

**Amendment in the Nature of a Substitute**

**To H.R. 1900**

**Offered by Mr. Greenwood**

Strike all after the enacting clause and insert the following:

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

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Juvenile Justice and Delinquency Prevention Act of  
4 2001”.

5 (b) TABLE OF CONTENTS.—The table of contents of  
6 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Purpose.
- Sec. 4. Definitions.
- Sec. 5. Concentration of Federal effort.
- Sec. 6. Coordinating Council on Juvenile Justice and Delinquency Prevention.
- Sec. 7. Annual report.
- Sec. 8. Allocation.
- Sec. 9. State plans.
- Sec. 10. Juvenile delinquency prevention block grant program.
- Sec. 11. Research; evaluation; technical assistance; training.
- Sec. 12. Demonstration projects.
- Sec. 13. Authorization of appropriations.
- Sec. 14. Administrative authority.
- Sec. 15. Use of funds.
- Sec. 16. Limitation on use of funds.
- Sec. 17. Rules of construction.
- Sec. 18. Leasing surplus Federal property.
- Sec. 19. Issuance of rules.
- Sec. 20. Content of materials.
- Sec. 21. Technical and conforming amendments.
- Sec. 22. Effective date; application of amendments.



1 **SEC. 2. FINDINGS.**

2 Section 101 of the Juvenile Justice and Delinquency  
3 Prevention Act of 1974 (42 U.S.C. 5601) is amended to  
4 read as follows:

5 "FINDINGS

6 "SEC. 101. (a) The Congress finds the following:

7 "(1) Although the juvenile violent crime arrest  
8 rate in 1999 was the lowest in the decade, there re-  
9 mains a consensus that the number of crimes and  
10 the rate of offending by juveniles nationwide is still  
11 too high.

12 "(2) According to the Office of Juvenile Justice  
13 and Delinquency Prevention, allowing 1 youth to  
14 leave school for a life of crime and of drug abuse  
15 costs society \$1,700,000 to \$2,300,000 annually.

16 "(3) One in every 6 individuals (16.2 percent)  
17 arrested for committing violent crime in 1999 was  
18 less than 18 years of age. In 1999, juveniles ac-  
19 counted for 9 percent of murder arrests, 17 percent  
20 of forcible rape arrests, 25 percent of robbery arrest,  
21 14 percent of aggravated assault arrests, and 24  
22 percent of weapons arrests.

23 "(4) More than 1/2 of juvenile murder victims  
24 are killed with firearms. Of the nearly 1,800 murder  
25 victims less than 18 years of age, 17 percent of the  
26 victims less than 13 years of age were murdered



1 with a firearm, and 81 percent of the victims 13  
2 years of age or older were killed with a firearm.

3 “(5) Juveniles accounted for 13 percent of all  
4 drug abuse violation arrests in 1999. Between 1990  
5 and 1999, juvenile arrests for drug abuse violations  
6 rose 132 percent.

7 “(6) Over the last 3 decades, youth gang prob-  
8 lems have increased nationwide. In the 1970’s, 19  
9 States reported youth gang problems. By the late  
10 1990’s, all 50 States and the District of Columbia  
11 reported gang problems. For the same period, the  
12 number of cities reporting youth gang problems grew  
13 843 percent, and the number of counties reporting  
14 gang problems increased more than 1,000 percent.

15 “(7) According to a national crime survey of in-  
16 dividuals 12 years of age or older during 1999, those  
17 12 to 19 years old are victims of violent crime at  
18 higher rates than individuals in all other age groups.  
19 Only 30.8 percent of these violent victimizations  
20 were reported by youth to police in 1999.

21 “(8) One-fifth of juveniles 16 years of age who  
22 had been arrested were first arrested before attain-  
23 ing 12 years of age. Juveniles who are known to the  
24 juvenile justice system before attaining 13 years of



1 age are responsible for a disproportionate share of  
2 serious crimes and violence.

3 “(9) The increase in the arrest rates for girls  
4 and young juvenile offenders has changed the com-  
5 position of violent offenders entering the juvenile  
6 justice system.

7 “(10) These problems should be addressed  
8 through a 2-track common sense approach that ad-  
9 dresses the needs of individual juveniles and society  
10 at large by promoting—

11 “(A) quality prevention programs that—

12 “(i) work with juveniles, their fami-  
13 lies, local public agencies, and community-  
14 based organizations, and take into consid-  
15 eration such factors as whether or not ju-  
16 veniles have been the victims of family vio-  
17 lence (including child abuse and neglect);  
18 and

19 “(ii) are designed to reduce risks and  
20 develop competencies in at-risk juveniles  
21 that will prevent, and reduce the rate of,  
22 violent delinquent behavior; and

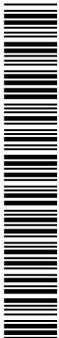
23 “(B) programs that assist in holding juve-  
24 niles accountable for their actions and in devel-  
25 oping the competencies necessary to become re-



1           sponsible and productive members of their com-  
2           munities, including a system of graduated sanc-  
3           tions to respond to each delinquent act, requir-  
4           ing juveniles to make restitution, or perform  
5           community service, for the damage caused by  
6           their delinquent acts, and methods for increas-  
7           ing victim satisfaction with respect to the pen-  
8           alties imposed on juveniles for their acts.

9           “(11) Coordinated juvenile justice and delin-  
10          quency prevention projects that meet the needs of  
11          juveniles through the collaboration of the many local  
12          service systems juveniles encounter can help prevent  
13          juveniles from becoming delinquent and help delin-  
14          quent youth return to a productive life.

15          “(b) Congress must act now to reform this program  
16 by focusing on juvenile delinquency prevention programs,  
17 as well as programs that hold juveniles accountable for  
18 their acts and which provide opportunities for competency  
19 development. Without true reform, the juvenile justice sys-  
20 tem will not be able to overcome the challenges it will face  
21 in the coming years when the number of juveniles is ex-  
22 pected to increase by 18 percent between 2000 and  
23 2030.”.



1 **SEC. 3. PURPOSE.**

2 Section 102 of the Juvenile Justice and Delinquency  
3 Prevention Act of 1974 (42 U.S.C. 5602) is amended to  
4 read as follows:

5 “PURPOSES

6 “SEC. 102. The purposes of this title and title II  
7 are—

8 “(1) to support State and local programs that  
9 prevent juvenile involvement in delinquent behavior;

10 “(2) to assist State and local governments in  
11 promoting public safety by encouraging account-  
12 ability for acts of juvenile delinquency; and

13 “(3) to assist State and local governments in  
14 addressing juvenile crime through the provision of  
15 technical assistance, research, training, evaluation,  
16 and the dissemination of information on effective  
17 programs for combating juvenile delinquency.”.

18 **SEC. 4. DEFINITIONS.**

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

21 (1) in paragraph (3) by striking “to help pre-  
22 vent juvenile delinquency” and inserting “designed  
23 to reduce known risk factors for juvenile delinquent  
24 behavior, provides activities that build on protective  
25 factors for, and develop competencies in, juveniles to



1 prevent, and reduce the rate of, delinquent juvenile  
2 behavior”,

3 (2) in paragraph (4) by inserting “title I of”  
4 before “the Omnibus” each place it appears,

5 (3) in paragraph (7) by striking “the Trust  
6 Territory of the Pacific Islands,”,

7 (4) in paragraph (12)(B) by striking “, of any  
8 nonoffender,”,

9 (5) in paragraph (13)(B) by striking “, any  
10 non-offender,”,

11 (6) in paragraph (14) by inserting “drug traf-  
12 ficking,” after “assault,”,

13 (7) in paragraph (16)—

14 (A) in subparagraph (A) by adding “and”  
15 at the end, and

16 (B) by striking subparagraph (C),

17 (8) in paragraph (22)—

18 (A) by redesignating subparagraphs (i),  
19 (ii), and (iii) as subparagraphs (A), (B), and  
20 (C), respectively, and

21 (B) by striking “and” at the end,

22 (9) in paragraph (23) by striking the period at  
23 the end and inserting a semicolon, and

24 (10) by adding at the end the following:



1           “(24) the term ‘graduated sanctions’ means an  
2           accountability-based, graduated series of sanctions  
3           (including incentives, treatment, and services) appli-  
4           cable to juveniles within the juvenile justice system  
5           to hold such juveniles accountable for their actions  
6           and to protect communities from the effects of juve-  
7           nile delinquency by providing appropriate sanctions  
8           for every act for which a juvenile is adjudicated de-  
9           linquent, by inducing their law-abiding behavior, and  
10          by preventing their subsequent involvement with the  
11          juvenile justice system;

12           “(25) the term ‘prohibited physical contact’  
13          means—

14                   “(i) any physical contact between a  
15                   juvenile and an adult inmate; and

16                   “(ii) proximity that provides an op-  
17                   portunity for physical contact between a  
18                   juvenile and an adult inmate;

19           “(26) the term ‘sustained oral and visual con-  
20          tact’ means the imparting or interchange of speech  
21          by or between an adult inmate and a juvenile, or  
22          clear visual contact between an adult inmate and a  
23          juvenile in close proximity, but does not include—

24                   “(A) brief communication or brief visual  
25                   contact that is accidental or incidental; or



1           “(B) sounds or noises that cannot reason-  
2           ably be considered to be speech;

3           “(27) the term “adult inmate” means an indi-  
4           vidual who—

5                   “(A) has reached the age of full crimi-  
6                   nal responsibility under applicable State  
7                   law; and

8                   “(B) has been arrested and is in cus-  
9                   tody for or awaiting trial on a criminal  
10                  charge, or is convicted of a criminal of-  
11                  fense;

12          “(28) the term ‘violent crime’ means—

13                  “(A) murder or nonnegligent man-  
14                  slaughter, forcible rape, or robbery, or

15                  “(B) aggravated assault committed with  
16                  the use of a firearm;

17          “(29) the term ‘collocated facilities’ means fa-  
18                  cilities that are located in the same building, or are  
19                  part of a related complex of buildings located on the  
20                  same grounds; and

21          “(30) the term ‘related complex of buildings’  
22                  means 2 or more buildings that share—

23                  “(A) physical features, such as walls and  
24                  fences, or services beyond mechanical services  
25                  (heating, air conditioning, water and sewer); or



1           “(B) the specialized services that are al-  
2           lowable under section 31.303(e)(3)(i)(C)(3) of  
3           title 28 of the Code of Federal Regulations, as  
4           in effect on December 10, 1996.”.

