

114TH CONGRESS
1ST SESSION

H. R. 2728

To reauthorize and improve the Juvenile Justice and Delinquency Prevention Act of 1974, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 11, 2015

Mr. SCOTT of Virginia (for himself, Ms. BASS, Mr. CÁRDENAS, Ms. JACKSON LEE, and Mr. RICHMOND) introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, 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 reauthorize and improve the Juvenile Justice and Delinquency Prevention Act of 1974, 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.**

4 This Act may be cited as the “Youth Justice Act of
5 2015”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—DECLARATION OF PURPOSE AND DEFINITIONS

- Sec. 101. Purposes.
 Sec. 102. Definitions.

TITLE II—JUVENILE JUSTICE AND DELINQUENCY PREVENTION

- Sec. 201. Concentration of Federal efforts.
 Sec. 202. Coordinating Council on Juvenile Justice and Delinquency Prevention.
 Sec. 203. Annual report.
 Sec. 204. Allocation of funds.
 Sec. 205. State plans.
 Sec. 206. Authority to make grants.
 Sec. 207. Grants to Indian tribes.
 Sec. 208. Research and evaluation; statistical analyses; information dissemination.
 Sec. 209. Training and technical assistance.
 Sec. 210. Incentive grants for State and local programs.
 Sec. 211. Administrative authority.
 Sec. 212. Technical and conforming amendments.

TITLE III—INCENTIVE GRANTS FOR LOCAL DELINQUENCY PREVENTION PROGRAMS

- Sec. 301. Definitions.
 Sec. 302. Grants for delinquency prevention programs.
 Sec. 303. Technical and conforming amendment.

TITLE IV—MISCELLANEOUS PROVISIONS

- Sec. 401. Evaluation by Government Accountability Office.
 Sec. 402. Authorization of appropriations.
 Sec. 403. Accountability and oversight.

TITLE V—JUVENILE ACCOUNTABILITY BLOCK GRANTS

- Sec. 501. Grant eligibility.

1 **TITLE I—DECLARATION OF**
 2 **PURPOSE AND DEFINITIONS**

3 **SEC. 101. PURPOSES.**

4 Section 102 of the Juvenile Justice and Delinquency
 5 Prevention Act of 1974 (42 U.S.C. 5602) is amended—

6 (1) in paragraph (2), by striking “and” at the
 7 end;

8 (2) in paragraph (3), by striking the period at
 9 the end and inserting “; and”; and

1 (3) by adding at the end the following:

2 “(4) to support a trauma-informed continuum
3 of programs (including delinquency prevention,
4 intervention, mental health, behavioral health, and
5 substance abuse treatment, and aftercare) to ad-
6 dress the needs of at-risk youth and youth who come
7 into contact with the justice system.”.

8 **SEC. 102. DEFINITIONS.**

9 Section 103 of the Juvenile Justice and Delinquency
10 Prevention Act of 1974 (42 U.S.C. 5603) is amended—

11 (1) in paragraph (8), by amending subpara-
12 graph (C) to read as follows:

13 “(C) an Indian tribe; or”;

14 (2) by amending paragraph (18) to read as fol-
15 lows:

16 “(18) the term ‘Indian tribe’ has the meaning
17 given that term in section 102 of the Federally Rec-
18 ognized Indian Tribe List Act of 1994 (25 U.S.C.
19 479a);”;

20 (3) in paragraph (22), by striking “or confine
21 adults” and all that follows and inserting “or con-
22 fine adult inmates;”;

23 (4) by amending paragraph (25) to read as fol-
24 lows:

1 “(25) the term ‘sight or sound contact’ means
2 any physical, clear visual, or verbal contact, that is
3 not brief and inadvertent;”;

4 (5) by amending paragraph (26) to read as fol-
5 lows:

6 “(26) the term ‘adult inmate’—

7 “(A) means an individual who—

8 “(i) has reached the age of full crimi-
9 nal responsibility under applicable State
10 law; and

11 “(ii) has been arrested and is in cus-
12 tody for or awaiting trial on a criminal
13 charge, or is convicted of a criminal charge
14 offense; and

15 “(B) does not include an individual who—

16 “(i) at the time of the time of the of-
17 fense, was younger than the maximum age
18 at which a youth can be held in a juvenile
19 facility under applicable State law; and

20 “(ii) was committed to the care and
21 custody of a juvenile correctional agency by
22 a court of competent jurisdiction or by op-
23 eration of applicable State law;”;

24 (6) in paragraph (28), by striking “and” at the
25 end;

1 (7) in paragraph (29), by striking the period at
2 the end and inserting a semicolon; and

3 (8) by adding at the end the following:

4 “(30) the term ‘core requirements’ means the
5 requirements described in paragraphs (11), (12),
6 (13), (14), and (15) of section 223(a);

7 “(31) the term ‘chemical agent’ means a spray
8 used to temporarily incapacitate a person, including
9 oleoresin capsicum spray, tear gas, and 2-
10 chlorobenzalmalononitrile gas;

11 “(32) the term ‘isolation’—

12 “(A) means any instance in which a youth
13 is confined alone for more than 10 minutes in
14 a room or cell; and

15 “(B) does not include confinement during
16 regularly scheduled sleeping hours, or for not
17 more than 1 hour during any 24-hour period in
18 the room or cell in which the youth usually
19 sleeps, protective confinement (for injured
20 youths or youths whose safety is threatened),
21 separation based on an approved treatment pro-
22 gram, limited confinement that is requested by
23 the youth, or the separation of the youth from
24 a group in a non-locked setting for the purpose
25 of calming;

1 “(33) the term ‘restraints’ has the meaning
2 given that term in section 591 of the Public Health
3 Service Act (42 U.S.C. 290ii);

4 “(34) the term ‘evidence-based’ means a pro-
5 gram or practice for which the Administrator has
6 determined that—

7 “(A) casual evidence documents a relation-
8 ship between the practice and its intended out-
9 come, based on measures of the direction and
10 size of a change, and the extent to which a
11 change may be attributed to the practice; and

12 “(B) the use of scientific methods rules
13 out, to the extent possible, alternative expla-
14 nations for the documented change;

15 “(35) the term ‘scientific methods’ means—

16 “(A) evaluation by an experimental trial,
17 in which participants are randomly assigned to
18 participate in the practice that is subject to
19 such trial; or

20 “(B) evaluation by a quasi-experimental
21 trial, in which the outcomes for participants are
22 compared with outcomes for a control group
23 that is made up of individuals who are similar
24 to such participants;

1 “(36) the term ‘promising’ means a program or
2 practice that is demonstrated to be effective based
3 on positive outcomes from one or more objective,
4 independent, and scientifically valid quantitative or
5 qualitative evaluations, as documented in writing to
6 the Administrator;

7 “(37) the term ‘dangerous practice’ means an
8 act, procedure, or program that creates an unreason-
9 able risk of physical injury, pain, or psychological
10 harm to a juvenile subjected to the act, procedure,
11 or program;

12 “(38) the term ‘screening’ means a brief proc-
13 ess—

14 “(A) designed to identify youth who may
15 have mental health or substance abuse needs
16 requiring immediate attention, intervention, and
17 further evaluation; and

18 “(B) the purpose of which is to quickly
19 identify a youth with a possible mental health
20 or substance abuse need in need of further as-
21 sessment;

22 “(39) the term ‘assessment’ includes, at a min-
23 imum, an interview and review of available records
24 and other pertinent information—

1 “(A) by a mental health or substance
2 abuse professional who meets the criteria of the
3 applicable State for licensing and education in
4 the mental health or substance abuse field; and

5 “(B) which is designed to identify signifi-
6 cant mental health or substance abuse treat-
7 ment needs to be addressed during a youth’s
8 confinement;

9 “(40) the term ‘contact’ means the point at
10 which a youth interacts with the juvenile justice sys-
11 tem or criminal justice system, including interaction
12 with a juvenile justice, juvenile court, or law enforce-
13 ment official, and including brief, sustained, or re-
14 peated interaction;

15 “(41) the term ‘trauma-informed’ means—

16 “(A) understanding the impact that expo-
17 sure to violence and trauma have on a youth’s
18 physical, psychological, and psychosocial devel-
19 opment;

20 “(B) recognizing when a youth has been
21 exposed to violence and trauma and is in need
22 of help to recover from the adverse impacts of
23 trauma; and

1 “(C) responding by helping in ways that
2 reflect awareness of the adverse impacts of
3 trauma;

4 “(42) the term ‘racial and ethnic disparity’
5 means youth of color are involved at a decision point
6 in the juvenile justice system at higher rates, incre-
7 mentally or cumulatively, than White non-Hispanic
8 youth at that decision point;

9 “(43) the term ‘community’ means a unit of
10 local government or an Indian tribe, or part of such
11 a unit or tribe, as determined by such a unit or tribe
12 for the purpose of applying for a grant under this
13 Act; and

14 “(44) the term ‘designated geographic area’
15 means a 5-digit postal ZIP Code assigned to a geo-
16 graphic area by the United States Postal Service.”.

17 **TITLE II—JUVENILE JUSTICE**
18 **AND DELINQUENCY PREVEN-**
19 **TION**

20 **SEC. 201. CONCENTRATION OF FEDERAL EFFORTS.**

21 Section 204(a) of the Juvenile Justice and Delin-
22 quency Prevention Act of 1974 (42 U.S.C. 5614(a)) is
23 amended—

24 (1) in paragraph (1), in the first sentence—

(A) by striking “a long-term plan, and implement” and inserting the following: “a long-term plan to improve the juvenile justice system in the United States, taking into account scientific knowledge regarding adolescent development and behavior and regarding the effects of delinquency prevention programs and juvenile justice interventions on adolescents, and shall implement”; and

(B) by striking “research, and improvement of the juvenile justice system in the United States” and inserting “and research”; and

(2) in paragraph (2)(B), by striking “Federal Register” and all that follows and inserting “Federal Register during the 30-day period ending on October 1 of each year.”.

SEC. 202. COORDINATING COUNCIL ON JUVENILE JUSTICE

AND DELINQUENCY PREVENTION.

Section 206 of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5616) is amended—

(1) in subsection (a)(1)—

(A) by inserting “the Administrator of the Substance Abuse and Mental Health Services Administration, the Secretary of Defense, the

Secretary of Agriculture,” after “the Secretary of Health and Human Services,”; and

(B) by striking “Commissioner of Immigration and Naturalization” and inserting “Assistant Secretary for Immigration and Customs Enforcement”; and

(2) in subsection (c)—

(A) in paragraph (1), by striking “paragraphs (12)(A), (13), and (14) of section 223(a) of this title” and inserting “the core requirements”; and

(B) in paragraph (2)—

(i) in the matter preceding subparagraph (A), by inserting “, on an annual basis” after “collectively”; and

(ii) by striking subparagraph (B) and inserting the following:

“(B) not later than 120 days after the completion of the last meeting of the Council during any fiscal year, submit to the Committee on Education and Labor of the House of Representatives and the Committee on the Judiciary of the Senate a report that—

“(i) contains the recommendations described in subparagraph (A);

1 “(ii) includes a detailed account of the ac-
 2 tivities conducted by the Council during the fis-
 3 cal year, including a complete detailed account-
 4 ing of expenses incurred by the Council to con-
 5 duct operations in accordance with this section;

6 “(iii) is published on the websites of the
 7 Department of Justice and the Council; and

8 “(iv) is in addition to the annual report re-
 9 quired under section 207.”.

10 **SEC. 203. ANNUAL REPORT.**

11 Section 207 of the Juvenile Justice and Delinquency
 12 Prevention Act of 1974 (42 U.S.C. 5617) is amended—

13 (1) in the matter preceding paragraph (1), by
 14 striking “a fiscal year” and inserting “each fiscal
 15 year”;

16 (2) in paragraph (1)—

17 (A) in subparagraph (B), by inserting “,
 18 ethnicity,” after “race”;

19 (B) in subparagraph (E), by striking
 20 “and” at the end;

21 (C) in subparagraph (F)—

22 (i) by inserting “and other” before
 23 “disabilities,”; and

24 (ii) by striking the period at the end
 25 and inserting a semicolon; and

1 (D) by adding at the end the following:

2 “(G) a summary of data from 1 month of
3 the applicable fiscal year of the use of restraints
4 and isolation upon juveniles held in the custody
5 of secure detention and correctional facilities
6 operated by a State or unit of local government;

7 “(H) the number of juveniles released from
8 custody and the type of living arrangement to
9 which each such juvenile was released;

10 “(I) the number of status offense cases pe-
11 titioned to court (including a breakdown by
12 type of offense and disposition), number of sta-
13 tus offenders held in secure detention, the find-
14 ings used to justify the use of secure detention,
15 and the average period of time a status of-
16 fender was held in secure detention;

17 “(J) the number of pregnant juveniles held
18 in the custody of secure detention and correc-
19 tional facilities operated by a State or unit of
20 local government; and

21 “(K) the number of juveniles whose of-
22 fenses originated on school grounds, during off-
23 campus activities, or due to a referral by any
24 school official.”; and

25 (3) by adding at the end the following:

1 “(5) A description of the criteria used to deter-
2 mine what programs qualify as evidence-based and
3 promising programs under this title and title V and
4 a comprehensive list of those programs the Adminis-
5 trator has determined meet such criteria.

6 “(6) A description of funding provided to In-
7 dian tribes under this Act, or under the Tribal Law
8 and Order Act of 2010 (Public Law 111–211; 124
9 Stat. 2261), including direct Federal grants and
10 funding provided to Indian tribes through a State or
11 unit of local government.

12 “(7) An analysis and evaluation of the internal
13 controls at the Office of Juvenile Justice and Delin-
14 quency Prevention to determine if grantees are fol-
15 lowing the requirements of the Office of Juvenile
16 Justice and Delinquency Prevention grant programs
17 and what remedial action the Office of Juvenile Jus-
18 tice and Delinquency Prevention has taken to re-
19 cover any grant funds that are expended in violation
20 of the grant programs, including instances in
21 which—

22 “(A) supporting documentation was not
23 provided for cost reports;

24 “(B) unauthorized expenditures occurred;

25 or

1 “(C) subrecipients of grant funds were not
2 compliant with program requirements.

3 “(8) An analysis and evaluation of the total
4 amount of payments made to grantees that the Of-
5 fice of Juvenile Justice and Delinquency Prevention
6 recouped from grantees that were found to be in vio-
7 lation of policies and procedures of the Office of Ju-
8 venile Justice and Delinquency Prevention grant
9 programs, including—

10 “(A) the full name and location of the
11 grantee;

12 “(B) the violation of the program found;

13 “(C) the amount of funds sought to be re-
14 couped by the Office of Juvenile Justice and
15 Delinquency Prevention; and

16 “(D) the actual amount recouped by the
17 Office of Juvenile Justice and Delinquency Pre-
18 vention.”.

