

107TH CONGRESS  
1ST SESSION

# S. 1787

To promote rural safety and improve rural law enforcement.

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IN THE SENATE OF THE UNITED STATES

DECEMBER 7, 2001

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

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## A BILL

To promote rural safety and improve rural law enforcement.

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 “Rural Safety Act of  
5 2001”.

## 6 **TITLE I—SMALL COMMUNITY** 7 **LAW ENFORCEMENT IM-** 8 **PROVEMENT GRANTS**

### 9 **SEC. 101. SMALL COMMUNITY GRANT PROGRAM.**

10 Section 1703 of title I of the Omnibus Crime Control  
11 and Safe Streets Act of 1968 (42 U.S.C. 3796dd–2) is  
12 amended by adding at the end the following:

1 “(d) RETENTION GRANTS.—

2 “(1) IN GENERAL.—The Attorney General may  
 3 make grants to units of local government and tribal  
 4 governments located outside a Standard Metropoli-  
 5 tan Statistical Area, which grants shall be targeted  
 6 specifically for the retention for 1 additional year of  
 7 police officers funded through the COPS Universal  
 8 Hiring Program, the COPS FAST Program, the  
 9 Tribal Resources Grant Program-Hiring, or the  
 10 COPS in Schools Program.

11 “(2) PREFERENCE.—In making grants under  
 12 this subsection, the Attorney General shall give pref-  
 13 erence to grantees that demonstrate financial hard-  
 14 ship or severe budget constraint that impacts the en-  
 15 tire local budget and may result in the termination  
 16 of employment for police officers described in para-  
 17 graph (1).

18 “(3) LIMIT ON GRANT AMOUNTS.—The total  
 19 amount of a grant made under this subsection shall  
 20 not exceed 20 percent of the original grant to the  
 21 grantee.

22 “(4) AUTHORIZATION OF APPROPRIATIONS.—

23 “(A) IN GENERAL.—There are authorized  
 24 to be appropriated to carry out this subsection

1           \$15,000,000 for each of fiscal years 2002  
2           through 2006.

3           “(B) SET-ASIDE.—Of the amount made  
4           available for grants under this subsection for  
5           each fiscal year, 10 percent shall be awarded to  
6           tribal governments.”.

7   **SEC. 102. SMALL COMMUNITY TECHNOLOGY GRANT PRO-**  
8           **GRAM.**

9           Section 1701 of title I of the Omnibus Crime Control  
10          and Safe Streets Act of 1968 (42 U.S.C. 3796dd) is  
11          amended by striking subsection (k) and inserting the fol-  
12          lowing:

13          “(k) LAW ENFORCEMENT TECHNOLOGY PRO-  
14          GRAM.—

15               “(1) IN GENERAL.—Grants made under sub-  
16          section (a) may be used to assist the police depart-  
17          ments of units of local government and tribal gov-  
18          ernments located outside a Standard Metropolitan  
19          Statistical Area, in employing professional, scientific,  
20          and technological advancements that will help those  
21          police departments to—

22               “(A) improve police communications  
23          through the use of wireless communications,  
24          computers, software, videocams, databases and  
25          other hardware and software that allow law en-

1           forcement agencies to communicate and operate  
2           more effectively; and

3                 “(B) develop and improve access to crime  
4           solving technologies, including DNA analysis,  
5           photo enhancement, voice recognition, and other  
6           forensic capabilities.

7                 “(2) COST SHARE REQUIREMENT.—A recipient  
8           of a grant made under subsection (a) and used in  
9           accordance with this subsection shall provide match-  
10          ing funds from non-Federal sources in an amount  
11          equal to not less than 10 percent of the total  
12          amount of the grant made under this subsection,  
13          subject to a waiver by the Attorney General for ex-  
14          treme hardship.

15                “(3) ADMINISTRATION.—The COPS Office  
16           shall administer the grant program under this sub-  
17           section.

18                “(4) NO SUPPLANTING.—Federal funds pro-  
19           vided under this subsection shall be used to supple-  
20           ment and not to supplant local funds allocated to  
21           technology.

22                “(5) AUTHORIZATION OF APPROPRIATIONS.—

23                       “(A) IN GENERAL.—There are authorized  
24           to be appropriated \$40,000,000 for each of fis-

1 cal years 2002 through 2006 to carry out this  
 2 subsection.

