

Crisis Stabilization and Community Reentry Act of 2020

[Public Law 116–281]

[This law has not been amended]

【Currency: This publication is a compilation of the text of Public Law 116-281. It was last amended by the public law listed in the As Amended Through note above and below at the bottom of each page of the pdf version and reflects current law through the date of the enactment of the public law listed at <https://www.govinfo.gov/app/collection/comps/>】

【Note: While this publication does not represent an official version of any Federal statute, substantial efforts have been made to ensure the accuracy of its contents. The official version of Federal law is found in the United States Statutes at Large and in the United States Code. The legal effect to be given to the Statutes at Large and the United States Code is established by statute (1 U.S.C. 112, 204).】

AN ACT To establish a crisis stabilization and community reentry grant program, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. [34 U.S.C. 10101 note] SHORT TITLE.

This Act may be cited as the “Crisis Stabilization and Community Reentry Act of 2020”.

SEC. 2. MENTAL HEALTH CRISIS STABILIZATION.

(a) 【34 U.S.C. 10755】 PLANNING AND IMPLEMENTATION GRANTS.—Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10101 et seq.) is amended by inserting after part NN the following:

“PART OO—CRISIS STABILIZATION AND COMMUNITY REENTRY PROGRAM.—

“SEC. 3051. [34 U.S.C. 10751] GRANT AUTHORIZATION

“(a) IN GENERAL.—The Attorney General may make grants under this part to States, Indian Tribes, units of local government, and community-based nonprofit organizations for the purpose of providing clinical services for people with serious mental illness and substance use disorders that establish treatment, suicide prevention, and continuity of recovery in the community upon release from the correctional facility.

“(b) USE OF FUNDS.—A grant awarded under this part shall be used to support—

“(1) programs involving criminal and juvenile justice agencies, mental health agencies, community-based organizations that focus on reentry, and community-based behavioral health providers that improve clinical stabilization during pre-trial

detention and incarceration and continuity of care leading to recovery in the community by providing services and supports that may include peer support services, enrollment in healthcare, and introduction to long-acting injectable medications or, as clinically indicated, other medications, by—

“(A) providing training and education for criminal and juvenile justice agencies, mental health agencies, and community-based behavioral health providers on interventions that support—

“(i) engagement in recovery supports and services;

“(ii) access to medication while in an incarcerated setting; and

“(iii) continuity of care during reentry into the community;

“(B) ensuring that individuals with serious mental illness are provided appropriate access to evidence-based recovery supports that may include peer support services, medication (including long-acting injectable medications where clinically appropriate), and psycho-social therapies;

“(C) offering technical assistance to criminal justice agencies on how to modify their administrative and clinical processes to accommodate evidence-based interventions, such as long-acting injectable medications and other recovery supports; and

“(D) participating in data collection activities specified by the Attorney General, in consultation with the Secretary of Health and Human Services;

“(2) programs that support cooperative efforts between criminal and juvenile justice agencies, mental health agencies, and community-based behavioral health providers to establish or enhance serious mental illness recovery support by—

“(A) strengthening or establishing crisis response services delivered by hotlines, mobile crisis teams, crisis stabilization and triage centers, peer support specialists, public safety officers, community-based behavioral health providers, and other stakeholders, including by providing technical support for interventions that promote long-term recovery;

“(B) engaging criminal and juvenile justice agencies, mental health agencies and community-based behavioral health providers, preliminary qualified offenders, and family and community members in program design, program implementation, and training on crisis response services, including connection to recovery services and supports;

“(C) examining health care reimbursement issues that may pose a barrier to ensuring the long-term financial sustainability of crisis response services and interventions that promote long-term engagement with recovery services and supports; and

“(D) participating in data collection activities specified by the Attorney General, in consultation with the Secretary of Health and Human Services; and

“(3) programs that provide training and additional resources to criminal and juvenile justice agencies, mental health

agencies, and community-based behavioral health providers on serious mental illness, suicide prevention strategies, recovery engagement strategies, and the special health and social needs of justice-involved individuals who are living with serious mental illness.

“(c) CONSULTATION.—The Attorney General shall consult with the Secretary of Health and Human Services to ensure that serious mental illness treatment and recovery support services provided under this grant program incorporate evidence-based approaches that facilitate long-term engagement in recovery services and supports.