19 **SEC. 204. ALLOCATION OF FUNDS.**

20 (a) TECHNICAL ASSISTANCE.—Section 221(b)(1) of
21 the Juvenile Justice and Delinquency Prevention Act of
22 1974 (42 U.S.C. 5631(b)(1)) is amended by striking “2
23 percent” and inserting “5 percent”.

1 (b) OTHER ALLOCATIONS.—Section 222 of the Juve-
2 nile Justice and Delinquency Prevention Act of 1974 (42
3 U.S.C. 5632) is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (1), by striking “age
6 eighteen” and inserting “18 years of age, based
7 on the most recent census”; and

8 (B) by striking paragraphs (2) and (3) and
9 inserting the following:

10 “(2)(A) If the aggregate amount appropriated
11 for a fiscal year to carry out this title is less than
12 \$75,000,000, then—

13 “(i) the amount allocated to each State
14 other than a State described in clause (ii) for
15 that fiscal year shall be not less than \$400,000;
16 and

17 “(ii) the amount allocated to the Virgin Is-
18 lands of the United States, Guam, American
19 Samoa, and the Commonwealth of the Northern
20 Mariana Islands for that fiscal year shall be not
21 less than \$75,000.

22 “(B) If the aggregate amount appropriated for
23 a fiscal year to carry out this title is not less than
24 \$75,000,000, then—

1 “(i) the amount allocated to each State
2 other than a State described in clause (ii) for
3 that fiscal year shall be not less than \$600,000;
4 and

5 “(ii) the amount allocated to the Virgin Is-
6 lands of the United States, Guam, American
7 Samoa, and the Commonwealth of the Northern
8 Mariana Islands for that fiscal year shall be not
9 less than \$100,000.”;

10 (2) by redesignating subsections (c) and (d) as
11 subsections (d) and (e), respectively;

12 (3) by inserting after subsection (b) the fol-
13 lowing:

14 “(c)(1) If any amount allocated under subsection (a)
15 is withheld from a State due to noncompliance with the
16 core requirements, the funds shall be reallocated for an
17 improvement grant designed to assist the State in achiev-
18 ing compliance with the core requirements.

19 “(2) The Administrator shall condition a grant de-
20 scribed in paragraph (1) on the State—

21 “(A) with the approval of the Administrator,
22 developing specific action steps designed to restore
23 compliance with the core requirements; and

24 “(B) semiannually submitting to the Adminis-
25 trator a report on progress toward implementing the

1 specific action steps developed under subparagraph
2 (A).

3 “(3) The Administrator shall provide appropriate and
4 effective technical assistance directly or through an agree-
5 ment with a contractor to assist a State receiving an im-
6 provement grant described in paragraph (1) in achieving
7 compliance with the core requirements.”;

8 (4) in subsection (d), as redesignated, by strik-
9 ing “efficient administration, including monitoring,
10 evaluation, and one full-time staff position” and in-
11 serting “effective and efficient administration, in-
12 cluding the designation of not less than 1 person to
13 coordinate efforts to achieve and sustain compliance
14 with the core requirements”; and

15 (5) in subsection (e), as redesignated, by strik-
16 ing “5 per centum of the minimum” and inserting
17 “not more than 5 percent of the”.

18 **SEC. 205. STATE PLANS.**

19 Section 223 of the Juvenile Justice and Delinquency
20 Prevention Act of 1974 (42 U.S.C. 5633) is amended—

21 (1) in subsection (a)—

22 (A) in the matter preceding paragraph (1),
23 by striking “and shall describe the status of
24 compliance with State plan requirements.” and
25 inserting the following: “shall describe the sta-

1 tus of compliance with State plan requirements,
2 and shall describe how the State plan is sup-
3 ported by or takes account of scientific knowl-
4 edge regarding adolescent development and be-
5 havior and regarding the effects of delinquency
6 prevention programs and juvenile justice inter-
7 ventions on adolescents. Not later than 30 days
8 after the date on which a plan or amended plan
9 submitted under this subsection is finalized, a
10 State shall make the plan or amended plan pub-
11 licly available by posting the plan or amended
12 plan on the State’s publicly available website.”;

13 (B) in paragraph (3)—

14 (i) in subparagraph (A)—

15 (I) in clause (i), by inserting “ad-
16 olescent development,” after “con-
17 cerning”;

18 (II) in clause (ii)—

19 (aa) in subclause (II), by
20 striking “counsel for children and
21 youth” and inserting “publicly
22 supported court-appointed legal
23 counsel for children and youth
24 charged in delinquency matters”;

1 (bb) in subclause (III), by
2 striking “mental health, edu-
3 cation, special education” and in-
4 serting “children’s mental health,
5 education, child and adolescent
6 substance abuse, special edu-
7 cation, services for youth with
8 disabilities”;

9 (cc) in subclause (V), by
10 striking “delinquents or potential
11 delinquents” and inserting “de-
12 linquent youth or youth at risk of
13 delinquency”;

14 (dd) in subclause (VII), by
15 striking “and” at the end;

16 (ee) by redesignating sub-
17 clause (VIII) as subclause (XI);

18 (ff) by inserting after sub-
19 clause (VII) the following:

20 “(VIII) the executive director or
21 the designee of the executive director
22 of a public or nonprofit entity that is
23 located in the State and receiving a
24 grant under part A of title III;

1 “(IX) persons with expertise and
2 competence in preventing and ad-
3 dressing mental health and substance
4 abuse needs in juvenile delinquents
5 and those at risk of delinquency;

6 “(X) representatives of victim or
7 witness advocacy groups; and”;

8 (gg) in subclause (XI), as so
9 redesignated, by striking “dis-
10 abilities” and inserting “and
11 other disabilities, truancy reduc-
12 tion, lesbian, gay, bisexual, or
13 transgender youth, school fail-
14 ure”; and

15 (III) in clause (iv), by striking
16 “24 at the time of appointment” and
17 inserting “28”;

18 (ii) in subparagraph (D)(ii), by strik-
19 ing “requirements of paragraphs (11),
20 (12), and (13)” and inserting “core re-
21 quirements”; and

22 (iii) in subparagraph (E)(i), by adding
23 “and” at the end;

24 (C) in paragraph (5)—

1 (i) in the matter preceding subpara-
2 graph (A), by striking “section 222(d)”
3 and inserting “section 222(e)”; and

4 (ii) in subparagraph (C), by striking
5 “Indian tribes” and all that follows
6 through “applicable to the detention and
7 confinement of juveniles” and inserting
8 “Indian tribes that agree to attempt to
9 comply with the core requirements applica-
10 ble to the detention and confinement of ju-
11 veniles”;

12 (D) in paragraph (7)—

13 (i) in subparagraph (A), by striking
14 “performs law enforcement functions” and
15 inserting “has jurisdiction”; and

16 (ii) in subparagraph (B)—

17 (I) by striking clause (i) and in-
18 serting the following:

19 “(i) a plan for ensuring that the chief ex-
20 ecutive officer of the State, State legislature,
21 and all appropriate public agencies in the State
22 with responsibility for provision of services to
23 children, youth, and families are informed of
24 the requirements of the State plan and compli-
25 ance with the core requirements;”;

1 (II) in clause (iii), by striking
2 “and” at the end; and

3 (III) by striking clause (iv) and
4 inserting the following:

5 “(iv) a plan to provide alternatives to de-
6 tention, including diversion to home-based or
7 community-based services that are culturally
8 and linguistically competent or treatment for
9 those youth in need of mental health, substance
10 abuse, or co-occurring disorder services at the
11 time such juveniles first come into contact with
12 the juvenile justice system;

13 “(v) a plan to reduce the number of chil-
14 dren housed in secure detention and corrections
15 facilities who are awaiting placement in residen-
16 tial treatment programs;

17 “(vi) a plan to engage family members,
18 where appropriate, in the design and delivery of
19 juvenile delinquency prevention and treatment
20 services, particularly post-placement; and

21 “(vii) a plan to use community-based serv-
22 ices to address the needs of at-risk youth or
23 youth who have come into contact with the ju-
24 venile justice system;”;

(E) in paragraph (8), by striking “existing” and inserting “evidence-based and promising”;

(F) in paragraph (9)—

(i) in the matter preceding subparagraph (A)—

(I) by striking “section 222(d)”

and inserting “section 222(e)”; and

(II) by striking “used for—” and

inserting “used for evidence-based and

trauma-informed—”;

(ii) in subparagraph (A)(i), by inserting “status offenders and other” before “youth who need”;

(iii) in subparagraph (B)(i)—

(I) by striking “parents and

other family members” and inserting

“status offenders, other youth, and

the parents and other family members

of such offenders and youth”; and

(II) by striking “be retained”

and inserting “remain”;

(iv) by redesignating subparagraphs (G) through (S) as subparagraphs (H) through (T), respectively;

1 (v) in subparagraph (F), in the mat-
2 ter preceding clause (i), by striking “ex-
3 panding” and inserting “programs to ex-
4 pand”;

5 (vi) by inserting after subparagraph
6 (F), the following:

7 “(G) expanding access to publicly sup-
8 ported, court-appointed legal counsel and en-
9 hancing capacity for the competent representa-
10 tion of every child;”;

11 (vii) in subparagraph (M), as so re-
12 designated—

13 (I) in clause (i), by striking “re-
14 straints” and inserting “alternatives”;
15 and

16 (II) in clause (ii), by striking “by
17 the provision”;

18 (viii) in subparagraph (S), as so re-
19 designated, by striking the “and” at the
20 end;

21 (ix) in subparagraph (T), as so redes-
22 igned, by striking the period at the end
23 and inserting a semicolon; and

24 (x) by inserting after subparagraph
25 (T) the following:

“(U) programs and projects designed to inform juveniles of the opportunity and process for expunging juvenile records and to assist juveniles in pursuing juvenile record expungements for both adjudications and arrests not followed by adjudications; and

“(V) programs that address the needs of girls in or at risk of entering the juvenile justice system, including young mothers, survivors of commercial sexual exploitation or domestic child sex trafficking, girls with disabilities, and girls of color, including girls who are members of an Indian tribe;”;

(G) in paragraph (11)—

(i) in subparagraph (A)—

(I) in the matter preceding clause

(i), by inserting “and individuals under 18 years of age who are charged with or who have committed an offense of purchase or public possession of any alcoholic beverage” after “by an adult”; and

(II) by striking “excluding—”

and all that follows through “State;” and inserting “excluding”;

1 (ii) in subparagraph (B), by adding
2 “and” at the end; and

3 (iii) by adding at the end the fol-
4 lowing:

5 “(C) the use of community-based alter-
6 natives to secure detention, including programs
7 of public and nonprofit entities receiving a
8 grant under part A of title III is encouraged;”;

9 (H) in paragraph (12)(A)—

10 (i) by striking “alleged to be or found
11 to be delinquent or juveniles within the
12 purview of paragraph (11)”;

13 (ii) by striking “contact” and insert-
14 ing “sight or sound contact”;

15 (I) in paragraph (13), by striking “con-
16 tact” each place it appears and inserting “sight
17 or sound contact”;

18 (J) by striking paragraph (22);

19 (K) by redesignating paragraphs (23)
20 through (28) as paragraphs (24) through (29),
21 respectively;

22 (L) by redesignating paragraphs (14)
23 through (21) as paragraphs (16) through (23),
24 respectively;

1 (M) by inserting after paragraph (13) the
2 following:

3 “(14) require that—

4 “(A) not later than 3 years after the date
5 of enactment of the Youth Justice Act of 2015,
6 unless a court finds, after a hearing and in
7 writing, that it is in the interest of justice, juve-
8 niles awaiting trial or other legal process who
9 are treated as adults for purposes of prosecu-
10 tion in criminal court and housed in a secure
11 facility—

12 “(i) shall not have sight or sound con-
13 tact with adult inmates; and

14 “(ii) except as provided in paragraph
15 (13), may not be held in any jail or lockup
16 for adults;

17 “(B) in determining under subparagraph
18 (A) whether it is in the interest of justice to
19 permit a juvenile to be held in any jail or lock-
20 up for adults, or have sight or sound contact
21 with adult inmates, a court shall consider—

22 “(i) the age of the juvenile;

23 “(ii) the physical and mental maturity
24 of the juvenile;

1 “(iii) the present mental state of the
2 juvenile, including whether the juvenile
3 presents an imminent risk of harm to the
4 juvenile;

5 “(iv) the nature and circumstances of
6 the alleged offense;

7 “(v) the juvenile’s history of prior de-
8 linquent acts;

9 “(vi) the relative ability of the avail-
10 able adult and juvenile detention facilities
11 to meet the specific needs of the juvenile
12 and to protect the public;

13 “(vii) whether placement in a juvenile
14 facility will better serve the long-term in-
15 terests of the juvenile and be more likely to
16 prevent recidivism;

17 “(viii) the availability of programs de-
18 signed to treat the juvenile’s behavioral
19 problems; and

20 “(ix) any other relevant factor; and

21 “(C) if a court determines under subpara-
22 graph (A) that it is in the interest of justice to
23 permit a juvenile to be held in any jail or lock-
24 up for adults—

1 “(i) the court shall hold a hearing not
2 less frequently than once every 30 days to
3 review whether it is still in the interest of
4 justice to permit the juvenile to be so held
5 or have such sight or sound contact; and

6 “(ii) the juvenile shall not be held in
7 any jail or lockup for adults, or permitted
8 to have sight or sound contact with adult
9 inmates, for more than 180 days, unless
10 the court, in writing, determines there is
11 good cause for an extension or the juvenile
12 expressly waives this limitation;

13 “(15) implement policy, practice, and system
14 improvement strategies at the State, territorial,
15 local, and tribal levels, as applicable, to identify and
16 reduce racial and ethnic disparities among youth
17 who come into contact with the juvenile justice sys-
18 tem, without establishing or requiring numerical
19 standards or quotas, by—

20 “(A) establishing coordinating bodies, com-
21 posed of juvenile justice stakeholders at the
22 State, local, or tribal levels, to oversee and mon-
23 itor efforts by States, units of local government,
24 and Indian tribes to reduce racial and ethnic
25 disparities;

1 “(B) identifying and analyzing key decision
2 points in State, local, or tribal juvenile justice
3 and educational systems to determine which
4 points create racial and ethnic disparities
5 among youth who come into contact with the
6 juvenile justice system;

