

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 68
OFFERED BY MS. JACKSON LEE OF TEXAS**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Juvenile Accountability
3 Block Grant Program Reauthorization Act of 2016”.

4 SEC. 2. REAUTHORIZATION OF JUVENILE ACCOUNTABILITY

5 BLOCK GRANT PROGRAM.

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

9 (1) in section 1801(b)—

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

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

1 (C) by striking paragraphs (4) and (7),
2 and redesignating paragraphs (5) through (17)
3 accordingly; and

4 (D) in paragraph (11), as so redesignated,
5 by striking “research-based bullying,
6 cyberbullying, and gang prevention programs”
7 and inserting “interventions such as researched-
8 based anti-bullying, anti-cyberbullying, and
9 gang prevention programs, as well as mental
10 health services and trauma-informed practices”;
11 (2) in section 1802—

12 (A) in subsection (d)(3), by inserting after
13 “individualized sanctions” the following: “, in-
14 centives,”;

15 (B) in subsection (e)(1)(B), by striking
16 “graduated sanctions” and inserting “grad-
17 uated sanctions and incentives”; and

18 (C) in subsection (f)—

19 (i) in paragraph (2)—

20 (I) by inserting after “A sanction
21 may include” the following: “a range
22 of court-approved interventions, such
23 as”; and

1 (II) by inserting after “a fine,”
2 the following: “a restorative justice
3 program,”; and

4 (ii) by inserting after paragraph (2)
5 the following:

6 “(3) INCENTIVES.—The term ‘incentives’
7 means individualized, goal-oriented, and graduated
8 responses to a juvenile offender’s compliance with
9 court orders and case disposition terms designed to
10 reinforce or modify the skills and behaviors of the
11 juvenile offender. An incentive may include a certifi-
12 cate of achievement, a letter of recommendation, a
13 family or program activity, a meeting or special out-
14 ing with a community leader, a reduction in commu-
15 nity service hours, a reduced curfew or home-restric-
16 tion, a decrease in required court appearances, or a
17 decrease in the term of court-ordered supervision.”;

18 (3) in section 1810(a), by striking
19 “\$350,000,000 for each of fiscal years 2006 through
20 2009” and inserting “\$25,000,000 for each of fiscal
21 years 2017 through 2021”; and

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

23 **“SEC. 1811. GRANT ACCOUNTABILITY.**

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

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

3 “(2) the Committee on the Judiciary of the
4 House of Representatives.

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

8 “(1) AUDIT REQUIREMENT.—

9 “(A) DEFINITION.—In this paragraph, the
10 term ‘unresolved audit finding’ means a finding
11 in the final audit report of the Inspector Gen-
12 eral of the Department of Justice that the au-
13 dited grantee has utilized grant funds for an
14 unauthorized expenditure or otherwise unallow-
15 able cost that is not closed or resolved within
16 12 months after the date on which the final
17 audit report is issued.

18 “(B) AUDIT.—Beginning in the first fiscal
19 year beginning after the date of enactment of
20 this section, and in each fiscal year thereafter,
21 the Inspector General of the Department of
22 Justice shall conduct audits of recipients of
23 grants awarded by the Attorney General under
24 this part to prevent waste, fraud, and abuse of
25 funds by grantees. The Inspector General shall

1 determine the appropriate number of grantees
2 to be audited each year.

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

10 “(D) PRIORITY.—In awarding grants
11 under this part, the Attorney General shall give
12 priority to eligible applicants that did not have
13 an unresolved audit finding during the 3 fiscal
14 years before submitting an application for a
15 grant under this part.

16 “(E) REIMBURSEMENT.—If an entity is
17 awarded grant funds under this part during the
18 2-fiscal-year period during which the entity is
19 barred from receiving grants under subpara-
20 graph (C), the Attorney General shall—

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

1 “(ii) seek to recoup the costs of the
2 repayment to the fund from the grant re-
3 cipient that was erroneously awarded grant
4 funds.

5 “(2) ANNUAL CERTIFICATION.—Beginning in
6 the first fiscal year beginning after the date of en-
7 actment of this section, the Attorney General shall
8 submit to the applicable committees an annual cer-
9 tification—

10 “(A) indicating whether—

11 “(i) all audits issued by the Inspector
12 General of the Department of Justice
13 under paragraph (1) have been completed
14 and reviewed by the appropriate Assistant
15 Attorney General or Director;

16 “(ii) all mandatory exclusions required
17 under paragraph (1)(C) have been issued;
18 and

19 “(iii) all reimbursements required
20 under paragraph (1)(E) have been made;
21 and

22 “(B) that includes a list of any grant re-
23 cipients excluded under paragraph (1) from the
24 previous year.

25 “(c) PREVENTING DUPLICATIVE GRANTS.—

1 “(1) IN GENERAL.—Before the Attorney Gen-
2 eral awards a grant to an applicant under this part,
3 the Attorney General shall compare potential grant
4 awards with other grants awarded under this part
5 by the Attorney General to determine if duplicate
6 grant awards are awarded for the same purpose.

7 “(2) REPORT.—If the Attorney General awards
8 duplicate grants under this part to the same appli-
9 cant for the same purpose, the Attorney General
10 shall submit to the applicable committees a report
11 that includes—

12 “(A) a list of all duplicate grants awarded
13 under this part, including the total dollar
14 amount of any duplicate grants awarded; and

15 “(B) the reason the Attorney General
16 awarded the duplicate grants.”.

17 **SEC. 3. SENSE OF CONGRESS.**

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

 Amend the long title to read as follows: “To amend
 the Omnibus Crime Control and Safe Streets Act of 1968

to reauthorize the Juvenile Accountability Block Grant program, and for other purposes.”