3 “(B) SET-ASIDE.—Of the amount made  
 4 available for grants under this subsection for  
 5 each fiscal year, 10 percent shall be awarded to  
 6 tribal governments.”.

7 **SEC. 103. RURAL 9-1-1 SERVICE.**

8 (a) PURPOSE.—The purpose of this section is to pro-  
 9 vide access to, and improve a communications infrastruc-  
 10 ture that will ensure a reliable and seamless communica-  
 11 tion between, law enforcement, fire, and emergency med-  
 12 ical service providers in units of local government and trib-  
 13 al governments located outside a Standard Metropolitan  
 14 Statistical Area and in States.

15 (b) AUTHORITY TO MAKE GRANTS.—The Office of  
 16 Justice Programs of the Department of Justice shall make  
 17 grants, in accordance with such regulations as the Attor-  
 18 ney General may prescribe, to units of local government  
 19 and tribal governments located outside a Standard Metro-  
 20 politan Statistical Area for the purpose of establishing or  
 21 improving 9-1-1 service in those communities. Priority in  
 22 making grants under this section shall be given to commu-  
 23 nities that do not have 9-1-1 service.

24 (c) DEFINITION.—In this section, the term “9-1-1  
 25 service” refers to telephone service that has designated 9-

1 1–1 as a universal emergency telephone number in the  
2 community served for reporting an emergency to appro-  
3 priate authorities and requesting assistance.

4 (d) LIMIT ON GRANT AMOUNT.—The total amount  
5 of a grant made under this section shall not exceed  
6 \$250,000.

7 (e) FUNDING.—

8 (1) IN GENERAL.—There are authorized to be  
9 appropriated to carry out this section \$25,000,000  
10 for fiscal year 2002, to remain available until ex-  
11 pended.

12 (2) SET-ASIDE.—Of the amount made available  
13 for grants under this section, 10 percent shall be  
14 awarded to tribal governments.

15 **SEC. 104. JUVENILE OFFENDER ACCOUNTABILITY.**

16 (a) PURPOSES.—The purposes of this section are  
17 to—

18 (1) hold juvenile offenders accountable for their  
19 offenses;

20 (2) involve victims and the community in the  
21 juvenile justice process;

22 (3) obligate the offender to pay restitution to  
23 the victim and to the community through community  
24 service or through financial or other forms of res-  
25 titution; and

1           (4) equip juvenile offenders with the skills need-  
2           ed to live responsibly and productively.

3           (b) AUTHORITY TO MAKE GRANTS.—The Office of  
4 Justice Programs of the Department of Justice shall make  
5 grants, in accordance with such regulations as the Attor-  
6 ney General may prescribe, to units of rural local govern-  
7 ments and tribal governments located outside a Standard  
8 Metropolitan Statistical Area to establish restorative jus-  
9 tice programs, such as victim and offender mediation,  
10 family and community conferences, family and group con-  
11 ferences, sentencing circles, restorative panels, and repar-  
12 ative boards, as an alternative to, or in addition to, incar-  
13 ceration.

14          (c) PROGRAM CRITERIA.—A program funded by a  
15 grant made under this section shall—

16           (1) be fully voluntary by both the victim and  
17           the offender (who must admit responsibility), once  
18           the prosecuting agency has determined that the case  
19           is appropriate for this program;

20           (2) include as a critical component account-  
21           ability conferences, at which the victim will have the  
22           opportunity to address the offender directly, to de-  
23           scribe the impact of the offense against the victim,  
24           and the opportunity to suggest possible forms of res-  
25           titution;

1           (3) require that conferences be attended by the  
2       victim, the offender and, when possible, the parents  
3       or guardians of the offender, and the arresting offi-  
4       cer; and

5           (4) provide an early, individualized assessment  
6       and action plan to each juvenile offender in order to  
7       prevent further criminal behavior through the devel-  
8       opment of appropriate skills in the juvenile offender  
9       so that the juvenile is more capable of living produc-  
10      tively and responsibly in the community.

11      (d) AUTHORIZATION OF APPROPRIATIONS.—

12           (1) IN GENERAL.—There are authorized to be  
13      appropriated to carry out this section—

14           (A) \$10,000,000 for fiscal year 2002 for  
15      grants to establish programs; and

16           (B) \$5,000,000 for each of fiscal years  
17      2003 and 2004 to continue programs estab-  
18      lished in fiscal year 2002.

