

105TH CONGRESS
1ST SESSION

S. 596

To authorize the Administrator of the Office of Juvenile Justice and Delinquency Prevention of the Department of Justice to make grants to States and units of local government to assist in providing secure facilities for violent and serious chronic juvenile offenders, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 16, 1997

Mr. KOHL (for himself and Mr. COCHRAN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To authorize the Administrator of the Office of Juvenile Justice and Delinquency Prevention of the Department of Justice to make grants to States and units of local government to assist in providing secure facilities for violent and serious chronic juvenile offenders, and for other purposes.

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 “Juvenile Corrections
5 Act of 1997”.

1 **SEC. 2. GRANTS FOR FACILITIES FOR VIOLENT AND SERI-**
2 **OUS CHRONIC JUVENILE OFFENDERS.**

3 (a) DEFINITIONS.—In this section—

4 (1) the term “Administrator” means the Ad-
5 ministrator of the Office of Juvenile Justice and De-
6 linquency Prevention of the Department of Justice;

7 (2) the term “combination” has the same
8 meaning as in section 103 of the Juvenile Justice
9 and Delinquency Prevention Act of 1974 (42 U.S.C.
10 5603);

11 (3) the term “juvenile delinquency program”
12 has the same meaning as in section 103 of the Juve-
13 nile Justice and Delinquency Prevention Act of 1974
14 (42 U.S.C. 5603);

15 (4) the term “qualifying State” means a State
16 that has submitted, or a State in which an eligible
17 unit of local government has submitted, a grant ap-
18 plication that meets the requirements of subsections
19 (c) and (e);

20 (5) the terms “secure detention facility” and
21 “secure correctional facility” have the same mean-
22 ings as in section 103 of the Juvenile Justice and
23 Delinquency Prevention Act of 1974 (42 U.S.C.
24 5603);

25 (6) the term “State” means a State, the Dis-
26 trict of Columbia, the Commonwealth of Puerto

1 Rico, the United States Virgin Islands, American
2 Samoa, Guam, and the Northern Mariana Islands;
3 and

4 (7) the term “unit of local government” has the
5 same meaning as in section 103 of the Juvenile Jus-
6 tice and Delinquency Prevention Act of 1974 (42
7 U.S.C. 5603).

8 (b) AUTHORIZATION OF GRANTS.—The Adminis-
9 trator may make grants to States and units of local gov-
10 ernment, or combinations thereof, to assist them in plan-
11 ning, establishing, and operating secure detention facili-
12 ties, secure correctional facilities, and other facilities and
13 programs for violent juveniles and serious chronic juvenile
14 offenders who are accused of or who have been adjudicated
15 as having committed one or more offenses.

16 (c) APPLICATIONS.—

17 (1) IN GENERAL.—The chief executive officer of
18 a State or unit of local government that seeks to re-
19 ceive a grant under this section shall submit to the
20 Administrator an application, in such form and in
21 such manner as the Administrator may prescribe.

22 (2) CONTENTS.—Each application submitted
23 under paragraph (1) shall—

24 (A) provide assurances that each facility or
25 program funded with a grant under this section

1 will provide appropriate educational and voca-
2 tional training and substance abuse treatment
3 for juvenile offenders; and

4 (B) provide assurances that each facility or
5 program funded with a grant under this section
6 will afford juvenile offenders intensive post-re-
7 lease supervision and services.

8 (d) MINIMUM AMOUNT.—Of the total amount made
9 available under subsection (g) to carry out this section in
10 any fiscal year—

11 (1) except as provided in paragraph (2), each
12 qualifying State, together with units of local govern-
13 ment within the State, shall be allocated not less
14 than 1.0 percent; and

15 (2) the United States Virgin Islands, American
16 Samoa, Guam, and the Northern Mariana Islands
17 shall each be allocated 0.2 percent.

18 (e) PERFORMANCE EVALUATION.—

19 (1) EVALUATION COMPONENTS.—

20 (A) IN GENERAL.—Each facility or pro-
21 gram funded with a grant under this section
22 shall contain an evaluation component devel-
23 oped pursuant to guidelines established by the
24 Administrator.