5 **SEC. 5. CONCENTRATION OF FEDERAL EFFORT.**

6           Section 204 of the Juvenile Justice and Delinquency  
7           Prevention Act of 1974 (42 U.S.C. 5614) is amended—

8           (1) in subsection (b)—

9                   (A) in paragraph (3) by striking “and of  
10                  the prospective” and all that follows through  
11                  “administered”,

12                   (B) in paragraph (5) by striking “parts C  
13                  and D” each place it appears and inserting  
14                  “parts D and E”, and

15                   (C) by amending paragraph (7) to read as  
16                  follows:

17                   “(7) not later than 1 year after the date of the  
18                  enactment of this paragraph, issue model standards  
19                  for providing mental health care to incarcerated ju-  
20                  veniles.”,

21                   (2) in subsection (c) by striking “and reports”  
22                  and all that follows through “this part”, and insert-  
23                  ing “as may be appropriate to prevent the duplica-  
24                  tion of efforts, and to coordinate activities, related to  
25                  the prevention of juvenile delinquency”,



1 (3) by striking subsection (i), and  
2 (4) by redesignating subsection (h) as sub-  
3 section (f).

4 **SEC. 6. COORDINATING COUNCIL ON JUVENILE JUSTICE**  
5 **AND DELINQUENCY PREVENTION.**

6 Section 206(c)(2)(B) of the Juvenile Justice and De-  
7 linquency Prevention Act of 1974 (42 U.S.C.  
8 5616(c)(2)(B)) is amended by striking “Education and  
9 Labor” and inserting “Education and the Workforce”.

10 **SEC. 7. ANNUAL REPORT.**

11 Section 207 of the Juvenile Justice and Delinquency  
12 Prevention Act of 1974 (42 U.S.C. 5617) is amended by  
13 striking paragraphs (4) and (5), and inserting the fol-  
14 lowing:

15 “(4) An evaluation of the programs funded  
16 under this title and their effectiveness in reducing  
17 the incidence of juvenile delinquency, particularly  
18 violent crime, committed by juveniles.”.

19 **SEC. 8. ALLOCATION.**

20 Section 222 of the Juvenile Justice and Delinquency  
21 Prevention Act of 1974 (42 U.S.C. 5632) is amended—

22 (1) in subsection (a)—

23 (A) in paragraph (2)—

24 (i) in subparagraph (A)—



1 (I) by striking “(other than parts  
2 D and E)”,

3 (II) by striking “amount, up to  
4 \$400,000,” and inserting “amount up  
5 to \$400,000”,

6 (III) by striking “1992” the 1st  
7 place it appears and inserting  
8 “2000,”,

9 (IV) by striking “1992” the last  
10 place it appears and inserting “2000”,

11 (V) by striking “the Trust Terri-  
12 tory of the Pacific Islands,” and

13 (VI) by striking “amount, up to  
14 \$100,000,” and inserting “amount up  
15 to \$100,000”,

16 (ii) in subparagraph (B)—

17 (I) by striking “(other than part  
18 D)”,

19 (II) by striking “\$400,000” and  
20 inserting “\$600,000”.

21 (III) by striking “or such greater  
22 amount, up to \$600,000” and all that  
23 follows through “section 299(a) (1)  
24 and (3)”,



1 (IV) by striking “the Trust Ter-  
2 ritory of the Pacific Islands,”

3 (V) by striking “amount, up to  
4 \$100,000,” and inserting “amount up  
5 to \$100,000”, and

6 (VI) by striking “1992” and in-  
7 serting “2000,”

8 (B) in paragraph (3)—

9 (i) by striking “allot” and inserting  
10 “allocate”, and

11 (ii) by striking “1992” each place it  
12 appears and inserting “2000”, and

13 (2) in subsection (b) by striking “the Trust  
14 Territory of the Pacific Islands,”.

15 **SEC. 9. STATE PLANS.**

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

18 (1) in subsection (a)—

19 (A) in the 2d sentence by striking “chal-  
20 lenge” and all that follows through “part E”,  
21 and inserting “, projects, and activities”,

22 (B) in paragraph (3)—

23 (i) by striking “, which—” and insert-  
24 ing “that—”,

25 (ii) in subparagraph (A)—



1 (I) by striking “not less” and all  
2 that follows through “33”, and insert-  
3 ing “the attorney general of the State  
4 or such other State official who has  
5 primary responsibility for overseeing  
6 the enforcement of State criminal  
7 laws, and”,

8 (II) by inserting “, in consulta-  
9 tion with the attorney general of the  
10 State or such other State official who  
11 has primary responsibility for over-  
12 seeing the enforcement of State crimi-  
13 nal laws” after “State”,

14 (III) in clause (i) by striking “or  
15 the administration of juvenile justice”  
16 and inserting “, the administration of  
17 juvenile justice, or the reduction of ju-  
18 venile delinquency”,

19 (IV) in clause (ii) by striking “in-  
20 clude—” and all that follows through  
21 the semicolon at the end of subclause

22 (VIII), and inserting the following:  
23 “represent a multidisciplinary approach to  
24 addressing juvenile delinquency and may  
25 include—



1           “(I) individuals who represent  
2 units of general local government, law  
3 enforcement and juvenile justice agen-  
4 cies, public agencies concerned with  
5 the prevention and treatment of juve-  
6 nile delinquency and with the adju-  
7 dication of juveniles, juveniles, or non-  
8 profit private organizations, particu-  
9 larly such organizations that serve ju-  
10 veniles; and

11           “(II) such other individuals as  
12 the chief executive officer considers to  
13 be appropriate; and”, and

14           (V) by striking clauses (iv) and  
15 (v),  
16 (iii) in subparagraph (D)—

17           (I) in clause (i) by inserting  
18 “and” at the end,

19           (II) in clause (ii) by striking  
20 “paragraphs” and all that follows  
21 through “part E”, and inserting  
22 “paragraphs (11), (12), and (13)”,  
23 and

24           (III) by striking clause (iii), and



1 (iv) in subparagraph (E) by striking  
2 “title—” and all that follows through  
3 “(ii)” and inserting “title,”

4 (C) in paragraph (5)—

5 (i) in the matter preceding subpara-  
6 graph (A) by striking “, other than” and  
7 inserting “reduced by the percentage (if  
8 any) specified by the State under the au-  
9 thority of paragraph (25) and excluding”  
10 after “section 222”, and

11 “(ii) in subparagraph (C) by striking  
12 “paragraphs (12)(A), (13), and (14)” and  
13 inserting “paragraphs (11), (12), and  
14 (13)”,

15 (D) by striking paragraph (6),

16 (E) in paragraph (7) by inserting “, in-  
17 cluding in rural areas” before the semicolon at  
18 the end,

19 (F) in paragraph (8)—

20 (i) in subparagraph (A)—

21 (I) by striking “for (i)” and all  
22 that follows through “relevant juris-  
23 diction”, and inserting “for an anal-  
24 ysis of juvenile delinquency problems  
25 in, and the juvenile delinquency con-



1 trol and delinquency prevention needs  
2 (including educational needs) of, the  
3 State”, and

4 (II) by striking “of the jurisdic-  
5 tion; (ii)” and all that follows through  
6 the semicolon at the end, and insert-  
7 ing “of the State; and”,

8 (ii) by amending subparagraph (B) to  
9 read as follows:

10 “(B) contain—

11 “(i) a plan for providing needed gen-  
12 der-specific services for the prevention and  
13 treatment of juvenile delinquency;

14 “(ii) a plan for providing needed serv-  
15 ices for the prevention and treatment of ju-  
16 venile delinquency in rural areas; and

17 “(iii) a plan for providing needed  
18 mental health services to juveniles in the  
19 juvenile justice system, including informa-  
20 tion on how such plan is being imple-  
21 mented and how such services will be tar-  
22 geted to those juveniles in such system who  
23 are in greatest need of such services;”, and

24 (iii) by striking subparagraphs (C)  
25 and (D),



1 (G) by amending paragraph (9) to read as  
2 follows:

3 “(9) provide for the coordination and maximum  
4 utilization of existing juvenile delinquency programs,  
5 programs operated by public and private agencies  
6 and organizations, and other related programs (such  
7 as education, special education, recreation, health,  
8 and welfare programs) in the State;”,

9 (H) in paragraph (10)—

10 (i) in subparagraph (A)—

11 (I) by striking “, specifically”  
12 and inserting “including”,

13 (II) by striking clause (i), and

14 (III) redesignating clauses (ii)  
15 and (iii) as clauses (i) and (ii), respec-  
16 tively,

17 (ii) by amending subparagraph (D) to  
18 read as follows:

