

116TH CONGRESS
1ST SESSION

H. R. 494

IN THE SENATE OF THE UNITED STATES

FEBRUARY 11, 2019

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to reauthorize the Juvenile Accountability Block Grant program, and for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Tiffany Joslyn Juve-
3 nile Accountability Block Grant Reauthorization and Bul-
4 lying Prevention and Intervention Act of 2019”.

5 **SEC. 2. REAUTHORIZATION OF JUVENILE ACCOUNTABILITY**
6 **BLOCK GRANT PROGRAM.**

7 Part R of title I of the Omnibus Crime Control and
8 Safe Streets Act of 1968 (42 U.S.C. 3796ee et seq.) is
9 amended—

10 (1) in section 1801(b)—

11 (A) in paragraph (1), by striking “grad-
12 uated sanctions” and inserting “graduated
13 sanctions and incentives”;

14 (B) in paragraph (3), by striking “hiring
15 juvenile court judges, probation officers, and
16 court-appointed defenders and special advo-
17 cates, and”;

18 (C) by striking paragraphs (4) and (7),
19 and redesignating paragraphs (5) through (17)
20 as paragraphs (4) through (15), respectively;
21 and

22 (D) in paragraph (11), as so redesignated,
23 by striking “research-based bullying,
24 cyberbullying, and gang prevention programs”
25 and inserting “interventions such as researched-
26 based anti-bullying, anti-cyberbullying, and

1 gang prevention programs, as well as mental
2 health services and trauma-informed practices”;
3 (2) in section 1802—

4 (A) in subsection (d)(3), by inserting after
5 “individualized sanctions” the following: “, in-
6 centives,”;

7 (B) in subsection (e)(1)(B), by striking
8 “graduated sanctions” and inserting “grad-
9 uated sanctions and incentives”; and

10 (C) in subsection (f)—

11 (i) in paragraph (2)—

12 (I) by inserting after “A sanction
13 may include” the following: “a range
14 of court-approved interventions, such
15 as”; and

16 (II) by inserting after “a fine,”
17 the following: “a restorative justice
18 program,”; and

19 (ii) by inserting after paragraph (2)
20 the following:

21 “(3) INCENTIVES.—The term ‘incentives’
22 means individualized, goal-oriented, and graduated
23 responses to a juvenile offender’s compliance with
24 court orders and case disposition terms designed to
25 reinforce or modify the skills and behaviors of the

1 juvenile offender. An incentive may include a certifi-
2 cate of achievement, a letter of recommendation, a
3 family or program activity, a meeting or special out-
4 ing with a community leader, a reduction in commu-
5 nity service hours, a reduced curfew or home restric-
6 tion, a decrease in required court appearances, or a
7 decrease in the term of court-ordered supervision.”;

8 (3) in section 1810(a), by striking
9 “\$350,000,000 for each of fiscal years 2006 through
10 2009” and inserting “\$30,000,000 for each of fiscal
11 years 2020 through 2024”; and

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

13 **“SEC. 1811. GRANT ACCOUNTABILITY.**

14 “(a) DEFINITION OF APPLICABLE COMMITTEES.—In
15 this section, the term ‘applicable committees’ means—

16 “(1) the Committee on the Judiciary of the
17 Senate; and

18 “(2) the Committee on the Judiciary of the
19 House of Representatives.

20 “(b) ACCOUNTABILITY.—All grants awarded by the
21 Attorney General under this part shall be subject to the
22 following accountability provisions:

23 “(1) AUDIT REQUIREMENT.—

24 “(A) DEFINITION.—In this paragraph, the
25 term ‘unresolved audit finding’ means a finding

1 in the final audit report of the Inspector Gen-
2 eral of the Department of Justice that the au-
3 dited grantee has utilized grant funds for an
4 unauthorized expenditure or otherwise unallow-
5 able cost that is not closed or resolved within
6 12 months after the date on which the final
7 audit report is issued.

8 “(B) AUDIT.—Beginning in the first fiscal
9 year beginning after the date of enactment of
10 this section, and in each fiscal year thereafter,
11 the Inspector General of the Department of
12 Justice shall conduct audits of recipients of
13 grants awarded by the Attorney General under
14 this part to prevent waste, fraud, and abuse of
15 funds by grantees. The Inspector General shall
16 determine the appropriate number of grantees
17 to be audited each year.

18 “(C) MANDATORY EXCLUSION.—A recipi-
19 ent of grant funds under this part that is found
20 to have an unresolved audit finding shall not be
21 eligible to receive grant funds under this part
22 during the first 2 fiscal years beginning after
23 the end of the 12-month period described in
24 subparagraph (A).

1 “(D) PRIORITY.—In awarding grants
2 under this part, the Attorney General shall give
3 priority to eligible applicants that did not have
4 an unresolved audit finding during the 3 fiscal
5 years before submitting an application for a
6 grant under this part.

7 “(E) REIMBURSEMENT.—If an entity is
8 awarded grant funds under this part during the
9 2-fiscal-year period during which the entity is
10 barred from receiving grants under subpara-
11 graph (C), the Attorney General shall—

12 “(i) deposit an amount equal to the
13 amount of the grant funds that were im-
14 properly awarded to the grantee into the
15 General Fund of the Treasury; and

16 “(ii) seek to recoup the costs of the
17 repayment to the fund from the grant re-
18 cipient that was erroneously awarded grant
19 funds.

20 “(2) ANNUAL CERTIFICATION.—Beginning in
21 the first fiscal year beginning after the date of en-
22 actment of this section, the Attorney General shall
23 submit to the applicable committees an annual cer-
24 tification—

25 “(A) indicating whether—

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

6 “(ii) all mandatory exclusions required
7 under paragraph (1)(C) have been issued;
8 and

9 “(iii) all reimbursements required
10 under paragraph (1)(E) have been made;
11 and

12 “(B) that includes a list of any grant re-
13 cipients excluded under paragraph (1) from the
14 previous year.

15 “(c) PREVENTING DUPLICATIVE GRANTS.—

16 “(1) IN GENERAL.—Before the Attorney Gen-
17 eral awards a grant to an applicant under this part,
18 the Attorney General shall compare potential grant
19 awards with other grants awarded under this part
20 by the Attorney General to determine if duplicate
21 grant awards are awarded for the same purpose.

22 “(2) REPORT.—If the Attorney General awards
23 duplicate grants under this part to the same appli-
24 cant for the same purpose, the Attorney General

1 shall submit to the applicable committees a report
2 that includes—

3 “(A) a list of all duplicate grants awarded
4 under this part, including the total dollar
5 amount of any duplicate grants awarded; and

6 “(B) the reason the Attorney General
7 awarded the duplicate grants.”.

8 **SEC. 3. SENSE OF CONGRESS.**

9 It is the sense of the Congress that the use of best
10 practices is encouraged for all activities for which grants
11 under part R of title I of the Omnibus Crime Control and
12 Safe Streets Act of 1968 may be used.

13 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS FOR JUVE-**
14 **NILE ACCOUNTABILITY BLOCK GRANT PRO-**
15 **GRAM.**

16 Section 1001(a)(16) of title I of the Omnibus Crime
17 Control and Safe Streets Act of 1968 (34 U.S.C.
18 10261(a)(16)) is amended to read as follows:

1 “(16) There are authorized to be appropriated
2 to carry out projects under part R \$30,000,000 for
3 each of fiscal years 2020 through 2024.”.

 Passed the House of Representatives February 7,
2019.

Attest:

KAREN L. HAAS,

Clerk.