

# Union Calendar No. 29

107TH CONGRESS  
1ST SESSION

# H. R. 863

[Report No. 107-46]

To provide grants to ensure increased accountability for juvenile offenders.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 2001

Mr. SMITH of Texas (for himself, Mr. SCOTT, Mr. BARR of Georgia, Mr. CHABOT, Mr. COBLE, Mr. DELAHUNT, Mr. GOODLATTE, Mr. GREEN of Wisconsin, Mr. HUTCHINSON, Ms. JACKSON-LEE of Texas, Mr. KELLER, Mr. MEEHAN, and Mr. WEINER) introduced the following bill; which was referred to the Committee on the Judiciary

APRIL 20, 2001

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on March 6, 2001]

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## A BILL

To provide grants to ensure increased accountability for  
juvenile offenders.

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 “Consequences for Juve-*  
3 *nile Offenders Act of 2001”.*

4 **SEC. 2. GRANT PROGRAM.**

5 *Part R of title I of the Omnibus Crime Control and*  
6 *Safe Streets Act of 1968 (42 U.S.C. 3796 et seq.) is amended*  
7 *to read as follows:*

8 **“PART R—JUVENILE ACCOUNTABILITY BLOCK**

9 **GRANTS**

10 **“SEC. 1801. PROGRAM AUTHORIZED.**

11 *“(a) IN GENERAL.—The Attorney General is author-*  
12 *ized to provide grants to States, for use by States and units*  
13 *of local government, and in certain cases directly to spe-*  
14 *cially qualified units.*

15 *“(b) AUTHORIZED ACTIVITIES.—Amounts paid to a*  
16 *State or a unit of local government under this part shall*  
17 *be used by the State or unit of local government for the*  
18 *purpose of strengthening the juvenile justice system, which*  
19 *includes—*

20 *“(1) developing, implementing, and admin-*  
21 *istering graduated sanctions for juvenile offenders;*

22 *“(2) building, expanding, renovating, or oper-*  
23 *ating temporary or permanent juvenile correction, de-*  
24 *tention, or community corrections facilities;*

1           “(3) hiring juvenile court judges, probation offi-  
2           cers, and court-appointed defenders and special advo-  
3           cates, and funding pretrial services for juvenile of-  
4           fenders, to promote the effective and expeditious ad-  
5           ministration of the juvenile justice system;

6           “(4) hiring additional prosecutors, so that more  
7           cases involving violent juvenile offenders can be pros-  
8           ecuted and case backlogs reduced;

9           “(5) providing funding to enable prosecutors to  
10          address drug, gang, and youth violence problems more  
11          effectively and for technology, equipment, and train-  
12          ing to assist prosecutors in identifying and expediting  
13          the prosecution of violent juvenile offenders;

14          “(6) establishing and maintaining training pro-  
15          grams for law enforcement and other court personnel  
16          with respect to preventing and controlling juvenile  
17          crime;

18          “(7) establishing juvenile gun courts for the pros-  
19          ecution and adjudication of juvenile firearms offend-  
20          ers;

21          “(8) establishing drug court programs for juve-  
22          nile offenders that provide continuing judicial super-  
23          vision over juvenile offenders with substance abuse  
24          problems and the integrated administration of other  
25          sanctions and services for such offenders;

1           “(9) establishing and maintaining a system of  
2 juvenile records designed to promote public safety;

3           “(10) establishing and maintaining interagency  
4 information-sharing programs that enable the juvenile  
5 and criminal justice system, schools, and social serv-  
6 ices agencies to make more informed decisions regard-  
7 ing the early identification, control, supervision, and  
8 treatment of juveniles who repeatedly commit serious  
9 delinquent or criminal acts;

10           “(11) establishing and maintaining account-  
11 ability-based programs designed to reduce recidivism  
12 among juveniles who are referred by law enforcement  
13 personnel or agencies;

14           “(12) establishing and maintaining programs to  
15 conduct risk and need assessments of juvenile offend-  
16 ers that facilitate the effective early intervention and  
17 the provision of comprehensive services, including  
18 mental health screening and treatment and substance  
19 abuse testing and treatment to such offenders;

20           “(13) establishing and maintaining account-  
21 ability-based programs that are designed to enhance  
22 school safety;

23           “(14) establishing and maintaining restorative  
24 justice programs;

1           “(15) establishing and maintaining programs to  
2           enable juvenile courts and juvenile probation officers  
3           to be more effective and efficient in holding juvenile  
4           offenders accountable and reducing recidivism; and

5           “(16) hiring detention and corrections personnel,  
6           and establishing and maintaining training programs  
7           for such personnel to improve facility practices and  
8           programming.