7 “(C) developing and implementing data
8 collection and analysis systems to identify
9 where racial and ethnic disparities exist in the
10 juvenile justice system and to track and analyze
11 such disparities;

12 “(D) developing and implementing a work
13 plan that includes measurable objectives for pol-
14 icy, practice, or other system changes, based on
15 the needs identified in the data collection and
16 analysis under subparagraphs (B) and (C); and

17 “(E) publicly reporting, on an annual
18 basis, the efforts made in accordance with sub-
19 paragraphs (B), (C), and (D);”;

20 (N) in paragraph (16), as so redesign-
21 nated—

22 (i) by striking “adequate system” and
23 inserting “effective system”;

24 (ii) by striking “requirements of para-
25 graph (11),” and all that follows through

1 “monitoring to the Administrator” and in-
2 serting “the core requirements are met,
3 and for annual reporting to the Adminis-
4 trator of such plan, including the results of
5 such monitoring and all related enforce-
6 ment and educational activities”; and

7 (iii) by striking “, in the opinion of
8 the Administrator,”;

9 (O) in paragraph (17), as so redesign-
10 nated—

11 (i) by inserting “ethnicity,” after
12 “race,”; and

13 (ii) by inserting “sexual orientation”
14 before “race”;

15 (P) in paragraph (24), as so redesignated
16 in subparagraphs (A), (B), and (C), by striking
17 “juvenile” each place it appears and inserting
18 “status offender”;

19 (Q) in paragraph (26), as so redesignated,
20 by striking “section 222(d)” and inserting “sec-
21 tion 222(e)”;

22 (R) in paragraph (27), as so redesign-
23 nated—

1 (i) by inserting “and in accordance
2 with confidentiality concerns,” after “max-
3 imum extent practicable,”; and

4 (ii) by striking the semicolon at the
5 end and inserting the following: “, so as to
6 provide for—

7 “(A) a compilation of data reflecting infor-
8 mation on juveniles entering the juvenile justice
9 system with a prior reported history as victims
10 of child abuse or neglect through arrest, court
11 intake, probation and parole, juvenile detention,
12 and corrections; and

13 “(B) a plan to use the data described in
14 subparagraph (A) to provide necessary services
15 for the treatment of victims of child abuse and
16 neglect who have entered, or are at risk of en-
17 tering, the juvenile justice system;”;

18 (S) in paragraph (28), as so redesign-
19 nated—

20 (i) by striking “establish policies” and
21 inserting “establish protocols, policies, pro-
22 cedures,”; and

23 (ii) by striking “and” at the end;

1 (T) in paragraph (29), as so redesignated,
2 by striking the period at the end and inserting
3 a semicolon; and

4 (U) by adding at the end the following:

5 “(30) provide for the coordinated use of funds
6 provided under this Act with other Federal and
7 State funds directed at juvenile delinquency preven-
8 tion and intervention programs;

9 “(31) develop policies and procedures, and pro-
10 vide training for facility staff to eliminate the use of
11 dangerous practices, unreasonable restraints, and
12 unreasonable isolation, including by developing effec-
13 tive behavior management techniques, and provide
14 that not later than 3 years after the date of enact-
15 ment of the Youth Justice Act of 2015, with a 1-
16 year extension for each additional year that the
17 State can demonstrate hardship as determined by
18 the Administrator, the State will eliminate the use
19 of dangerous practices, unreasonable restraints, and
20 unreasonable isolation;

21 “(32) describe—

22 “(A) the evidence-based methods that will
23 be used to conduct mental health and substance
24 abuse screening, assessment, referral, and
25 treatment for all juveniles who—

1 “(i) request a screening;

2 “(ii) show signs of needing a screen-
3 ing; or

4 “(iii) are held for a period of more
5 than 24 hours in a secure facility that pro-
6 vides for an initial screening;

7 “(B) the method to be used by the State
8 to provide or arrange for mental health and
9 substance abuse disorder treatment for juve-
10 niles determined to be in need of such treat-
11 ment; and

12 “(C) the policies of the State designed to
13 develop and implement comprehensive collabo-
14 rative State or local plans to meet the service
15 needs of juveniles with mental health or sub-
16 stance abuse needs who come into contact with
17 the justice system and the families of the juve-
18 niles, including recognizing trauma histories of
19 juveniles and providing trauma-informed care;

20 “(33) provide procedural safeguards to adju-
21 dicated juveniles, including—

22 “(A) a written case plan for each juvenile,
23 based on an assessment of the needs of the ju-
24 venile and developed and updated in consulta-
25 tion with the juvenile, the family of the juvenile,

1 and, if appropriate, counsel for the juvenile,
2 that—

3 “(i) describes the pre-release and
4 post-release programs and reentry services
5 that will be provided to the juvenile;

6 “(ii) describes the living arrangement
7 to which the juvenile is to be discharged;
8 and

9 “(iii) establishes a plan for the enroll-
10 ment of the juvenile in post-release health
11 care, behavioral health care, educational,
12 vocational, training, family support, public
13 assistance, and legal services programs, as
14 appropriate; and

15 “(B) as appropriate, a hearing that—

16 “(i) shall take place in a family or ju-
17 venile court or another court (including a
18 tribal court) of competent jurisdiction, or
19 by an administrative body appointed or ap-
20 proved by the court, not later than 30 days
21 before the date on which the juvenile is
22 scheduled to be released, and at which the
23 juvenile would be represented by counsel;
24 and

1 “(ii) shall determine the discharge
2 plan for the juvenile, including a deter-
3 mination of whether a safe, appropriate,
4 and permanent living arrangement has
5 been secured for the juvenile and whether
6 enrollment in health care, behavioral health
7 care, educational, vocational, training, fam-
8 ily support, public assistance and legal
9 services, as appropriate, has been arranged
10 for the juvenile;

11 “(34) provide that the agency of the State re-
12 ceiving funds under this Act collaborate with the
13 State educational agency receiving assistance under
14 part A of title I of the Elementary and Secondary
15 Education Act of 1965 (20 U.S.C. 6311 et seq.) to
16 develop and implement a plan to ensure that, in
17 order to support educational progress—

18 “(A) the student records of adjudicated ju-
19 veniles, including electronic records if available,
20 are transferred in a timely manner from the
21 educational program in the juvenile detention or
22 secure treatment facility to the educational or
23 training program into which the juveniles will
24 enroll;

1 “(B) the credits of adjudicated juveniles
2 are transferred; and

3 “(C) adjudicated juveniles receive full or
4 partial credit toward high school graduation for
5 secondary school coursework satisfactorily com-
6 pleted before and during the period of time dur-
7 ing which the juveniles are held in custody, re-
8 gardless of the local educational agency or enti-
9 ty from which the credits were earned; and

10 “(35) provide a description of the use by the
11 State of funds for reentry and aftercare services for
12 juveniles released from the juvenile justice system.”;

13 (2) in subsection (c)—

14 (A) in the matter preceding paragraph
15 (1)—

16 (i) by striking “applicable require-
17 ments of paragraphs (11), (12), (13), and
18 (22) of subsection (a)” and inserting “core
19 requirements”; and

20 (ii) by striking “beginning after Sep-
21 tember 30, 2001, then”;

22 (B) in paragraph (1)—

23 (i) by striking “the subsequent fiscal
24 year” and inserting “that fiscal year”; and

1 (ii) by striking “, and” at the end and
2 inserting a semicolon;

3 (C) in paragraph (2)(B)(ii)—

4 (i) by inserting “, administrative,”
5 after “appropriate executive”; and

6 (ii) by striking the period at the end
7 and inserting “, as specified in section
8 222(c); and”; and

9 (D) by adding at the end the following:

10 “(3) the State shall submit to the Adminis-
11 trator a report detailing the reasons for noncompli-
12 ance with the core requirements, including the plan
13 of the State to regain full compliance, and the State
14 shall make publicly available such report, not later
15 than 30 days after the date on which the Adminis-
16 trator approves the report, by posting the report on
17 a publicly available website.”;

18 (3) in subsection (d)—

19 (A) by striking “section 222(d)” and in-
20 serting “section 222(e)”;

21 (B) by striking “described in paragraphs
22 (11), (12), (13), and (22) of subsection (a)”
23 and inserting “described in the core require-
24 ments”; and

1 (C) by striking “the requirements under
2 paragraphs (11), (12), (13), and (22) of sub-
3 section (a)” and inserting “the core require-
4 ments”;
5 (4) in subsection (f)—

6 (A) in paragraph (1), by striking “an eligi-
7 ble organization composed of member represent-
8 atives of the State advisory groups appointed
9 under subsection (a)(3)” and inserting “a non-
10 partisan, nonprofit organization that is de-
11 scribed in section 501(c)(3) of the Internal Rev-
12 enue Code of 1986,”; and

13 (B) by amending paragraph (2) to read as
14 follows:

15 “(2) ASSISTANCE.—To be eligible to receive
16 such assistance, such organization shall—

17 “(A) be governed by individuals who—

18 “(i) have been appointed by a chief
19 executive of a State to serve as a State ad-
20 visory group member under subsection
21 (a)(3); and

22 “(ii) are elected to serve as a gov-
23 erning officer of such organization by a
24 majority of the Chairs (or Chair-designees)
25 of all such State advisory groups;

1 “(B) include member representatives from
2 a majority of such State advisory groups, who
3 shall be representative of regionally and demo-
4 graphically diverse States and jurisdictions;

5 “(C) annually seek appointments by the
6 chief executive of each State of one State advi-
7 sory group member and one alternate State ad-
8 visory group member from each such State to
9 implement the advisory functions specified in
10 clauses (iv) and (v) of subparagraph (D), in-
11 cluding serving on the PROMISE Advisory
12 Panel, and make a record of any such appoint-
13 ments available to the public; and

14 “(D) agree to carry out activities that in-
15 clude—

16 “(i) conducting an annual conference
17 of such member representatives for pur-
18 poses relating to the activities of such
19 State advisory groups;

20 “(ii) disseminating information, data,
21 standards, advanced techniques, and pro-
22 gram models;

23 “(iii) reviewing Federal policies re-
24 garding juvenile justice and delinquency
25 prevention;

1 “(iv) advising the Administrator with
 2 respect to particular functions or aspects
 3 of the work of the Office, and appointing
 4 a representative, diverse group of members
 5 of such organization under subparagraph
 6 (C) to serve as an advisory panel of State
 7 juvenile justice advisors (referred to as the
 8 ‘PROMISE Advisory Panel’) to carry out
 9 the functions specified in subsection (g);
 10 and

11 “(v) advising the President and Con-
 12 gress with regard to State perspectives on
 13 the operation of the Office and Federal
 14 legislation pertaining to juvenile justice
 15 and delinquency prevention.”; and

16 (5) by adding at the end the following:

17 “(g) PROMISE ADVISORY PANEL.—

18 “(1) FUNCTIONS.—The PROMISE Advisory
 19 Panel required under subsection (f)(2)(D) shall—

20 “(A) assess successful evidence-based and
 21 promising practices related to juvenile delin-
 22 quency and criminal street gang activity preven-
 23 tion and intervention carried out by PROMISE
 24 Coordinating Councils under such Act;

1 “(B) provide the Administrator with a list
2 of individuals and organizations with experience
3 in administering or evaluating practices that
4 serve youth involved in, or at risk of involve-
5 ment in, juvenile delinquency and criminal
6 street gang activity, from which the Adminis-
7 trator shall select individuals who shall—

8 “(i) provide to the Administrator peer
9 reviews of applications submitted by units
10 of local government and Indian tribes pur-
11 suant to section 277, to ensure that such
12 applications demonstrate a clear plan to—

13 “(I) serve youth as part of an en-
14 tire family unit; and

15 “(II) coordinate the delivery of
16 service to youth among agencies; and

17 “(ii) advise the Administrator with re-
18 spect to the award and allocation of
19 PROMISE Planning grants to local and
20 tribal governments that develop PROMISE
21 Coordinating Councils, and of PROMISE
22 Implementation grants to such PROMISE
23 Coordinating Councils, pursuant to part G;
24 and

1 “(C) develop performance standards to be
2 used to evaluate programs and activities carried
3 out with grants under part G, including the
4 evaluation of changes achieved as a result of
5 such programs and activities related to de-
6 creases in juvenile delinquency and criminal
7 street gang activity, including—

8 “(i) prevention of involvement by at-
9 risk youth in juvenile delinquency or crimi-
10 nal street gang activity;

11 “(ii) diversion of youth with a high
12 risk of continuing involvement in juvenile
13 delinquency or criminal street gang activ-
14 ity; and

15 “(iii) financial savings from deferred
16 or eliminated costs, or other benefits, as a
17 result of such programs and activities, and
18 the reinvestment by the unit or tribe of
19 any such savings.

20 “(2) ANNUAL REPORT.—Not later than 18
21 months after the date of enactment of the Youth
22 Justice Act of 2015, and annually thereafter, the
23 PROMISE Advisory Panel shall prepare a report
24 containing the findings and determinations under
25 paragraph (1)(A) and shall submit such report to

1 Congress, the President, the Attorney General, and
2 the chief executive and chief law enforcement officer
3 of each State, unit of local government, and Indian
4 tribe.

5 “(h) COMPLIANCE DETERMINATION.—

6 “(1) IN GENERAL.—Not later than 60 days
7 after the date of receipt of information indicating
8 that a State may be out of compliance with any of
9 the core requirements, the Administrator shall deter-
10 mine whether the State is in compliance with the
11 core requirements.

12 “(2) REPORTING.—The Administrator shall—

13 “(A) issue an annual public report—

14 “(i) describing any determination de-
15 scribed in paragraph (1) made during the
16 previous year, including a summary of the
17 information on which the determination is
18 based and the actions to be taken by the
19 Administrator (including a description of
20 any reduction imposed under subsection
21 (c)); and

22 “(ii) for any such determination that
23 a State is out of compliance with any of
24 the core requirements, describing the basis
25 for the determination; and

1 “(B) make the report described in sub-
 2 paragraph (A) available on a publicly available
 3 website.”.

4 **SEC. 206. AUTHORITY TO MAKE GRANTS.**

5 Section 241(a) of the Juvenile Justice and Delin-
 6 quency Prevention Act of 1974 (42 U.S.C. 5651(a)) is
 7 amended—

8 (1) in paragraph (1), by inserting “status of-
 9 fenders,” before “juvenile offenders, and juveniles”;

10 (2) in paragraph (5), by striking “juvenile of-
 11 fenders and juveniles” and inserting “status offend-
 12 ers, juvenile offenders, and juveniles”;

13 (3) in paragraph (10), by inserting “, including
 14 juveniles with disabilities” before the semicolon; and

15 (4) in paragraph (17), by inserting “truancy
 16 prevention and reduction,” after “mentoring,”.

