

106TH CONGRESS
1ST SESSION

H. R. 2410

To amend the Safe and Drug-Free Schools and Communities Act of 1994 to earmark not less than \$150,000,000 for grants to reduce drug-related transactions and drug use in the one-mile areas surrounding elementary and secondary schools.

IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 1999

Mr. ROGAN (for himself, Mr. TRAFICANT, Mr. ARMEY, Mr. JEFFERSON, Mr. HILLEARY, Mr. GRAHAM, Mrs. BONO, and Mr. CANNON) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Safe and Drug-Free Schools and Communities Act of 1994 to earmark not less than \$150,000,000 for grants to reduce drug-related transactions and drug use in the one-mile areas surrounding elementary and secondary schools.

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 “Drug-Free School
5 Zone Enforcement Act”.

1 **SEC. 2. RESERVATION OF FUNDS.**

2 (a) IN GENERAL.—Section 4004(1) of the Safe and
3 Drug-Free Schools and Communities Act of 1994 (20
4 U.S.C. 7104(1)) is amended by striking “1;” and inserting
5 “1, except that, from the amount made available under
6 this paragraph for each fiscal year (beginning with fiscal
7 year 2000), the Secretary shall reserve not less than
8 \$150,000,000 for grants under subpart 2;”.

9 (b) CONFORMING REDESIGNATION.—Subparts 2 and
10 3 of the Safe and Drug-Free Schools and Communities
11 Act of 1994 are redesignated as subparts 3 and 4, respec-
12 tively.

13 (c) ADDITIONAL CONFORMING AMENDMENTS.—

14 (1) SUBPART 4.—Sections 4131 through 4134
15 of the Safe and Drug-Free Schools and Commu-
16 nities Act of 1994 (20 U.S.C. 7141 et seq.) are re-
17 designated as sections 4141 through 4144, respec-
18 tively.

19 (2) SUBPART 3.—Sections 4121 and 4123 of
20 the Safe and Drug-Free Schools and Communities
21 Act of 1994 (20 U.S.C. 7131 and 7133) are redesign-
22 ated as sections 4131 and 4132, respectively.

23 (3) FUNDING.—Section 4004(2) of the Safe
24 and Drug-Free Schools and Communities Act of
25 1994 (20 U.S.C. 7104(2)) is amended by striking
26 “2.” and inserting “3.”.

1 **SEC. 3. GRANTS TO REDUCE DRUG USE AND TRANS-**
 2 **ACTIONS IN SCHOOL ZONES.**

3 The Safe and Drug-Free Schools and Communities
 4 Act of 1994 (20 U.S.C. 7111 et seq.) is amended by in-
 5 serting after subpart 1 the following:

6 **“Subpart 2—Drug-Free School Zone Enforcement**

7 **“SEC. 4121. STATE ALLOTMENTS.**

8 “(a) IN GENERAL.—Except as provided in subsection
 9 (b), for the purpose of carrying out section 4122, the Sec-
 10 retary shall, for each fiscal year, allot among the States—

11 “(1) one-half of the amount reserved under sec-
 12 tion 4004(1) to carry out this subpart according to
 13 the ratio between the school-aged population of each
 14 State and the school-aged population of all the
 15 States; and

16 “(2) one-half of such amount according to the
 17 ratio between the amount each State received under
 18 part A of title I for the preceding year and the sum
 19 of such amounts received by all the States.

20 “(b) MINIMUM.—For any fiscal year, no State shall
 21 be allotted under this section an amount that is less than
 22 one-half of 1 percent of the total amount allotted to all
 23 the States under this section.

24 “(c) REALLOTMENT.—The Secretary may reallocate any
 25 amount of any allotment to a State if the Secretary deter-
 26 mines that the State will be unable to use such amount

1 within two years of such allotment. Such reallotments
 2 shall be made on the same basis as allotments are made
 3 under subsection (a).

4 **“SEC. 4122. STATE GRANTS FOR DRUG-FREE SCHOOL ZONE**
 5 **ENFORCEMENT.**

6 “(a) APPLICATIONS.—In order to receive the allot-
 7 ment for its State under section 4121 for any fiscal year,
 8 the head of a State’s Department of Justice (or, in the
 9 case of a State that does not have a Department of Jus-
 10 tice, the head of the equivalent department or agency of
 11 the State that is responsible for crime reduction) shall
 12 submit to the Secretary, at such time as the Secretary may
 13 require, an application that—

14 “(1) contains assurances consistent with sub-
 15 section (b); and

16 “(2) otherwise includes any other information
 17 that the Secretary may require.

18 “(b) USE OF FUNDS.—

19 “(1) SUBGRANTS.—

20 “(A) PERCENTAGE.—A State agency that
 21 receives the allotment for its State under this
 22 subpart for a fiscal year shall use not less than
 23 95 percent of such allotment to make subgrants
 24 to units of local government.

1 “(B) USE OF FUNDS BY SUBGRANTEES.—

2 A unit of local government that receives a
3 subgrant under this paragraph shall use the
4 funds for the purpose of reducing drug-related
5 transactions and drug use in the one-mile areas
6 surrounding elementary and secondary schools
7 by—

8 “(i) hiring additional law enforcement
9 officers to be deployed for this purpose;

10 “(ii) hiring additional prosecutors to
11 prosecute criminal cases involving such
12 drug-related transactions or drug use; and

13 “(iii) facilitating coordination with
14 State and Federal drug enforcement agen-
15 cies.

16 “(2) ADMINISTRATIVE COSTS.—Not more than
17 5 percent of the total amount allotted for a State
18 under section 4121 for each fiscal year may be used
19 for administrative costs of the State agency incurred
20 in carrying out the activities described in paragraph
21 (1).

22 **“SEC. 4123. DEFINITIONS.**

23 “For purposed of this subpart—

1 “(1) the term ‘State’ means each of the 50
2 States, the District of Columbia, and the Common-
3 wealth of Puerto Rico; and

4 “(2) the term ‘unit of local government’ has the
5 meaning given such term in section 901(a)(3) of the
6 Omnibus Crime Control and Safe Streets Act of
7 1968 (42 U.S.C. 3791(a)(3)).”.

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