

110TH CONGRESS
1ST SESSION

H. R. 3922

To expand and improve Federal gang prevention programs.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 22, 2007

Mr. BUCHANAN (for himself and Mr. KELLER of Florida) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, 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 expand and improve Federal gang prevention programs.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Gang Reduction, Investment, and Prevention Act”.

6 (b) TABLE OF CONTENTS.—The table of contents of
7 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

Sec. 3. Designation of and assistance for high intensity gang activity areas.

Sec. 4. Gang prevention grants.

- Sec. 5. Enhancement of Project Safe Neighborhoods initiative to improve enforcement of criminal laws against violent gangs.
- Sec. 6. Additional resources needed by the Federal Bureau of Investigation to investigate and prosecute violent criminal street gangs.
- Sec. 7. Grants to prosecutors and law enforcement to combat violent crime.
- Sec. 8. Expansion and reauthorization of the mentoring initiative for system involved youth.
- Sec. 9. Demonstration grants to encourage creative approaches to gang activity and after-school programs.
- Sec. 10. Short-term State witness protection section.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) Violent crime and drug trafficking are per-
4 vasive problems at the national, State, and local
5 level.

6 (2) According to recent Federal data, sharp in-
7 creases in violent crime are attributable in part to
8 the spread of criminal street gangs and the willing-
9 ness of gang members to commit acts of violence
10 and drug trafficking offenses.

11 (3) State and local prosecutors, local law en-
12 forcement officers, and community leaders, in hear-
13 ings before Congress and town hall meetings in con-
14 gressional districts, have called on Congress to pro-
15 vide Federal investments to combat and prevent
16 gang recruitments and crimes.

17 (4) Because State and local prosecutors and
18 law enforcement have the expertise, experience, and
19 connection to the community that is needed to assist
20 in combating gang violence, consultation and coordi-

1 nation between Federal, State, and local law enforce-
2 ment is critical to the successful prosecutions of
3 criminal street gangs.

4 **SEC. 3. DESIGNATION OF AND ASSISTANCE FOR HIGH IN-**
5 **TENSITY GANG ACTIVITY AREAS.**

6 (a) DEFINITIONS.—In this section:

7 (1) GOVERNOR.—The term “Governor” means
8 a Governor of a State, the Mayor of the District of
9 Columbia, the tribal leader of an Indian tribe, or the
10 chief executive of a Commonwealth, territory, or pos-
11 session of the United States.

12 (2) HIGH INTENSITY GANG ACTIVITY AREA.—
13 The term “high intensity gang activity area” or
14 “HIGAA” means an area within 1 or more States
15 or Indian country that is designated as a high inten-
16 sity gang activity area under subsection (b)(1).

17 (3) INDIAN COUNTRY.—The term “Indian coun-
18 try” has the meaning given the term in section 1151
19 of title 18, United States Code.

20 (4) INDIAN TRIBE.—The term “Indian tribe”
21 has the meaning given the term in section 4(e) of
22 the Indian Self-Determination and Education Assist-
23 ance Act (25 U.S.C. 450b(e)).

24 (5) STATE.—The term “State” means a State
25 of the United States, the District of Columbia, and

1 any commonwealth, territory, or possession of the
2 United States.

3 (6) TRIBAL LEADER.—The term “tribal leader”
4 means the chief executive officer representing the
5 governing body of an Indian tribe.

6 (b) HIGH INTENSITY GANG ACTIVITY AREAS.—

7 (1) DESIGNATION.—The Attorney General,
8 after consultation with the Governors of appropriate
9 States, may designate as high intensity gang activity
10 areas, specific areas that are located within one or
11 more States, which may consist of one or more mu-
12 nicipalities, counties, or other jurisdictions as appro-
13 priate.

