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1 the community, as is appropriate, in the administra-
2 tion and operation of the gang prevention program:

3 (3) utilize community resources and related
4 support services as needed in the operation of the
5 program;

6 (4) accept referrals from public institutions, as
7 is appropriate, such as law enforcement, mental
8 health, local school systems, and other entities of
9 local government; and

10 (5) utilize volunteer staff, including participants
11 in programs funded under the National and Commu-
12 nity Service Program, Public Law 103-62, to the
13 maximum extent practicable in the operation of the
14 program.

15 **SEC. 1099J. ELIGIBLE PROVIDERS.**

16 Community-based service providers, as defined in the
17 Juvenile Justice and Delinquency Prevention Act of 1974,
18 that have a proven track record of providing services to
19 children ages 5 to 18 shall be eligible to apply for funds
20 under this subtitle. A priority shall be given to service pro-
21 viders that have a history of providing services uniquely
22 designed to meet the needs of young children such as the
23 Boys and Girls Clubs of America or service providers that
24 display the potential for providing such targeted services.

1 **SEC. 1099K. ELIGIBLE PARTICIPANTS.**

2 Children that have the potential, because of commu-
3 nity composition and other factors, to come into contact
4 with gangs, or who have a family member that has come
5 into contact with a gang, and are not more than 18 years
6 old at the time of entry into the program, shall be eligible
7 to receive services provided by programs receiving assist-
8 ance under this subtitle.

9 **SEC. 1099L. APPLICATIONS PROCESS.**

10 Eligible service providers may submit to the Attorney
11 General, for approval, an application in such form at such
12 time as the Attorney General deems appropriate.

13 **SEC. 1099M. EVALUATION.**

14 The Attorney General shall conduct an evaluation of
15 the effectiveness of the program model grants authorized
16 under this subtitle, and the extent to which it can be rep-
17 licated by other local communities. The Attorney General
18 shall report to the Congress no later than January 1,
19 1999, on the details of such evaluations.

20 **SEC. 1099N. AUTHORIZATION OF APPROPRIATIONS.**

21 There are authorized to be appropriated \$_____
22 for fiscal year 1995, 1996, 1997, and 1998 to carry out
23 this subtitle.

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**Subtitle ~~X~~—Olympic Youth
Development Centers**

SEC. 5143. OLYMPIC YOUTH DEVELOPMENT CENTERS.

(a) DEFINITIONS.—In this section:

“child” means an individual who is not younger than 8 and not older than 18.

“Committee” means the United States Olympic Committee.

“Council” means the Ounce of Prevention Council.

(b) GRANT.—The Council may make a grant to United States Olympic Committee for the purpose of establishing Olympic Youth Development Centers and carrying out programs through such centers.

(c) PROGRAM REQUIREMENTS.—

(1) LOCATION.—The Committee, on receiving a grant under this section to establish such a center shall ensure that the center is established in an appropriate facility in a State, such as a college or university, a local or State park or recreation center, church, or military base, that is—

(A) in a location that is easily accessible to children in the community; and

(B) in compliance with all applicable local ordinances.

(2) CENTERS.—The Committee shall, subject to the availability of appropriations, not later than 1 year after the date of enactment of this Act, establish not fewer than 6 such centers, and shall, subject to the availability of appropriations, to the extent possible, establish not less than 1 such center in each State by fiscal year 1997. In selecting locations for such centers, the Committee shall consider the need to maintain geographic diversity, and to maintain a balance of urban and rural locations for such centers.

12 (3) USE OF FUNDS.—The Committee—

13 (A) may use funds made available through
14 the grant to provide supervised sports and
15 recreation programs that are offered—

16 (i) after school and on weekends and
17 holidays, during the school year; and

(ii) as daily (or weeklong) full-day programs (to the extent available resources permit) or as part-day programs, during the summer months;

22 (B) may use—

(i) such funds for the minor renovation of facilities that are in existence prior to the operation of the program and nec-

1 essary for the operation of the program for
2 which the Committee receives the grant,
3 purchase of sporting and recreational
4 equipment and supplies, reasonable cost
5 for transportation of participants in the
6 program, hiring of staff, provision of meals
7 for such participants, provision of health
8 services consisting of an initial basic phys-
9 ical examination, and provision of first aid
10 and nutrition guidance; and

11 (ii) not more than 5 percent of such
12 funds to pay for the administrative costs of
13 the program; and

14 (C) may not use such funds to provide sec-
15 tarian worship or sectarian instruction.

16 (4) EXECUTIVE DIRECTOR.—The Committee
17 shall appoint an Executive Director to coordinate
18 the centers and programs described in subsection
19 (b), and shall appoint a Director for each such cen-
20 ter to carry out such programs at the center.