9           “(c) *DEFINITION.*—For purposes of this section, the  
10          term ‘restorative justice program’ means a program that  
11          emphasizes the moral accountability of an offender toward  
12          the victim and the affected community, and may include  
13          community reparations boards, restitution (in the form of  
14          monetary payment or service to the victim or, where no vic-  
15          tim can be identified, service to the affected community),  
16          and mediation between victim and offender.

17          **“SEC. 1802. GRANT ELIGIBILITY.**

18          “(a) *STATE ELIGIBILITY.*—To be eligible to receive a  
19          grant under this section, a State shall submit to the Attor-  
20          ney General an application at such time, in such form, and  
21          containing such assurances and information as the Attor-  
22          ney General may require by guidelines, including—

23                  “(1) information about—

24                          “(A) the activities proposed to be carried  
25                          out with such grant; and

1           “(B) the criteria by which the State pro-  
2           poses to assess the effectiveness of such activities  
3           on achieving the purposes of this part; and

4           “(2) assurances that the State and any unit of  
5           local government to which the State provides funding  
6           under section 1803(b), has in effect (or shall have in  
7           effect, not later than 1 year after the date that the  
8           State submits such application) laws, or has imple-  
9           mented (or shall implement, not later than 1 year  
10          after the date that the State submits such application)  
11          policies and programs, that provide for a system of  
12          graduated sanctions described in subsection (c).

13          “(b) LOCAL ELIGIBILITY.—

14                 “(1) SUBGRANT ELIGIBILITY.—To be eligible to  
15                 receive a subgrant, a unit of local government, other  
16                 than a specially qualified unit, shall provide to the  
17                 State—

18                         “(A) information about—

19                                 “(i) the activities proposed to be car-  
20                                 ried out with such subgrant; and

21                                 “(ii) the criteria by which the unit  
22                                 proposes to assess the effectiveness of such  
23                                 activities on achieving the purposes of this  
24                                 part; and

1           “(B) such assurances as the State shall re-  
2           quire, that, to the maximum extent applicable,  
3           the unit of local government has in effect (or  
4           shall have in effect, not later than 1 year after  
5           the date that the unit submits such application)  
6           laws, or has implemented (or shall implement,  
7           not later than 1 year after the date that the unit  
8           submits such application) policies and programs,  
9           that provide for a system of graduated sanctions  
10          described in subsection (c).

11          “(2) *SPECIAL RULE.*—The requirements of para-  
12          graph (1) shall apply to a specially qualified unit  
13          that receives funds from the Attorney General under  
14          section 1803(e), except that information that is other-  
15          wise required to be submitted to the State shall be  
16          submitted to the Attorney General.

17          “(c) *GRADUATED SANCTIONS.*—A system of graduated  
18          sanctions, which may be discretionary as provided in sub-  
19          section (d), shall ensure, at a minimum, that—

20                 “(1) sanctions are imposed on a juvenile offender  
21                 for each delinquent offense;

22                 “(2) sanctions escalate in intensity with each  
23                 subsequent, more serious delinquent offense;

1           “(3) *there is sufficient flexibility to allow for in-*  
2           *dividualized sanctions and services suited to the indi-*  
3           *vidual juvenile offender; and*

4           “(4) *appropriate consideration is given to public*  
5           *safety and victims of crime.*

6           “(d) *DISCRETIONARY USE OF SANCTIONS.—*

7           “(1) *VOLUNTARY PARTICIPATION.—A State or*  
8           *unit of local government may be eligible to receive a*  
9           *grant under this part if—*

10           “(A) *its system of graduated sanctions is*  
11           *discretionary; and*