17 **SEC. 207. GRANTS TO INDIAN TRIBES.**

18 (a) IN GENERAL.—Section 246(a)(2) of the Juvenile
 19 Justice and Delinquency Prevention Act of 1974 (42
 20 U.S.C. 5656(a)(2)) is amended—

21 (1) by striking subparagraph (A);

22 (2) by redesignating subparagraphs (B)
 23 through (E) as subparagraphs (A) through (D), re-
 24 spectively; and

1 (3) in subparagraph (B)(ii), as redesignated, by
 2 striking “subparagraph (B)” and inserting “sub-
 3 paragraph (A)”.

4 (b) **TECHNICAL AND CONFORMING AMENDMENT.**—
 5 Section 223(a)(7)(A) of the Juvenile Justice and Delin-
 6 quency Prevention Act of 1974 (42 U.S.C. 5633(a)(7)(A))
 7 is amended by striking “(including any geographical area
 8 in which an Indian tribe performs law enforcement func-
 9 tions)” and inserting “(including any geographical area of
 10 which an Indian tribe has jurisdiction)”.

11 **SEC. 208. RESEARCH AND EVALUATION; STATISTICAL**
 12 **ANALYSES; INFORMATION DISSEMINATION.**

13 Section 251 of the Juvenile Justice and Delinquency
 14 Prevention Act of 1974 (42 U.S.C. 5661) is amended—

15 (1) in subsection (a)—

16 (A) in paragraph (1)—

17 (i) in the matter proceeding subpara-
 18 graph (A), by striking “may” and inserting
 19 “shall”;

20 (ii) in subparagraph (A), by striking
 21 “plan and identify” and inserting “annu-
 22 ally publish a plan to identify”; and

23 (iii) in subparagraph (B)—

24 (I) by striking clause (iii) and in-
 25 serting the following:

1 “(iii) successful efforts to prevent sta-
2 tus offenders and first-time minor offend-
3 ers from subsequent involvement with the
4 criminal justice system;”;

5 (II) by striking clause (vii) and
6 inserting the following:

7 “(vii) the prevalence and duration of
8 behavioral health needs (including mental
9 health, substance abuse, and co-occurring
10 disorders) among juveniles pre-placement
11 and post-placement when held in the cus-
12 tody of secure detention and corrections fa-
13 cilities, including an examination of the ef-
14 fects of confinement;”;

15 (III) by redesignating clauses
16 (ix), (x), and (xi) as clauses (xi), (xii),
17 and (xiii), respectively; and

18 (IV) by inserting after clause
19 (viii) the following:

20 “(ix) training efforts and reforms that
21 have produced reductions in or elimination
22 of the use of dangerous practices;

23 “(x) methods to improve the recruit-
24 ment, selection, training, and retention of
25 professional personnel in the fields of med-

1 icine, law enforcement, the judiciary, juve-
2 nile justice, social work and child protec-
3 tion, education, housing, and other rel-
4 evant fields who are engaged in, or intend
5 to work in, the field of prevention, identi-
6 fication, and treatment of delinquency;”;
7 and

8 (B) in paragraph (4)—

9 (i) in the matter preceding subpara-
10 graph (A), by striking “date of enactment
11 of this paragraph, the” and inserting “date
12 of enactment of the Youth Justice Act of
13 2015, the”;

14 (ii) in subparagraph (F), by striking
15 “and” at the end;

16 (iii) in subparagraph (G), by striking
17 the period at the end and inserting a semi-
18 colon; and

19 (iv) by adding at the end the fol-
20 lowing:

21 “(H) a description of the best practices in
22 discharge planning; and

23 “(I) an assessment of living arrangements
24 for juveniles who cannot return to the homes of
25 the juveniles.”;

1 (2) in subsection (b), in the matter preceding
 2 paragraph (1), by striking “may” and inserting
 3 “shall”; and

4 (3) by adding at the end the following:

5 “(f) NATIONAL RECIDIVISM MEASURE.—The Admin-
 6 istrator, in consultation with experts in the field of juve-
 7 nile justice research, recidivism, and data collection,
 8 shall—

9 “(1) establish a uniform method of data collec-
 10 tion and technology that States shall use to evaluate
 11 data on juvenile recidivism on an annual basis;

12 “(2) establish a common national juvenile re-
 13 cidivism measurement system; and

14 “(3) make cumulative juvenile recidivism data
 15 that is collected from States available to the pub-
 16 lic.”.

17 **SEC. 209. TRAINING AND TECHNICAL ASSISTANCE.**

18 Section 252 of the Juvenile Justice and Delinquency
 19 Prevention Act of 1974 (42 U.S.C. 5662) is amended—

20 (1) in subsection (a)—

21 (A) in the matter preceding paragraph (1),
 22 by striking “may”;

23 (B) in paragraph (1), by inserting “shall”
 24 before “develop and carry out projects”; and

1 (C) in paragraph (2), by inserting “may”
2 before “make grants to and contracts with”;
3 (2) in subsection (b)—

4 (A) in the matter preceding paragraph (1),
5 by striking “may”;

6 (B) in paragraph (1)—

7 (i) by inserting “shall” before “de-
8 velop and implement projects”;

9 (ii) by inserting “, including compli-
10 ance with the core requirements” after
11 “this title”; and

12 (iii) by striking “and” at the end;

13 (C) in paragraph (2)—

14 (i) by inserting “may” before “make
15 grants to and contracts with”; and

16 (ii) by striking the period at the end
17 and inserting “; and”; and

18 (D) by adding at the end the following:

19 “(3) shall, upon request, provide technical as-
20 sistance to States and units of local government on
21 achieving compliance with the amendments made by
22 the Youth Justice Act of 2015; and

23 “(4) shall provide technical assistance to States
24 in support of efforts to establish partnerships be-
25 tween a State and a university, institution of higher

1 education, or research center designed to improve
2 the recruitment, selection, training, and retention of
3 professional personnel in the fields of medicine, law
4 enforcement, the judiciary, juvenile justice, social
5 work and child protection, education, housing, and
6 other relevant fields who are engaged in, or intend
7 to work in, the field of prevention, identification, and
8 treatment of delinquency.”; and

9 (3) by adding at the end the following:

10 “(d) TECHNICAL ASSISTANCE TO STATES REGARD-
11 ING LEGAL REPRESENTATION OF CHILDREN.—The Ad-
12 ministrator shall, in consultation with the American Bar
13 Association, State bar associations, National Juvenile De-
14 fender Center Associations, and the National Council on
15 Juvenile and Family Court Judges—

16 “(1) develop and issue standards of practice for
17 attorneys representing children; and

18 “(2) ensure that the standards issued under
19 paragraph (1) are adapted for use in States.

20 “(e) TRAINING AND TECHNICAL ASSISTANCE FOR
21 LOCAL AND STATE JUVENILE DETENTION AND CORREC-
22 TIONS PERSONNEL.—The Administrator shall coordinate
23 training and technical assistance programs with juvenile
24 detention and corrections personnel of States and units
25 of local government to—

1 “(1) promote methods for improving conditions
2 of juvenile confinement, including methods that are
3 designed to eliminate the use of dangerous practices,
4 unreasonable restraints, and isolation; and

5 “(2) encourage alternative behavior manage-
6 ment techniques based on positive youth develop-
7 ment approaches.

8 “(f) TRAINING AND TECHNICAL ASSISTANCE TO
9 SUPPORT MENTAL HEALTH OR SUBSTANCE ABUSE
10 TREATMENT INCLUDING HOME-BASED OR COMMUNITY-
11 BASED CARE.—The Administrator shall provide training
12 and technical assistance, in conjunction with the appro-
13 priate public agencies, to individuals involved in making
14 decisions regarding the disposition of cases for youth who
15 enter the juvenile justice system about the appropriate
16 services and placement for youth with mental health or
17 substance abuse needs, including—

18 “(1) juvenile justice intake personnel;

19 “(2) probation officers;

20 “(3) juvenile court judges and court services
21 personnel;

22 “(4) prosecutors and court-appointed counsel;
23 and

24 “(5) family members of juveniles and family ad-
25 vocates.

1 “(g) GRANTS FOR JUVENILE COURT JUDGES AND
 2 PERSONNEL.—The Attorney General, acting through the
 3 Office of Juvenile Justice and Delinquency Prevention and
 4 the Office of Justice Programs, shall make grants to im-
 5 prove training, education, technical assistance, evaluation,
 6 and research to enhance the capacity of State and local
 7 courts, judges, and related judicial personnel to—

8 “(1) improve the lives of children currently in-
 9 involved in or at risk of being involved in the juvenile
 10 court system; and

11 “(2) carry out the requirements of this Act.”.

12 **SEC. 210. INCENTIVE GRANTS FOR STATE AND LOCAL PRO-**
 13 **GRAMS.**

14 Title II of the Juvenile Justice and Delinquency Pre-
 15 vention Act of 1974 (42 U.S.C. 5611 et seq.) is amend-
 16 ed—

17 (1) by redesignating part F as part H; and

18 (2) by inserting after part E the following:

19 **“PART F—INCENTIVE GRANTS FOR STATE AND**
 20 **LOCAL PROGRAMS**

21 **“SEC. 271. INCENTIVE GRANTS.**

22 “(a) INCENTIVE GRANT FUNDS.—The Administrator
 23 may make incentive grants to a State, unit of local govern-
 24 ment, or combination of States and local governments to
 25 assist a State, unit of local government, or combination

1 thereof in carrying out an activity identified in subsection
2 (b)(1).

3 “(b) USE OF FUNDS.—

4 “(1) IN GENERAL.—An incentive grant made by
5 the Administrator under this section may be used
6 to—

7 “(A) increase the use of evidence-based or
8 promising prevention and intervention pro-
9 grams;

10 “(B) improve the recruitment, selection,
11 training, and retention of professional personnel
12 (including in the fields of medicine, law enforce-
13 ment, the judiciary, juvenile justice, social work,
14 and child prevention) who are engaged in, or in-
15 tend to work in, the field of prevention, inter-
16 vention, and treatment of juveniles to reduce
17 delinquency;

18 “(C) establish or support a partnership be-
19 tween juvenile justice agencies of a State or
20 unit of local government and mental health au-
21 thorities of a State or unit of local government
22 to establish and implement programs to ensure
23 there are adequate mental health and substance
24 abuse screening, assessment, referral, treat-

1 ment, and after-care services for juveniles who
2 come into contact with the justice system by—

3 “(i) carrying out programs that divert
4 from incarceration juveniles who come into
5 contact with the justice system (including
6 facilities contracted for operation by State
7 or local juvenile authorities) and have men-
8 tal health or substance abuse needs—

9 “(I) when such juveniles are at
10 imminent risk of being taken into cus-
11 tody;

12 “(II) at the time such juveniles
13 are initially taken into custody;

14 “(III) after such juveniles are
15 charged with an offense or act of juve-
16 nile delinquency;

17 “(IV) after such juveniles are ad-
18 judicated delinquent and before case
19 disposition; and

20 “(V) after such juveniles are
21 committed to secure placement; or

22 “(ii) improving treatment of juveniles
23 with mental health needs by working to en-
24 sure—

25 “(I) that—

1 “(aa) initial mental health
2 screening is—

3 “(AA) completed for a
4 juvenile immediately upon
5 entering the juvenile justice
6 system or a juvenile facility;
7 and

8 “(BB) conducted by
9 qualified health and mental
10 health professionals or by
11 staff who have been trained
12 by qualified health, mental
13 health, and substance abuse
14 professionals; and

15 “(bb) in the case of screen-
16 ing, results that indicate possible
17 need for mental health or sub-
18 stance abuse services are re-
19 viewed by qualified mental health
20 or substance abuse treatment
21 professionals not later than 24
22 hours after the screening;

23 “(II) that a juvenile who suffers
24 from an acute mental disorder, is sui-

1 cidal, or is in need of medical atten-
2 tion due to intoxication is—

3 “(aa) placed in or imme-
4 diately transferred to an appro-
5 priate medical or mental health
6 facility; and

7 “(bb) only admitted to a se-
8 cure correctional facility with
9 written medical clearance;

10 “(III) that—

11 “(aa) for a juvenile identi-
12 fied by a screening as needing a
13 mental health assessment, the
14 mental health assessment and
15 any indicated comprehensive eval-
16 uation or individualized treat-
17 ment plan are written and imple-
18 mented—

19 “(AA) not later than 2
20 weeks after the date on
21 which the juvenile enters the
22 juvenile justice system; or

23 “(BB) if a juvenile is
24 entering a secure facility,
25 not later than 1 week after

1 the date on which the juve-
2 nile enters the juvenile jus-
3 tice system; and

4 “(bb) the assessments de-
5 scribed in item (aa) are com-
6 pleted by qualified health, mental
7 health, and substance abuse pro-
8 fessionals;

9 “(IV) that—

10 “(aa) if the need for treat-
11 ment is indicated by the assess-
12 ment of a juvenile, the juvenile is
13 referred to or treated by a quali-
14 fied professional;

15 “(bb) a juvenile who is re-
16 ceiving treatment for a mental
17 health or substance abuse need
18 on the date of the assessment
19 continues to receive treatment;

20 “(cc) treatment of a juvenile
21 continues until a qualified mental
22 health professional determines
23 that the juvenile is no longer in
24 need of treatment; and

1 “(dd) treatment plans for
2 juveniles are reevaluated at least
3 every 30 days;

4 “(V) that—

5 “(aa) discharge plans are
6 prepared for an incarcerated ju-
7 venile when the juvenile enters
8 the correctional facility in order
9 to integrate the juvenile back
10 into the family and the commu-
11 nity;

12 “(bb) discharge plans for an
13 incarcerated juvenile are updated,
14 in consultation with the family or
15 guardian of a juvenile, before the
16 juvenile leaves the facility; and

17 “(cc) discharge plans ad-
18 dress the provision of aftercare
19 services;

20 “(VI) that any juvenile in the ju-
21 venile justice system receiving psycho-
22 tropic medications is—

23 “(aa) under the care of a li-
24 censed psychiatrist; and

1 “(bb) monitored regularly by
2 trained staff to evaluate the effi-
3 cacy and side effects of the psy-
4 chotropic medications; and

5 “(VII) that specialized treatment
6 and services are continually available
7 to a juvenile in the juvenile justice
8 system who has—