21 (d) APPLICATION.—

22 (1) IN GENERAL.—To be eligible to receive a
23 grant under this section, the Committee shall submit
24 an application to the Council at such time, in such
25 manner, and accompanied by such information, as

1 the Council may reasonably require, and obtain ap-
2 proval of such application.

3 (2) CONTENTS OF APPLICATION.—The applica-
4 tion submitted pursuant to paragraph (1) shall—

5 (A) contain an assurance that the program
6 to be carried out through the center for which
7 the grant is sought will maintain an average at-
8 tendance rate of not less than 75 percent of the
9 participants enrolled in the program, or will en-
10 roll additional participants in the program;

11 (B) contain an assurance that the Commit-
12 tee will comply with any evaluation under sub-
13 section (i), any research effort authorized under
14 Federal law, and any investigation by the Ad-
15 ministrator;

16 (C) contain an assurance that the Commit-
17 tee shall prepare and submit to the Adminis-
18 trator an annual report regarding any program
19 conducted under this section;

20 (D) contain an assurance that the program
21 for which the grant is sought will, to the maxi-
22 mum extent possible, incorporate services that
23 are provided solely through non-Federal private
24 or nonprofit sources;

1 (E) contain an assurance that the Commit-
2 tee will maintain separate accounting records
3 for the program; and

4 (F) contain an assurance that the program
5 will include outreach efforts in order to encour-
6 age participation in the program.

7 (e) ELIGIBILITY OF PARTICIPANTS.—

8 (1) IN GENERAL.—The Committee shall select
9 children to participate in programs that receive as-
10 sistance under this section without regard to the
11 athletic ability of the children. In selecting children
12 to participate in programs that receive assistance
13 under this section, the Committee shall give priority
14 to children from low-income communities and high-
15 crime areas with demonstrated gang activity as de-
16 termined by the Council.

17 (2) PARENTAL APPROVAL.—To be eligible to
18 participate in a program that receives assistance
19 under this section, a child shall provide the express
20 written approval of a parent or guardian, and shall
21 submit an official application and agree to the terms
22 and conditions of participation in the program.

23 (3) NONDISCRIMINATION.—In selecting children
24 to participate in a program that receives assistance
25 under this section, the Committee shall not discrimi-

1 nate on the basis of race, color, religion, sex, na-
2 tional origin, or disability.

3 (4) BEHAVIOR PROBLEMS.—The Committee
4 may find a child ineligible to participate in such a
5 program if the Committee determines that the child
6 has behavior problems that pose an unacceptable
7 risk of injury or illness to other participants or has
8 a physical or mental disability so serious that the
9 child would be unable to participate in the program
10 with reasonable accommodation.

11 (f) INVESTIGATIONS AND INSPECTIONS.—The Coun-
12 cil may conduct such investigations and inspections as
13 may be necessary to ensure compliance with the provisions
14 of this section.

15 (g) FEDERAL SHARE.—

16 (1) PAYMENTS; FEDERAL SHARE; NON-FED-
17 ERAL SHARE.—

18 (A) PAYMENTS.—On approval of an appli-
19 cation under subsection (d), the Council shall,
20 subject to the availability of appropriations pay
21 to the Committee the Federal share of the costs
22 of establishing the centers and carrying out the
23 programs described in subsection (b).

24 (B) FEDERAL SHARE.—The Federal share
25 of such costs shall be not more than—

- 1 (i) 75 percent for fiscal years 1995
2 and 1996;
3 (ii) 70 percent for fiscal year 1997;
4 and
5 (iii) 60 percent for fiscal year 1998.

6 (2) NON-FEDERAL SHARE.—

7 (A) IN GENERAL.—The non-Federal share
8 of such costs may be in cash or in kind, fairly
9 evaluated, including plant, equipment, and serv-
10 ices (including the services described in sub-
11 section (d)(2)(D)).

12 (B) SPECIAL RULE.—The Committee may
13 not charge fees for the participation of children
14 in programs carried out under this section.

15 (h) REPORTS.—At the end of each fiscal year, the
16 Council shall submit to Congress a report on the activities
17 conducted under this section, including a summary of the
18 information in the report submitted under subsection
19 (d)(2)(C).

20 (i) EVALUATION.—The Council shall conduct a thor-
21 ough evaluation of the programs assisted under this sec-
22 tion, which shall include an assessment of—

- 23 (1) the number of children participating in each
24 program assisted under this section;
25 (2) the academic achievement of such children;

1 (3) school attendance and graduation rates of
2 such children; and

3 (4) the number of such children being processed
4 by the juvenile justice system.