19 “(D) programs that provide treatment to  
20 juvenile offenders who are victims of child  
21 abuse or neglect, and to their families, in order  
22 to reduce the likelihood that such juvenile of-  
23 fenders will commit subsequent violations of  
24 law;”,

25 (iii) in subparagraph (E)—



1 (I) by redesignating clause (ii) as  
2 clause (iii), and

3 (II) by striking “juveniles, pro-  
4 vided” and all that follows through  
5 “provides; and”, and inserting the fol-  
6 lowing:

7 “juveniles—

8 “(i) to encourage juveniles to remain  
9 in elementary and secondary schools or in  
10 alternative learning situations;

11 “(ii) to provide services to assist juve-  
12 niles in making the transition to the world  
13 of work and self-sufficiency; and”,

14 (iv) by amending subparagraph (F) to  
15 read as follows:

16 “(F) expanding the use of probation  
17 officers—

18 “(i) particularly for the purpose of permit-  
19 ting nonviolent juvenile offenders (including  
20 status offenders) to remain at home with their  
21 families as an alternative to incarceration or in-  
22 stitutionalization; and

23 “(ii) to ensure that juveniles follow the  
24 terms of their probation;”,



1 (v) by amending subparagraph (G) to  
2 read as follows:

3 “(G) one-on-one mentoring programs that  
4 are designed to link at-risk juveniles and juve-  
5 nile offenders, particularly juveniles residing in  
6 high-crime areas and juveniles experiencing  
7 educational failure, with responsible adults  
8 (such as law enforcement officers, Department  
9 of Defense personnel, adults working with local  
10 businesses, and adults working with commu-  
11 nity-based organizations and agencies) who are  
12 properly screened and trained;”,

13 (vii) in subparagraph (H) by striking  
14 “handicapped youth” and inserting “juve-  
15 niles with disabilities”,

16 (viii) by striking subparagraph (K),

17 (ix) in subparagraph (L)—

18 (I) in clause (iv) by adding  
19 “and” at the end,

20 (II) in clause (v) by striking  
21 “and” at the end, and

22 (III) by striking clause (vi),

23 (x) by amending subparagraph (N) to read  
24 as follows:



1           “(N) community-based programs and serv-  
2           ices to work with juveniles, their parents, and  
3           other family members during and after incar-  
4           ceration in order to strengthen families so that  
5           such juveniles may be retained in their homes;”

6                           (xi) in subparagraph (O)—

7                                   (I) in striking “cultural” and in-  
8                                   serting “other”,

9                                   (II) by striking the period at the  
10                                  end and inserting a semicolon, and

11                                  (III) by redesignating subpara-  
12                                  graphs (L), (M), (N), and (O) as sub-  
13                                  paragraphs (K), (L), (M), and (N),  
14                                  respectively; and

15                                  (xii) by adding at the end the fol-  
16                                  lowing:

17                                  “(O) programs designed to prevent and to  
18                                  reduce hate crimes committed by juveniles;

19                                  “(P) after-school programs that provide at-  
20                                  risk juveniles and juveniles in the juvenile jus-  
21                                  tice system with a range of age-appropriate ac-  
22                                  tivities, including tutoring, mentoring, and  
23                                  other educational and enrichment activities;

24                                  “(Q) community-based programs that pro-  
25                                  vide follow-up post-placement services to adju-



1           dicated juveniles, to promote successful re-  
2           integration into the community;

3           “(R) projects designed to develop and im-  
4           plement programs to protect the rights of juve-  
5           niles affected by the juvenile justice system; and

6           “(S) programs designed to provide mental  
7           health services for incarcerated juveniles sus-  
8           pected to be in need of such services, including  
9           assessment, development of individualized treat-  
10          ment plans, and discharge plans.”,

11          (I) by amending paragraph (12) to read as  
12          follows:

13          “(12) shall, in accordance with rules issued by  
14          the Administrator, provide that—

15               “(A) juveniles who are charged with or  
16               who have committed an offense that would not  
17               be criminal if committed by an adult,  
18               excluding—

19                       “(i) juveniles who are charged with or  
20                       who have committed a violation of section  
21                       922(x)(2) of title 18, United States Code,  
22                       or of a similar State law;

23                       “(ii) juveniles who are charged with or  
24                       who have committed a violation of a valid  
25                       court order; and



1                   “(iii) juveniles who are held in accord-  
2                   ance with the Interstate Compact on Juve-  
3                   niles as enacted by the State;  
4                   shall not be placed in secure detention facilities  
5                   or secure correctional facilities; and

6                   “(B) juveniles—

7                   “(i) who are not charged with any of-  
8                   fense; and

9                   “(ii) who are—

10                   “(I) aliens; or

11                   “(II) alleged to be dependent, ne-  
12                   glected, or abused;

13                   shall not be placed in secure detention facilities  
14                   or secure correctional facilities;”,

15                   (J) by amending paragraph (13) to read as  
16                   follows:

17                   “(13) provide that—

18                   “(A) juveniles alleged to be or found to be  
19                   delinquent or juveniles within the purview of  
20                   paragraph (11) will not be detained or confined  
21                   in any institution in which they have prohibited  
22                   physical contact or sustained oral and visual  
23                   contact with adult inmates; and

24                   “(B) there is in effect in the State a policy  
25                   that requires individuals who work with both



1 such juveniles and such adult inmates, includ-  
2 ing in collocated facilities, have been trained  
3 and certified to work with juveniles;

4 (K) by amending paragraph (14) to read  
5 as follows:

6 “(14) provide that no juvenile will be detained  
7 or confined in any jail or lockup for adults except—

8 “(A) juveniles who are accused of non-  
9 status offenses and who are detained in such  
10 jail or lockup for a period not to exceed 6  
11 hours—

12 “(i) for processing or release;

13 “(ii) while awaiting transfer to a juve-  
14 nile facility; or

15 “(iii) in which period such juveniles  
16 make a court appearance;

17 and only if such juveniles do not have prohib-  
18 ited physical contact or sustained oral and vis-  
19 ual contact with adults inmates and only if  
20 there is in effect in the State a policy that re-  
21 quires individuals who work with both such ju-  
22 veniles and adult inmates in collocated facilities  
23 have been trained and certified to work with ju-  
24 veniles;



1           “(B) juveniles who are accused of non-  
2 status offenses, who are awaiting an initial  
3 court appearance that will occur within 48  
4 hours after being taken into custody (excluding  
5 Saturdays, Sundays, and legal holidays), and  
6 who are detained in a jail or lockup—

7           “(i) in which—

8                   “(I) such juveniles do not have  
9 prohibited physical contact or sus-  
10 tained oral and visual contact with  
11 adults inmates; and

12                   “(II) there is in effect in the  
13 State a policy that requires individ-  
14 uals who work with both such juve-  
15 niles and adults inmates in collocated  
16 facilities have been trained and cer-  
17 tified to work with juveniles; and

18           “(ii) that—

19                   “(I) is located outside a metro-  
20 politan statistical area (as defined by  
21 the Office of Management and Budg-  
22 et) and has no existing acceptable al-  
23 ternative placement available;

24                   “(II) is located where conditions  
25 of distance to be traveled or the lack



1 of highway, road, or transportation do  
2 not allow for court appearances within  
3 48 hours (excluding Saturdays, Sun-  
4 days, and legal holidays) so that a  
5 brief (not to exceed an additional 48  
6 hours) delay is excusable; or

7 “(III) is located where conditions  
8 of safety exist (such as severe adverse,  
9 life-threatening weather conditions  
10 that do not allow for reasonably safe  
11 travel), in which case the time for an  
12 appearance may be delayed until 24  
13 hours after the time that such condi-  
14 tions allow for reasonable safe travel;

15 “(C) juveniles who are accused of non-  
16 status offenses and who are detained in a jail  
17 or lockup that satisfies the requirements of sub-  
18 paragraph (B)(i) if—

19 “(i) such jail or lockup—

20 “(I) is located outside a metro-  
21 politan statistical area (as defined by  
22 the Office of Management and Budg-  
23 et); and

24 “(II) has no existing acceptable  
25 alternative placement available;



1           “(ii) a parent or other legal guardian  
2           (or guardian ad litem) of the juvenile in-  
3           volved, in consultation with the counsel  
4           representing the juvenile, consents to de-  
5           taining such juvenile in accordance with  
6           this subparagraph and has the right to re-  
7           voke such consent at any time;

8           “(iii) the juvenile has counsel, and the  
9           counsel representing such juvenile—

10           “(I) consults with the parents of  
11           the juvenile to determine the appro-  
12           priate placement of the juvenile; and

13           “(II) has an opportunity to  
14           present the juvenile’s position regard-  
15           ing the detention involved to the court  
16           before the court approves such deten-  
17           tion;;

18           “(iv) the court hears from the juvenile  
19           before court approval of such placement;  
20           and

21           “(v) detaining such juvenile in accord-  
22           ance with this subparagraph is—

23           “(I) approved in advance by a  
24           court with competent jurisdiction that



1 has determined that such placement is  
2 in the best interest of such juvenile;

3 “(II) required to be reviewed pe-  
4 riodically and in the presence of the  
5 juvenile, at intervals of not more than  
6 5 days (excluding Saturdays, Sun-  
7 days, and legal holidays), by such  
8 court for the duration of detention;  
9 and

10 “(III) for a period not to exceed  
11 20 days;”,

12 (L) in paragraph (15)—

13 (i) by striking “paragraph (12)(A),  
14 paragraph (13), and paragraph (14)” and  
15 inserting “paragraphs (11), (12), and  
16 (13)”, and