12           “(B) *it demonstrates that it has promoted*  
13           *the use of a system of graduated sanctions by*  
14           *taking steps to encourage implementation of such*  
15           *a system by juvenile courts.*

16           “(2) *REPORTING REQUIREMENT IF GRADUATED*  
17           *SANCTIONS NOT USED.—*

18           “(A) *JUVENILE COURTS.—A State or unit*  
19           *of local government in which the imposition of*  
20           *graduated sanctions is discretionary shall re-*  
21           *quire each juvenile court within its*  
22           *jurisdiction—*

23           “(i) *which has not implemented a sys-*  
24           *tem of graduated sanctions, to submit an*  
25           *annual report that explains why such court*

1           *did not implement graduated sanctions;*  
2           *and*

3           “(ii) *which has implemented a system*  
4           *of graduated sanctions but has not imposed*  
5           *graduated sanctions in all cases, to submit*  
6           *an annual report that explains why such*  
7           *court did not impose graduated sanctions in*  
8           *all cases.*

9           “(B) *UNITS OF LOCAL GOVERNMENT.—Each*  
10          *unit of local government, other than a specially*  
11          *qualified unit, that has 1 or more juvenile courts*  
12          *that use a discretionary system of graduated*  
13          *sanctions shall collect the information reported*  
14          *under subparagraph (A) for submission to the*  
15          *State each year.*

16          “(C) *STATES.—Each State and specially*  
17          *qualified unit that has 1 or more juvenile courts*  
18          *that use a discretionary system of graduated*  
19          *sanctions shall collect the information reported*  
20          *under subparagraph (A) for submission to the*  
21          *Attorney General each year. A State shall also*  
22          *collect and submit to the Attorney General the*  
23          *information collected under subparagraph (B).*

24          “(e) *DEFINITIONS.—For purposes of this section:*

1           “(1) *The term ‘discretionary’ means that a sys-*  
2           *tem of graduated sanctions is not required to be im-*  
3           *posed by each and every juvenile court in a State or*  
4           *unit of local government.*

5           “(2) *The term ‘sanctions’ means tangible, pro-*  
6           *portional consequences that hold the juvenile offender*  
7           *accountable for the offense committed. A sanction may*  
8           *include counseling, restitution, community service, a*  
9           *fine, supervised probation, or confinement.*

10 **“SEC. 1803. ALLOCATION AND DISTRIBUTION OF FUNDS.**

11           “(a) *STATE ALLOCATION.—*

12           “(1) *IN GENERAL.—In accordance with regula-*  
13           *tions promulgated pursuant to this part and except*  
14           *as provided in paragraph (3), the Attorney General*  
15           *shall allocate—*

16                   “(A) *0.25 percent for each State; and*

17                   “(B) *of the total funds remaining after the*  
18           *allocation under subparagraph (A), to each*  
19           *State, an amount which bears the same ratio to*  
20           *the amount of remaining funds described in this*  
21           *subparagraph as the population of people under*  
22           *the age of 18 living in such State for the most*  
23           *recent calendar year in which such data is avail-*  
24           *able bears to the population of people under the*  
25           *age of 18 of all the States for such fiscal year.*

1           “(2) *PROHIBITION.*—*No funds allocated to a*  
2           *State under this subsection or received by a State for*  
3           *distribution under subsection (b) may be distributed*  
4           *by the Attorney General or by the State involved for*  
5           *any program other than a program contained in an*  
6           *approved application.*

7           “(b) *LOCAL DISTRIBUTION.*—

8           “(1) *IN GENERAL.*—*Except as provided in para-*  
9           *graph (2), each State which receives funds under sub-*  
10           *section (a)(1) in a fiscal year shall distribute among*  
11           *units of local government, for the purposes specified*  
12           *in section 1801, not less than 75 percent of such*  
13           *amounts received.*

14           “(2) *WAIVER.*—*If a State submits to the Attor-*  
15           *ney General an application for waiver that dem-*  
16           *onstrates and certifies to the Attorney General that—*