5 (j) AUTHORIZATION OF APPROPRIATIONS.—

6 (1) IN GENERAL.—There are authorized to be
7 appropriated to carry out this section, \$_____
8 for fiscal year 1995 and \$_____ for each of fis-
9 cal years 1996, 1997, and 1998.

10 (2) AVAILABILITY.—Amounts appropriated to
11 carry out this section shall remain available until ex-
12 pended.

13 **Subtitle M—Anticrime Youth** 14 **Councils**

15 **SEC. 10990. PURPOSE.**

16 The purpose of this subtitle is to provide for the es-
17 tablishment of youth anticrime councils to give intermedi-
18 ate and secondary school students a structured forum
19 through which to work with community organizations, law
20 enforcement officials, government and media representa-
21 tives, and school administrators and faculty to address is-
22 sues regarding youth and violence. The purpose of such
23 councils is to empower local youth and ensure that their
24 recommendations for preventing youth involvement in

1 crime and violence will be heard and possibly incorporated
2 into community anticrime strategies.

3 **SEC. 1099P. AUTHORITY TO MAKE GRANTS.**

4 (a) IN GENERAL.—The Attorney General may make
5 grants to public and nonprofit community-based organiza-
6 tions to establish regional anticrime youth councils each
7 of which is composed of intermediate and secondary school
8 students who represent all the schools in a separate con-
9 gressional district.

10 (b) CONSULTATION.—The Attorney General may
11 consult with the Ounce of Prevention Council in making
12 grants under subsection (a).

13 **SEC. 1099Q. APPLICATIONS FOR GRANTS.**

14 To request a grant under section 1099P, a public and
15 nonprofit community-based organization shall submit to
16 the Attorney General an application in such form and con-
17 taining such information as the Attorney General may re-
18 quire by rule, including assurances that—

19 (1) the anticrime youth council with respect to
20 which such grant is requested will be—

21 (A) selected by a teacher or administrator
22 of an intermediate or secondary school in the
23 congressional district involved, in consultation
24 with teachers and administrators of other inter-
25 mediate and secondary schools in such district,

1 (B) composed of not more than 5 students
2 from each of the intermediate and secondary
3 schools in such district, selected as described in
4 subparagraph (A) from among individuals who
5 have first-hand knowledge of issues and prob-
6 lems relating to students who attend schools in
7 such district,

8 (C) supervised by an individual who—

9 (i) is familiar with issues regarding
10 youth violence,

11 (ii) has strong ties to the communities
12 in such district and to the organizations
13 with which such council will interact, and

14 (iii) will be responsible for coordinat-
15 ing the dissemination of information to
16 such council, supervising council meetings,
17 and acting as a liaison between such coun-
18 cil and communities in such district, and

19 (D) meet not less frequently than
20 monthly—

21 (i) to discuss issues of concern, in-
22 cluding youth crime, school violence, job
23 creation, and recreation, and

24 (ii) to develop creative solutions for
25 assisting community organizations, law en-

1 enforcement officials, school officials, govern-
2 ment officials, and others to address such
3 issues, and

4 (2) the applicant will submit to the Attorney
5 General a report, not later than 180 days after the
6 first year for which such applicant receives a grant
7 under section 1099P, that—

8 (A) specifies the number of students and
9 schools involved and represented on such coun-
10 cil,

11 (B) specifies the number of organizations
12 and individuals that council and its subcommit-
13 tees met with,

14 (C) specifies the number of grants, poli-
15 cies, and programs submitted to the youth
16 council for review and recommendation,

17 (D) contains evidence that—

18 (i) the community has consulted such
19 council and adopted its recommendations,
20 and

21 (ii) a grant review process has been
22 established within a school system or police
23 department that includes an evaluation by
24 the youth council,

1 (E) describes the effect that participation
2 on such council has had on the student rep-
3 resentatives, (such as improved school attend-
4 ance and academic performance, and decreased
5 criminal involvement),

6 (F) describes the effect that participation
7 on such council has had on the participating
8 schools (such as decrease in incidence of school
9 violence),

10 (G) describes the extent to which other
11 students attended council and subcommittee
12 meetings, and participated as members of the
13 audience in such council's activities,

14 (H) describes the extent to which family
15 service, youth service, and the education, police,
16 health, and judicial departments within such
17 district coordinate anticrime efforts as a result
18 of the recommendations and programs of such
19 council, and

20 (I) describes the extent to which such
21 council raises public awareness and knowledge,
22 via the media, about youth violence and such
23 council's efforts to help prevent it.