17 (ii) by striking “paragraph (12)(A)  
18 and paragraph (13)” and inserting “para-  
19 graphs (11) and (12)”,

20 (M) in paragraph (16) by striking “men-  
21 tally, emotionally, or physically handicapping  
22 conditions” and inserting “disability”,

23 (N) by amending paragraph (19) to read  
24 as follows:

25 “(19) provide assurances that—



1           “(A) any assistance provided under this  
2 Act will not cause the displacement (including  
3 a partial displacement, such as a reduction in  
4 the hours of nonovertime work, wages, or em-  
5 ployment benefits) of any currently employed  
6 employee;

7           “(B) activities assisted under this Act will  
8 not impair an existing collective bargaining re-  
9 lationship, contract for services, or collective  
10 bargaining agreement; and

11           “(C) no such activity that would be incon-  
12 sistent with the terms of a collective bargaining  
13 agreement shall be undertaken without the  
14 written concurrence of the labor organization  
15 involved;”

16           (O) by amending paragraph (22) to read  
17 as follows:

18           “(22) provide that the State agency designated  
19 under paragraph (1) will—

20           “(A) to the extent practicable give priority  
21 in funding to programs and activities that are  
22 based on rigorous, systematic, and objective re-  
23 search that is scientifically based;

24           “(B) from time to time, but not less than  
25 annually, review its plan and submit to the Ad-



1            administrator an analysis and evaluation of the ef-  
2            fectiveness of the programs and activities car-  
3            ried out under the plan, and any modifications  
4            in the plan, including the survey of State and  
5            local needs, that it considers necessary; and

6                       “(C) not expend funds to carry out a pro-  
7            gram if the recipient of funds who carried out  
8            such program during the preceding 2-year pe-  
9            riod fails to demonstrate, before the expiration  
10           of such 2-year period, that such program  
11           achieved substantial success in achieving the  
12           goals specified in the application submitted by  
13           such recipient to the State agency;”,

14                      (P) by amending paragraph (23) to read  
15           as follows:

16                      “(23) address juvenile delinquency prevention  
17           efforts and system improvement efforts designed to  
18           reduce, without establishing or requiring numerical  
19           standards or quotas, the disproportionate number of  
20           juvenile members of minority groups, who come into  
21           contact with the juvenile justice system;”,

22                      (Q) by amending paragraph (24) to read  
23           as follows:



1           “(24) provide that if a juvenile is taken into  
2 custody for violating a valid court order issued for  
3 committing a status offense—

4           “(A) an appropriate public agency shall be  
5 promptly notified that such juvenile is held in  
6 custody for violating such order;

7           “(B) not later than 24 hours during which  
8 such juvenile is so held, an authorized rep-  
9 resentative of such agency shall interview, in  
10 person, such juvenile; and

11           “(C) not later than 48 hours during which  
12 such juvenile is so held—

13           “(i) such representative shall submit  
14 an assessment to the court that issued  
15 such order, regarding the immediate needs  
16 of such juvenile; and

17           “(ii) such court shall conduct a hear-  
18 ing to determine—

19           “(I) whether there is reasonable  
20 cause to believe that such juvenile vio-  
21 lated such order; and

22           “(II) the appropriate placement  
23 of such juvenile pending disposition of  
24 the violation alleged;”,

25           (R) in paragraph (25)—



1 (i) by striking “1992” and inserting  
2 “2000”, and

3 (ii) by striking the period at the end  
4 and inserting a semicolon,

5 (S) by redesignating paragraphs (7)  
6 through (25) as paragraphs (6) through (24),  
7 respectively, and

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

9 “(25) specify a percentage (if any), not to ex-  
10 ceed 5 percent, of funds received by the State under  
11 section 222 (other than funds made available to the  
12 State advisory group under section 222(d)) that the  
13 State will reserve for expenditure by the State to  
14 provide incentive grants to units of general local gov-  
15 ernment that reduce the caseload of probation offi-  
16 cers within such units;

17 “(26) provide that the State, to the maximum  
18 extent practicable, will implement a system to ensure  
19 that if a juvenile is before a court in the juvenile jus-  
20 tice system, public child welfare records (including  
21 child protective services records) relating to such ju-  
22 venile that are on file in the geographical area under  
23 the jurisdiction of such court will be made known to  
24 such court;



1           “(27) establish policies and systems to incor-  
2           porate relevant child protective services records into  
3           juvenile justice records for purposes of establishing  
4           treatment plans for juvenile offenders; and

5           “(28) provide assurances that juvenile offenders  
6           whose placement is funded through section 472 of  
7           the Social Security Act (42 U.S.C. 672) receive the  
8           protections specified in section 471 of such Act (42  
9           U.S.C. 671), including a case plan and case plan re-  
10          view as defined in section 475 of such Act (42  
11          U.S.C. 675).” ,

12           (2) by amending subsection (c) to read as fol-  
13          lows:

14          “(c) If a State fails to comply with any of the applica-  
15          ble requirements of paragraphs (11), (12), (13), and (23)  
16          of subsection (a) in any fiscal year beginning after Sep-  
17          tember 30, 2001, then—

18           “(1) subject to paragraph (2), the amount allo-  
19          cated to such State under section 222 for the subse-  
20          quent fiscal year shall be reduced by not less than  
21          12.5 percent for each such paragraph with respect  
22          to which the failure occurs, and

23           “(2) the State shall be ineligible to receive any  
24          allocation under such section for such fiscal year  
25          unless—



1           “(A) the State agrees to expend 50 percent  
2 of the amount allocated to the State for such  
3 fiscal year to achieve compliance with any such  
4 paragraph with respect to which the State is in  
5 noncompliance; or

6           “(B) the Administrator determines that  
7 the State—

8                   “(i) has achieved substantial compli-  
9 ance with such applicable requirements  
10 with respect to which the State was not in  
11 compliance; and

12                   “(ii) has made, through appropriate  
13 executive or legislative action, an unequivocal  
14 commitment to achieving full compli-  
15 ance with such applicable requirements  
16 within a reasonable time.”,

17 (3) in subsection (d)—

18           (A) by striking “allotment” and inserting  
19 “allocation”, and

20           (B) by striking “subsection (a) (12)(A),  
21 (13), (14) and (23)” each place it appears and  
22 inserting “paragraphs (11), (12), (13), and  
23 (23) of subsection (a)”, and

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



1           “(d) Notwithstanding any other provision of law,  
2 the Administrator shall establish appropriate administra-  
3 tive and supervisory board membership requirements for  
4 a State agency designated under subsection (a)(1) and  
5 permit the State advisory group appointed under sub-  
6 section (a)(3) to operate as the supervisory board for  
7 such agency, at the discretion of the chief executive offi-  
8 cer of the State.”.

9   **SEC. 10. JUVENILE DELINQUENCY PREVENTION BLOCK**  
10                           **GRANT PROGRAM.**

11           Title II of the Juvenile Justice and Delinquency Pre-  
12 vention Act of 1974 (42 U.S.C. 5611 et seq.) is  
13 amended—

- 14           (1) by striking parts C, D, E, F, G, and H,
- 15           (2) by striking the 1st part I,
- 16           (3) by redesignating the 2d part I as part F,
- 17           and
- 18           (4) by inserting after part B the following:

19   **“PART C—JUVENILE DELINQUENCY PREVENTION**  
20                           **BLOCK GRANT PROGRAM**

21   **“SEC. 241. AUTHORITY TO MAKE GRANTS.**

22           “(a) GRANTS TO ELIGIBLE STATES.—The Adminis-  
23 trator may make grants to eligible States, from funds allo-  
24 cated under section 242, for the purpose of providing fi-



1 nancial assistance to eligible entities to carry out projects  
2 designed to prevent juvenile delinquency, including—

3           “(1) projects that provide treatment (including  
4           treatment for mental health problems) to juvenile of-  
5           fenders, and juveniles who are at risk of becoming  
6           juvenile offenders, who are victims of child abuse or  
7           neglect or who have experienced violence in their  
8           homes, at school, or in the community, and to their  
9           families, in order to reduce the likelihood that such  
10          juveniles will commit violations of law;

11           “(2) educational projects or supportive services  
12          for delinquent or other juveniles—

13                   “(A) to encourage juveniles to remain in  
14                   elementary and secondary schools or in alter-  
15                   native learning situations in educational set-  
16                   tings;

17                   “(B) to provide services to assist juveniles  
18                   in making the transition to the world of work  
19                   and self-sufficiency;

20                   “(C) to assist in identifying learning dif-  
21                   ficulties (including learning disabilities);

22                   “(D) to prevent unwarranted and arbitrary  
23                   suspensions and expulsions;



1           “(E) to encourage new approaches and  
2 techniques with respect to the prevention of  
3 school violence and vandalism;

4           “(F) which assist law enforcement per-  
5 sonnel and juvenile justice personnel to more ef-  
6 fectively recognize and provide for learning-dis-  
7 abled and other juveniles with disabilities;

8           “(G) which develop locally coordinated  
9 policies and programs among education, juve-  
10 nile justice, and social service agencies; or

11           “(H) to provide services to juveniles with  
12 serious mental and emotional disturbances  
13 (SED) in need of mental health services;

14           “(3) projects which expand the use of probation  
15 officers—

16           “(A) particularly for the purpose of per-  
17 mitting nonviolent juvenile offenders (including  
18 status offenders) to remain at home with their  
19 families as an alternative to incarceration or in-  
20 stitutionalization; and

21           “(B) to ensure that juveniles follow the  
22 terms of their probation;