19           (2) SET-ASIDE.—Of the amount made available  
20      for grants under this section for each fiscal year, 10  
21      percent shall be awarded to tribal governments.



1     **TITLE II—CRACKING DOWN ON**  
2             **METHAMPHETAMINE**

3     **SEC. 201. METHAMPHETAMINE TREATMENT PROGRAMS IN**  
4             **RURAL AREAS.**

5             Subpart I of part B of title V of the Public Health  
6     Service Act (42 U.S.C. 290bb et seq.) is amended by in-  
7     serting after section 509 the following:

8     **“SEC. 510A. METHAMPHETAMINE TREATMENT PROGRAMS**  
9             **IN RURAL AREAS.**

10            “(a) IN GENERAL.—The Secretary, acting through  
11     the Director of the Center for Substance Abuse Treat-  
12     ment, shall make grants to community-based public and  
13     nonprofit private entities for the establishment of sub-  
14     stance abuse (particularly methamphetamine) prevention  
15     and treatment pilot programs in units of local government  
16     and tribal governments located outside a Standard Metro-  
17     politan Statistical Area.

18            “(b) ADMINISTRATION.—Grants made in accordance  
19     with this section shall be administered by a single State  
20     agency designated by a State to ensure a coordinated ef-  
21     fort within that State.

22            “(c) APPLICATION.—To be eligible to receive a grant  
23     under subsection (a), a public or nonprofit private entity  
24     shall prepare and submit to the Secretary an application

1 at such time, in such manner, and containing such infor-  
2 mation as the Secretary may require.

3 “(d) USE OF FUNDS.—A recipient of a grant under  
4 this section shall use amounts received under the grant  
5 to establish a methamphetamine abuse prevention and  
6 treatment pilot program that serves one or more rural  
7 areas. Such a pilot program shall—

8 “(1) have the ability to care for individuals on  
9 an in-patient basis;

10 “(2) have a social detoxification capability, with  
11 direct access to medical services within 50 miles;

12 “(3) provide neuro-cognitive skill development  
13 services to address brain damage caused by meth-  
14 amphetamine use;

15 “(4) provide after-care services, whether as a  
16 single-source provider or in conjunction with commu-  
17 nity-based services designed to continue neuro-cog-  
18 nitive skill development to address brain damage  
19 caused by methamphetamine use;

20 “(5) provide appropriate training for the staff  
21 employed in the program; and

22 “(6) use scientifically-based best practices in  
23 substance abuse treatment, particularly in meth-  
24 amphetamine treatment.

1       “(e) AMOUNT OF GRANTS.—The amount of a grant  
2 under this section shall be at least \$19,000 but not greater  
3 than \$100,000.

4       “(f) AUTHORIZATION OF APPROPRIATIONS.—

5           “(1) IN GENERAL.—There is authorized to be  
6 appropriated \$2,000,000 to carry out this section.

7           “(2) SET-ASIDE.—Of the amount made avail-  
8 able for grants under this section, 10 percent shall  
9 be awarded to tribal governments to ensure the pro-  
10 vision of services under this section.”.

11 **SEC. 202. METHAMPHETAMINE PREVENTION EDUCATION.**

12       Section 519E of the Public Health Service Act (42  
13 U.S.C. 290bb–25e) is amended—

14           (1) in subsection (c)(1)—

15               (A) in subparagraph (F), by striking  
16 “and” at the end;

17               (B) in subparagraph (G), by striking the  
18 period and inserting “; and”; and

19               (C) by adding at the end the following:

20                   “(H) to fund programs that educate rural  
21 communities, particularly parents, teachers, and  
22 others who work with youth, concerning the  
23 early signs and effects of methamphetamine  
24 use, however, as a prerequisite to receiving  
25 funding, these programs shall—

1 “(i) prioritize methamphetamine pre-  
2 vention and education;

3 “(ii) have past experience in commu-  
4 nity coalition building and be part of an  
5 existing coalition that includes medical and  
6 public health officials, educators, youth-  
7 serving community organizations, and  
8 members of law enforcement;

9 “(iii) utilize professional prevention  
10 staff to develop research and science based  
11 prevention strategies for the community to  
12 be served;

13 “(iv) demonstrate the ability to oper-  
14 ate a community-based methamphetamine  
15 prevention and education program;