1 **SEC. 1099R. SELECTION OF GRANT RECIPIENTS.**

2 For the purpose of selecting eligible applicants to re-
3 ceive grants under section 1099P, the Attorney General
4 shall take into consideration—

5 (1) the extent to which all schools in a congres-
6 sional district are represented on the proposed youth
7 anticrime council,

8 (2) the extent to which youth crime and vio-
9 lence are an issue of concern in such district,

10 (3) the extent to which the community is com-
11 mitted to coordinating and meeting with the youth
12 councils, and

13 (4) the extent to which the students selected to
14 serve on such council are representative of the geo-
15 graphical area and knowledgeable about the issues
16 that such council will consider.

17 **SEC. 1099S. AUTHORIZATION OF APPROPRIATIONS.**

18 There are authorized to be appropriated \$_____

19 for fiscal year 1995, and such sums as may be necessary

20 for fiscal years 1996, 1997, and 1998, to carry out this

21 subtitle.

16 **Subtitle ^N—Boys and Girls Clubs**
17 **Public Housing**

18 **SEC. 1099AA. ESTABLISHMENT.**

19 (a) IN GENERAL.—The Secretary of Housing and
20 Urban Development, in consultation with the Attorney
21 General, shall enter into contracts with the Boys and Girls
22 Clubs of America, a national nonprofit youth organization
23 to establish Boys and Girls Clubs in public housing.

1 (b) CONSULTATION.—The Secretary of Housing and
2 Urban Development may consult with the Ounce of Pre-
3 vention Council in making grants under subsection (a).

4 **SEC. 1099BB. REPORT.**

5 By May 1 of each fiscal year for which funds for this
6 section are provided, the Secretary of Housing and Urban
7 Development shall submit a report to the Committee on
8 Banking, Housing, and Urban Affairs of the Senate and
9 the Committee on Banking, Finance and Urban Affairs
10 of the House of Representatives that details the progress
11 of establishing boys and girls clubs in public housing and
12 the effectiveness of the programs in reducing drug abuse
13 and gang violence.

14 **SEC. 1099CC. AUTHORIZATION OF APPROPRIATIONS.**

15 There are authorized to be appropriated the following
16 sums to carry out this subtitle—

17 (1) \$_____ for fiscal year 1995;

18 (2) \$_____ for fiscal year 1996; and

19 (3) \$_____ for fiscal year 1997,

20 **Subtitle B—Community-Based Jus-**
21 **tice Grants for Local Prosecu-**
22 **tors**

23 **SEC. 1099DD. GRANT AUTHORIZATION.**

24 (a) IN GENERAL.—The Attorney General may make
25 grants to local prosecutors for the purpose of supporting

1 the creation or expansion of community-based justice pro-
2 grams.

3 (b) CONSULTATION.—The Attorney General may
4 consult with the Ounce of Prevention Council in making
5 grants under subsection (a).

6 **SEC. 1099EE. USE OF FUNDS.**

7 Grants made by the Attorney General under this sec-
8 tion shall be used—

9 (1) to fund programs that require the coopera-
10 tion and coordination of prosecutors, school officials,
11 police, probation officers, youth and social service
12 professionals, and community members in the effort
13 to reduce the incidence of, and increase the success-
14 ful identification and speed of prosecution of, young
15 violent offenders;

16 (2) to fund programs in which prosecutors
17 focus on the offender, not simply the specific of-
18 fense, and impose individualized sanctions, designed
19 to deter that offender from further antisocial con-
20 duct, and impose increasingly serious sanctions on a
21 young offender who continues to commit offenses;
22 and

23 (3) to fund programs that coordinate criminal
24 justice resources with educational, social service, and
25 community resources to develop and deliver violence

1 prevention programs, including mediation and other
2 conflict resolution methods, treatment, counselling,
3 educational, and recreational programs that create
4 alternatives to criminal activity.

5 **SEC. 1099FF. APPLICATIONS.**

6 (a) **ELIGIBILITY.**—In order to be eligible to receive
7 a grant under this part for any fiscal year, a local prosecu-
8 tor, in conjunction with the mayor from the jurisdiction
9 in which the program will be placed, shall submit an appli-
10 cation to the Attorney General in such form and contain-
11 ing such information as the Attorney General may reason-
12 ably require.

13 (b) **REQUIREMENTS.**—Each applicant shall include—

14 (1) a request for funds for the purposes de-
15 scribed in section 1099EE;

16 (2) a description of the communities to be
17 served by the grant, including the nature of the
18 youth crime and violence problems within such com-
19 munities;

20 (3) assurances that Federal funds received
21 under this part shall be used to supplement, not
22 supplant, non-Federal funds that would otherwise be
23 available for activities funded under this section; and

1 (4) statistical information in such form and
2 containing such information that the Attorney Gen-
3 eral may require.