23           “(4) one-on-one mentoring projects that are de-  
24 signed to link at-risk juveniles and juvenile offenders  
25 who did not commit serious crime, particularly juve-



1 juveniles residing in high-crime areas and juveniles experi-  
2 encing educational failure, with responsible adults  
3 (such as law enforcement officers, adults working  
4 with local businesses, and adults working for com-  
5 munity-based organizations and agencies) who are  
6 properly screened and trained;

7 “(5) community-based projects and services (in-  
8 cluding literacy and social service programs) which  
9 work with juvenile offenders and juveniles who are  
10 at risk of becoming juvenile offenders, including  
11 those from families with limited English-speaking  
12 proficiency, their parents, their siblings, and other  
13 family members during and after incarceration of  
14 the juvenile offenders, in order to strengthen fami-  
15 lies, to allow juvenile offenders to be retained in  
16 their homes, and to prevent the involvement of other  
17 juvenile family members in delinquent activities;

18 “(6) projects designed to provide for the treat-  
19 ment (including mental health services) of juveniles  
20 for dependence on or abuse of alcohol, drugs, or  
21 other harmful substances;

22 “(7) projects which leverage funds to provide  
23 scholarships for postsecondary education and train-  
24 ing for low-income juveniles who reside in neighbor-



1 hoods with high rates of poverty, violence, and drug-  
2 related crimes;

3 “(8) projects which provide for an initial intake  
4 screening of each juvenile taken into custody—

5 “(A) to determine the likelihood that such  
6 juvenile will commit a subsequent offense; and

7 “(B) to provide appropriate interventions  
8 (including mental health services) to prevent  
9 such juvenile from committing subsequent of-  
10 fenses;

11 “(9) projects (including school- or community-  
12 based projects) that are designed to prevent, and re-  
13 duce the rate of, the participation of juveniles in  
14 gangs that commit crimes (particularly violent  
15 crimes), that unlawfully use firearms and other  
16 weapons, or that unlawfully traffic in drugs and that  
17 involve, to the extent practicable, families and other  
18 community members (including law enforcement per-  
19 sonnel and members of the business community) in  
20 the activities conducted under such projects;

21 “(10) comprehensive juvenile justice and delin-  
22 quency prevention projects that meet the needs of  
23 juveniles through the collaboration of the many local  
24 service systems juveniles encounter, including  
25 schools, courts, law enforcement agencies, child pro-



1       tection agencies, mental health agencies, welfare  
2       services, health care agencies (including collabora-  
3       tion on appropriate prenatal care for pregnant juve-  
4       nile offenders), private nonprofit agencies, and pub-  
5       lic recreation agencies offering services to juveniles;

6               “(11) to develop, implement, and support, in  
7       conjunction with public and private agencies, organi-  
8       zations, and businesses, projects for the employment  
9       of juveniles and referral to job training programs  
10      (including referral to Federal job training pro-  
11      grams);

12              “(12) delinquency prevention activities which  
13      involve youth clubs, sports, recreation and parks,  
14      peer counseling and teaching, the arts, leadership  
15      development, community service, volunteer service,  
16      before- and after-school programs, violence preven-  
17      tion activities, mediation skills training, camping,  
18      environmental education, ethnic or cultural enrich-  
19      ment, tutoring, and academic enrichment;

20              “(13) to establish policies and systems to incor-  
21      porate relevant child protective services records into  
22      juvenile justice records for purposes of establishing  
23      treatment plans for juvenile offenders;



1           “(14) programs that encourage social com-  
2           petencies, problem-solving skills, and communication  
3           skills, youth leadership, and civic involvement;

4           “(15) programs that focus on the needs of  
5           young girls at-risk of delinquency or status offenses;

6           “(16) projects which provide for—

7                   “(A) an assessment by a qualified mental  
8                   health professional of incarcerated juveniles  
9                   who are suspected to be in need of mental  
10                  health services;

11                   “(B) the development of an individualized  
12                  treatment plan for those incarcerated juveniles  
13                  determined to be in need of such services;

14                   “(C) the inclusion of a discharge plan for  
15                  incarcerated juveniles receiving mental health  
16                  services that addresses aftercare services; and

17                   “(D) all juveniles receiving psychotropic  
18                  medications to be under the care of a licensed  
19                  mental health professional;

20           “(17) after-school programs that provide at-risk  
21           juveniles and juveniles in the juvenile justice system  
22           with a range of age-appropriate activities, including  
23           tutoring, mentoring, and other educational and en-  
24           richment activities;



1           “(18) programs related to the establishment  
2           and maintenance of a school violence hotline, based  
3           on a public-private partnership, that students and  
4           parents can use to report suspicious, violent, or  
5           threatening behavior to local school and law enforce-  
6           ment authorities;

7           “(19) programs (excluding programs to pur-  
8           chase guns from juveniles) designed to reduce the  
9           unlawful acquisition and illegal use of guns by juve-  
10          niles, including partnerships between law enforce-  
11          ment agencies, health professionals, school officials,  
12          firearms manufacturers, consumer groups, faith-  
13          based groups and community organizations;

14          “(20) programs designed to prevent animal cru-  
15          elty by juveniles and to counsel juveniles who com-  
16          mit animal cruelty offenses, including partnerships  
17          among law enforcement agencies, animal control of-  
18          ficers, social services agencies, and school officials;

19          “(21) programs that provide suicide prevention  
20          services for incarcerated juveniles and for juveniles  
21          leaving the incarceration system;

22          “(22) programs to establish partnerships be-  
23          tween State educational agencies and local edu-  
24          cational agencies for the design and implementation  
25          of character education and training programs that



1 reflect the values of parents, teachers, and local  
2 communities, and incorporate elements of good char-  
3 acter, including honesty, citizenship, courage, jus-  
4 tice, respect, personal responsibility, and trust-  
5 worthiness;

6 “(23) programs that foster strong character de-  
7 velopment in at-risk juveniles and juveniles in the  
8 juvenile justice system; and

9 “(24) other activities that are likely to prevent  
10 juvenile delinquency.

11 “(b) GRANTS TO ELIGIBLE INDIAN TRIBES.—The  
12 Administrator may make grants to eligible Indian tribes  
13 from funds allocated under section 242(b), to carry out  
14 projects of the kinds described in subsection (a).

15 **“SEC. 242. ALLOCATION.**

16 “(a) ALLOCATION AMONG ELIGIBLE STATES.—Sub-  
17 ject to subsection (b), funds appropriated to carry out this  
18 part shall be allocated among eligible States proportion-  
19 ately based on the population that is less than 18 years  
20 of age in the eligible States.

21 “(b) ALLOCATION AMONG INDIAN TRIBES COLLEC-  
22 TIVELY.—Before allocating funds under subsection (a)  
23 among eligible States, the Administrator shall allocate  
24 among eligible Indian tribes as determined under section  
25 246(a), an aggregate amount equal to the amount such



1 tribes would be allocated under subsection (a), and with-  
2 out regard to this subsection, if such tribes were treated  
3 collectively as an eligible State.

4 **“SEC. 243. ELIGIBILITY OF STATES.**

5 “(a) APPLICATION.—To be eligible to receive a grant  
6 under section 241, a State shall submit to the Adminis-  
7 trator an application that contains the following:

8 “(1) An assurance that the State will use—

9 “(A) not more than 5 percent of such  
10 grant, in the aggregate, for—

11 “(i) the costs incurred by the State to  
12 carry out this part; and

13 “(ii) to evaluate, and provide technical  
14 assistance relating to, projects and activi-  
15 ties carried out with funds provided under  
16 this part; and

17 “(B) the remainder of such grant to make  
18 grants under section 244.

19 “(2) An assurance that, and a detailed descrip-  
20 tion of how, such grant will supplement, and not  
21 supplant State and local efforts to prevent juvenile  
22 delinquency.

23 “(3) An assurance that such application was  
24 prepared after consultation with and participation by  
25 the State advisory group, community-based organi-



1 zations, and organizations in the local juvenile jus-  
2 tice system, that carry out programs, projects, or ac-  
3 tivities to prevent juvenile delinquency.

4 “(4) An assurance that the State advisory  
5 group will be afforded the opportunity to review and  
6 comment on all grant applications submitted to the  
7 State agency.

8 “(5) An assurance that each eligible entity de-  
9 scribed in section 244 that receives an initial grant  
10 under section 244 to carry out a project or activity  
11 shall also receive an assurance from the State that  
12 such entity will receive from the State, for the subse-  
13 quent fiscal year to carry out such project or activ-  
14 ity, a grant under such section in an amount that  
15 is proportional, based on such initial grant and on  
16 the amount of the grant received under section 241  
17 by the State for such subsequent fiscal year, but  
18 that does not exceed the amount specified for such  
19 subsequent fiscal year in such application as ap-  
20 proved by the State.

21 “(6) Such other information and assurances as  
22 the Administrator may reasonably require by rule.

23 “(b) APPROVAL OF APPLICATIONS.—

24 “(1) APPROVAL REQUIRED.—Subject to para-  
25 graph (2), the Administrator shall approve an appli-



1 cation, and amendments to such application sub-  
2 mitted in subsequent fiscal years, that satisfy the re-  
3 quirements of subsection (a).

4 “(2) LIMITATION.—The Administrator may not  
5 approve such application (including amendments to  
6 such application) for a fiscal year unless—

7 “(A)(i) the State submitted a plan under  
8 section 223 for such fiscal year; and

9 “(ii) such plan is approved by the Adminis-  
10 trator for such fiscal year; or

11 “(B) the Administrator waives the applica-  
12 tion of subparagraph (A) to such State for such  
13 fiscal year, after finding good cause for such a  
14 waiver.

