

**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. 3796cc 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;

4 (D) in paragraph (11), as so redesign-
5 nated—

6 (i) by inserting after “which programs
7 may include” the following: interventions
8 such as; and

9 (ii) by inserting before the semicolon
10 at the end the following: “, as well as men-
11 tal health services and trauma-informed
12 practices”; and

13 (2) in section 1802—

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

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

20 (C) in subsection (f)—

21 (i) in paragraph (2)—

22 (I) by inserting after “offense”
23 the following: “or violation of a court
24 order”;

1 (II) by inserting after “A sanc-
2 tion may include” the following: “a
3 range of court-approved interventions,
4 such as”; and

5 (III) by inserting after “a fine,”
6 the following: “a restorative justice
7 program,”; and

8 (ii) by inserting after paragraph (2)
9 the following:

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

22 (3) in section 1810(a), by striking
23 “\$350,000,000 for each of fiscal years 2006 through
24 2009” and inserting “\$25,000,000 for each of fiscal
25 years 2017 through 2021”; and

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

2 **“SEC. 1811. GRANT ACCOUNTABILITY.**

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

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

7 “(2) the Committee on the Judiciary of the
8 House of Representatives.

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

12 “(1) AUDIT REQUIREMENT.—

13 “(A) DEFINITION.—In this paragraph, the
14 term ‘unresolved audit finding’ means a finding
15 in the final audit report of the Inspector Gen-
16 eral of the Department of Justice that the au-
17 dited grantee has utilized grant funds for an
18 unauthorized expenditure or otherwise unallow-
19 able cost that is not closed or resolved within
20 12 months after the date on which the final
21 audit report is issued.

22 “(B) AUDIT.—Beginning in the first fiscal
23 year beginning after the date of enactment of
24 this section, and in each fiscal year thereafter,
25 the Inspector General of the Department of

1 Justice shall conduct audits of recipients of
2 grants awarded by the Attorney General under
3 this part to prevent waste, fraud, and abuse of
4 funds by grantees. The Inspector General shall
5 determine the appropriate number of grantees
6 to be audited each year.

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

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

20 “(E) REIMBURSEMENT.—If an entity is
21 awarded grant funds under this part during the
22 2-fiscal-year period during which the entity is
23 barred from receiving grants under subpara-
24 graph (C), the Attorney General shall—

1 “(i) deposit an amount equal to the
2 amount of the grant funds that were im-
3 properly awarded to the grantee into the
4 General Fund of the Treasury; and

5 “(ii) seek to recoup the costs of the
6 repayment to the fund from the grant re-
7 cipient that was erroneously awarded grant
8 funds.

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

14 “(A) indicating whether—

15 “(i) all audits issued by the Inspector
16 General of the Department of Justice
17 under paragraph (1) have been completed
18 and reviewed by the appropriate Assistant
19 Attorney General or Director;

20 “(ii) all mandatory exclusions required
21 under paragraph (1)(C) have been issued;
22 and

23 “(iii) all reimbursements required
24 under paragraph (1)(E) have been made;
25 and

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

4 “(c) PREVENTING DUPLICATIVE GRANTS.—

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

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

16 “(A) a list of all duplicate grants awarded
17 under this part, including the total dollar
18 amount of any duplicate grants awarded; and

19 “(B) the reason the Attorney General
20 awarded the duplicate grants.”.

21 **SEC. 3.** [REDACTED]
22 [REDACTED]
23 [REDACTED]
24 [REDACTED]
25 [REDACTED]

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."