4 (c) COMPREHENSIVE PLAN.—Each applicant shall
5 include a comprehensive plan that shall contain—

6 (1) a description of the youth violent crime
7 problem;

8 (2) an action plan outlining how the applicant
9 will achieve the purposes as described in section
10 1099EE;

11 (3) a description of the resources available in
12 the community to implement the plan together with
13 a description of the gaps in the plan that cannot be
14 filled with existing resources; and

15 (4) a description of how the requested grant
16 will be used to fill gaps.

17 **SEC. 1099GG. ALLOCATION OF FUNDS; LIMITATIONS ON**
18 **GRANTS.**

19 (a) ADMINISTRATIVE COST LIMITATION.—The Attor-
20 ney General shall use not more than 5 percent of the funds
21 available under this program for the purposes of adminis-
22 tration and technical assistance.

23 (b) RENEWAL OF GRANTS.—A grant under this part
24 may be renewed for up to 2 additional years after the first
25 fiscal year during which the recipient receives its initial

1 grant under this part, subject to the availability of funds,
2 if—

3 (1) the Attorney General determines that the
4 funds made available to the recipient during the pre-
5 vious years were used in a manner required under
6 the approved application; and

7 (2) the Attorney General determines that an
8 additional grant is necessary to implement the com-
9 munity prosecution program described in the com-
10 prehensive plan required by section 1099FF.

11 **SEC. 1099HH. AWARD OF GRANTS.**

12 The Attorney General shall consider the following
13 facts in awarding grants:

14 (1) Demonstrated need and evidence of the abil-
15 ity to provide the services described in the plan re-
16 quired under section 1099FF.

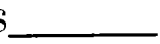
17 (2) The Attorney General shall attempt, to the
18 extent practicable, to achieve an equitable geo-
19 graphic distribution of grant awards.

20 **SEC. 1099II. REPORTS.**

21 (a) **REPORT TO ATTORNEY GENERAL.**—Local pros-
22 ecutors that receive funds under this subtitle shall submit
23 to the Attorney General a report not later than March
24 1 of each year that describes progress achieved in carrying
25 out the plan described under section 2(c).

1 (b) REPORT TO CONGRESS.—The Attorney General
2 shall submit to the Congress a report by October 1 of each
3 year in which grants are made available under this subtitle
4 which shall contain a detailed statement regarding grant
5 awards, activities of grant recipients, a compilation of sta-
6 tistical information submitted by applicants, and an eval-
7 uation of programs established under this subtitle.

8 **SEC. 1099JJ. AUTHORIZATION OF APPROPRIATIONS.**

9 There are authorized to be appropriated \$_____ 
10 for each of fiscal years 1995, 1996, 1997, 1998, and 1999
11 to carry out this subtitle.

12 **SEC. 1099KK. DEFINITIONS.**

13 The term “young violent offender” means individuals,
14 ages 7–22, who have committed crimes of violence, weap-
15 ons offenses, drug distribution, hate crimes and civil rights
16 violations, and offenses against personal property of an-
17 other.

18 **Subtitle —Child Safety**

19 **SEC. 4001. SHORT TITLE.**

20 This subtitle may be cited as the “Child Safety Act”.

21 **SEC. 4002. PURPOSE.**

22 The purpose of this subtitle is to authorize funding
23 to enable supervised visitation centers to provide the fol-
24 lowing:

1 (1) Supervised visitation in cases where there is
2 documented sexual, physical or emotional abuse as
3 determined by the appropriate court.

4 (2) Supervised visitation in cases where there is
5 suspected or elevated risk of sexual, physical or emo-
6 tional abuse, or where there have been threats of pa-
7 rental abduction of the child.

8 (3) Supervised visitation for children who have
9 been placed in foster homes as a result of abuse.

10 (4) An evaluation of visitation between parents
11 and children for child protection social services to
12 assist such service providers in making determina-
13 tions of whether the children should be returned to
14 a previously abusive home.

15 (5) A safe location for custodial parents to tem-
16 porarily transfer custody of their children to non-
17 custodial parents, or to provide a protected visitation
18 environment, where there has been a history of do-
19 mestic violence or an order for protection is involved.

20 (6) An additional safeguard against the child
21 witnessing abuse or a safeguard against the injury
22 or death of a child or parent.

23 (7) An environment for families to have healthy
24 interaction activities, quality time, non-violent mem-

1 ory building experiences during visitation to help
2 build the parent/child relationship.

3 (8) Parent and child education and support
4 groups to help parents heal and learn new skills, and
5 to help children heal from past abuse.