14 (2) ASSISTANCE.—In order to provide Federal
15 assistance to high intensity gang activity areas, the
16 Attorney General shall—

17 (A) establish local collaborative working
18 groups, which shall include—

19 (i) criminal street gang enforcement
20 teams, consisting of Federal, State, tribal,
21 and local law enforcement authorities, for
22 the coordinated investigation, disruption,
23 apprehension, and prosecution of criminal
24 street gangs and offenders in each high in-
25 tensity gang activity area;

1 (ii) educational, community, and faith
2 leaders in the area;

3 (iii) service providers in the commu-
4 nity, including those experienced at reach-
5 ing youth and adults who have been in-
6 volved in violence and violent gangs or
7 groups, to provide gang-involved or seri-
8 ously at-risk youth with positive alter-
9 natives to gangs and other violent groups
10 and to address the needs of those who
11 leave gangs and other violent groups, and
12 those reentering society from prison; and

13 (iv) evaluation teams to research and
14 collect information, assess data, rec-
15 ommend adjustments, and generally assure
16 the accountability and effectiveness of pro-
17 gram implementation;

18 (B) direct the reassignment or detailing
19 from any Federal department or agency (sub-
20 ject to the approval of the head of that depart-
21 ment or agency, in the case of a department or
22 agency other than the Department of Justice)
23 of personnel to each criminal street gang en-
24 forcement team;

1 (C) direct the reassignment or detailing of
2 representatives from—

3 (i) the Department of Justice;

4 (ii) the Department of Education;

5 (iii) the Department of Labor;

6 (iv) the Department of Health and
7 Human Services;

8 (v) the Department of Housing and
9 Urban Development; and

10 (vi) any other Federal department or
11 agency (subject to the approval of the head
12 of that department or agency, in the case
13 of a department or agency other than the
14 Department of Justice) to each high inten-
15 sity gang activity area to identify and co-
16 ordinate efforts to access Federal pro-
17 grams and resources available to provide
18 gang prevention, intervention, and reentry
19 assistance;

20 (D) prioritize and administer the Federal
21 program and resource requests made by the
22 local collaborative working group established
23 under subparagraph (A) for each high intensity
24 gang activity area;

1 (E) provide all necessary funding for the
2 operation of each such local collaborative work-
3 ing group in each high intensity gang activity
4 area; and

5 (F) provide all necessary funding for na-
6 tional and regional meetings of such local col-
7 laborative working groups, criminal street gang
8 enforcement teams, and educational, commu-
9 nity, social service, faith-based, and all other re-
10 lated organizations, as needed, to ensure effec-
11 tive operation of such teams through the shar-
12 ing of intelligence and best practices and for
13 any other related purpose.

14 (3) COMPOSITION OF CRIMINAL STREET GANG
15 ENFORCEMENT TEAM.—Each team established
16 under paragraph (2)(A)(i) shall consist of agents
17 and officers, where feasible, from—

- 18 (A) the Federal Bureau of Investigation;
19 (B) the Drug Enforcement Administration;
20 (C) the Bureau of Alcohol, Tobacco, Fire-
21 arms, and Explosives;
22 (D) the United States Marshals Service;
23 (E) the Department of Homeland Security;
24 (F) the Department of Housing and Urban
25 Development;

1 (G) State, local, and, where appropriate,
2 tribal law enforcement;

3 (H) Federal, State, and local prosecutors;
4 and

5 (I) the Bureau of Indian Affairs, Office of
6 Law Enforcement Services, where appropriate.

7 (4) CRITERIA FOR DESIGNATION.—In consid-
8 ering an area for designation as a high intensity
9 gang activity area under this section, the Attorney
10 General shall consider—

11 (A) the current and predicted levels of
12 gang crime activity in the area;

13 (B) the extent to which qualitative and
14 quantitative data indicate that violent crime in
15 the area is related to criminal street gang activ-
16 ity, such as murder, robbery, assaults,
17 carjacking, arson, kidnapping, extortion, drug
18 trafficking, and other criminal activity;

19 (C) the extent to which State, local, and,
20 where appropriate, tribal law enforcement agen-
21 cies, schools, community groups, social service
22 agencies, job agencies, faith-based organiza-
23 tions, and other organizations have committed
24 resources to—

1 (i) respond to the gang crime prob-
2 lem; and

3 (ii) participate in a gang enforcement
4 team;

5 (D) the extent to which a significant in-
6 crease in the allocation of Federal resources
7 would enhance local response to the gang crime
8 activities in the area; and

9 (E) any other criteria that the Attorney
10 General considers to be appropriate.