17                   “(A) *the State’s juvenile justice expenditures*  
18                   *in the fiscal year preceding the date in which an*  
19                   *application is submitted under this part (the*  
20                   *‘State percentage’) is more than 25 percent of the*  
21                   *aggregate amount of juvenile justice expenditures*  
22                   *by the State and its eligible units of local gov-*  
23                   *ernment; and*

24                   “(B) *the State has consulted with as many*  
25                   *units of local government in such State, or orga-*

1           nizations representing such units, as practicable  
 2           regarding the State’s calculation of expenditures  
 3           under subparagraph (A), the State’s application  
 4           for waiver under this paragraph, and the State’s  
 5           proposed uses of funds,

6           the percentage referred to in paragraph (1) shall  
 7           equal the percentage determined by subtracting the  
 8           State percentage from 100 percent.

9           “(3) ALLOCATION.—In making the distribution  
 10          under paragraph (1), the State shall allocate to such  
 11          units of local government an amount which bears the  
 12          same ratio to the aggregate amount of such funds  
 13          as—

14                   “(A) the sum of—

15                           “(i) the product of—

16                                   “(I) three-quarters; multiplied by

17   “(II) the average juvenile justice  
 18   expenditure for such unit of local gov-  
 19   ernment for the 3 most recent calendar  
 20   years for which such data is available;  
 21   plus

22                                   “(ii) the product of—

23   “(I) one-quarter; multiplied by

24   “(II) the average annual number  
 25   of part 1 violent crimes in such unit of

1                    *local government for the 3 most recent*  
2                    *calendar years for which such data is*  
3                    *available, bears to—*

4                    *“(B) the sum of the products determined*  
5                    *under subparagraph (A) for all such units of*  
6                    *local government in the State.*

7                    *“(4) EXPENDITURES.—The allocation any unit*  
8                    *of local government shall receive under paragraph (3)*  
9                    *for a payment period shall not exceed 100 percent of*  
10                   *juvenile justice expenditures of the unit for such pay-*  
11                   *ment period.*

12                   *“(5) REALLOCATION.—The amount of any unit*  
13                   *of local government’s allocation that is not available*  
14                   *to such unit by operation of paragraph (4) shall be*  
15                   *available to other units of local government that are*  
16                   *not affected by such operation in accordance with this*  
17                   *subsection.*

18                   *“(c) UNAVAILABILITY OF DATA FOR UNITS OF LOCAL*  
19                   *GOVERNMENT.—If the State has reason to believe that the*  
20                   *reported rate of part 1 violent crimes or juvenile justice ex-*  
21                   *penditures for a unit of local government is insufficient or*  
22                   *inaccurate, the State shall—*

23                   *“(1) investigate the methodology used by the unit*  
24                   *to determine the accuracy of the submitted data; and*

1           “(2) *if necessary, use the best available com-*  
2           *parable data regarding the number of violent crimes*  
3           *or juvenile justice expenditures for the relevant years*  
4           *for the unit of local government.*

5           “(d) *LOCAL GOVERNMENT WITH ALLOCATIONS LESS*  
6           *THAN \$10,000.—If under this section a unit of local govern-*  
7           *ment is allocated less than \$10,000 for a payment period,*  
8           *the amount allotted shall be expended by the State on serv-*  
9           *ices to units of local government whose allotment is less*  
10          *than such amount in a manner consistent with this part.*

11          “(e) *DIRECT GRANTS TO SPECIALLY QUALIFIED*  
12          *UNITS.—*

13                 “(1) *IN GENERAL.—If a State does not qualify or*  
14                 *apply for funds reserved for allocation under sub-*  
15                 *section (a) by the application deadline established by*  
16                 *the Attorney General, the Attorney General shall re-*  
17                 *serve not more than 75 percent of the allocation that*  
18                 *the State would have received under subsection (a) for*  
19                 *such fiscal year to provide grants to specially quali-*  
20                 *fied units which meet the requirements for funding*  
21                 *under section 1802.*

22                 “(2) *AWARD BASIS.—In addition to the quali-*  
23                 *fication requirements for direct grants for specially*  
24                 *qualified units the Attorney General may use the av-*  
25                 *erage amount allocated by the States to units of local*

1        *government as a basis for awarding grants under this*  
2        *section.*

