

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 83
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 “Bullying Prevention
3 and Intervention Act of 2011”.

**4 SEC. 2. BULLYING PREVENTION AND INTERVENTION PRO-
5 GRAMS; REAUTHORIZATION OF JUVENILE AC-
6 COUNTABILITY BLOCK GRANTS.**

7 (a) ALLOWING JUVENILE ACCOUNTABILITY BLOCK
8 GRANTS TO BE USED FOR BULLYING PREVENTION AND
9 INTERVENTION PROGRAMS.—Section 1801 of the Omni-
10 bus Crime Control and Safe Streets Act of 1968 is amend-
11 ed—

12 (1) in subsection (b), in the matter preceding
13 paragraph (1), by inserting “(and for the purpose
14 described in subsection (d)(1))” after “juvenile jus-
15 tice system”; and

16 (2) by adding at the end the following new sub-
17 section:

1 “(d) BULLYING PREVENTION AND INTERVENTION
2 PROGRAMS.—

3 “(1) IN GENERAL.—Amounts paid to a State or
4 a unit of local government under this part may be
5 used by the State or unit of local government for
6 bullying prevention and intervention programs de-
7 scribed in paragraph (2).

8 “(2) BULLYING PREVENTION AND INTERVEN-
9 TION PROGRAM DESCRIBED.—A bullying prevention
10 and intervention program described in this para-
11 graph is a program that, at a minimum—

12 “(A) identifies ways for relevant entities to
13 identify occurrences of bullying;

14 “(B) identifies ways to provide for the par-
15 ticipation in such program of juveniles who are
16 involved in such occurrences of bullying;

17 “(C) provides services to juveniles, includ-
18 ing—

19 “(i) educational services that focus on
20 the accountability of such juveniles for
21 their actions, with respect to occurrences
22 of bullying, including when the outcome of
23 such actions is not intended by such juve-
24 niles; and

1 “(ii) counseling services for both juve-
2 niles who commit acts of bullying and juve-
3 niles who are victims of such bullying;

4 “(D) includes notification and involvement
5 of parents and guardians of juveniles who are
6 participating in such programs;

7 “(E) addresses behavior and behavior
8 modification of juveniles described in subpara-
9 graph (C)(ii); and

10 “(F) educates students, adult personnel
11 (including school administration and staff and
12 child care providers), and law enforcement offi-
13 cers about how to identify occurrences of bul-
14 lying and how to address such occurrences.

15 “(3) VARIATION PERMITTED.—A State or unit
16 of local government may modify the guidelines estab-
17 lished under paragraph (2) for use by such State or
18 unit, respectively (or entities within such State or
19 unit, respectively) in order to meet the specific needs
20 or circumstances of relevant populations.

21 “(4) BULLYING DEFINED.—For purposes of
22 this subsection, the term ‘bullying’ includes the fol-
23 lowing behavior by juvenile against another juvenile
24 (or group of juveniles):

1 “(A) Verbal acts, name-calling, and graph-
2 ic and written statements that may be threat-
3 ening, harmful, or humiliating and which may
4 include use of cell phones, the Internet, and
5 other forms of electronic communication.

6 “(B) Conduct that may be physically
7 threatening, harmful, or humiliating.

8 “(C) Conduct that creates a hostile envi-
9 ronment when the conduct is sufficiently severe,
10 pervasive, or persistent so as to interfere with
11 or limit the ability of such other juvenile to par-
12 ticipate in or benefit from the services, activi-
13 ties, or opportunities offered by a school.

14 “(D) Harassment based on race, color, na-
15 tional origin, disability, sex, sexual orientation,
16 or gender identity.

17 “(E) Statements or other conduct that are
18 based on real or perceived imbalance of power,
19 repeated over time, and result in humiliation of
20 the other juvenile.

21 Behavior described in the previous sentence does not
22 have to include the intent to harm or be directed at
23 a specific juvenile to be considered bullying.”.

24 (b) REAUTHORIZATION OF JUVENILE ACCOUNT-
25 ABILITY BLOCK GRANTS.—Section 1810(a) of such Act

1 is amended by inserting before the period at the end the
2 following: “and \$45,559,000 for each of fiscal years 2012
3 through 2016”.