11 (5) RELATION TO HIDTAS.—If the Attorney
12 General establishes a high intensity gang activity
13 area that substantially overlaps geographically with
14 any existing high intensity drug trafficking area (in
15 this section referred to as a “HIDTA”), the Attor-
16 ney General shall direct the local collaborative work-
17 ing group for that high intensity gang activity area
18 to enter into an agreement with the Executive Board
19 for that HIDTA, providing that—

20 (A) the Executive Board of that HIDTA
21 shall establish a separate high intensity gang
22 activity area law enforcement steering com-
23 mittee, and select (with a preference for Fed-
24 eral, State, and local law enforcement agencies
25 that are within the geographic area of that high

1 intensity gang activity area) the members of
2 that committee, subject to the concurrence of
3 the Attorney General;

4 (B) the high intensity gang activity area
5 law enforcement steering committee established
6 under subparagraph (A) shall administer the
7 funds provided under subsection (g)(1) for the
8 criminal street gang enforcement team, after
9 consulting with, and consistent with the goals
10 and strategies established by, that local collabo-
11 rative working group;

12 (C) the high intensity gang activity area
13 law enforcement steering committee established
14 under subparagraph (A) shall select, from Fed-
15 eral, State, and local law enforcement agencies
16 within the geographic area of that high inten-
17 sity gang activity area, the members of the
18 Criminal Street Gang Enforcement Team, in
19 accordance with paragraph (3); and

20 (D) the Criminal Street Gang Enforcement
21 Team of that high intensity gang activity area,
22 and its law enforcement steering committee,
23 may, with approval of the Executive Board of
24 the HIDTA with which it substantially over-

1 laps, utilize the intelligence-sharing, administra-
2 tive, and other resources of that HIDTA.

3 (c) REPORTING REQUIREMENTS.—

4 (1) IN GENERAL.—Not later than December 1
5 of each year, the Attorney General shall submit to
6 the appropriate committees of Congress, the Direc-
7 tor of the Office of Management and Budget, and
8 the Domestic Policy Council a report that describes,
9 for each designated high intensity gang activity
10 area—

11 (A) the specific long-term and short-term
12 goals and objectives;

13 (B) the measurements used to evaluate the
14 performance of the high intensity gang activity
15 area in achieving the long-term and short-term
16 goals;

17 (C) the age, composition, and membership
18 of gangs;

19 (D) the number and nature of crimes com-
20 mitted by gangs and gang members;

21 (E) the definition of the term “gang” used
22 to compile that report; and

23 (F) the programmatic outcomes and fund-
24 ing need of the high intensity gang area, includ-
25 ing—

1 (i) an evidence-based analysis of the
2 best practices and outcomes from the work
3 of the relevant local collaborative working
4 group; and

5 (ii) an analysis of whether Federal re-
6 sources distributed meet the needs of the
7 high intensity gang activity area and, if
8 any programmatic funding shortfalls exist,
9 recommendations for programs or funding
10 to meet such shortfalls.

11 (2) APPROPRIATE COMMITTEES.—In this sub-
12 section, the term “appropriate committees of Con-
13 gress” means—

14 (A) the Committee on the Judiciary, the
15 Committee on Appropriations, and the Com-
16 mittee on Health, Education, Labor, and Pen-
17 sions of the Senate; and

18 (B) the Committee on the Judiciary, the
19 Committee on Appropriations, the Committee
20 on Education and Labor, and the Committee on
21 Energy and Commerce of the House of Rep-
22 resentatives.

23 (d) ADDITIONAL ASSISTANT UNITED STATES ATTOR-
24 NEYS.—The Attorney General is authorized to hire 94 ad-
25 ditional Assistant United States attorneys, and non-attor-

1 ney coordinators and paralegals as necessary, to carry out
2 the provisions of this section.