15 **“SEC. 244. GRANTS FOR LOCAL PROJECTS.**

16 “(a) GRANTS BY STATES.—Using a grant received  
17 under section 241, a State may make grants to eligible  
18 entities whose applications are received by the State, and  
19 reviewed by the State advisory group, to carry out projects  
20 and activities described in section 241.

21 “(b) SPECIAL CONSIDERATION.—For purposes of  
22 making grants under subsection (a), the State shall give  
23 special consideration to eligible entities that—

24 “(1) propose to carry out such projects in geo-  
25 graphical areas in which there is—



1           “(A) a disproportionately high level of seri-  
2           ous crime committed by juveniles; or

3           “(B) a recent rapid increase in the number  
4           of nonstatus offenses committed by juveniles;

5           “(2)(A) agreed to carry out such projects or ac-  
6           tivities that are multidisciplinary and involve more  
7           than 2 private nonprofit agencies, organizations, and  
8           institutions that have experience dealing with juve-  
9           niles; or

10          “(B) represent communities that have a com-  
11          prehensive plan designed to identify at-risk juveniles  
12          and to prevent or reduce the rate of juvenile delin-  
13          quency, and that involve other entities operated by  
14          individuals who have a demonstrated history of in-  
15          volvement in activities designed to prevent juvenile  
16          delinquency; and

17          “(3) the amount of resources (in cash or in  
18          kind) such entities will provide to carry out such  
19          projects and activities.

20       **“SEC. 245. ELIGIBILITY OF ENTITIES.**

21          “(a) ELIGIBILITY.—Except as provided in subsection  
22          (b), to be eligible to receive a grant under section 244,  
23          a unit of general purpose local government, acting jointly  
24          with not fewer than 2 private nonprofit agencies, organiza-  
25          tions, and institutions that have experience dealing with



1 juveniles, shall submit to the State an application that  
2 contains the following:

3           “(1) An assurance that such applicant will use  
4           such grant, and each such grant received for the  
5           subsequent fiscal year, to carry out throughout a 2-  
6           year period a project or activity described in reason-  
7           able detail, and of a kind described in one or more  
8           of paragraphs (1) through (24) of section 241(a) as  
9           specified in, such application.

10           “(2) A statement of the particular goals such  
11           project or activity is designed to achieve, and the  
12           methods such entity will use to achieve, and assess  
13           the achievement of, each of such goals.

14           “(3) A statement identifying the research (if  
15           any) such entity relied on in preparing such applica-  
16           tion.

17           “(b) LIMITATION.—If an eligible entity that receives  
18           a grant under section 244 to carry out a project or activity  
19           for a 2-year period, and receives technical assistance from  
20           the State or the Administrator after requesting such tech-  
21           nical assistance (if any), fails to demonstrate, before the  
22           expiration of such 2-year period, that such project or such  
23           activity has achieved substantial success in achieving the  
24           goals specified in the application submitted by such entity  
25           to receive such grants, then such entity shall not be eligi-



1 ble to receive any subsequent grant under such section to  
2 continue to carry out such project or activity.

3 **“SEC. 246. GRANTS TO INDIAN TRIBES.**

4 “(a) ELIGIBILITY.—

5 “(1) APPLICATION.—To be eligible to receive a  
6 grant under section 241(b), an Indian tribe shall  
7 submit to the Administrator an application in ac-  
8 cordance with this section, in such form and con-  
9 taining such information as the Administrator may  
10 require by rule.

11 “(2) PLANS.—Such application shall include a  
12 plan for conducting programs, projects, and activi-  
13 ties described in section 241(a), which plan shall—

14 “(A) provide evidence that the applicant  
15 Indian tribe performs law enforcement func-  
16 tions (as determined by the Secretary of the In-  
17 terior);

18 “(B) identify the juvenile justice and delin-  
19 quency problems and juvenile delinquency pre-  
20 vention needs to be addressed by activities con-  
21 ducted with funds provided by the grant for  
22 which such application is submitted, by the In-  
23 dian tribe in the geographical area under the  
24 jurisdiction of the Indian tribe;



1                   “(C) provide for fiscal control and account-  
2                   ing procedures that—

3                   “(i) are necessary to ensure the pru-  
4                   dent use, proper disbursement, and ac-  
5                   counting of grants received by applicants  
6                   under this section; and

7                   “(ii) are consistent with the require-  
8                   ment specified in subparagraph (B); and

9                   “(D) comply with the requirements speci-  
10                  fied in section 223(a) (excluding any require-  
11                  ment relating to consultation with a State advi-  
12                  sory group) and with the requirements specified  
13                  in section 222(c); and

14                  “(E) contain such other information, and  
15                  be subject to such additional requirements, as  
16                  the Administrator may reasonably require by  
17                  rule to ensure the effectiveness of the projects  
18                  for which grants are made under section  
19                  241(b).

20                  “(b) FACTORS FOR CONSIDERATION.—For the pur-  
21                  pose of selecting eligible applicants to receive grants under  
22                  section 241(b), the Administrator shall consider—

23                  “(1) the resources that are available to each ap-  
24                  plicant Indian tribe that will assist, and be coordi-



1 nated with, the overall juvenile justice system of the  
2 Indian tribe; and

3 “(2) with respect to each such applicant—

4 “(A) the juvenile population; and

5 “(B) the population and the entities that  
6 will be served by projects proposed to be carried  
7 out with the grant for which the application is  
8 submitted.

9 “(c) GRANT PROCESS.—

10 “(1) SELECTION OF GRANT RECIPIENTS.—

11 “(A) SELECTION REQUIREMENTS.—Except  
12 as provided in paragraph (2), the Administrator  
13 shall—

14 “(i) make grants under this section on  
15 a competitive basis; and

16 “(ii) specify in writing to each appli-  
17 cant selected to receive a grant under this  
18 section, the terms and conditions on which  
19 such grant is made to such applicant.

20 “(B) PERIOD OF GRANT.—A grant made  
21 under this section shall be available for expendi-  
22 ture during a 2-year period.

23 “(2) EXCEPTION.—If—

24 “(A) in the 2-year period for which a grant  
25 made under this section shall be expended, the

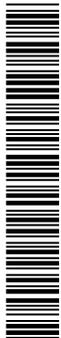


1 recipient of such grant applies to receive a sub-  
2 sequent grant under this section; and

3 “(B) the Administrator determines that  
4 such recipient performed during the year pre-  
5 ceding the 2-year period for which such recipi-  
6 ent applies to receive such subsequent grant  
7 satisfactorily and in accordance with the terms  
8 and conditions applicable to the grant received;  
9 then the Administrator may waive the application of  
10 the competition-based requirement specified in para-  
11 graph (1)(A)(i) and may allow the applicant to in-  
12 corporate by reference in the current application the  
13 text of the plan contained in the recipient’s most re-  
14 cent application previously approved under this sec-  
15 tion.

16 “(3) AUTHORITY TO MODIFY APPLICATION  
17 PROCESS FOR SUBSEQUENT GRANTS.—The Adminis-  
18 trator may modify by rule the operation of sub-  
19 section (a) with respect to the submission and con-  
20 tents of applications for subsequent grants described  
21 in paragraph (2).

22 “(d) REPORTING REQUIREMENT.—Each Indian tribe  
23 that receives a grant under this section shall be subject  
24 to the fiscal accountability provisions of section 5(f)(1) of  
25 the Indian Self-Determination and Education Assistance



1 Act (25 U.S.C. 450c(f)(1)), relating to the submission of  
2 a single-agency audit report required by chapter 75 of title  
3 31, United States Code.

4 “(e) MATCHING REQUIREMENT.—(1) Funds appro-  
5 priated for the activities of any agency of an Indian tribal  
6 government or the Bureau of Indian Affairs performing  
7 law enforcement functions on any Indian lands may be  
8 used to provide the non-Federal share of any program or  
9 project with a matching requirement funded under this  
10 section.

11 “(2) Paragraph (1) shall not apply with respect to  
12 funds appropriated before the date of the enactment of  
13 the Juvenile Justice and Delinquency Prevention Act of  
14 2001.

15 “(3) If the Administrator determines that an Indian  
16 tribe does not have sufficient funds available to meet the  
17 non-Federal share of the cost of any program or activity  
18 to be funded under the grant, the Administrator may in-  
19 crease the Federal share of the cost thereof to the extent  
20 the Administrator deems necessary.”.

