6 months after
20 the date of the notification described in paragraph
21 (1), to correct the deficiencies and comply with the
22 requirements of this Act—

23 (A) terminate the provision of funds under
24 this Act to the State or entity for the remainder
25 of the period of the grant or contract; and

1 (B) disburse such funds in the manner
2 prescribed in section 303(e) for funds withheld
3 under that section.

4 **SEC. 403. STATE LEVEL ACCOUNTABILITY.**

5 If the State agency designated in section 304(a)(1)
6 determines, based on a review of reports, data submis-
7 sions, audits, evaluations, or other documentation required
8 under this Act, that a community board, area agency on
9 youth, or eligible entity that receives funds through a
10 grant or contract made under this Act is not complying
11 with the requirements of this Act, the State agency shall—

12 (1) notify the community board, area agency on
13 youth, or eligible entity of the deficiencies that re-
14 quire correction and request that the board, agency,
15 or entity submit a plan to correct the deficiencies;

16 (2) negotiate a plan to correct the deficiencies,
17 and provide appropriate training or technical assist-
18 ance designed to assist the community board, area
19 agency on youth, or eligible entity in complying with
20 the requirements of this Act; and

21 (3) if the community board, area agency on
22 youth, or eligible entity fails to submit or negotiate
23 a plan to correct the deficiencies or fails to make
24 substantial efforts, within 6 months after the date of
25 the notification described in paragraph (1), to cor-

1 rect the deficiencies and comply with the require-
2 ments of this Act, terminate the provision of funds
3 under this Act to the board, agency, or entity for the
4 remainder of the period of the grant or contract.

5 **SEC. 404. LOCAL LEVEL ACCOUNTABILITY.**

6 If a community board and an area agency on youth
7 jointly determine, based on a review of reports, data sub-
8 missions, audits, evaluations, or other documentation re-
9 quired under this Act, that an eligible entity that receives
10 funds through a grant or contract made under this Act
11 is not complying with the requirements of this Act, the
12 area agency on youth shall—

13 (1) notify the eligible entity of the deficiencies
14 that require correction and request that the entity
15 submit a plan to correct the deficiencies;

16 (2) negotiate a plan to correct the deficiencies
17 and provide appropriate training or technical assist-
18 ance designed to assist the eligible entity in com-
19 plying with the requirements of this Act; and

20 (3) if the eligible entity fails to submit or nego-
21 tiate a plan to correct the deficiencies or fails to
22 make substantial efforts, within 6 months after the
23 date of the notification described in paragraph (1),
24 to correct the deficiencies and comply with the re-
25 quirements of this Act, terminate the provision of

1 funds under this Act of the entity for the remainder
2 of the period of the grant or contract.

3 **SEC. 405. STATE AUDIT.**

4 Each State that receives funds under this Act shall
5 submit annually, to the Associate Commissioner, the find-
6 ings of an independent audit conducted in accordance with
7 chapter 75 of title 31, United States Code, concerning the
8 use of such funds.

9 **TITLE V—TRAINING, RESEARCH,**
10 **AND EVALUATION**

11 **SEC. 501. PURPOSE.**

12 The purpose of this title is to expand the Nation's
13 knowledge and understanding of youth, youth development
14 programs, and community mobilization aimed at providing
15 all youth with access to the full array of core resources
16 described in section 102 by—

17 (1) assisting States in evaluating the effective-
18 ness of activities implemented under this Act (in-
19 cluding evaluating the outcomes resulting from the
20 activities), including assisting in the specification of
21 a minimum set of outcome and utilization data to be
22 collected, and development of common definitions to
23 be used, by entities receiving funds under this Act;

24 (2) placing priority on the education and train-
25 ing of personnel, with respect to youth development

1 programs, to work with youth, with a special empha-
2 sis on youth who are minority individuals, youth
3 with disabilities, and youth who are low-income indi-
4 viduals;

5 (3) conducting research and identifying effec-
6 tive practices directly related to the field of youth
7 development; and

8 (4) disseminating widely information acquired
9 through such research to national, State, and local
10 youth development organizations and youth-serving
11 organizations.

12 **SEC. 502. GRANTS AND CONTRACTS.**

13 (a) IN GENERAL.—The Associate Commissioner may
14 award grants and contracts to eligible entities to carry out
15 evaluation, education and training, and dissemination ac-
16 tivities described in this section.