3        **“SEC. 1804. GUIDELINES.**

4        *“(a) IN GENERAL.—The Attorney General shall issue*  
5        *guidelines establishing procedures under which a State or*  
6        *unit of local government that receives funds under section*  
7        *1803 is required to provide notice to the Attorney General*  
8        *regarding the proposed use of funds made available under*  
9        *this part.*

10        *“(b) ADVISORY BOARD.—The guidelines referred to in*  
11        *subsection (a) shall include a requirement that such eligible*  
12        *State or unit of local government establish and convene an*  
13        *advisory board to review the proposed uses of such funds.*  
14        *The board shall include representation from, if*  
15        *appropriate—*

16                *“(1) the State or local police department;*

17                *“(2) the local sheriff’s department;*

18                *“(3) the State or local prosecutor’s office;*

19                *“(4) the State or local juvenile court;*

20                *“(5) the State or local probation officer;*

21                *“(6) the State or local educational agency;*

22                *“(7) a State or local social service agency;*

23                *“(8) a nonprofit, nongovernmental victim advo-*  
24        *cacy organization; and*

25                *“(9) a nonprofit, religious, or community group.*

1 **“SEC. 1805. PAYMENT REQUIREMENTS.**

2       “(a) *TIMING OF PAYMENTS.*—*The Attorney General*  
3 *shall pay to each State or unit of local government that*  
4 *receives funds under section 1803 that has submitted an ap-*  
5 *plication under this part not later than—*

6               “(1) *180 days after the date that the amount is*  
7 *available, or*

8               “(2) *the first day of the payment period if the*  
9 *State has provided the Attorney General with the as-*  
10 *surances required by subsection (c),*  
11 *whichever is later.*

12       “(b) *REPAYMENT OF UNEXPENDED AMOUNTS.*—

13               “(1) *REPAYMENT REQUIRED.*—*From amounts*  
14 *awarded under this part, a State or specially quali-*  
15 *fied unit shall repay to the Attorney General, before*  
16 *the expiration of the 36-month period beginning on*  
17 *the date of the award, any amount that is not ex-*  
18 *pended by such State or unit.*

19               “(2) *EXTENSION.*—*The Attorney General may*  
20 *adopt policies and procedures providing for a one-*  
21 *time extension, by not more than 12 months, of the*  
22 *period referred to in paragraph (1).*

23               “(3) *PENALTY FOR FAILURE TO REPAY.*—*If the*  
24 *amount required to be repaid is not repaid, the Attor-*  
25 *ney General shall reduce payment in future payment*  
26 *periods accordingly.*

1           “(4) *DEPOSIT OF AMOUNTS REPAID.*—Amounts  
2           received by the Attorney General as repayments under  
3           this subsection shall be deposited in a designated fund  
4           for future payments to States and specially qualified  
5           units.

6           “(c) *ADMINISTRATIVE COSTS.*—A State or unit of local  
7           government that receives funds under this part may use not  
8           more than 5 percent of such funds to pay for administrative  
9           costs.

10          “(d) *NONSUPPLANTING REQUIREMENT.*—Funds made  
11          available under this part to States and units of local gov-  
12          ernment shall not be used to supplant State or local funds  
13          as the case may be, but shall be used to increase the amount  
14          of funds that would, in the absence of funds made available  
15          under this part, be made available from State or local  
16          sources, as the case may be.

17          “(e) *MATCHING FUNDS.*—

18                  “(1) *IN GENERAL.*—The Federal share of a grant  
19                  received under this part may not exceed 90 percent of  
20                  the total program costs.

21                  “(2) *CONSTRUCTION OF FACILITIES.*—Notwith-  
22                  standing paragraph (1), with respect to the cost of  
23                  constructing juvenile detention or correctional facili-  
24                  ties, the Federal share of a grant received under this  
25                  part may not exceed 50 percent of approved cost.