3 (e) ADDITIONAL DEFENSE COUNSEL.—In each of
4 the fiscal years 2009 through 2013, the Director of the
5 Administrative Office of the United States Courts is au-
6 thorized to hire 71 additional attorneys, non-attorney co-
7 ordinators, and investigators, as necessary, in Federal De-
8 fender Programs and Federal Community Defender Orga-
9 nizations, and to make additional payments as necessary
10 to retain appointed counsel under section 3006A of title
11 18, United States Code, to adequately respond to any in-
12 creased or expanded caseloads that may occur as a result
13 of this section. Funding under this subsection shall not
14 exceed the funding levels under subsection (d).

15 (f) NATIONAL GANG RESEARCH, EVALUATION, AND
16 POLICY INSTITUTE.—

17 (1) IN GENERAL.—The Office of Justice Pro-
18 grams of the Department of Justice, after consulting
19 with relevant law enforcement officials, practitioners
20 and researchers, shall establish a National Gang Re-
21 search, Evaluation, and Policy Institute (in this sub-
22 section referred to as the “Institute”).

23 (2) ACTIVITIES.—The Institute shall—

24 (A) promote and facilitate the implementa-
25 tion of data-driven, effective gang violence sup-

1 pression, prevention, intervention, and reentry
2 models, such as the Operation Ceasefire model,
3 the Strategic Public Health Approach, the
4 Gang Reduction Program, or any other prom-
5 ising municipally driven, comprehensive commu-
6 nity-wide strategy that is demonstrated to be
7 effective in reducing gang violence;

8 (B) assist jurisdictions by conducting time-
9 ly research on effective models and designing
10 and promoting implementation of effective local
11 strategies, including programs that have objec-
12 tives and data on how they reduce gang violence
13 (including shootings and killings), using preven-
14 tion, outreach, and community approaches, and
15 that demonstrate the efficacy of these ap-
16 proaches; and

17 (C) provide and contract for technical as-
18 sistance as needed in support of its mission.

19 (3) NATIONAL CONFERENCE.—Not later than
20 90 days after the date of its formation, the Institute
21 shall design and conduct a national conference to re-
22 duce and prevent gang violence, and to teach and
23 promote gang violence prevention, intervention, and
24 reentry strategies. The conference shall be attended
25 by appropriate representatives from criminal street

1 gang enforcement teams, and local collaborative
2 working groups, including representatives of edu-
3 cational, community, religious, and social service or-
4 ganizations, and gang program and policy research
5 evaluators.

6 (4) NATIONAL DEMONSTRATION SITES.—Not
7 later than 120 days after the date of its formation,
8 the Institute shall select appropriate HIGAA areas
9 to serve as primary national demonstration sites,
10 based on the nature, concentration, and distribution
11 of various gang types, the jurisdiction’s established
12 capacity to integrate prevention, intervention, re-
13 entry and enforcement efforts, and the range of par-
14 ticular gang-related issues. After establishing pri-
15 mary national demonstration sites, the Institute
16 shall establish such other secondary sites, to be
17 linked to and receive evaluation, research, and tech-
18 nical assistance through the primary sites, as it may
19 determine appropriate.

20 (5) DISSEMINATION OF INFORMATION.—Not
21 later than 180 days after the date of its formation,
22 the Institute shall develop and begin dissemination
23 of information about methods to effectively reduce
24 and prevent gang violence, including guides, research
25 and assessment models, case studies, evaluations,

1 and best practices. The Institute shall also create a
2 website, designed to support the implementation of
3 successful gang violence prevention models, and dis-
4 seminate appropriate information to assist jurisdic-
5 tions in reducing gang violence.

6 (6) GANG INTERVENTION ACADEMIES.—Not
7 later than 6 months after the date of its formation,
8 the Institute shall, either directly or through con-
9 tracts with qualified nonprofit organizations, estab-
10 lish not less than one training academy, located in
11 a high intensity gang activity area, to promote effec-
12 tive gang intervention and community policing. The
13 purposes of an academy established under this para-
14 graph shall be to increase professionalism of gang
15 intervention workers, improve officer training for
16 working with gang intervention workers, create best
17 practices for independent cooperation between offi-
18 cers and intervention workers, and develop training
19 for community policing.