9 “(aa) a history of mental
10 health needs or treatment;

11 “(bb) a documented history
12 of sexual offenses or sexual
13 abuse, as a victim or perpetrator;

14 “(cc) substance abuse needs
15 or a health problem, learning dis-
16 ability, or history of family abuse
17 or violence; or

18 “(dd) developmental disabil-
19 ities;

20 “(D) provide ongoing training, in conjunc-
21 tion with the public or private agency that pro-
22 vides mental health services, to individuals in-
23 volved in making decisions involving youth who
24 enter the juvenile justice system (including in-
25 take personnel, law enforcement, prosecutors,

1 juvenile court judges, public defenders, mental
2 health and substance abuse service providers
3 and administrators, probation officers, and par-
4 ents) that focuses on—

5 “(i) the availability of screening and
6 assessment tools and the effective use of
7 such tools;

8 “(ii) the purpose, benefits, and need
9 to increase availability of mental health or
10 substance abuse treatment programs (in-
11 cluding home-based and community-based
12 programs) available to juveniles within the
13 jurisdiction of the recipient;

14 “(iii) the availability of public and pri-
15 vate services available to juveniles to pay
16 for mental health or substance abuse treat-
17 ment programs; or

18 “(iv) the appropriate use of effective
19 home-based and community-based alter-
20 natives to juvenile justice or mental health
21 system institutional placement; and

22 “(E) develop comprehensive collaborative
23 plans to address the service needs of juveniles
24 with mental health or substance abuse disorders

1 who are at risk of coming into contact with the
2 juvenile justice system that—

3 “(i) revise and improve the delivery of
4 intensive home-based and community-based
5 services to juveniles who have been in con-
6 tact with or who are at risk of coming into
7 contact with the justice system;

8 “(ii) determine how the service needs
9 of juveniles with mental health or sub-
10 stance abuse disorders who come into con-
11 tact with the juvenile justice system will be
12 furnished from the initial detention stage
13 until after discharge in order for those ju-
14 veniles to avoid further contact with the
15 justice system;

16 “(iii) demonstrate that the State or
17 unit of local government has entered into
18 appropriate agreements with all entities re-
19 sponsible for providing services under the
20 plan, such as the agency of the State or
21 unit of local government charged with ad-
22 ministering juvenile justice programs, the
23 agency of the State or unit of local govern-
24 ment charged with providing mental health
25 services, the agency of the State or unit of

1 local government charged with providing
2 substance abuse treatment services, the
3 educational agency of the State or unit of
4 local government, the child welfare system
5 of the State or local government, and pri-
6 vate nonprofit community-based organiza-
7 tions;

8 “(iv) ensure that the State or unit of
9 local government has in effect any laws
10 necessary for services to be delivered in ac-
11 cordance with the plan;

12 “(v) establish a network of individuals
13 (or incorporate an existing network) to
14 provide coordination between mental health
15 service providers, substance abuse service
16 providers, probation and parole officers,
17 judges, corrections personnel, law enforce-
18 ment personnel, State and local edu-
19 cational agency personnel, parents and
20 families, and other appropriate parties re-
21 garding effective treatment of juveniles
22 with mental health or substance abuse dis-
23 orders;

24 “(vi) provide for cross-system training
25 among law enforcement personnel, correc-

1 tions personnel, State and local educational
2 agency personnel, mental health service
3 providers, and substance abuse service pro-
4 viders to enhance collaboration among sys-
5 tems;

6 “(vii) provide for coordinated and ef-
7 fective aftercare programs for juveniles
8 who have been diagnosed with a mental
9 health or substance abuse disorder and
10 who are discharged from home-based care,
11 community-based care, any other treat-
12 ment program, secure detention facilities,
13 secure correctional facilities, or jail;

14 “(viii) provide for the purchase of
15 technical assistance to support the imple-
16 mentation of the plan;

17 “(ix) estimate the costs of imple-
18 menting the plan and propose funding
19 sources sufficient to meet the non-Federal
20 funding requirements for implementation
21 of the plan under subsection (c)(2)(E);

22 “(x) describe the methodology to be
23 used to identify juveniles at risk of coming
24 into contact with the juvenile justice sys-
25 tem;

1 “(xi) provide a written plan to ensure
 2 that all training and services provided
 3 under the plan will be culturally and lin-
 4 guistically competent; and

5 “(xii) describe the outcome measures
 6 and benchmarks that will be used to evalu-
 7 ate the progress and effectiveness of the
 8 plan.

9 “(2) COORDINATION AND ADMINISTRATION.—A
 10 State or unit of local government receiving a grant
 11 under this section shall ensure that—

12 “(A) the use of the grant under this sec-
 13 tion is developed as part of the State plan re-
 14 quired under section 223(a); and

15 “(B) not more than 5 percent of the
 16 amount received under this section is used for
 17 administration of the grant under this section.

18 “(c) APPLICATION.—

19 “(1) IN GENERAL.—A State or unit of local
 20 government desiring a grant under this section shall
 21 submit an application at such time, in such manner,
 22 and containing such information as the Adminis-
 23 trator may prescribe.

24 “(2) CONTENTS.—In accordance with guide-
 25 lines that shall be established by the Administrator,

1 each application for incentive grant funding under
2 this section shall—

3 “(A) describe any activity or program the
4 funding would be used for and how the activity
5 or program is designed to carry out one or
6 more of the activities described in subsection
7 (b);

8 “(B) if any of the funds provided under
9 the grant would be used for evidence-based or
10 promising prevention or intervention programs,
11 include a detailed description of the studies,
12 findings, or practice knowledge that support the
13 assertion that such programs qualify as evi-
14 dence-based or promising;

15 “(C) for any program for which funds pro-
16 vided under the grant would be used that is not
17 evidence-based or promising, include a detailed
18 description of any studies, findings, or practice
19 knowledge which support the effectiveness of
20 the program;

21 “(D) if the funds provided under the grant
22 will be used for an activity described in sub-
23 section (b)(1)(D), include a certification that
24 the State or unit of local government—

1 “(i) will work with public or private
2 entities in the area to administer the train-
3 ing funded under subsection (b)(1)(D), to
4 ensure that such training is comprehensive,
5 constructive, linguistically and culturally
6 competent, and of a high quality;

7 “(ii) is committed to a goal of increas-
8 ing the diversion of juveniles coming under
9 its jurisdiction into appropriate home-
10 based or community-based care when the
11 interest of the juvenile and public safety
12 allow;

13 “(iii) intends to use amounts provided
14 under a grant under this section for an ac-
15 tivity described in subsection (b)(1)(D) to
16 further such goal; and

17 “(iv) has a plan to demonstrate, using
18 appropriate benchmarks, the progress of
19 the agency in meeting such goal; and

20 “(E) if the funds provided under the grant
21 will be used for an activity described in sub-
22 section (b)(1)(D), include a certification that
23 not less than 25 percent of the total cost of the
24 training described in subsection (b)(1)(D) that

1 is conducted with the grant under this section
2 will be contributed by non-Federal sources.

3 “(d) REQUIREMENTS FOR GRANTS TO ESTABLISH
4 PARTNERSHIPS.—

5 “(1) MANDATORY REPORTING.—A State or unit
6 of local government receiving a grant for an activity
7 described in subsection (b)(1)(C) shall keep records
8 of the incidence and types of mental health and sub-
9 stance abuse disorders in the juvenile justice popu-
10 lation of the State or unit of local government, the
11 range and scope of services provided, and barriers to
12 service. The State or unit of local government shall
13 submit an analysis of this information yearly to the
14 Administrator.

15 “(2) STAFF RATIOS FOR CORRECTIONAL FA-
16 CILITIES.—A State or unit of local government re-
17 ceiving a grant for an activity described in sub-
18 section (b)(1)(C) shall require that a secure correc-
19 tional facility operated by or on behalf of that State
20 or unit of local government—

21 “(A) has a minimum ratio of not fewer
22 than 1 mental health and substance abuse
23 counselor for every 50 juveniles, who shall be
24 professionally trained and certified or licensed;

1 “(B) has a minimum ratio of not fewer
2 than 1 clinical psychologist for every 100 juve-
3 niles; and

4 “(C) has a minimum ratio of not fewer
5 than 1 licensed psychiatrist for every 100 juve-
6 niles receiving psychiatric care.

7 “(3) LIMITATION ON ISOLATION.—A State or
8 unit of local government receiving a grant for an ac-
9 tivity described in subsection (b)(1)(C) shall require
10 that—

11 “(A) isolation is used only for immediate
12 and short-term security or safety reasons;

13 “(B) no juvenile is placed in isolation with-
14 out approval of the facility superintendent or
15 chief medical officer or their official staff des-
16 ignee;

17 “(C) all instances in which a juvenile is
18 placed in isolation are documented in the file of
19 the juvenile along with the justification;

20 “(D) a juvenile is in isolation only the
21 amount of time necessary to achieve the secu-
22 rity and safety of the juvenile and staff;

23 “(E) staff monitor each juvenile in isola-
24 tion once every 5 minutes and conduct a profes-

1 sional review of the need for isolation at least
2 every 4 hours; and

3 “(F) any juvenile held in isolation for 24
4 hours is examined by a physician or licensed
5 psychologist.

6 “(4) MEDICAL AND MENTAL HEALTH EMER-
7 GENCIES.—A State or unit of local government re-
8 ceiving a grant for an activity described in sub-
9 section (b)(1)(C) shall require that a correctional fa-
10 cility operated by or on behalf of that State or unit
11 of local government has written policies and proce-
12 dures on suicide prevention. All staff working in a
13 correctional facility operated by or on behalf of a
14 State or unit of local government receiving a grant
15 for an activity described in subsection (b)(1)(C) shall
16 be trained and certified annually in suicide preven-
17 tion. A correctional facility operated by or on behalf
18 of a State or unit of local government receiving a
19 grant for an activity described in subsection
20 (b)(1)(C) shall have a written arrangement with a
21 hospital or other facility for providing emergency
22 medical and mental health care. Physical and mental
23 health services shall be available to an incarcerated
24 juvenile 24 hours per day, 7 days per week.

1 “(5) IDEA AND REHABILITATION ACT.—A
2 State or unit of local government receiving a grant
3 for an activity described in subsection (b)(1)(C) shall
4 require that all juvenile facilities operated by or on
5 behalf of the State or unit of local government abide
6 by all mandatory requirements and timelines set
7 forth under the Individuals with Disabilities Edu-
8 cation Act (20 U.S.C. 1400 et seq.) and section 504
9 of the Rehabilitation Act of 1973 (29 U.S.C. 794).

10 “(6) FISCAL RESPONSIBILITY.—A State or unit
11 of local government receiving a grant for an activity
12 described in subsection (b)(1)(C) shall provide for
13 such fiscal control and fund accounting procedures
14 as may be necessary to ensure prudent use, proper
15 disbursement, and accurate accounting of funds re-
16 ceived under this section that are used for an activ-
17 ity described in subsection (b)(1)(C).

1 **“PART G—YOUTH PRISON REDUCTION THROUGH**
2 **OPPORTUNITIES, MENTORING, INTERVEN-**
3 **TION, SUPPORT, AND EDUCATION**

4 **“Subpart 1—Federal Coordination of Local and**
5 **Tribal Juvenile Justice Information and Efforts**

6 **“SEC. 272. GEOGRAPHIC ASSESSMENT OF RESOURCE ALLO-**
7 **CATION.**

8 “(a) GRANT FOR COLLECTION OF DATA TO DETER-
9 MINE NEED.—Subject to the availability of appropria-
10 tions, the Administrator shall award a grant, on a com-
11 petitive basis, to an organization to—

12 “(1) collect and analyze data related to the ex-
13 isting juvenile delinquency and criminal street gang
14 activity prevention and intervention needs and re-
15 sources in each designated geographic area;

16 “(2) use the data collected and analyzed under
17 paragraph (1) to compile a list of designated geo-
18 graphic areas that have the most need of resources,
19 based on such data, to carry out juvenile delin-
20 quency and criminal street gang activity prevention
21 and intervention;

22 “(3) use the data collected and analyzed under
23 paragraph (1) to rank the areas listed under para-
24 graph (2) in descending order by the amount of need
25 for resources to carry out juvenile delinquency and
26 criminal street gang activity prevention and inter-

1 vention, ranking the area with the greatest need for
2 such resources highest; and

3 “(4) periodically update the list and rankings
4 under paragraph (3) as the Administrator deter-
5 mines to be appropriate.

6 “(b) DATA SOURCES.—In compiling such list and de-
7 termining such rankings, the organization shall collect and
8 analyze data relating to juvenile delinquency and criminal
9 street gang activity prevention and intervention—

10 “(1) using the geographic information system
11 and Web-based mapping application known as the
12 Socioeconomic Mapping and Resource Topography
13 (SMART) system;

14 “(2) from the Department of Health and
15 Human Services, the Department of Labor, the De-
16 partment of Housing and Urban Development, and
17 the Department of Education; and

18 “(3) from the annual KIDS Count Data Book
19 and other data made available by the KIDS Count
20 initiative of the Annie E. Casey Foundation.

21 “(c) USE OF DATA BY THE ADMINISTRATOR.—The
22 list and rankings required by this section shall be provided
23 to the Administrator to be used to provide funds under
24 this part in the most strategic and effective manner to
25 ensure that resources and services are provided to youth

1 in the communities with the greatest need for such re-
 2 sources and services.

3 “(d) LIMITATION ON USE OF COLLECTED DATA.—
 4 The information collected and analyzed under this section
 5 may not be used for any purpose other than to carry out
 6 the purposes of this part. Such information may not be
 7 used for any purpose related to the investigation or pros-
 8 ecution of any person, or for profiling of individuals based
 9 on race, ethnicity, socioeconomic status, or any other char-
 10 acteristic.

11 “(e) AUTHORIZATION AND LIMITATION OF APPRO-
 12 PRIATIONS.—Of the amount made available to carry out
 13 this part—

14 “(1) for fiscal year 2016, not more than 5 per-
 15 cent of such amount, or \$1,000,000, whichever is
 16 less, shall be made available to carry out this sec-
 17 tion; and

18 “(2) for fiscal years 2017 through 2020, not
 19 more than 2 percent of such amount, or \$400,000,
 20 whichever is less, shall be made available to carry
 21 out this section.