6 **SEC. 4003. DEMONSTRATION GRANTS FOR SUPERVISED VIS-**
7 **ITATION CENTERS.**

8 (a) IN GENERAL.—The Secretary of Health and
9 Human Services (hereafter referred to in this subtitle as
10 the “Secretary”) is authorized to award grants to and
11 enter into contracts and cooperative agreements with pub-
12 lic or nonprofit private entities to assist such entities in
13 the establishment and operation of supervised visitation
14 centers.

15 (b) CONSIDERATIONS.—In awarding grants, con-
16 tracts and agreements under subsection (a), the Secretary
17 shall take into account—

18 (1) the number of families to be served by the
19 proposed visitation center to be established under
20 the grant, contract or agreement;

21 (2) the extent to which supervised visitation
22 centers are needed locally;

23 (3) the relative need of the applicant; and

1 (2) the number of families served per year cat-
2 egorized by—

3 (A) families who require that supervised
4 visitation because of child abuse only;

5 (B) families who require supervised visita-
6 tion because of a combination of child abuse
7 and domestic violence; and

8 (C) families who require supervised visita-
9 tion because of domestic violence only;

10 (3) the number of visits per family in the report
11 year categorized by—

12 (A) supervised visitation required by the
13 courts;

14 (B) supervised visitation based on sus-
15 pected or elevated risk of sexual, physical, or
16 emotional abuse, or threats of parental abduc-
17 tion of the child that is not court mandated;

18 (C) supervised visitation that is part of a
19 foster care arrangement; and

20 (D) supervised visitation because of an
21 order of protection;

22 (4) the number of supervised visitation arrange-
23 ments terminated because of violations of visitation
24 terms, including violence;

1 (5) the number of protective temporary trans-
2 fers of custody during the report year;

3 (6) the number of parental abduction cases in
4 a judicial district using supervised visitation services,
5 both as identified in criminal prosecution and cus-
6 tody violations;

7 (7) the number of safety and security problems
8 that occur during the report year;

9 (8) the number of families who are turned away
10 because the center cannot accommodate the demand
11 for services;

12 (9) the process by which children or abused
13 partners will be protected during visitations, tem-
14 porary custody transfers and other activities for
15 which the supervised visitation centers are created;
16 and

17 (10) any other information determined appro-
18 priate in regulations promulgated by the Secretary.

19 (b) EVALUATION.—In addition to submitting the re-
20 ports required under subsection (a), an entity receiving a
21 grant, contract or cooperative agreement under this Act
22 shall have a collateral agreement with the court, the child
23 protection social services division of the State, and local
24 domestic violence agencies or State and local domestic vio-
25 lence coalitions to evaluate the supervised visitation center

1 operated under the grant, contract or agreement. The en-
2 tities conducting such evaluations shall submit a narrative
3 evaluation of the center to both the center and the
4 grantee.

5 (c) DEMONSTRATION OF NEED.—The recipient of a
6 grant, contract or cooperative agreement under this Act
7 shall demonstrate, during the first 3 years of the project
8 operated under the grant, contract or agreement, the need
9 for continued funding.

10 **SEC. 4006. SPECIAL GRANTS TO STUDY THE EFFECT OF SU-**
11 **PERVISED VISITATION ON SEXUALLY ABUSED**
12 **OR SEVERELY PHYSICALLY ABUSED CHIL-**
13 **DREN.**

14 (a) AUTHORIZATION.—The Secretary may award spe-
15 cial grants to public or nonprofit private entities to assist
16 such entities in collecting clinical data for supervised visi-
17 tation centers established under this Act to determine—

18 (1) the extent to which supervised visitation
19 should be allowed between children who are sexually
20 abused or severely physically abused by a parent,
21 where the visitation is not predicated on the abusive
22 parent having successively completed a specialized
23 course of therapy for such abusers;

24 (2) the effect of supervised visitation on child
25 victims of sexual abuse or severe physical abuse

1 when the abusive parent exercising visitation has not
2 completed specialized therapy and does not use the
3 visitation to alleviate the child victim's guilt, fear, or
4 confusion;

5 (3) the relationship between the type of abuse
6 or neglect experienced by the child and the use of
7 supervised visitation centers by the maltreating par-
8 ent; and

9 (4) in cases of spouse or partner abuse only,
10 the extent to which supervised visitation should be
11 predicated on participation by the abusive spouse in
12 a specialized treatment program.

13 (b) APPLICATION.—To be eligible to receive a grant
14 under this section an entity shall prepare and submit to
15 the Secretary an application at such time, in such manner
16 and containing such information as the Secretary may re-
17 quire, including documentary evidence to demonstrate that
18 the entity possesses a high level of clinical expertise and
19 experience in child abuse treatment and prevention as they
20 relate to visitation. The level of clinical expertise and expe-
21 rience required will be determined by the Secretary.