20 (7) SUPPORT.—The Institute shall obtain initial
21 and continuing support from experienced researchers
22 and practitioners, as it determines necessary, to test
23 and assist in implementing its strategies nationally,
24 regionally, and locally.

1 (8) RESEARCH AGENDA.—The Institute shall
2 establish and implement a core research agenda de-
3 signed to address areas of particular challenge, in-
4 cluding—

5 (A) how best to apply and continue to test
6 the models described in paragraph (2) in par-
7 ticularly large jurisdictions;

8 (B) how to foster and maximize the con-
9 tinuing impact of community moral voices in
10 this context;

11 (C) how to ensure the long-term sustain-
12 ability of reduced violent crime levels once ini-
13 tial levels of enthusiasm may subside; and

14 (D) how to apply existing intervention
15 frameworks to emerging local, regional, na-
16 tional, or international gang problems, such as
17 the emergence of the gang known as MS-13.

18 (9) EVALUATION.—The National Institute of
19 Justice shall evaluate, on a continuing basis, com-
20 prehensive gang violence prevention, intervention,
21 suppression, and reentry strategies supported by the
22 Institute, and shall report the results of these eval-
23 uations by no later than October 1 each year to the
24 Committee on the Judiciary of the Senate and the

1 Committee on the Judiciary of the House of Rep-
2 resentatives.

3 (10) FUNDS.—The Attorney General shall use
4 not less than 3 percent, and not more than 5 per-
5 cent, of the amounts made available under this sec-
6 tion to establish and operate the Institute.

7 (g) USE OF FUNDS.—Of amounts made available to
8 a local collaborative working group under this section for
9 each fiscal year that are remaining after the costs of hir-
10 ing a full time coordinator for the local collaborative ef-
11 fort—

12 (1) 50 percent shall be used for the operation
13 of criminal street gang enforcement teams; and

14 (2) 50 percent shall be used—

15 (A) to provide at-risk youth with positive
16 alternatives to gangs and other violent groups
17 and to address the needs of those who leave
18 gangs and other violent groups through—

19 (i) service providers in the community,
20 including schools and school districts; and

21 (ii) faith leaders and other individuals
22 experienced at reaching youth who have
23 been involved in violence and violent gangs
24 or groups;

1 (B) for the establishment and operation of
2 the National Gang Research, Evaluation, and
3 Policy Institute; and

4 (C) to support and provide technical assist-
5 ance to research in criminal justice, social serv-
6 ices, and community gang violence prevention
7 collaborations.

8 (h) AUTHORIZATION OF APPROPRIATIONS.—There
9 are authorized to be appropriated to carry out this section
10 \$75,000,000 for each of the fiscal years 2009 through
11 2013. Any funds made available under this subsection
12 shall remain available until expended.

13 **SEC. 4. GANG PREVENTION GRANTS.**

14 (a) AUTHORITY TO MAKE GRANTS.—The Attorney
15 General of the United States, through the Office of Justice
16 Programs of the Department of Justice, may make grants,
17 in accordance with such regulations as the Attorney Gen-
18 eral may prescribe, to States, units of local government,
19 tribal governments, and qualified private entities, as speci-
20 fied by the Attorney General, to develop community-based
21 programs that provide crime prevention, research, and
22 intervention services that are designed for gang members
23 and at-risk youth.

24 (b) APPLICATION.—To be eligible to receive a grant
25 under subsection (a), a State, unit of local government,

1 tribal government, or qualified private entity shall submit
2 to the Attorney General an application at such time, in
3 such manner, and accompanied by such information as the
4 Attorney General may reasonably require.