22 **“Subpart 2—Promise Grants**

23 **“SEC. 273. PURPOSES.**

24 “The purposes of the grant programs established
 25 under this subpart are to—

1 “(1) enable local and tribal communities to as-
2 sess the unmet needs of youth who are involved in,
3 or are at risk of involvement in, juvenile delinquency
4 or criminal street gangs;

5 “(2) develop plans appropriate for a community
6 to address those unmet needs with juvenile delin-
7 quency and gang prevention and intervention prac-
8 tices; and

9 “(3) implement and evaluate such plans in a
10 manner consistent with this part.

11 **“SEC. 274. PROMISE ASSESSMENT AND PLANNING GRANTS**

12 **AUTHORIZED.**

13 “(a) GRANTS AUTHORIZED.—The Administrator is
14 authorized to award grants to units of local government
15 and Indian tribes to assist PROMISE Coordinating Coun-
16 cils with planning and assessing evidence-based and prom-
17 ising practices relating to juvenile delinquency and crimi-
18 nal street gang activity prevention and intervention, espe-
19 cially for youth who are involved in, or who are at risk
20 of involvement in, juvenile delinquency and criminal street
21 gang activity. Such PROMISE Coordinating Councils
22 shall—

23 “(1) conduct an objective needs and strengths
24 assessment in accordance with section 276; and

1 “(2) develop a PROMISE Plan in accordance
2 with section 277, based on the assessment conducted
3 in accordance with section 276.

4 “(b) GRANT DURATION, AMOUNT, AND ALLOCA-
5 TION.—

6 “(1) DURATION.—A grant awarded under this
7 section shall be for a period not to exceed one year.

8 “(2) MAXIMUM GRANT AMOUNT.—A grant
9 awarded under this section shall not exceed
10 \$300,000.

11 “(c) ALLOCATION.—

12 “(1) MINIMUM ALLOCATION.—Subject to the
13 availability of appropriations, the Administrator
14 shall ensure that the total funds allocated under this
15 section to units of local governments and Indian
16 tribes in a State shall not be less than \$1,000,000.

17 “(2) RATABLE REDUCTION.—If the amount
18 made available for grants under this section for any
19 fiscal year is less than the amount required to pro-
20 vide the minimum allocation of funds under para-
21 graph (1) to units of local government and Indian
22 tribes in each State, then the amount of such min-
23 imum allocation shall be ratably reduced.

1 **“SEC. 275. PROMISE COORDINATING COUNCILS.**

2 “To be eligible to receive a grant under this subtitle,
3 a unit of local government or an Indian tribe shall estab-
4 lish a PROMISE Coordinating Council for each commu-
5 nity of such unit or tribe, respectively, for which such unit
6 or tribe is applying for a grant under this subtitle. Each
7 such community shall include one or more designated geo-
8 graphic areas identified on the list required under section
9 272(a)(2). The members of such a PROMISE Coordi-
10 nating Council shall be representatives of public and pri-
11 vate sector entities and individuals that—

12 “(1) shall include, to the extent possible, at
13 least one representative from each of the following:

14 “(A) the local chief executive’s office;

15 “(B) a local educational agency;

16 “(C) a local health agency or provider;

17 “(D) a local mental health agency or pro-
18 vider, unless the representative under subpara-
19 graph (C) also meets the requirements of this
20 subparagraph;

21 “(E) a local public housing agency;

22 “(F) a local law enforcement agency;

23 “(G) a local child welfare agency;

24 “(H) a local juvenile court;

25 “(I) a local juvenile prosecutor’s office;

1 “(J) a private juvenile residential care en-
2 tity;

3 “(K) a local juvenile public defender’s of-
4 fice;

5 “(L) a State juvenile correctional entity;

6 “(M) a local business community rep-
7 resentative; and

8 “(N) a local faith-based community rep-
9 resentative;

10 “(2) shall include two representatives from each
11 of the following:

12 “(A) parents who have minor children, and
13 who have an interest in the local juvenile or
14 criminal justice systems;

15 “(B) youth between the ages of 15 and 24
16 who reside in the jurisdiction of the unit or
17 tribe; and

18 “(C) members from nonprofit community-
19 based organizations that provide effective delin-
20 quency prevention and intervention to youth in
21 the jurisdiction of the unit or tribe; and

22 “(3) may include other members, as the unit or
23 tribe determines to be appropriate.

1 **“SEC. 276. NEEDS AND STRENGTHS ASSESSMENT.**

2 “(a) ASSESSMENT.—Each PROMISE Coordinating
3 Council receiving funds from a unit of local government
4 or Indian tribe under this subtitle shall conduct an objec-
5 tive strengths and needs assessment of the resources of
6 the community for which such PROMISE Coordinating
7 Council was established, to identify the unmet needs of
8 youth in the community with respect to evidence-based
9 and promising practices related to juvenile delinquency
10 and criminal street gang activity prevention and interven-
11 tion. The PROMISE Coordinating Council shall consult
12 with a research partner receiving a grant under section
13 279F for assistance with such assessment. Such assess-
14 ment shall include, with respect to the community for
15 which such PROMISE Coordinating Council was estab-
16 lished—

17 “(1) the number of youth who are at risk of in-
18 volvement in juvenile delinquency or street gang ac-
19 tivity;

20 “(2) the number of youth who are involved in
21 juvenile delinquency or criminal street gang activity,
22 including the number of such youth who are at high
23 risk of continued involvement;

24 “(3) youth unemployment rates during the
25 summer;

1 “(4) the number of individuals on public finan-
2 cial assistance (including a breakdown of the num-
3 bers of men, women, and children on such assist-
4 ance);

5 “(5) the estimated number of youth who are
6 chronically truant;

7 “(6) the number of youth who have dropped out
8 of school in the previous year;

9 “(7) for the year before such assessment, the
10 estimated total amount expended (by the community
11 and other entities) for the incarceration of offenders
12 who were convicted or adjudicated delinquent for an
13 offense that was committed in such community, in-
14 cluding amounts expended for the incarceration of
15 offenders in prisons, jails, and juvenile facilities that
16 are located in the United States but are not located
17 in such community;

18 “(8) a comparison of the amount under para-
19 graph (7) with an estimation of the amount that
20 would be expended for the incarceration of offenders
21 described in such paragraph if the number of offend-
22 ers described in such paragraph was equal to the na-
23 tional average incarceration rate per 100,000 popu-
24 lation;

1 “(9) a description of evidence-based and prom-
2 ising practices related to juvenile delinquency and
3 criminal street gang activity prevention available for
4 youth in the community, including school-based pro-
5 grams, after school programs (particularly programs
6 that have activities available for youth between 3
7 p.m. and 6 p.m. in the afternoon), weekend activities
8 and programs, youth mentoring programs, faith and
9 community-based programs, summer activities, and
10 summer jobs, if any; and

11 “(10) a description of evidence-based and prom-
12 ising intervention practices available for youth in the
13 community.

14 “(b) LIMITATION ON USE OF ASSESSMENT INFORMA-
15 TION.—Information gathered pursuant to this section may
16 be used for the sole purpose of developing a PROMISE
17 Plan in accordance with this subtitle.

18 **“SEC. 277. PROMISE PLAN COMPONENTS.**

19 “(a) IN GENERAL.—Each PROMISE Coordinating
20 Council receiving funds from a unit of local government
21 or Indian tribe under this subpart shall develop a PROM-
22 ISE Plan to provide for the coordination of, and, as appro-
23 priate, to support the delivery of, evidence-based and
24 promising practices related to juvenile delinquency and
25 criminal street gang activity prevention and intervention

1 to youth and families who reside in the community for
2 which such PROMISE Coordinating Council was estab-
3 lished. Such a PROMISE Plan shall—

4 “(1) include the strategy by which the PROM-
5 ISE Coordinating Council plans to prioritize and al-
6 locate resources and services toward the unmet
7 needs of youth in the community, consistent with the
8 needs and available resources of communities with
9 the greatest need for assistance, as determined pur-
10 suant to section 272;

11 “(2) include a combination of evidence-based
12 and promising prevention and intervention practices
13 that are responsive to the needs of the community;
14 and

15 “(3) ensure that cultural and linguistic needs of
16 the community are met.

17 “(b) MANDATORY COMPONENTS.—Each PROMISE
18 Plan shall—

19 “(1) include a plan to connect youth identified
20 in paragraphs (1) and (2) of section 276(a) to evi-
21 dence-based and promising practices related to juve-
22 nile delinquency and criminal street gang activity
23 prevention and intervention;

1 “(2) identify the amount or percentage of local
2 funds that are available to the PROMISE Coordi-
3 nating Council to carry out the PROMISE Plan;

4 “(3) provide strategies to improve indigent de-
5 fense delivery systems, with particular attention
6 given to groups of children who are disproportion-
7 ately represented in the State delinquency system
8 and Federal criminal justice system, as compared to
9 the representation of such groups in the general
10 population of the State;

11 “(4) provide for training (which complies with
12 the American Bar Association Juvenile Justice
13 Standards for the representation and care of youth
14 in the juvenile justice system) of prosecutors, de-
15 fenders, probation officers, judges and other court
16 personnel related to issues concerning the develop-
17 mental needs, challenges, and potential of youth in
18 the juvenile justice system (including training re-
19 lated to adolescent development and mental health
20 issues, and the expected impact of evidence-based
21 practices and cost reduction strategies);

22 “(5) ensure that the number of youth involved
23 in the juvenile delinquency and criminal justice sys-
24 tems does not increase as a result of the activities

1 undertaken with the funds provided under this sub-
2 title;

3 “(6) describe the coordinated strategy that will
4 be used by the PROMISE Coordinating Council to
5 provide at-risk youth with evidence-based and prom-
6 ising practices related to juvenile delinquency and
7 criminal street gang activity prevention and inter-
8 vention;

9 “(7) propose the performance evaluation proc-
10 ess to be used to carry out section 278(d), which
11 shall include performance measures to assess efforts
12 to address the unmet needs of youth in the commu-
13 nity with evidence-based and promising practices re-
14 lated to juvenile delinquency and criminal street
15 gang activity prevention and intervention; and

16 “(8) identify the research partner the PROM-
17 ISE Coordinating Council will use to obtain informa-
18 tion on evidence-based and promising practices re-
19 lated to juvenile delinquency and criminal street
20 gang activity prevention and intervention, and for
21 the evaluation under section 278(d) of the results of
22 the activities carried out with funds under this sub-
23 part.

24 “(c) VOLUNTARY COMPONENTS.—In addition to the
25 components under subsection (b), a PROMISE Plan may

1 include evidence-based or promising practices related to
2 juvenile delinquency and criminal street gang activity pre-
3 vention and intervention in the following categories:

4 “(1) Early childhood development services (such
5 as prenatal and neonatal health services), early
6 childhood prevention, voluntary home visiting pro-
7 grams, nurse-family partnership programs, par-
8 enting and healthy relationship skills training, child
9 abuse prevention programs, Early Head Start, and
10 Head Start.

11 “(2) Child protection and safety services (such
12 as foster care and adoption assistance programs),
13 family stabilization programs, child welfare services,
14 and family violence intervention programs.

15 “(3) Youth and adolescent development serv-
16 ices, including job training and apprenticeship pro-
17 grams, job placement and retention training, edu-
18 cation and after school programs (such as school
19 programs with shared governance by students,
20 teachers, and parents, and activities for youth be-
21 tween the hours of 3 p.m. and 6 p.m. in the after-
22 noon), mentoring programs, conflict resolution skills
23 training, sports, arts, life skills, employment and
24 recreation programs, summer jobs, and summer
25 recreation programs, and alternative school re-

1 sources for youth who have dropped out of school or
2 demonstrate chronic truancy.

3 “(4) Health and mental health services, includ-
4 ing cognitive behavioral therapy, play therapy, and
5 peer mentoring and counseling.

6 “(5) Substance abuse counseling and treatment
7 services, including harm-reduction strategies.

8 “(6) Emergency, transitional, and permanent
9 housing assistance (such as safe shelter and housing
10 for runaway and homeless youth).

11 “(7) Targeted gang prevention, intervention,
12 and exit services such as tattoo removal, successful
13 models of anti-gang crime outreach programs (such
14 as ‘street worker’ programs), and other criminal
15 street gang truce or peacemaking activities.

16 “(8) Training and education programs for preg-
17 nant teens and teen parents.

18 “(9) Restorative justice programs.

19 “(10) Alternatives to detention and confinement
20 programs (such as mandated participation in com-
21 munity service, restitution, counseling, and intensive
22 individual and family therapeutic approaches).

23 “(11) Prerelease, postrelease, and reentry serv-
24 ices to assist detained and incarcerated youth with

1 transitioning back into and reentering the commu-
2 nity.

3 **“SEC. 277A. AUTHORIZATION OF APPROPRIATIONS.**

4 “For fiscal years 2016 through 2020, of the amount
5 made available to carry out this part for any fiscal year,
6 not more than 15 percent shall be made available to carry
7 out this subpart.

8 **“Subpart 3—PROMISE Implementation Grants**

9 **“SEC. 278. PROMISE IMPLEMENTATION GRANTS AUTHOR-**
10 **IZED.**

11 “(a) PROMISE IMPLEMENTATION GRANTS AU-
12 THORIZED.—The Administrator of the Office of Juvenile
13 Justice and Delinquency Prevention is authorized to
14 award grants to units of local government and Indian
15 tribes to assist PROMISE Coordinating Councils with im-
16 plementing PROMISE Plans developed pursuant to sub-
17 part 2.

18 “(b) GRANT DURATION AND AMOUNT.—

19 “(1) DURATION.—A grant awarded under this
20 subtitle shall be for a 3-year period.

21 “(2) MAXIMUM GRANT AMOUNT.—A grant
22 awarded under this subtitle shall not be for more
23 than \$10,000,000 per year for each year of the
24 grant period.

1 “(c) NON-FEDERAL FUNDS REQUIRED.—For each
2 fiscal year during the 3-year grant period for a grant
3 under this subtitle, each unit of local government or In-
4 dian tribe receiving such a grant for a PROMISE Coordi-
5 nating Council shall provide, from non-Federal funds, in
6 cash or in kind, 25 percent of the costs of the activities
7 carried out with such grant.

8 “(d) EVALUATION.—Of any funds provided to a unit
9 of local government or an Indian tribe for a grant under
10 this subtitle, not more than \$100,000 shall be used to pro-
11 vide a contract to a competitively selected organization to
12 assess the progress of the unit or tribe in addressing the
13 unmet needs of youth in the community, in accordance
14 with the needs and strengths assessed under section 276.