17 (b) EVALUATION.—

18 (1) SYSTEM.—The Associate Commissioner
19 shall develop and establish a system for evaluating
20 the effectiveness of activities implemented under this
21 Act, including mechanisms for determining and
22 measuring programmatic outcomes resulting from
23 those activities.

24 (2) DISTRIBUTION.—In awarding grants and
25 contracts under subsection (a), the Associate Com-

1 missioner shall use 50 percent of the funds appro-
2 priated to carry out this title for an equitable dis-
3 tribution among the States to allow State agencies
4 to be responsible for evaluating the effectiveness of
5 the activities implemented in the State under this
6 Act, including, at a minimum, collecting the outcome
7 and utilization data described in section 501(1).

8 (c) EDUCATION AND TRAINING.—The Associate
9 Commissioner shall develop and establish a system for
10 providing education and training of personnel of States,
11 area agencies on youth, and community boards to increase
12 their capacity to work with youth, with a special emphasis
13 on youth who are minority individuals, youth with disabil-
14 ities, and youth who are low-income individuals, in car-
15 rying out quality youth development programs under this
16 Act.

17 (d) IMPACT EVALUATION.—

18 (1) BIENNIAL EVALUATION.—

19 (A) IN GENERAL.—The Associate Commis-
20 sioner, in consultation with the Director and
21 the National Council on Youth Policy, shall
22 conduct an independent biennial evaluation of
23 the impact of youth development programs as-
24 sisted under this Act to promote positive youth
25 development.

1 (B) CONTENTS.—The evaluation shall re-
2 port on—

3 (i) whether the entities carrying out
4 the youth development programs—

5 (I) provided a thorough assess-
6 ment of local resources and barriers
7 to access to the full array of core re-
8 sources;

9 (II) used objective data and the
10 knowledge of a wide range of commu-
11 nity members;

12 (III) developed measurable goals
13 and objectives;

14 (IV) implemented research-based
15 youth development programs that
16 have been shown to be effective and
17 meet identified needs; and

18 (V) conducted periodic evalua-
19 tions to assess progress made toward
20 achieving the goals and objectives and
21 used evaluations to improve the goals
22 and objectives, and the youth develop-
23 ment programs;

24 (ii) whether the entities carrying out
25 the youth development programs have been

1 designed and implemented in a manner
2 that specifically targets, if relevant to the
3 youth development programs—

4 (I) research-based variables that
5 are predictive of healthy youth devel-
6 opment;

7 (II) risk factors that are pre-
8 dictive of an increased likelihood that
9 youth will use drugs, alcohol, or to-
10 bacco, become sexually active, or en-
11 gage in violence or drop out of school;
12 or

13 (III) protective factors, buffers,
14 or assets that are known to protect
15 youth from exposure to risk, either by
16 reducing the exposure to risk factors
17 or by changing the way a youth re-
18 sponds to risk, and to increase the
19 likelihood of positive youth develop-
20 ment;

21 (iii) whether the entities carrying out
22 the youth development programs have ap-
23 preciably reduced individual risk-taking be-
24 havior and community risk factors and in-

1 creased either individual or community
2 protective factors; and

3 (iv) whether the entities carrying out
4 the youth development programs have in-
5 corporated effective youth and parent in-
6 volvement.

7 (2) BIENNIAL REPORT.—Not later than Janu-
8 ary 1, 2004, and every 2 years thereafter, the Asso-
9 ciate Commissioner shall submit to the President
10 and Congress a report on the findings of the evalua-
11 tion conducted under paragraph (1) together with
12 data available from other sources on the well-being
13 of youth.

14 (e) DISSEMINATION.—The Associate Commissioner
15 shall develop a system to facilitate the broad dissemination
16 of information acquired through research to States, area
17 agencies on youth, community boards, and the public
18 about successful and promising strategies for providing all
19 youth with the full array of core resources specified in sec-
20 tion 102.

21 **SEC. 503. AUTHORIZATION OF APPROPRIATIONS.**

22 There are authorized to be appropriated to carry out
23 this title \$7,000,000 for fiscal year 2002 and such sums

- 1 as may be necessary for each of fiscal years 2003, 2004,
- 2 2005, and 2006.

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