5 (c) USE OF GRANT AMOUNTS.—A grant under this
6 section may be used (including through subgrants) for—

7 (1) preventing initial gang recruitment and in-
8 volvement among younger teenagers;

9 (2) reducing gang involvement through non-
10 violent and constructive activities, such as commu-
11 nity service programs, development of nonviolent
12 conflict resolution skills, employment and legal as-
13 sistance, family counseling, and other safe, commu-
14 nity-based alternatives for high-risk youth;

15 (3) developing in-school and after-school gang
16 safety, control, education, and resistance procedures
17 and programs;

18 (4) identifying and addressing early childhood
19 risk factors for gang involvement, including parent
20 training and childhood skills development;

21 (5) identifying and fostering protective factors
22 that buffer children and adolescents from gang in-
23 volvement;

24 (6) developing and identifying investigative pro-
25 grams designed to deter gang recruitment, involve-

1 ment, and activities through effective intelligence
2 gathering;

3 (7) developing programs and youth centers for
4 first-time nonviolent offenders facing alternative
5 penalties, such as mandated participation in commu-
6 nity service, restitution, counseling, and education
7 and prevention programs;

8 (8) implementing regional, multidisciplinary ap-
9 proaches to combat gang violence through coordi-
10 nated programs for prevention and intervention (in-
11 cluding street outreach programs and other peace-
12 making activities) or coordinated law enforcement
13 activities (including regional gang task forces and
14 regional crime mapping strategies that enhance fo-
15 cused prosecutions and reintegration strategies for
16 offender reentry); or

17 (9) identifying at-risk and high-risk students
18 through home visits organized through joint collabo-
19 rations between law enforcement, faith-based organi-
20 zations, schools, and social workers.

21 (d) GRANT REQUIREMENTS.—

22 (1) MAXIMUM.—The amount of a grant under
23 this section may not exceed \$1,000,000.

24 (2) CONSULTATION AND COOPERATION.—To be
25 eligible to receive a grant under this section an enti-

1 ty shall have in effect as of the date of the applica-
2 tion submitted by the entity under subsection (b)
3 agreements to consult and cooperate with local,
4 State, or Federal law enforcement and participate,
5 as appropriate, in coordinated efforts to reduce gang
6 activity and violence.

7 (e) ANNUAL REPORT.—Each recipient of a grant
8 under this section shall submit to the Attorney General,
9 for each year in which funds from the grant are expended,
10 a report containing—

11 (1) a summary of the activities carried out with
12 such funds during the year;

13 (2) an assessment of the effectiveness of the
14 crime prevention, research, and intervention activi-
15 ties of the recipient, based on data collected by the
16 recipient;

17 (3) a strategic plan for the use of grant funds
18 under this section during the year following the year
19 described in paragraph (1);

20 (4) evidence of consultation and cooperation
21 with local, State, or Federal law enforcement or, if
22 the grant recipient is a government entity, evidence
23 of consultation with an organization engaged in any
24 activity described in subsection (c); and

1 (5) such other information as the Attorney
2 General may require.

3 (f) DEFINITION.—In this section, the term “units of
4 local government” includes sheriffs departments, police
5 departments, and local prosecutor offices.

6 (g) AUTHORIZATION OF APPROPRIATIONS.—There
7 are authorized to be appropriated to carry out this section
8 \$35,000,000 for each of the fiscal years 2009 through
9 2013.

10 **SEC. 5. ENHANCEMENT OF PROJECT SAFE NEIGHBOR-**
11 **HOODS INITIATIVE TO IMPROVE ENFORCE-**
12 **MENT OF CRIMINAL LAWS AGAINST VIOLENT**
13 **GANGS.**

14 (a) IN GENERAL.—While maintaining the focus of
15 Project Safe Neighborhoods as a comprehensive, strategic
16 approach to reducing gun violence in the United States,
17 the Attorney General is authorized to expand the Project
18 Safe Neighborhoods program to require each United
19 States attorney to—

20 (1) identify, investigate, and prosecute criminal
21 street gangs, as defined in section 521(a) of title 18,
22 United States Code, operating within their district;
23 and

1 (2) coordinate the identification, investigation,
2 and prosecution of such criminal street gangs among
3 Federal, State, and local law enforcement agencies.

4 (b) ADDITIONAL STAFF FOR PROJECT SAFE NEIGH-
5 BORHOODS.—

6 (1) IN GENERAL.—The Attorney General may
7 hire Assistant United States attorneys, non-attorney
8 coordinators, or paralegals to carry out the provi-
9 sions of this section.