15 **“SEC. 279. PROMISE IMPLEMENTATION GRANT APPLICA-**
16 **TION REQUIREMENTS.**

17 “(a) APPLICATION REQUIRED.—To be eligible to re-
18 ceive a PROMISE Implementation grant under this sub-
19 part, a unit of local government or Indian tribe that re-
20 ceived a PROMISE Assessment and Planning grant under
21 subpart 2 shall submit an application to the Administrator
22 of the Office of Juvenile Justice and Delinquency Preven-
23 tion not later than one year after the date such unit of
24 local government or Indian tribe was awarded such grant
25 under subpart 2, in such manner, and accompanied by

1 such information, as the Administrator, after consultation
2 with the organization under section 223(f)(1), may re-
3 quire.

4 “(b) CONTENTS OF APPLICATION.—Each application
5 submitted under subsection (a) shall—

6 “(1) identify potential savings from criminal
7 justice costs, public assistance costs, and other costs
8 avoided by utilizing evidence-based and promising
9 practices related to juvenile delinquency and crimi-
10 nal street gang activity prevention and intervention;

11 “(2) document—

12 “(A) investment in evidence-based and
13 promising practices related to juvenile delin-
14 quency and criminal street gang activity preven-
15 tion and intervention to be provided by the unit
16 of local government or Indian tribe;

17 “(B) the activities to be undertaken with
18 the grants funds;

19 “(C) any expected efficiencies in the juve-
20 nile justice or other local systems to be attained
21 as a result of implementation of the programs
22 funded by the grant; and

23 “(D) outcomes from such activities, in
24 terms of the expected numbers related to re-
25 duced criminal activity;

1 “(3) describe how savings sustained from in-
2 vestment in prevention and intervention practices
3 will be reinvested in the continuing implementation
4 of the PROMISE Plan; and

5 “(4) provide an assurance that the local fiscal
6 contribution with respect to evidence-based and
7 promising practices related to juvenile delinquency
8 and criminal street gang activity prevention and
9 intervention in the community for which the PROM-
10 ISE Coordinating Council was established for each
11 year of the grant period will not be less than the
12 local fiscal contribution with respect to such prac-
13 tices in the community for the year preceding the
14 first year of the grant period.

15 **“SEC. 279A. GRANT AWARD GUIDELINES.**

16 “(a) SELECTION AND DISTRIBUTION.—Grants
17 awarded under this subpart shall be awarded on a com-
18 petitive basis. The Administrator shall—

19 “(1) take such steps as may be necessary to en-
20 sure that grants are awarded to units of local gov-
21 ernments and Indian tribes in areas with the highest
22 concentrations of youth who are—

23 “(A) at risk of involvement in juvenile de-
24 linquency or criminal street gang activity; and

1 “(B) involved in juvenile delinquency or
2 street gang activity and who are at high risk of
3 continued involvement; and

4 “(2) give consideration to the need for grants
5 to be awarded to units of local governments and In-
6 dian tribes in each region of the United States, and
7 among urban, suburban, and rural areas.

8 “(b) EXTENSION OF GRANT AWARD.—The Adminis-
9 trator may extend the grant period under section
10 278(b)(1) for a PROMISE Implementation grant to a unit
11 of local government or an Indian tribe, in accordance with
12 regulations issued by the Administrator.

13 “(c) RENEWAL OF GRANT AWARD.—Subject to the
14 availability of appropriations, the Administrator may
15 renew a PROMISE Implementation grant to a unit of
16 local government or an Indian tribe to provide such unit
17 or tribe with additional funds to continue implementation
18 of a PROMISE Plan. Such a renewal—

19 “(1) shall be initiated by an application for re-
20 newal from a unit of local government or an Indian
21 tribe;

22 “(2) shall be carried out in accordance with
23 regulations issued by the Administrator; and

24 “(3) shall not be granted unless the Adminis-
25 trator determines such a renewal to be appropriate

1 based on the results of the evaluation conducted
2 under section 279F with respect to the community
3 of such unit or tribe for which a PROMISE Coordi-
4 nating Council was established, and for which such
5 unit or tribe is applying for renewal.

6 **“SEC. 279B. REPORTS.**

7 “Not later than one year after the end of the grant
8 period for which a unit of local government or an Indian
9 tribe receives a PROMISE Implementation grant, and an-
10 nually thereafter for as long as such unit or tribe con-
11 tinues to receive Federal funding for a PROMISE Coordi-
12 nating Council, such unit or tribe shall report to the Ad-
13 ministrators regarding the use of Federal funds to imple-
14 ment the PROMISE Plan developed under section 275.

15 **“SEC. 279C. AUTHORIZATION OF APPROPRIATIONS.**

16 “For fiscal years 2016 through 2020, of the amount
17 made available to carry out this part for any fiscal year,
18 not more than 75 percent shall be made available to carry
19 out this subpart.

20 **“Subpart 4—General PROMISE Grant Provisions**

21 **“SEC. 279D. NONSUPPLANTING CLAUSE.**

22 “A unit of local government or Indian tribe receiving
23 a grant under this part shall use such grant only to sup-
24 plement, and not supplant, the amount of funds that, in
25 the absence of such grant, would be available to address

1 the needs of youth in the community with respect to evi-
2 dence-based and promising practices related to juvenile de-
3 linquency and criminal street gang activity prevention and
4 intervention.

5 **“SEC. 279E. GRANT APPLICATION REVIEW PANEL.**

6 “The Administrator of the Office of Juvenile Justice
7 and Delinquency Prevention, in conjunction with the
8 PROMISE Advisory Panel, shall establish and utilize a
9 transparent, reliable, and valid system for evaluating ap-
10 plications for PROMISE Assessment and Planning grants
11 and for PROMISE Implementation grants, and shall de-
12 termine which applicants meet the criteria for funding,
13 based primarily on a determination of greatest need (in
14 accordance with section 272), with due consideration to
15 other enumerated factors and the indicated ability of the
16 applicant to successfully implement the program described
17 in the application.

18 **“SEC. 279F. EVALUATION OF PROMISE GRANT PROGRAMS.**

19 “(a) EVALUATION REQUIRED.—Subject to the avail-
20 ability of appropriations under this part, the Adminis-
21 trator shall, in consultation with the organization provided
22 assistance under section 223(f)(1), provide for an evalua-
23 tion of the programs and activities carried out with grants
24 under this part. In carrying out this section, the Adminis-
25 trator shall—

1 “(1) award grants to institutions of higher edu-
2 cation (including institutions that are eligible to re-
3 ceive funds under part F of title III of the Higher
4 Education Act of 1965 (20 U.S.C. 1067q et seq.)),
5 to facilitate the evaluation process and measurement
6 of achieved outcomes;

7 “(2) identify evidence-based and promising
8 practices used by PROMISE Coordinating Councils
9 under PROMISE Implementation grants that have
10 proven to be effective in preventing involvement in,
11 or diverting further involvement in, juvenile delin-
12 quency or criminal street gang activity; and

13 “(3) ensure—

14 “(A) that such evaluation is based on the
15 performance standards that are developed by
16 the PROMISE Advisory Panel in accordance
17 with section 223(g)(1)(C);

18 “(B) the development of longitudinal and
19 clinical trial evaluation and performance meas-
20 urements with regard to the evidence-based and
21 promising practices funded under this part; and

22 “(C) the dissemination of the practices
23 identified in paragraph (2) to the National Re-
24 search Center for Proven Juvenile Justice Prac-
25 tices (established under section 279D), units of

1 local government, and Indian tribes to promote
 2 the use of such practices by such units and
 3 tribes to prevent involvement in, or to divert
 4 further involvement in, juvenile delinquency or
 5 criminal street gang activity.

6 “(b) RESULTS TO THE NATIONAL RESEARCH CEN-
 7 TER FOR PROVEN JUVENILE JUSTICE PRACTICES.—The
 8 Administrator shall provide the results of the evaluation
 9 under subsection (a) to the National Research Center for
 10 Proven Juvenile Justice Practices established under sec-
 11 tion 279G.

12 **“Subpart 5—Promise Research Centers**

13 **“SEC. 279G. ESTABLISHMENT OF THE NATIONAL RESEARCH**
 14 **CENTER FOR PROVEN JUVENILE JUSTICE**
 15 **PRACTICES.**

16 “(a) CENTER ESTABLISHED.—Subject to the avail-
 17 ability of appropriations, the Administrator shall award a
 18 grant to a nonprofit organization with a national reputa-
 19 tion for expertise in operating or evaluating effective, evi-
 20 dence-based practices related to juvenile delinquency and
 21 criminal street gang activity prevention or intervention to
 22 develop a National Research Center for Proven Juvenile
 23 Justice Practices. Such Center shall—

24 “(1) collaborate with institutions of higher edu-
 25 cation as regional partners to create a best practices

1 juvenile justice information-sharing network to sup-
2 port the programs and activities carried out with
3 grants under subpart 3 of this part;

4 “(2) collect, and disseminate to PROMISE Co-
5 ordinating Councils, research and other information
6 about evidence-based and promising practices related
7 to juvenile delinquency and criminal street gang ac-
8 tivity prevention and intervention to inform the ef-
9 forts of PROMISE Coordinating Councils and re-
10 gional research partners and to support the pro-
11 grams and activities carried out with grants under
12 subpart 3 of this part;

13 “(3) increase the public’s knowledge and under-
14 standing of effective juvenile justice practices to pre-
15 vent crime and delinquency and reduce recidivism;
16 and

17 “(4) develop, manage, and regularly update a
18 site to disseminate proven practices for successful
19 juvenile delinquency prevention and intervention.

20 “(b) AUTHORIZATION OF APPROPRIATIONS.—Of the
21 amount made available to carry out this part—

22 “(1) for fiscal year 2016, not more than 2.5
23 percent of such amount shall be made available to
24 carry out this section; and

1 “(2) for fiscal years 2017 through 2020, not
 2 more than 4 percent of such amount shall be made
 3 available to carry out this section.

4 **“SEC. 279H. GRANTS FOR REGIONAL RESEARCH PROVEN**
 5 **PRACTICES PARTNERSHIPS.**

6 “(a) GRANT PROGRAM AUTHORIZED.—The Adminis-
 7 trator shall, subject to the availability of appropriations,
 8 establish a grant program to award grants to institutions
 9 of higher education to serve as regional research partners
 10 with PROMISE Coordinating Councils that are located in
 11 the same geographic region as an institution, in collabora-
 12 tion with the National Research Center for Proven Juve-
 13 nile Justice Practices authorized under section 279D. Re-
 14 gional research partners shall provide research support to
 15 such PROMISE Coordinating Councils, including—

16 “(1) assistance with preparing PROMISE grant
 17 applications under subpart 3, including collection of
 18 baseline data for such applications;

19 “(2) assistance with the needs and strengths
 20 assessments conducted under section 274; and

21 “(3) provision of support services to PROMISE
 22 grant recipients for data collection and analysis to
 23 assess progress under the PROMISE grant.

24 “(b) AUTHORIZATION OF APPROPRIATIONS.—Of the
 25 amount made available to carry out this part—

1 “(1) for fiscal year 2016, not more than 2.5
2 percent of such amount shall be made available to
3 carry out this section; and

4 “(2) for fiscal years 2017 through 2020, not
5 more than 4 percent of such amount shall be made
6 available to carry out this section.”.

7 **SEC. 211. ADMINISTRATIVE AUTHORITY.**

8 Section 299A(e) of the Juvenile Justice and Delin-
9 quency Prevention Act of 1974 (42 U.S.C. 5672(e)) is
10 amended by striking “requirements described in para-
11 graphs (11), (12), and (13) of section 223(a)” and insert-
12 ing “core requirements”.

13 **SEC. 212. TECHNICAL AND CONFORMING AMENDMENTS.**

14 The Juvenile Justice and Delinquency Prevention Act
15 of 1974 (42 U.S.C. 5601 et seq.) is amended—

16 (1) in section 204(b)(6) (42 U.S.C.
17 5614(b)(6)), by striking “section 223(a)(15)” and
18 inserting “section 223(a)(16)”;

19 (2) in section 246(a)(2)(D) (42 U.S.C.
20 5656(a)(2)(D)), by striking “section 222(c)” and in-
21 serting “section 222(d)”;

22 (3) in section 299D(b) (42 U.S.C. 5675(b)), by
23 striking “section 222(c)” and inserting “section
24 222(d)”.

1 **TITLE III—INCENTIVE GRANTS**
2 **FOR LOCAL DELINQUENCY**
3 **PREVENTION PROGRAMS**

4 **SEC. 301. DEFINITIONS.**

5 Section 502 of the Incentive Grants for Local Delin-
6 quency Prevention Programs Act of 2002 (42 U.S.C.
7 5781) is amended—

8 (1) in the section heading, by striking “**DEFI-**
9 **NITION**” and inserting “**DEFINITIONS**”; and

10 (2) by striking “this title, the term” and insert-
11 ing the following: “this title—

12 “(1) the term ‘mentoring’ means matching 1
13 adult with 1 or more youths (not to exceed 4 youths)
14 for the purpose of providing guidance, support, and
15 encouragement aimed at developing the character of
16 the youths, where the adult and youths meet regu-
17 larly for not less than 4 hours each month for not
18 less than a 9-month period; and

19 “(2) the term”.

20 **SEC. 302. GRANTS FOR DELINQUENCY PREVENTION PRO-**
21 **GRAMS.**

22 Section 504(a) of the Incentive Grants for Local De-
23 linquency Prevention Programs Act of 2002 (42 U.S.C.
24 5783(a)) is amended—

1 (1) in paragraph (7), by striking “and” at the
2 end;

3 (2) in paragraph (8), by striking the period at
4 the end and inserting “; and”; and

5 (3) by adding at the end the following:

6 “(9) mentoring programs.”.

7 **SEC. 303. TECHNICAL AND CONFORMING AMENDMENT.**

8 The Juvenile Justice and Delinquency Prevention Act
9 of 1974 is amended by striking title V, as added by the
10 Juvenile Justice and Delinquency Prevention Act of 1974
11 (Public Law 93–415; 88 Stat. 1133) (relating to miscella-
12 neous and conforming amendments).

13 **TITLE IV—MISCELLANEOUS**
14 **PROVISIONS**

15 **SEC. 401. EVALUATION BY GOVERNMENT ACCOUNTABILITY**
16 **OFFICE.**

17 (a) EVALUATION.—Not later than October 1, 2016,
18 the Comptroller General of the United States shall—

19 (1) conduct a comprehensive analysis and eval-
20 uation regarding the performance of the Office of
21 Juvenile Justice Delinquency and Prevention (re-
22 ferred to in this section as “the agency”), its func-
23 tions, its programs, and its grants;

24 (2) conduct a comprehensive audit and evalua-
25 tion of a selected, statistically significant sample of

1 grantees (as determined by the Comptroller General)
2 that receive Federal funds under grant programs ad-
3 ministered by the Office of Juvenile Justice Delin-
4 quency and Prevention including a review of internal
5 controls to prevent fraud, waste, and abuse of funds
6 by grantees; and

7 (3) submit a report in accordance with sub-
8 section (d).