22 (c) REPORT.—Not later than 1 year after the date
23 on which a grant is received under this section, and each
24 year thereafter for the duration of the grant, the grantee

1 shall prepare and submit to the Secretary a report con-
2 taining the clinical data collected under such grant.

3 **SEC. 4007. REPORTING.**

4 Not later than 18 months after the date of enactment
5 of this Act, and annually thereafter, the Secretary shall
6 prepare and submit to the appropriate committees of Con-
7 gress a report containing the information collected under
8 the reports received under sections 4005 and 4006, includ-
9 ing recommendations made by the Secretary concerning
10 whether or not the supervised visitation center demonstra-
11 tion and clinical data programs should be reauthorized.

12 **SEC. 4008. AUTHORIZATION OF APPROPRIATIONS.**

13 (a) IN GENERAL.—For the purpose of awarding
14 grants, contracts and cooperative agreements under this
15 Act, there are authorized to be appropriated \$_____
16 for fiscal year 1995, \$_____ for fiscal year 1996, and
17 \$_____ for fiscal year 1997.

18 (b) DISTRIBUTION.—Of the amounts appropriated
19 under subsection (a) for each fiscal year—

20 (1) not less than 80 percent shall be used to
21 award grants, contracts, or cooperative agreements
22 under section 4004; and

23 (2) not more than 20 percent shall be used to
24 award grants under section 4006.

1 (c) DISBURSEMENT.—Amounts appropriated under
2 this section shall be disbursed as categorical grants
3 through the 10 regional offices of the Department of
4 Health and Human Services.

5 **Subtitle ~~B~~—Family Unity**
6 **Demonstration Project**

7 **SEC. 4101. SHORT TITLE.**

8 This subtitle may be cited as the “Family Unity
9 Demonstration Project Act”.

10 **SEC. 4102. PURPOSE.**

11 The purpose of this subtitle is to evaluate the effec-
12 tiveness of certain demonstration projects in helping to—

13 (1) alleviate the harm to children and primary
14 caretaker parents caused by separation due to the
15 incarceration of the parents;

16 (2) reduce recidivism rates of prisoners by en-
17 couraging strong and supportive family relation-
18 ships; and

19 (3) explore the cost effectiveness of community
20 correctional facilities.

21 **SEC. 4103. DEFINITIONS.**

22 In this subtitle—

23 “child” means a person who is less than 7 years
24 of age.

1 “community correctional facility” means a resi-
2 dential facility that—

3 (A) is used only for eligible offenders and
4 their children under 7 years of age;

5 (B) is not within the confines of a jail or
6 prison;

7 (C) has a maximum capacity of 50 pris-
8 oners in addition to their children; and

9 (D) provides to inmates and their
10 children—

11 (i) a safe, stable, environment for chil-
12 dren;

13 (ii) pediatric and adult medical care
14 consistent with medical standards for cor-
15 rectional facilities;

16 (iii) programs to improve the stability
17 of the parent-child relationship, including
18 educating parents regarding—

19 (I) child development; and

20 (II) household management;

21 (iv) alcoholism and drug addiction
22 treatment for prisoners; and

23 (v) programs and support services to
24 help inmates—

1 (I) to improve and maintain men-
2 tal and physical health, including ac-
3 cess to counseling;

4 (II) to obtain adequate housing
5 upon release from State incarceration;

6 (III) to obtain suitable education,
7 employment, or training for employ-
8 ment; and

9 (IV) to obtain suitable child care.

10 “eligible offender” means a primary caretaker
11 parent who—

12 (A) has been sentenced to a term of im-
13 prisonment of not more than 7 years or is
14 awaiting sentencing for a conviction punishable
15 by such a term of imprisonment; and

16 (B) has not engaged in conduct that—

17 (i) knowingly resulted in death or se-
18 rious bodily injury;

19 (ii) is a felony for a crime of violence
20 against a person; or

21 (iii) constitutes child neglect or men-
22 tal, physical, or sexual abuse of a child.

23 “primary caretaker parent” means—

1 (A) a parent who has consistently assumed
2 responsibility for the housing, health, and safe-
3 ty of a child prior to incarceration; or

4 (B) a woman who has given birth to a
5 child after or while awaiting her sentencing
6 hearing and who expresses a willingness to as-
7 sume responsibility for the housing, health, and
8 safety of that child,

9 a parent who, in the best interest of a child, has ar-
10 ranged for the temporary care of the child in the
11 home of a relative or other responsible adult shall
12 not for that reason be excluded from the category
13 "primary caretaker".

14 "State" means a State, the District of Colum-
15 bia, the Commonwealth of Puerto Rico, the United
16 States Virgin Islands, American Samoa, Guam, and
17 the Northern Mariana Islands.

