

107TH CONGRESS
1ST SESSION

H. R. 1812

To develop programs that enhance school safety for our children.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2001

Mr. MENENDEZ (for himself, Mr. BONIOR, Mr. FROST, Mr. ETHERIDGE, Mr. BALDACCI, Mr. BENTSEN, Mr. GORDON, Mr. HINOJOSA, Mr. HOLT, Ms. WOOLSEY, Mr. DEFazio, Mr. EVANS, Mr. HOEFFEL, Ms. JACKSON-LEE of Texas, Mr. MCGOVERN, Ms. MCCARTHY of Missouri, Mr. ORTIZ, Ms. HOOLEY of Oregon, Mr. STRICKLAND, and Ms. SCHAKOWSKY) introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To develop programs that enhance school safety for our children.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “School Anti-Violence
5 Empowerment Act”.

1 **TITLE I—SCHOOL SAFETY**
2 **PROGRAMS**

3 **SEC. 101. PROGRAM AUTHORIZED.**

4 The Secretary of Education is authorized to provide
5 grants to local educational agencies to establish or en-
6 hance crisis intervention programs, including the hiring of
7 school counselors and to enhance school safety programs
8 for students, staff, and school facilities.

9 **SEC. 102. GRANT AWARDS.**

10 (a) LOCAL AWARDS.—The Secretary shall award
11 grants to local educational agencies on a competitive basis.

12 (b) GRANT PROGRAMS.—From the amounts appro-
13 priated under section 106, the Secretary shall reserve—

14 (1) 50 percent of such amount to award grants
15 to local educational agencies to hire school coun-
16 selors; and

17 (2) 50 percent of such amount to award grants
18 to local educational agencies to enhance school safe-
19 ty programs for students, staff, and school facilities.

20 (c) PRIORITY.—Such awards shall be based on one
21 or more of the following factors:

22 (1) Quality of existing or proposed violence pre-
23 vention program.

24 (2) Greatest need for crisis intervention coun-
25 seling services.

1 (3) Documented financial need based on num-
2 ber of students served under part A of title I of the
3 Elementary and Secondary Education Act of 1965.

4 (d) EQUITABLE DISTRIBUTION.—In awarding grants
5 under this title, the Secretary shall ensure, to the extent
6 practicable, an equitable geographic distribution among
7 the regions of the United States and among urban, subur-
8 ban, and rural areas.

9 (e) ADMINISTRATIVE COSTS.—The Secretary may re-
10 serve not more than 1 percent from amounts appropriated
11 under section 106 for administrative costs.

12 (f) ELIGIBILITY.—A local educational agency that
13 meets the requirements of this title shall be eligible to re-
14 ceive a grant to hire school counselors and a grant to en-
15 hance school safety programs for students, staff, and
16 school facilities.

17 **SEC. 103. APPLICATIONS.**

18 (a) IN GENERAL.—Each local educational agency de-
19 siring a grant under this title shall submit an application
20 to the Secretary at such time, in such manner, and accom-
21 panied by such information as the Secretary may require.

22 (b) CONTENTS.—Such application shall include a
23 plan that contains the following:

1 (1) In the case of a local educational agency ap-
2 plying for a grant to enhance school safety
3 programs—

4 (A) a description of any existing violence
5 prevention, safety, and crisis intervention pro-
6 grams;

7 (B) proposed changes to any such pro-
8 grams and a description of any new programs;
9 and

10 (C) documentation regarding financial
11 need.

12 (2) In the case of a local educational agency ap-
13 plying for a grant to hire school counselors—

14 (A) a description of the need for a crisis
15 intervention counseling program; and

16 (B) documentation regarding financial
17 need.

18 **SEC. 104. REPORTING.**

19 Each local educational agency that receives a grant
20 under this title shall provide an annual report to the Sec-
21 retary. In the case of a local educational agency that re-
22 ceives a grant to enhance school safety programs, such
23 report shall describe how such agency used funds provided
24 under this title and include a description of new school
25 safety measures and changes implemented to existing vio-

1 lence prevention, safety, and crisis intervention programs.
2 In the case of a local educational agency that receives a
3 grant to hire school counselors, such report shall describe
4 how such agency used funds provided under this title and
5 include the number of school counselors hired with such
6 funds.