9 (b) CONSIDERATIONS FOR EVALUATION.—In con-
10 ducting the analysis and evaluation under subsection
11 (a)(1), and in order to document the efficiency and public
12 benefit of the Juvenile Justice and Delinquency Preven-
13 tion Act of 1974 (42 U.S.C. 5601 et seq.), excluding the
14 Runaway and Homeless Youth Act (42 U.S.C. 5701 et
15 seq.) and the Missing Children's Assistance Act (42
16 U.S.C. 5771 et seq.), the Comptroller General shall take
17 into consideration—

18 (1) the extent to which the jurisdiction of, and
19 the programs administered by, the agency duplicate
20 or conflict with the jurisdiction and programs of
21 other agencies;

22 (2) the potential benefits of consolidating pro-
23 grams administered by the agency with similar or
24 duplicative programs of other agencies, and the po-
25 tential for consolidating those programs;

1 (3) whether present functions or operations are
2 impeded or enhanced by existing statutes, rules, and
3 procedures;

4 (4) the number and types of beneficiaries or
5 persons served by programs carried out by the agen-
6 cy;

7 (5) the manner with which the agency seeks
8 public input and input from State and local govern-
9 ments on the performance of the functions of the
10 agency;

11 (6) the extent to which the agency complies
12 with section 552 of title 5, United States Code (com-
13 monly known as the Freedom of Information Act);

14 (7) whether greater oversight is needed of pro-
15 grams developed with grants made by the agency;
16 and

17 (8) the extent to which changes are necessary
18 in the authorizing statutes of the agency in order for
19 the functions of the agency to be performed in a
20 more efficient and effective manner.

21 (c) CONSIDERATIONS FOR AUDITS.—In conducting
22 the audit and evaluation under subsection (a)(2), and in
23 order to document the efficiency and public benefit of the
24 Juvenile Justice and Delinquency Prevention Act of 1974
25 (42 U.S.C. 5601 et seq.), excluding the Runaway and

1 Homeless Youth Act (42 U.S.C. 5701 et seq.) and the
2 Missing Children's Assistance Act (42 U.S.C. 5771 et
3 seq.), the Comptroller General shall take into consider-
4 ation—

5 (1) whether grantees timely file Financial Sta-
6 tus Reports;

7 (2) whether grantees have sufficient internal
8 controls to ensure adequate oversight of grant fund
9 received;

10 (3) whether disbursements were accompanied
11 with adequate supporting documentation (including
12 invoices and receipts);

13 (4) whether expenditures were authorized;

14 (5) whether subrecipients of grant funds were
15 complying with program requirements;

16 (6) whether salaries and fringe benefits of per-
17 sonnel were adequately supported by documentation;

18 (7) whether contracts were bid in accordance
19 with program guidelines; and

20 (8) whether grant funds were spent in accord-
21 ance with program goals and guidelines.

22 (d) REPORT.—

23 (1) IN GENERAL.—The Comptroller General of
24 the United States shall submit a report regarding
25 the evaluation conducted under subsection (a) and

1 audit under subsection (b), together with supporting
 2 materials, to the Speaker of the House of Represent-
 3 atives and the President pro tempore of the Senate,
 4 and be made available to the public, not later than
 5 October 1, 2016.

6 (2) CONTENTS.—The report submitted in ac-
 7 cordance with paragraph (1) shall include all audit
 8 findings determined by the selected, statistically sig-
 9 nificant sample of grantees as required by subsection
 10 (a)(2) and shall include the name and location of
 11 any selected grantee as well as any findings required
 12 by subsection (a)(2).

13 **SEC. 402. AUTHORIZATION OF APPROPRIATIONS.**

14 (a) IN GENERAL.—The Juvenile Justice and Delin-
 15 quency Prevention Act of 1974 (42 U.S.C. 5601 et seq.)
 16 is amended by adding at the end the following:

17 **“TITLE VI—AUTHORIZATION OF**
 18 **APPROPRIATIONS; ACCOUNT-**
 19 **ABILITY AND OVERSIGHT**

20 **“SEC. 601. AUTHORIZATION OF APPROPRIATIONS.**

21 “(a) IN GENERAL.—There are authorized to be ap-
 22 propriated to carry out this Act—

23 “(1) \$262,500,000 for fiscal year 2016;

24 “(2) \$267,750,000 for fiscal year 2017;

25 “(3) \$273,105,000 for fiscal year 2018;

1 “(4) \$278,565,000 for fiscal year 2019; and

2 “(5) \$284,130,000 for fiscal year 2020, and for
3 each succeeding fiscal year.

4 “(b) MENTORING PROGRAMS.—Not more than 10
5 percent of the amount made available under subsection (a)
6 for a fiscal year may be used for mentoring programs.

7 “(c) PART G FUNDS.—Not more than 10 percent of
8 the amount made available under subsection (a) for a fis-
9 cal year may be used to carry out part G of title II.”.

10 (b) TECHNICAL AND CONFORMING AMENDMENTS.—
11 The Juvenile Justice and Delinquency Prevention Act of
12 1974 is amended by striking—

13 (1) section 299 (42 U.S.C. 5671);

14 (2) section 388 (42 U.S.C. 5751);

15 (3) section 408 (42 U.S.C. 5777); and

16 (4) section 505 (42 U.S.C. 5784).

17 **SEC. 403. ACCOUNTABILITY AND OVERSIGHT.**

18 (a) IN GENERAL.—Title VI of the Juvenile Justice
19 and Delinquency Prevention Act of 1974, as added by this
20 Act, is amended by adding at the end the following:

21 **“SEC. 602. ACCOUNTABILITY AND OVERSIGHT.**

22 “All grants awarded by the Attorney General under
23 this Act shall be subject to the following accountability
24 provisions:

25 “(1) AUDIT REQUIREMENT.—

1 “(A) DEFINITIONS.—In this paragraph—

2 “(i) the term ‘Inspector General’
3 means the Inspector General of the De-
4 partment of Justice; and

5 “(ii) the term ‘unresolved audit find-
6 ing’ means a finding in the final audit re-
7 port of the Inspector General—

8 “(I) that the audited grantee has
9 used grant funds for an unauthorized
10 expenditure or otherwise unallowable
11 cost; and

12 “(II) that is not closed or re-
13 solved during the 12-month period be-
14 ginning on the date on which the final
15 audit report is issued.

16 “(B) REQUIREMENT.—Beginning in the
17 first fiscal year beginning after the date of en-
18 actment of this Act, and in each fiscal year
19 thereafter, the Inspector General shall conduct
20 audits of recipients of grants under this Act to
21 prevent waste, fraud, and abuse of funds by
22 grantees.

23 “(C) NUMBER OF GRANTEES TO BE AU-
24 DITED.—The Inspector General shall determine

1 the appropriate number of grantees to be au-
2 dited under subparagraph (B) each fiscal year.

3 “(D) MANDATORY EXCLUSION.—A recipi-
4 ent of grant funds under this Act that is found
5 to have an unresolved audit finding shall not be
6 eligible to receive grant funds under this Act
7 during the first 2 fiscal years beginning after
8 the 12-month period described in subparagraph
9 (A)(ii)(II).

10 “(E) PRIORITY.—In awarding grants
11 under this Act, the Attorney General shall give
12 priority to an eligible entity that did not have
13 an unresolved audit finding during the 3 fiscal
14 years prior to the date on which the eligible en-
15 tity submits an application for a grant under
16 this Act.

17 “(F) REIMBURSEMENT.—If an entity is
18 awarded grant funds under this Act during the
19 2-fiscal-year period in which the entity is barred
20 from receiving grants under subparagraph (D),
21 the Attorney General shall—

22 “(i) deposit an amount equal to the
23 amount of the grant funds that were im-
24 properly awarded to the grantee into the
25 general fund of the Treasury; and

1 “(ii) seek to recoup the costs of the
2 repayment to the general fund under
3 clause (i) from the grantee that was erro-
4 neously awarded grant funds.

5 “(2) NONPROFIT ORGANIZATION REQUIRE-
6 MENTS.—

7 “(A) DEFINITION.—For purposes of this
8 paragraph and the grant programs described in
9 this Act, the term ‘nonprofit organization’
10 means an organization that is described in sec-
11 tion 501(c)(3) of the Internal Revenue Code of
12 1986 and is exempt from taxation under section
13 501(a) of such Code.

14 “(B) PROHIBITION.—The Attorney Gen-
15 eral may not award a grant under any grant
16 program described in this Act to a nonprofit or-
17 ganization that holds money in offshore ac-
18 counts for the purpose of avoiding paying the
19 tax described in section 511(a) of the Internal
20 Revenue Code of 1986.

21 “(C) DISCLOSURE.—

22 “(i) IN GENERAL.—Each nonprofit or-
23 ganization that is awarded a grant under
24 a grant program described in this Act and
25 uses the procedures prescribed in regula-

1 tions to create a rebuttable presumption of
2 reasonableness for the compensation of its
3 officers, directors, trustees, and key em-
4 ployees, shall disclose to the Attorney Gen-
5 eral, in the application for the grant, the
6 process for determining such compensa-
7 tion, including—

8 “(I) the independent persons in-
9 volved in reviewing and approving
10 such compensation;

11 “(II) the comparability data
12 used; and

13 “(III) contemporaneous substan-
14 tiation of the deliberation and deci-
15 sion.

16 “(ii) PUBLIC INSPECTION UPON RE-
17 QUEST.—Upon request, the Attorney Gen-
18 eral shall make the information disclosed
19 under clause (i) available for public inspec-
20 tion.

21 “(3) CONFERENCE EXPENDITURES.—

22 “(A) LIMITATION.—No amounts author-
23 ized to be appropriated to the Department of
24 Justice under this Act may be used by the At-
25 torney General, or by any individual or organi-

1 zation awarded discretionary funds through a
2 cooperative agreement under this Act, to host
3 or support any expenditure for conferences that
4 uses more than \$20,000 in funds made avail-
5 able to the Department of Justice, unless the
6 Deputy Attorney General or such assistant at-
7 torneys general, Directors, or principal deputies
8 as the Deputy Attorney General may designate,
9 provides prior written authorization that the
10 funds may be expended to host a conference.

11 “(B) WRITTEN APPROVAL.—Written ap-
12 proval under subparagraph (A) shall include a
13 written estimate of all costs associated with the
14 conference, including the cost of all food and
15 beverages, audiovisual equipment, honoraria for
16 speakers, and entertainment.

17 “(C) REPORT.—The Deputy Attorney Gen-
18 eral shall submit an annual report to the Com-
19 mittee on the Judiciary of the Senate and the
20 Committee on the Judiciary of the House of
21 Representatives on all conference expenditures
22 approved under this paragraph.

23 “(4) PROHIBITION ON LOBBYING ACTIVITY.—

24 “(A) IN GENERAL.—Amounts authorized
25 to be appropriated under this Act may not be

1 utilized by any recipient of a grant made using
2 such amounts to—

3 “(i) lobby any representative of the
4 Department of Justice regarding the
5 award of grant funding; or

6 “(ii) lobby any representative of a
7 Federal, State, local, or tribal government
8 regarding the award of grant funding.

9 “(B) PENALTY.—If the Attorney General
10 determines that any recipient of a grant made
11 using amounts authorized to be appropriated
12 under this Act has violated subparagraph (A),
13 the Attorney General shall—

14 “(i) require the grant recipient to
15 repay the grant in full; and

16 “(ii) prohibit the grant recipient from
17 receiving another grant under this Act for
18 not less than 5 years.

19 “(5) ANNUAL CERTIFICATION.—Beginning in
20 the first fiscal year beginning after the date of en-
21 actment of the Youth Justice Act of 2015, the At-
22 torney General shall submit, to the Committee on
23 the Judiciary and the Committee on Appropriations
24 of the Senate and the Committee on the Judiciary

1 and the Committee on Appropriations of the House
2 of Representatives, an annual certification that—

3 “(A) all audits issued by the Office of the
4 Inspector General of the Department of Justice
5 under paragraph (1) have been completed and
6 reviewed by the appropriate Assistant Attorney
7 General or Director;

8 “(B) all mandatory exclusions required
9 under paragraph (1)(D) have been issued;

10 “(C) all reimbursements required under
11 paragraph (1)(F)(i) have been made; and

12 “(D) includes a list of any grant recipients
13 excluded under paragraph (1)(D) during the
14 preceding fiscal year.”.

15 (b) TECHNICAL AND CONFORMING AMENDMENT.—

16 (1) IN GENERAL.—The Juvenile Justice and
17 Delinquency Prevention Act of 1974 is amended by
18 striking section 407 (42 U.S.C. 5776a).

19 (2) EFFECTIVE DATE.—The amendment made
20 by paragraph (1) shall take effect on the first day
21 of the first fiscal year beginning after the date of en-
22 actment of this Act.

23 (3) SAVINGS CLAUSE.—In the case of an entity
24 that is barred from receiving grant funds under
25 paragraph (2) or (7)(B)(ii) of section 407 of the Ju-

1 juvenile Justice and Delinquency Prevention Act of
 2 1974 (42 U.S.C. 5776a), the amendment made by
 3 paragraph (1) of this subsection shall not affect the
 4 applicability to the entity, or to the Attorney Gen-
 5 eral with respect to the entity, of paragraph (2), (3),
 6 or (7) of such section 407, as in effect on the day
 7 before the effective date under paragraph (2) of this
 8 subsection.

9 **TITLE V—JUVENILE ACCOUNT-** 10 **ABILITY BLOCK GRANTS**

11 **SEC. 501. GRANT ELIGIBILITY.**

12 Section 1802(a) of title I of the Omnibus Crime Con-
 13 trol and Safe Streets Act of 1968 (42 U.S.C. 3796ee–
 14 2(a)) is amended—

15 (1) in paragraph (1), by striking “and” at the
 16 end;

17 (2) in paragraph (2), by striking the period at
 18 the end and inserting “; and”; and

19 (3) by adding at the end the following:

20 “(3) assurances that the State agrees to comply
 21 with the core requirements, as defined in section 103
 22 of the Juvenile Justice and Delinquency Prevention
 23 Act of 1974 (42 U.S.C. 5603), applicable to the de-
 24 tention and confinement of juveniles.”.

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