1 (B) OUTCOME MEASURES.—Each evalua-
2 tion required by this subsection shall include
3 outcome measures that can be used to deter-
4 mine the effectiveness of each program funded
5 with grant under this section, including the ef-
6 fectiveness of the program in comparison with
7 other juvenile delinquency programs in reducing
8 the incidence of recidivism, and other outcome
9 measures.

10 (2) PERIODIC REVIEW AND REPORTS.—

11 (A) REVIEW.—The Administrator shall re-
12 view the performance of each recipient of a
13 grant under this section.

14 (B) REPORTS.—The Administrator may
15 require a grant recipient to submit to the Office
16 of Juvenile Justice and Delinquency Prevention
17 of the Department of Justice the results of the
18 evaluations required under paragraph (1) and
19 such other data and information as may be rea-
20 sonably necessary to carry out the Administra-
21 tor's responsibilities under this section.

22 (f) TECHNICAL ASSISTANCE AND TRAINING.—The
23 Administrator shall provide technical assistance and train-
24 ing to each recipient of a grant under this section to assist
25 those recipients in achieving the purposes of this section.

1 (g) AUTHORIZATION OF APPROPRIATIONS.—There
 2 are authorized to be appropriated to carry out this sec-
 3 tion—

4 (1) \$252,700,000 for fiscal year 1998;

5 (2) \$266,000,000 for fiscal year 1999; and

6 (3) \$275,310,000 for fiscal year 2000.

7 **SEC. 3. COMPENSATING REDUCTION OF AUTHORIZATION**
 8 **OF APPROPRIATIONS.**

9 Section 20108(a)(1) of the Violent Crime Control and
 10 Law Enforcement Act of 1994 (42 U.S.C. 13708(a)(1))
 11 is amended by striking subparagraphs (C) through (E)
 12 and inserting the following:

13 “(C) \$2,274,300,000 for fiscal year 1998;

14 “(D) \$2,394,000,000 for fiscal year 1999;

15 and

16 “(E) \$2,477,790,000 for fiscal year
 17 2000.”.

18 **SEC. 4. REPORT ON ACCOUNTABILITY AND PERFORMANCE**
 19 **MEASURES IN JUVENILE CORRECTIONS PRO-**
 20 **GRAMS.**

21 (a) IN GENERAL.—Not later than 6 months after the
 22 date of enactment of this Act, the Administrator shall,
 23 after consultation with the National Institute of Justice
 24 and other appropriate governmental and nongovernmental
 25 organizations, submit to Congress a report regarding the

1 possible use of performance-based criteria in evaluating
2 and improving the effectiveness of juvenile delinquency
3 programs.

4 (b) CONTENTS.—The report required under this sec-
5 tion shall include an analysis of—

6 (1) the range of performance-based measures
7 that might be utilized as evaluation criteria, includ-
8 ing measures of recidivism among juveniles who have
9 been incarcerated in a secure correctional facility or
10 a secure detention facility, or who have participated
11 in a juvenile delinquency program;

12 (2) the feasibility of linking Federal juvenile
13 corrections funding to the satisfaction of perform-
14 ance-based criteria by grantees (including the use of
15 a Federal matching mechanism under which the
16 share of Federal funding would vary in relation to
17 the performance of a facility or program);

18 (3) whether, and to what extent, the data nec-
19 essary for the Office of Juvenile Justice and Delin-
20 quency Prevention of the Department of Justice to
21 utilize performance-based criteria in its administra-
22 tion of juvenile delinquency programs are collected
23 and reported nationally; and

24 (4) the estimated cost and feasibility of estab-
25 lishing minimal, uniform data collection and report-

1 ing standards nationwide that would allow for the
2 use of performance-based criteria in evaluating se-
3 cure correctional facilities, secure detention facilities,
4 and juvenile delinquency programs and in admin-
5 istering amounts appropriated for Federal juvenile
6 delinquency programs.

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