1 **“SEC. 1806. UTILIZATION OF PRIVATE SECTOR.**

2 *“Funds or a portion of funds allocated under this part*  
3 *may be used by a State or unit of local government that*  
4 *receives a grant under this part to contract with private,*  
5 *nonprofit entities, or community-based organizations to*  
6 *carry out the purposes specified under section 1801(b).*

7 **“SEC. 1807. ADMINISTRATIVE PROVISIONS.**

8 *“(a) IN GENERAL.—A State or specially qualified unit*  
9 *that receives funds under this part shall—*

10 *“(1) establish a trust fund in which the govern-*  
11 *ment will deposit all payments received under this*  
12 *part;*

13 *“(2) use amounts in the trust fund (including*  
14 *interest) during the period specified in section*  
15 *1805(b)(1) and any extension of that period under*  
16 *section 1805(b)(2);*

17 *“(3) designate an official of the State or spe-*  
18 *cially qualified unit to submit reports as the Attorney*  
19 *General reasonably requires, in addition to the an-*  
20 *nuual reports required under this part; and*

21 *“(4) spend the funds only for the purposes under*  
22 *section 1801(b).*

23 *“(b) TITLE I PROVISIONS.—Except as otherwise pro-*  
24 *vided, the administrative provisions of part H shall apply*  
25 *to this part and for purposes of this section any reference*

1 *in such provisions to title I shall be deemed to include a*  
2 *reference to this part.*

3 **“SEC. 1808. ASSESSMENT REPORTS.**

4 *“(a) REPORTS TO ATTORNEY GENERAL.—*

5 *“(1) IN GENERAL.—Except as provided in para-*  
6 *graph (2), for each fiscal year for which a grant or*  
7 *subgrant is awarded under this part, each State or*  
8 *unit of local government that receives such a grant or*  
9 *subgrant shall submit to the Attorney General a re-*  
10 *port, at such time and in such manner as the Attor-*  
11 *ney General may reasonably require, which report*  
12 *shall include—*

13 *“(A) a summary of the activities carried*  
14 *out with such grant or subgrant; and*

15 *“(B) an assessment of the effectiveness of*  
16 *such activities on achieving the purposes of this*  
17 *part.*

18 *“(2) WAIVERS.—The Attorney General may*  
19 *waive the requirement of an assessment in paragraph*  
20 *(1)(B) for a State or unit of local government if the*  
21 *Attorney General determines that—*

22 *“(A) the nature of the activities are such*  
23 *that assessing their effectiveness would not be*  
24 *practical or insightful;*

1           “(B) the amount of the grant or subgrant is  
2           such that carrying out the assessment would not  
3           be an effective use of those amounts; or

4           “(C) the resources available to the State or  
5           unit are such that carrying out the assessment  
6           would pose a financial hardship on the State or  
7           unit.

8           “(b) *REPORTS TO CONGRESS.*—Not later than 90 days  
9           after the last day of each fiscal year for which 1 or more  
10          grants are awarded under this part, the Attorney General  
11          shall submit to the Congress a report, which shall include—

12           “(1) a summary of the information provided  
13          under subsection (a);

14           “(2) the assessment of the Attorney General of  
15          the grant program carried out under this part; and

16           “(3) such other information as the Attorney Gen-  
17          eral considers appropriate.

18          **“SEC. 1809. DEFINITIONS.**

19          *“For purposes of this part:*

20           “(1) The term ‘unit of local government’  
21          means—

22           “(A) a county, township, city, or political  
23          subdivision of a county, township, or city, that  
24          is a unit of local government as determined by

1           *the Secretary of Commerce for general statistical*  
2           *purposes;*

3           “(B) *any law enforcement district or judi-*  
4           *cial enforcement district that—*

5                     “(i) *is established under applicable*  
6                     *State law; and*

7                     “(ii) *has the authority, in a manner*  
8                     *independent of other State entities, to estab-*  
9                     *lish a budget and raise revenues; and*

10           “(C) *the District of Columbia and the recog-*  
11           *nized governing body of an Indian tribe or Alas-*  
12           *kan Native village that carries out substantial*  
13           *governmental duties and powers.*

14           “(2) *The term ‘specially qualified unit’ means a*  
15           *unit of local government which may receive funds*  
16           *under this part only in accordance with section*  
17           *1803(e).*