10 (2) ENFORCEMENT.—The Attorney General
11 may hire agents of the Bureau of Alcohol, Tobacco,
12 Firearms, and Explosives for, and otherwise expend
13 additional resources in support of, the Bureau's
14 Project Safe Neighborhoods/Firearms Violence Re-
15 duction program.

16 (c) AUTHORIZATION OF APPROPRIATIONS.—There
17 are authorized to be appropriated \$20,000,000 for each
18 of the fiscal years 2009 through 2013 to carry out this
19 section. Any funds made available under this subsection
20 shall remain available until expended.

1 **SEC. 6. ADDITIONAL RESOURCES NEEDED BY THE FED-**
2 **ERAL BUREAU OF INVESTIGATION TO INVES-**
3 **TIGATE AND PROSECUTE VIOLENT CRIMINAL**
4 **STREET GANGS.**

5 (a) EXPANSION OF SAFE STREETS PROGRAM.—The
6 Attorney General is authorized to expand the Safe Streets
7 Program of the Federal Bureau of Investigation for the
8 purpose of supporting criminal street gang enforcement
9 teams described in section 3(b)(2)(A)(i).

10 (b) NATIONAL GANG ACTIVITY DATABASE.—

11 (1) IN GENERAL.—The Attorney General shall
12 establish a National Gang Activity Database to be
13 housed at and administered by the Department of
14 Justice.

15 (2) DESCRIPTION.—The database required by
16 paragraph (1) shall—

17 (A) be designed to disseminate information
18 on gangs to law enforcement agencies through-
19 out the country and, subject to appropriate con-
20 trols, to disseminate aggregate statistical infor-
21 mation on such gangs to other members of the
22 criminal justice system, community leaders,
23 academics, and the public;

24 (B) contain critical information on gangs,
25 gang members, firearms, criminal activities, ve-
26 hicles, and other information useful for inves-

1 tigators in solving and reducing gang-related
2 crimes;

3 (C) operate in a manner that enables law
4 enforcement agencies to—

5 (i) identify gang members involved in
6 crimes;

7 (ii) track the movement of gangs and
8 gang members throughout the region;

9 (iii) coordinate law enforcement re-
10 sponse to gang-related violence;

11 (iv) enhance officer safety;

12 (v) provide realistic, up-to-date figures
13 and statistical data on gang-related crime
14 and violence;

15 (vi) forecast trends in such crime and
16 violence and respond accordingly; and

17 (vii) more easily solve such crimes and
18 prevent such violence; and

19 (D) be subject to guidelines, issued by the
20 Attorney General, specifying the criteria for
21 adding information to the database, the appro-
22 priate period for retention of such information,
23 and a process for removing individuals from the
24 database, and prohibiting disseminating gang
25 information to any entity that is not a law en-

1 forcement agency, except aggregate statistical
2 information where appropriate.

3 (3) USE OF RISS SECURE INTRANET.—From
4 amounts made available to carry out this section, the
5 Attorney General shall provide the Regional Infor-
6 mation Sharing Systems such sums as are necessary
7 to use the secure intranet known as RISSNET to
8 electronically connect existing gang information sys-
9 tems (including the RISSGang National Gang Data-
10 base) with the National Gang Activity Database,
11 thereby facilitating the automated information ex-
12 change of existing gang data by all connected sys-
13 tems without the need for additional databases or
14 data replication.

15 (c) AUTHORIZATION OF APPROPRIATIONS.—

16 (1) IN GENERAL.—In addition to amounts oth-
17 erwise authorized, there are authorized to be appro-
18 priated to the Attorney General \$10,000,000 for
19 each of the fiscal years 2009 through 2013 to carry
20 out this section.

21 (2) AVAILABILITY.—Any amounts appropriated
22 under paragraph (1) shall remain available until ex-
23 pended.