21 **SEC. 11. RESEARCH; EVALUATION; TECHNICAL ASSIST-**  
22 **ANCE; TRAINING.**

23 Title II of the Juvenile Justice and Delinquency Pre-  
24 vention Act of 1974 (42 U.S.C. 5611 et seq.) is amended



1 by inserting after part C, as added by section 10, the fol-  
2 lowing:

3 **“PART D—RESEARCH; EVALUATION; TECHNICAL**  
4 **ASSISTANCE; TRAINING**

5 **“SEC. 251. RESEARCH AND EVALUATION; STATISTICAL**  
6 **ANALYSES; INFORMATION DISSEMINATION**

7 “(a) RESEARCH AND EVALUATION.—(1) The Admin-  
8 istrator may—

9 “(A) plan and identify the purposes and goals  
10 of all agreements carried out with funds provided  
11 under this subsection; and

12 “(B) conduct research or evaluation in juvenile  
13 justice matters, for the purpose of providing re-  
14 search and evaluation relating to—

15 “(i) the prevention, reduction, and control  
16 of juvenile delinquency and serious crime com-  
17 mitted by juveniles;

18 “(ii) the link between juvenile delinquency  
19 and the incarceration of members of the fami-  
20 lies of juveniles;

21 “(iii) successful efforts to prevent first-  
22 time minor offenders from committing subse-  
23 quent involvement in serious crime;

24 “(iv) successful efforts to prevent recidi-  
25 vism;



1                   “(v) the juvenile justice system;

2                   “(vi) juvenile violence;

3                   “(vii) appropriate mental health services  
4 for juveniles and youth at risk of participating  
5 in delinquent activities;

6                   “(viii) reducing the proportion of juveniles  
7 detained or confined in secure detention facili-  
8 ties, secure correctional facilities, jails, and  
9 lockups who are members of minority groups;

10                  “(ix) evaluating services, treatment, and  
11 aftercare placement of juveniles who were under  
12 the care of the State child protection system be-  
13 fore their placement in the juvenile justice sys-  
14 tem;

15                  “(x) determining—

16                   “(I) the frequency, seriousness, and  
17 incidence of drug use by youth in schools  
18 and communities in the States using, if ap-  
19 propriate, data submitted by the States  
20 pursuant to this subparagraph and sub-  
21 section (b); and

22                   “(II) the frequency, degree of harm,  
23 and morbidity of violent incidents, particu-  
24 larly firearm-related injuries and fatalities,  
25 by youth in schools and communities in the



1 States, including information with respect  
2 to—

3 “(aa) the relationship between  
4 victims and perpetrators;

5 “(bb) demographic characteristics  
6 of victims and perpetrators; and

7 “(cc) the type of weapons used in  
8 incidents, as classified in the Uniform  
9 Crime Reports of the Federal Bureau  
10 of Investigation; and

11 “(xi) other purposes consistent with the  
12 purposes of this title and title I.

13 “(2) The Administrator shall ensure that an equi-  
14 table amount of funds available to carry out paragraph  
15 (1)(B) is used for research and evaluation relating to the  
16 prevention of juvenile delinquency.

17 “(3) Nothing in this subsection shall be construed to  
18 permit the development of a national database of person-  
19 ally identifiable information on individuals involved in  
20 studies, or in data-collection efforts, carried out under  
21 paragraph (1)(B)(x).

22 “(4) Not later than 1 year after the date of en-  
23 actment of this paragraph, the Administrator shall  
24 conduct a study with respect to juveniles who, prior  
25 to placement in the juvenile justice system, were



1 under the care or custody of the State child welfare  
2 system, and to juveniles who are unable to return to  
3 their family after completing their disposition in the  
4 juvenile justice system and who remain wards of the  
5 State. Such study shall include—

6 “(A) the number of juveniles in each cat-  
7 egory;

8 “(B) the extent to which State juvenile  
9 justice systems and child welfare systems are  
10 coordinating services and treatment for such ju-  
11 veniles;

12 “(C) the Federal and local sources of  
13 funds used for placements and post-placement  
14 services;

15 “(D) barriers faced by State in providing  
16 services to these juveniles;

17 “(E) the types of post-placement services  
18 used;

19 “(F) the frequency of case plans and case  
20 plan reviews; and

21 “(G) the extent to which case plans iden-  
22 tify and address permanency and placement  
23 barriers and treatment plans.

24 “(b) STATISTICAL ANALYSES.—The Administrator  
25 may—



1           “(1) plan and identify the purposes and goals  
2 of all agreements carried out with funds provided  
3 under this subsection; and

4           “(2) undertake statistical work in juvenile jus-  
5 tice matters, for the purpose of providing for the col-  
6 lection, analysis, and dissemination of statistical  
7 data and information relating to juvenile delinquency  
8 and serious crimes committed by juveniles, to the ju-  
9 venile justice system, to juvenile violence, and to  
10 other purposes consistent with the purposes of this  
11 title and title I.

12       “(c) COMPETITIVE SELECTION PROCESS.—The Ad-  
13 ministrator shall use a competitive process, established by  
14 rule by the Administrator, to carry out subsections (a) and  
15 (b).

16       “(d) IMPLEMENTATION OF AGREEMENTS.—A Fed-  
17 eral agency that makes an agreement under subsections  
18 (a)(1)(B) and (b)(2) with the Administrator may carry out  
19 such agreement directly or by making grants to or con-  
20 tracts with public and private agencies, institutions, and  
21 organizations.

22       “(e) INFORMATION DISSEMINATION.—The Adminis-  
23 trator may—

24           “(1) review reports and data relating to the ju-  
25 venile justice system in the United States and in for-



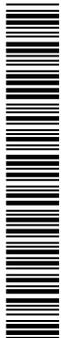
1       eign nations (as appropriate), collect data and infor-  
2       mation from studies and research into all aspects of  
3       juvenile delinquency (including the causes, preven-  
4       tion, and treatment of juvenile delinquency) and se-  
5       rious crimes committed by juveniles;

6               “(2) establish and operate, directly or by con-  
7       tract, a clearinghouse and information center for the  
8       preparation, publication, and dissemination of infor-  
9       mation relating to juvenile delinquency, including  
10      State and local prevention and treatment programs,  
11      plans, resources, and training and technical assist-  
12      ance programs; and

13              “(3) make grants and contracts with public and  
14      private agencies, institutions, and organizations, for  
15      the purpose of disseminating information to rep-  
16      resentatives and personnel of public and private  
17      agencies, including practitioners in juvenile justice,  
18      law enforcement, the courts, corrections, schools,  
19      and related services, in the establishment, implemen-  
20      tation, and operation of projects and activities for  
21      which financial assistance is provided under this  
22      title.

23      **“SEC. 252. TRAINING AND TECHNICAL ASSISTANCE.**

24              “(a) TRAINING.—The Administrator may—



1           “(1) develop and carry out projects for the pur-  
2           pose of training representatives and personnel of  
3           public and private agencies, including practitioners  
4           in juvenile justice, law enforcement, courts (includ-  
5           ing model juvenile and family courts), corrections,  
6           schools, and related services, to carry out the pur-  
7           poses specified in section 102; and

8           “(2) make grants to and contracts with public  
9           and private agencies, institutions, and organizations  
10          for the purpose of training representatives and per-  
11          sonnel of public and private agencies, including prac-  
12          titioners in juvenile justice, law enforcement, courts  
13          (including model juvenile and family courts), correc-  
14          tions, schools, and related services, to carry out the  
15          purposes specified in section 102.

16          “(b) TECHNICAL ASSISTANCE.—The Administrator  
17          may—

18               “(1) develop and implement projects for the  
19               purpose of providing technical assistance to rep-  
20               resentatives and personnel of public and private  
21               agencies and organizations, including practitioners  
22               in juvenile justice, law enforcement, courts (includ-  
23               ing model juvenile and family courts), corrections,  
24               schools, and related services, in the establishment,  
25               implementation, and operation of programs, projects,



1 and activities for which financial assistance is pro-  
2 vided under this title; and

3 “(2) make grants to and contracts with public  
4 and private agencies, institutions, and organizations,  
5 for the purpose of providing technical assistance to  
6 representatives and personnel of public and private  
7 agencies, including practitioners in juvenile justice,  
8 law enforcement, courts (including model juvenile  
9 and family courts), corrections, schools, and related  
10 services, in the establishment, implementation, and  
11 operation of programs, projects, and activities for  
12 which financial assistance is provided under this  
13 title.

14 “(c) TRAINING AND TECHNICAL ASSISTANCE TO  
15 MENTAL HEALTH PROFESSIONALS AND LAW ENFORCE-  
16 MENT PERSONNEL.—The Administrator shall provide  
17 training and technical assistance to mental health profes-  
18 sionals and law enforcement personnel (including public  
19 defenders, police officers, probation officers, judges, parole  
20 officials, and correctional officers) to address or to pro-  
21 mote the development, testing, or demonstration of prom-  
22 ising or innovative models (including model juvenile and  
23 family courts), programs, or delivery systems that address  
24 the needs of juveniles who are alleged or adjudicated delin-  
25 quent and who, as a result of such status, are placed in



1 secure detention or confinement or in nonsecure residen-  
2 tial placements.”.

3 **SEC. 12. DEMONSTRATION PROJECTS.**

4 Title II of the Juvenile Justice and Delinquency Pre-  
5 vention Act of 1974 (42 U.S.C. 5611 et seq.) is amended  
6 by inserting after part D, as added by section 11, the fol-  
7 lowing:

8 **“PART E—DEVELOPING, TESTING, AND DEM-**  
9 **ONSTRATING PROMISING NEW INITIATIVES**  
10 **AND PROGRAMS**

11 **“SEC. 261. GRANTS AND PROJECTS.**

12 “(a) **AUTHORITY TO MAKE GRANTS.**—The Adminis-  
13 trator may make grants to and contracts with States,  
14 units of general local government, Indian tribal govern-  
15 ments, public and private agencies, organizations, and in-  
16 dividuals, or combinations thereof, to carry out projects  
17 for the development, testing, and demonstration of prom-  
18 ising initiatives and programs for the prevention, control,  
19 or reduction of juvenile delinquency. The Administrator  
20 shall ensure that, to the extent reasonable and practicable,  
21 such grants are made to achieve an equitable geographical  
22 distribution of such projects throughout the United  
23 States.



1           “(b) USE OF GRANTS.—A grant made under sub-  
2 section (a) may be used to pay all or part of the cost of  
3 the project for which such grant is made.