16 “(v) establish prevalence of use  
17 through a community needs assessment;

18 “(vi) establish goals and objectives  
19 based on a needs assessment; and

20 “(vii) demonstrate measurable out-  
21 comes on a yearly basis.”;

22 (2) in subsection (e)—

23 (A) by striking “subsection (a),  
24 \$10,000,000” and inserting “subsection (a)—

25 “(1) \$10,000,000”;

1 (B) by striking the period at the end and  
 2 inserting “; and”; and

3 (C) by adding at the end the following:

4 “(2) \$5,000,000 for each of fiscal years 2002  
 5 through 2006 to carry out the programs referred to  
 6 in subsection (c)(1)(H).”; and

7 (3) by adding at the end the following:

8 “(f) SET-ASIDE.—Of the amount made available for  
 9 grants under this section, 10 percent shall be used to as-  
 10 sist tribal governments.

11 “(g) AMOUNT OF GRANTS.—The amount of a grant  
 12 under this section, with respect to each rural community  
 13 involved, shall be at least \$19,000 but not greater than  
 14 \$100,000.”.

15 **SEC. 203. METHAMPHETAMINE CLEANUP.**

16 (a) IN GENERAL.—The Attorney General shall,  
 17 through the Department of Justice or through grants to  
 18 States or units of local government and tribal governments  
 19 located outside a Standard Metropolitan Statistical Area,  
 20 in accordance with such regulations as the Attorney Gen-  
 21 eral may prescribe, provide for—

22 (1) the cleanup of methamphetamine labora-  
 23 tories and related hazardous waste in units of local  
 24 government and tribal governments located outside a  
 25 Standard Metropolitan Statistical Area; and

1           (2) the improvement of contract-related re-  
 2           sponse time for cleanup of methamphetamine labora-  
 3           tories and related hazardous waste in units of local  
 4           government and tribal governments located outside a  
 5           Standard Metropolitan Statistical Area by providing  
 6           additional contract personnel, equipment, and facili-  
 7           ties.

8           (b) AUTHORIZATION OF APPROPRIATIONS.—

9           (1) IN GENERAL.—There is authorized to be  
 10          appropriated \$20,000,000 for fiscal year 2002 to  
 11          carry out this section.

12          (2) FUNDING ADDITIONAL.—Amounts author-  
 13          ized by this section are in addition to amounts oth-  
 14          erwise authorized by law.

15          (3) SET-ASIDE.—Of the amount made available  
 16          for grants under this section, 10 percent shall be  
 17          awarded to tribal governments.

## 18       **TITLE III—LAW ENFORCEMENT** 19       **TRAINING.**

### 20       **SEC. 301. SMALL TOWN AND RURAL TRAINING PROGRAM.**

21          (a) IN GENERAL.—There is established a Rural Po-  
 22          licing Institute, which shall be administered by the Na-  
 23          tional Center for State and Local Law Enforcement  
 24          Training of the Federal Law Enforcement Training Cen-

1 ter (FLETC) as part of the Small Town and Rural Train-  
2 ing (STAR) Program to—

3 (1) assess the needs of law enforcement in units  
4 of local government and tribal governments located  
5 outside a Standard Metropolitan Statistical Area;

6 (2) develop and deliver export training pro-  
7 grams regarding topics such as drug enforcement,  
8 airborne counterdrug operations, domestic violence,  
9 hate and bias crimes, computer crimes, law enforce-  
10 ment critical incident planning related to school  
11 shootings, and other topics identified in the training  
12 needs assessment to law enforcement officers in  
13 units of local government and tribal governments lo-  
14 cated outside a Standard Metropolitan Statistical  
15 Area; and

16 (3) conduct outreach efforts to ensure that  
17 training programs under the Rural Policing Institute  
18 reach law enforcement officers in units of local gov-  
19 ernment and tribal governments located outside a  
20 Standard Metropolitan Statistical Area.

21 (b) AUTHORIZATION OF APPROPRIATIONS.—

22 (1) IN GENERAL.—There are authorized to be  
23 appropriated \$10,000,000 for fiscal year 2002, and  
24 \$5,000,000 for each of fiscal years 2003 through

1       2006 to carry out this section, including contracts,  
2       staff, and equipment.

3               (2) SET-ASIDE.—Of the amount made available  
4       for grants under this section for each fiscal year, 10  
5       percent shall be awarded to tribal governments.

○