7 **SEC. 105. DEFINITIONS.**

8 For purposes of this title:

9 (1) The terms “elementary school”, “local edu-
10 cational agency”, and “secondary school” have the
11 same meanings given the terms in section 14101 of
12 the Elementary and Secondary Education Act of
13 1965 (20 U.S.C. 8801).

14 (2) The term “school counselor” means an indi-
15 vidual who has documented competence in coun-
16 seling children and adolescents in a school setting
17 and who—

18 (A) possesses State licensure or certifi-
19 cation granted by an independent professional
20 regulatory authority;

21 (B) in the absence of such State licensure
22 or certification, possesses national certification
23 in school counseling or a specialty of counseling
24 granted by an independent professional organi-
25 zation; or

1 (C) holds a minimum of a master's degree
 2 in school counseling from a program accredited
 3 by the Council for Accreditation of Counseling
 4 and Related Educational Programs or the
 5 equivalent.

6 (3) The term "Secretary" means the Secretary
 7 of Education.

8 (4) the term "school safety" means the safety
 9 of students, faculty, and school facilities from acts
 10 of violence.

11 **SEC. 106. AUTHORIZATION OF APPROPRIATIONS.**

12 There are authorized to be appropriated to carry out
 13 this title \$800,000,000 for each of fiscal years 2002
 14 through 2006.

15 **TITLE II—INCREASED COPS**
 16 **FUNDING**

17 **SEC. 201. INCREASED FUNDING FOR THE COPS PROGRAM.**

18 Section 1001(a)(11) of part J of title I of the Omni-
 19 bus Crime Control and Safe Streets Act of 1968 (42
 20 U.S.C. 3793(a)(11)) is amended by adding at the end the
 21 following:

22 "(C) In addition to amounts made available under
 23 subparagraph (A), there are authorized to be appropriated
 24 to carry out part Q, to remain available until expended,
 25 the total amount of \$1,500,000,000 for fiscal years 2002

1 through 2006, of which 50 percent shall be used for coop-
 2 erative partnerships between schools and State and local
 3 police departments to provide for the use of police officers
 4 in schools.”.

5 **SEC. 202. GRANT AUTHORITY.**

6 Section 1701 of title I of the Omnibus Crime Control
 7 and Safe Streets Act of 1968 (42 U.S.C. 3796dd) is
 8 amended—

9 (1) in subsection (i), by striking the second sen-
 10 tence; and

11 (2) by striking subsection (k).

12 **TITLE III—21ST CENTURY**
 13 **LEARNING**

14 **SEC. 301. AFTER-SCHOOL AND LIFE SKILLS PROGRAMS FOR**
 15 **AT-RISK YOUTH.**

16 Section 10907 of part I of title X of the Elementary
 17 and Secondary Education Act of 1965 (20 U.S.C. 8247)
 18 is amended by striking “appropriated” and all that follows
 19 before the period and inserting the following: “appro-
 20 priated to carry out this part—

21 “(1) such sums as may be necessary for fiscal
 22 year 2001; and

23 “(2) \$950,000,000 for each of fiscal years 2002
 24 through 2006”.

1 **TITLE IV—MODEL PROGRAM**
2 **AND CLEARINGHOUSE**

3 **SEC. 401. MODEL PROGRAM.**

4 Not later than 120 days after the date of the enact-
5 ment of this Act, the Secretary of Education, in consulta-
6 tion with the Attorney General, shall develop a model vio-
7 lence prevention program to be made available to local
8 educational agencies.

9 **SEC. 402. CLEARINGHOUSE.**

10 The Secretary of Education shall establish and main-
11 tain a national clearinghouse to provide technical assist-
12 ance regarding the establishment and operation of alter-
13 native violence prevention programs. The national clear-
14 inghouse shall make information regarding alternative vio-
15 lence prevention programs available to local educational
16 agencies.

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