4           **“SEC. 262. GRANTS FOR TECHNICAL ASSISTANCE.**

5           “The Administrator may make grants to and con-  
6 tracts with public and private agencies, organizations, and  
7 individuals to provide technical assistance to States, units  
8 of general local government, Indian tribal governments,  
9 local private entities or agencies, or any combination  
10 thereof, to carry out the projects for which grants are  
11 made under section 261.

12           **“SEC. 263. ELIGIBILITY.**

13           “To be eligible to receive a grant made under this  
14 part, a public or private agency, Indian tribal government,  
15 organization, institution, individual, or combination there-  
16 of shall submit an application to the Administrator at such  
17 time, in such form, and containing such information as  
18 the Administrator may reasonably require by rule.

19           **“SEC. 264. REPORTS.**

20           “Recipients of grants made under this part shall sub-  
21 mit to the Administrator such reports as may be reason-  
22 ably requested by the Administrator to describe progress  
23 achieved in carrying out the projects for which such grants  
24 are made.”.



1 **SEC. 13. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 299 of the Juvenile Justice and Delinquency  
3 Prevention Act of 1974 (42 U.S.C. 5671) is amended—

4 (1) by striking subsection (e), and

5 (2) by striking subsections (a), (b), and (c), and

6 inserting the following:

7 “(a) AUTHORIZATION OF APPROPRIATIONS FOR  
8 TITLE II (EXCLUDING PARTS C AND E).—(1) There are  
9 authorized to be appropriated to carry out this title such  
10 sums as may be appropriate for fiscal years 2002, 2003,  
11 2004, 2005, and 2006.

12 “(2) Of such sums as are appropriated for a fiscal  
13 year to carry out this title (other than parts C and E)—

14 “(A) not more than 5 percent shall be available  
15 to carry out part A;

16 “(B) not less than 80 percent shall be available  
17 to carry out part B; and

18 “(C) not more than 15 percent shall be avail-  
19 able to carry out part D.

20 “(b) AUTHORIZATION OF APPROPRIATIONS FOR  
21 PART C.—There are authorized to be appropriated to  
22 carry out part C such sums as may be necessary for fiscal  
23 years 2002, 2003, 2004, 2005, and 2006.

24 “(c) AUTHORIZATION OF APPROPRIATIONS FOR PART  
25 E.—There are authorized to be appropriated to carry out  
26 part E, and authorized to remain available until expended,



1 such sums as may be necessary for fiscal years 2002,  
2 2003, 2004, 2005, and 2006.”.

3 **SEC. 14. ADMINISTRATIVE AUTHORITY.**

4 Section 299A of the Juvenile Justice and Delin-  
5 quency Prevention Act of 1974 (42 U.S.C. 5672) is  
6 amended—

7 (1) in subsection (b)(2)(i) by striking “Gov-  
8 ernor” and inserting “chief executive officer of the  
9 State”,

10 (2) in subsection (d) by striking “as are con-  
11 sistent with the purpose of this Act” and inserting  
12 “only to the extent necessary to ensure that there is  
13 compliance with the specific requirements of this  
14 title or to respond to requests for clarification and  
15 guidance relating to such compliance”, and

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

17 “(e) If a State requires by law compliance with the  
18 requirements described in paragraphs (11), (12), and (13)  
19 of section 223(a), then for the period such law is in effect  
20 in such State such State shall be rebuttably presumed to  
21 satisfy such requirements.”.

22 **SEC. 15. USE OF FUNDS.**

23 Section 299C(c) of the Juvenile Justice and Delin-  
24 quency Prevention Act of 1974 (42 U.S.C. 5674(c)) is  
25 amended to read as follows:



1       “(c) No funds may be paid under this title for resi-  
2       dential placement or for residential care (excluding place-  
3       ment or care in a private residence) unless—

4               “(1) there is in effect in the State in which  
5       such placement or care is provided, a requirement  
6       that the provider of such placement or such care  
7       may be licensed only after satisfying, at a minimum,  
8       explicit standards of discipline that prohibit neglect,  
9       physical and mental abuse, as defined by State law;

10              “(2) such provider is licensed as described in  
11       paragraph (1) by the State in which such placement  
12       or care is provided; and

13              “(3) such provider satisfies the licensing stand-  
14       ards of each other State from which such provider  
15       receives a juvenile for such placement or such care,  
16       in accordance with the Interstate Compact on Child  
17       Placement as entered into by such other State.”.

18       **SEC. 16. LIMITATIONS ON USE OF FUNDS.**

19       Part F of title II of the Juvenile Justice and Delin-  
20       quency Prevention Act of 1974 (42 U.S.C. 5671 et seq.),  
21       as so redesignated by section 11, is amended adding at  
22       the end the following:

23       **“SEC. 299F. LIMITATIONS ON USE OF FUNDS.**

24              “None of the funds made available to carry out this  
25       title may be used to advocate for, or support, the unse-



1 cured release of juveniles who are charged with a violent  
2 crime.”.

3 **SEC. 17. RULES OF CONSTRUCTION.**

4 Part F of title II of the Juvenile Justice and Delin-  
5 quency Prevention Act of 1974 (42 U.S.C. 5671 et seq.),  
6 as so redesignated by section 11 and amended by section  
7 16, is amended adding at the end the following:

8 **“SEC. 299G. RULES OF CONSTRUCTION.**

9 “Nothing in this title or title I shall be construed—

10 “(1) to prevent financial assistance from being  
11 awarded through grants under this title to any oth-  
12 erwise eligible organization; or

13 “(2) to modify or affect any Federal or State  
14 law relating to collective bargaining rights of em-  
15 ployees.”.

16 **SEC. 18. LEASING SURPLUS FEDERAL PROPERTY.**

17 Part F of title II of the Juvenile Justice and Delin-  
18 quency Prevention Act of 1974 (42 U.S.C. 5671 et seq.),  
19 as so redesignated by section 11 and amended by sections  
20 16 and 17, is amended adding at the end the following:

21 **“SEC. 299H. LEASING SURPLUS FEDERAL PROPERTY.**

22 “The Administrator may receive surplus Federal  
23 property (including facilities) and may lease such property  
24 to States and units of general local government for use  
25 in or as facilities for juvenile offenders, or for use in or



1 as facilities for delinquency prevention and treatment ac-  
2 tivities.”.

3 **SEC. 19. ISSUANCE OF RULES.**

4 Part F of title II or the Juvenile Justice and Delin-  
5 quency Prevention Act of 1974 (42 U.S.C. 5671 et seq.),  
6 as so redesignated by section 11 and amended by sections  
7 16, 17, and 18, is amended adding at the end the fol-  
8 lowing:

9 **“SEC. 299I. ISSUANCE OF RULES.**

10 “The Administrator shall issue rules to carry out this  
11 title, including rules that establish procedures and meth-  
12 ods for making grants and contracts, and distributing  
13 funds available, to carry out this title.”.

14 **SEC. 20. CONTENT OF MATERIALS.**

15 Part F of title II of the Juvenile Justice and Delin-  
16 quency Prevention Act of 1974 (42 U.S.C. 5671 et seq.),  
17 as so redesignated by section 11 and amended by sections  
18 16, 17, 18, and 19, is amended by adding at the end the  
19 following:

20 **“SEC. 299J. CONTENT OF MATERIALS.**

21 “Materials produced, procured, or distributed both  
22 using funds appropriated to carry out this Act and for  
23 the purpose of preventing hate crimes that result in acts  
24 of physical violence, shall not recommend or require any  
25 action that abridges or infringes upon the constitutionally



1 protected rights of free speech, religion, or equal protec-  
2 tion of juveniles or of their parents or legal guardians.”.

3 **SEC. 21. TECHNICAL AND CONFORMING AMENDMENTS.**

4 (a) TECHNICAL AMENDMENTS.—The Juvenile Jus-  
5 tice and Delinquency Prevention Act of 1974 (42 U.S.C.  
6 5601 et seq.) is amended—

7 (1) in section 202(b) by striking “prescribed for  
8 GS–18 of the General Schedule by section 5332”  
9 and inserting “payable under section 5376”,

10 (2) in section 221(b)(2) by striking the last  
11 sentence,

12 (3) in section 299D by striking subsection (d),  
13 and

14 (4) by striking titles IV and V, as originally en-  
15 acted by Public Law 93–415 (88 Stat. 1132–1143).

16 (b) CONFORMING AMENDMENTS.—(1) The Victims  
17 of Child Abuse Act of 1990 (42 U.S.C. 13001 et seq.)  
18 is amended—

19 (A) in section 214(b)(1) by striking “262, 293,  
20 and 296 of subpart II of title II” and inserting  
21 “299B and 299E”,

22 (B) in section 214A(c)(1) by striking “262,  
23 293, and 296 of subpart II of title II” and inserting  
24 “299B and 299E”,



1 (C) in section 217(c)(1) by striking “sections  
2 262, 293, and 296 of subpart II of title II” and in-  
3 serting “sections 299B and 299E”, and

4 (D) in section 223(c) by striking “section 262,  
5 293, and 296” and inserting “sections 262, 299B,  
6 and 299E”.

7 (2) The Missing Children’s Assistance Act (42 U.S.C.  
8 5771 et seq.) is amended in subsections (a)(5)(E) and  
9 (b)(1)(B) of section 404 by striking “section 313” and  
10 inserting “section 331”.

11 **SEC. 22. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

12 (a) EFFECTIVE DATE.—Except as provided in sub-  
13 section (b), this Act and the amendments made by this  
14 Act shall take effect on the date of the enactment of this  
15 Act.

16 (b) APPLICATION OF AMENDMENTS.—The amend-  
17 ments made by this Act shall apply only with respect to  
18 fiscal years beginning after September 30, 2001.