“(d) BEHAVIORAL HEALTH PROVIDER DEFINED.—In this section, the term ‘behavioral health provider’ means—

“(1) a community mental health center that meets the criteria under section 1913(c) of the Public Health Service Act (42 U.S.C. 300x-2(c)); or

“(2) a certified community behavioral health clinic described in section 223(d) of the Protecting Access to Medicare Act of 2014 (42 U.S.C. 1396a note).

“SEC. 3052. [34 U.S.C. 10752] APPLICATIONS

“(a) IN GENERAL.—To request a grant under this part, the chief executive of a State, Indian Tribe, unit of local government, or community-based non-profit organization shall submit an application to the Attorney General—

“(1) in such form and containing such information as the Attorney General may reasonably require;

“(2) that includes assurances that Federal funds received under this part shall be used to supplement, not supplant, non-Federal funds that would otherwise be available for activities funded under this part; and

“(3) that describes the coordination between State, Tribal, or local criminal and juvenile justice agencies, mental health agencies and community-based behavioral health providers, preliminary qualified offenders, and family and community members in—

“(A) program design;

“(B) program implementation; and

“(C) training on crisis response, medication adherence, and continuity of recovery in the community.

“(b) ELIGIBILITY FOR PREFERENCE WITH COMMUNITY CARE COMPONENT.—

“(1) IN GENERAL.—In awarding grants under this part, the Attorney General shall give preference to a State, Indian Tribe, unit of local government, or community-based nonprofit organization that ensures that individuals who participate in a program, funded by a grant under this part will be provided with continuity of care, in accordance with paragraph (2), in a community care provider program upon release from a correctional facility and adopt policies that focus on programming, strategies, and educational components for reducing recidivism and probation violations.

“(2) REQUIREMENTS.—For purposes of paragraph (1), the continuity of care shall involve the coordination of the correc-

tional facility treatment program with qualified community behavioral health providers and other recovery supports, pre-trial release programs, parole supervision programs, half-way house programs, and participation in peer recovery group programs, which may aid in ongoing recovery after the individual is released from the correctional facility.

“(3) COMMUNITY CARE PROVIDER PROGRAM DEFINED.—For purposes of this subsection, the term ‘community care provider program’ means a community mental health center or certified community behavioral health clinic that directly provides to an individual, or assists in connecting an individual to the provision of, appropriate community-based treatment, medication management, and other recovery supports, when the individual leaves a correctional facility at the end of a sentence or on parole.

“(c) COORDINATION OF FEDERAL ASSISTANCE.—Each application submitted for a grant under this part shall include a description of how the funds made available under this part will be coordinated with Federal assistance for behavioral health services currently provided by the Department of Health and Human Services’ Substance Abuse and Mental Health Services Administration.

“SEC. 3053. [34 U.S.C. 10753] REVIEW OF APPLICATIONS

“(a) IN GENERAL.—The Attorney General shall make a grant under section 3051 to carry out the projects described in the application submitted under section 3052 upon determining that—

“(1) the application is consistent with the requirements of this part; and

“(2) before the approval of the application, the Attorney General has made an affirmative finding in writing that the proposed project has been reviewed in accordance with this part.

“(b) APPROVAL.—Each application submitted under section 3052 shall be considered approved, in whole or in part, by the Attorney General not later than 90 days after first received, unless the Attorney General informs the applicant of specific reasons for disapproval.

“(c) RESTRICTION.—Grant funds received under this part shall not be used for land acquisition or construction projects.

“(d) DISAPPROVAL NOTICE AND RECONSIDERATION.—The Attorney General may not disapprove any application without first affording the applicant reasonable notice and an opportunity for reconsideration.

“SEC. 3054. [34 U.S.C. 10754] EVALUATION

Each State, Indian Tribe, unit of local government, or community-based nonprofit organization that receives a grant under this part shall submit to the Attorney General an evaluation not later than 1 year after receipt of the grant in such form and containing such information as the Attorney General, in consultation with the Secretary of Health and Human Services, may reasonably require.

“SEC. 3055 AUTHORIZATION OF FUNDING

“Subject to the availability of appropriations, for purposes of carrying out this part, the Attorney General is authorized to award not more than \$10,000,000 of funds appropriated to the Depart-

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ment of Justice for these purposes for each of fiscal years 2021 through 2025. ”.