18           “(3) *The term ‘State’ means any State of the*  
19           *United States, the District of Columbia, the Common-*  
20           *wealth of Puerto Rico, the Virgin Islands, American*  
21           *Samoa, Guam, and the Northern Mariana Islands,*  
22           *except that American Samoa, Guam, and the North-*  
23           *ern Mariana Islands shall be considered as 1 State*  
24           *and that, for purposes of section 1803(a), 33 percent*  
25           *of the amounts allocated shall be allocated to Amer-*

1        *ican Samoa, 50 percent to Guam, and 17 percent to*  
 2        *the Northern Mariana Islands.*

3            *“(4) The term ‘juvenile’ means an individual*  
 4        *who is 17 years of age or younger.*

5            *“(5) The term ‘juvenile justice expenditures’*  
 6        *means expenditures in connection with the juvenile*  
 7        *justice system, including expenditures in connection*  
 8        *with such system to carry out—*

9            *“(A) activities specified in section 1801(b);*  
 10        *and*

11            *“(B) other activities associated with pros-*  
 12        *ecutorial and judicial services and corrections as*  
 13        *reported to the Bureau of the Census for the fis-*  
 14        *cal year preceding the fiscal year for which a de-*  
 15        *termination is made under this part.*

16            *“(6) The term ‘part 1 violent crimes’ means*  
 17        *murder and nonnegligent manslaughter, forcible rape,*  
 18        *robbery, and aggravated assault as reported to the*  
 19        *Federal Bureau of Investigation for purposes of the*  
 20        *Uniform Crime Reports.*

21        **“SEC. 1810. AUTHORIZATION OF APPROPRIATIONS.**

22            *“(a) AUTHORIZATION OF APPROPRIATIONS.—There*  
 23        *are authorized to be appropriated to carry out this part—*

24            *“(1) \$500,000,000 for fiscal year 2002;*

25            *“(2) \$500,000,000 for fiscal year 2003; and*

1           “(3) \$500,000,000 for fiscal year 2004.

2           “(b) *OVERSIGHT ACCOUNTABILITY AND ADMINISTRA-*  
3 *TION.—Of the amount authorized to be appropriated under*  
4 *subsection (a), there shall be available to the Attorney Gen-*  
5 *eral, for each of the fiscal years 2002 through 2004 (as ap-*  
6 *plicable), to remain available until expended—*

7           “(1) *not more than 2 percent of that amount, for*  
8 *research, evaluation, and demonstration consistent*  
9 *with this part;*

10           “(2) *not more than 1 percent of that amount, for*  
11 *training and technical assistance; and*

12           “(3) *not more than 1 percent, for administrative*  
13 *costs to carry out the purposes of this part.*

14 *The Attorney General shall establish and execute an over-*  
15 *sight plan for monitoring the activities of grant recipients.*

16           “(c) *FUNDING SOURCE.—Appropriations for activities*  
17 *authorized in this part may be made from the Violent*  
18 *Crime Reduction Trust Fund.”.*

19 **SEC. 3. EFFECTIVE DATE.**

20           *The amendments made by section 2 shall take effect*  
21 *on the first day of the first fiscal year that begins after*  
22 *the date of the enactment of this Act.*

1 **SEC. 4. TRANSITION OF JUVENILE ACCOUNTABILITY IN-**  
2 **CENTIVE BLOCK GRANTS PROGRAM.**

3 *For each grant made from amounts made available for*  
4 *the Juvenile Accountability Incentive Block Grants pro-*  
5 *gram (as described under the heading “VIOLENT CRIME*  
6 *REDUCTION PROGRAMS, STATE AND LOCAL LAW*  
7 *ENFORCEMENT ASSISTANCE” in the Department of*  
8 *Justice Appropriations Act, 2000 (as enacted by Public*  
9 *Law 106–113; 113 Stat. 1537–14)), the grant award shall*  
10 *remain available to the grant recipient for not more than*  
11 *36 months after the date of receipt of the grant.*



**Union Calendar No. 29**

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 863**

**[Report No. 107-46]**

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**A BILL**

To provide grants to ensure increased  
accountability for juvenile offenders.

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APRIL 20, 2001

Reported with an amendment, committed to the Com-  
mittee of the Whole House on the State of the Union  
and ordered to be printed