18 **SEC. 4104. AUTHORIZATION OF APPROPRIATIONS.**

19 (a) **AUTHORIZATION.**—There is authorized to be ap-
20 propriated to carry out this subtitle \$_____ for each
21 of fiscal years 1995, 1996, 1997, 1998 and 1999.

22 (b) **AVAILABILITY OF APPROPRIATIONS.**—Of the
23 amount appropriated under subsection (a) for any fiscal
24 year—

1 (1) 90 percent shall be available to carry out
2 subtitle B; and

3 (2) 10 percent shall be available to carry out
4 subtitle C.

5 **CHAPTER 1—GRANTS TO STATES**

6 **SEC. 4111. AUTHORITY TO MAKE GRANTS.**

7 (a) GENERAL AUTHORITY.—The Attorney General
8 may make grants, on a competitive basis, to States to
9 carry out in accordance with this subtitle family unity
10 demonstration projects that enable eligible offenders to
11 live in community correctional facilities with their chil-
12 dren.

13 (b) PREFERENCES.—For the purpose of making
14 grants under subsection (a), the Attorney General shall
15 give preference to a State that includes in the application
16 required by section 4112 assurances that if the State re-
17 ceives a grant—

18 (1) both the State corrections agency and the
19 State health and human services agency will partici-
20 pate substantially in, and cooperate closely in all as-
21 pects of, the development and operation of the fam-
22 ily unity demonstration project for which such a
23 grant is requested;

24 (2) boards made up of community members, in-
25 cluding residents, local businesses, corrections offi-

1 cials, former prisoners, child development profes-
2 sionals, educators, and maternal and child health
3 professionals will be established to advise the State
4 regarding the operation of such project;

5 (3) the State has in effect a policy that provides
6 for the placement of all prisoners, whenever possible,
7 in correctional facilities for which they qualify that
8 are located closest to their respective family homes;

9 (4) unless the Attorney General determines that
10 a longer timeline is appropriate in a particular case,
11 the State will implement the project not later than
12 180 days after receiving a grant under subsection
13 (a) and will expend all of the grant during a 1-year
14 period;

15 (5) the State demonstrates that it has the ca-
16 pacity to continue implementing a community cor-
17 rectional facility beyond the funding period to ensure
18 the continuity of the work;

19 (6) for the purpose of selecting eligible offend-
20 ers to participate in the project, the State will—

21 (A) give written notice to a prisoner, not
22 later than 30 days after the State first receives
23 a grant under subsection (a) or 30 days after
24 the prisoner is sentenced to a term of imprison-
25 ment of not more than 7 years (whichever is

1 later). of the proposed or current operation of
2 the project:

3 (B) accept at any time at which the project
4 is in operation an application by a prisoner to
5 participate in the project if, at the time of ap-
6 plication, the remainder of the prisoner's sen-
7 tence exceeds 180 days;

8 (C) review applications by prisoners in the
9 sequence in which the State receives such appli-
10 cations; and

11 (D) not more than 50 days after reviewing
12 such applications approve or disapprove the ap-
13 plication; and

14 (7) for the purposes of selecting eligible offend-
15 ers to participate in such project, the State author-
16 izes State courts to sentence an eligible offender di-
17 rectly to a correctional facility, provided that the
18 court gives assurances that the offender would have
19 otherwise served a term of imprisonment.

20 (c) SELECTION OF GRANTEEES.—The Attorney Gen-
21 eral shall make grants under subsection (a) on a competi-
22 tive basis, based on such criteria as the Attorney General
23 shall issue by rule and taking into account the preferences
24 described in subsection (b).

1 (d) NUMBER OF GRANTS.—In any fiscal year for
2 which funds are available to carry out this subtitle, the
3 Attorney General shall make grants to no fewer than 4
4 and no greater than 8 eligible States geographically dis-
5 persed throughout the United States.

6 **SEC. 4112. ELIGIBILITY TO RECEIVE GRANTS.**

7 To be eligible to receive a grant under section 4111,
8 a State shall submit to the Attorney General an applica-
9 tion at such time, in such form, and containing such infor-
10 mation as the Attorney General reasonably may require
11 by rule.

12 **SEC. 4113. REPORT.**

13 (a) IN GENERAL.—A State that receives a grant
14 under this title shall, not later than 90 days after the 1-
15 year period in which the grant is required to be expended,
16 submit a report to the Attorney General regarding the
17 family unity demonstration project for which the grant
18 was expended.

19 (b) CONTENTS.—A report under subsection (a)
20 shall—

21 (1) state the number of prisoners who submit-
22 ted applications to participate in the project and the
23 number of prisoners who were placed in community
24 correctional facilities;