1 **SEC. 7. GRANTS TO PROSECUTORS AND LAW ENFORCE-**
2 **MENT TO COMBAT VIOLENT CRIME.**

3 (a) IN GENERAL.—Section 31702 of the Violent
4 Crime Control and Law Enforcement Act of 1994 (42
5 U.S.C. 13862) is amended—

6 (1) in paragraph (3), by striking “and” at the
7 end;

8 (2) in paragraph (4), by striking the period at
9 the end and inserting a semicolon; and

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

11 “(5) to hire additional prosecutors to—

12 “(A) allow more cases to be prosecuted;

13 and

14 “(B) reduce backlogs; and

15 “(6) to fund technology, equipment, and train-
16 ing for prosecutors and law enforcement in order to
17 increase accurate identification of gang members
18 and violent offenders, and to maintain databases
19 with such information to facilitate coordination
20 among law enforcement and prosecutors.”.

21 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
22 31707 of the Violent Crime Control and Law Enforcement
23 Act of 1994 (42 U.S.C. 13867) is amended to read as
24 follows:

1 **“SEC. 31707. AUTHORIZATION OF APPROPRIATIONS.**

2 “There are authorized to be appropriated
3 \$20,000,000 for each of the fiscal years 2009 through
4 2013 to carry out this subtitle.”.

5 **SEC. 8. EXPANSION AND REAUTHORIZATION OF THE MEN-**
6 **TORING INITIATIVE FOR SYSTEM INVOLVED**
7 **YOUTH.**

8 (a) EXPANSION.—Section 261(a) of the Juvenile Jus-
9 tice and Delinquency Prevention Act of 1974 (42 U.S.C.
10 5665(a)) is amended by adding at the end the following:
11 “The Administrator shall expand the number of sites re-
12 ceiving such grants from 4 to 12.”.

13 (b) AUTHORIZATION OF PROGRAM.—Section 299(c)
14 of the Juvenile Justice and Delinquency Prevention Act
15 of 1974 (42 U.S.C. 5671(c)) is amended—

16 (1) by striking “There are authorized” and in-
17 serting the following:

18 “(1) IN GENERAL.—There are authorized”; and

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

20 “(2) AUTHORIZATION OF APPROPRIATIONS FOR
21 MENTORING INITIATIVE.—There are authorized to
22 be appropriated to carry out the Mentoring Initiative
23 for System Involved Youth Program under part E
24 \$4,800,000 for each of the fiscal years 2009 through
25 2013.”.

1 **SEC. 9. DEMONSTRATION GRANTS TO ENCOURAGE CRE-**
2 **ATIVE APPROACHES TO GANG ACTIVITY AND**
3 **AFTER-SCHOOL PROGRAMS.**

4 (a) IN GENERAL.—The Attorney General may make
5 grants to public or nonprofit private entities (including
6 faith-based organizations) for the purpose of assisting the
7 entities in carrying out projects involving innovative ap-
8 proaches to combat gang activity.

9 (b) CERTAIN APPROACHES.—For purposes of sub-
10 section (a), innovative approaches may include the fol-
11 lowing:

12 (1) Encouraging teen-driven approaches to
13 gang activity prevention.

14 (2) Educating parents to recognize signs of
15 problems and potential gang involvement in their
16 children.

17 (3) Teaching parents the importance of a nur-
18 turing family and home environment to keep chil-
19 dren out of gangs.

20 (4) Facilitating communication between parents
21 and children, especially programs that have been
22 evaluated and proven effective.

23 (c) MATCHING FUNDS.—

24 (1) IN GENERAL.—The Attorney General may
25 make a grant under this section only if the entity re-
26 ceiving the grant agrees to make available (directly

1 or through donations from public or private entities)
2 non-Federal contributions toward the cost of activi-
3 ties to be performed with that grant in an amount
4 that is not less than 25 percent of such costs.

5 (2) DETERMINATION OF AMOUNT CONTRIB-
6 UTED.—Non-Federal contributions required by para-
7 graph (1) may be in cash or in kind, fairly evalu-
8 ated, including facilities, equipment, or services.
9 Amounts provided by the Federal Government, or
10 services assisted or subsidized to any significant ex-
11 tent by the Federal Government, may not be in-
12 cluded in determining the amount of such non-Fed-
13 eral contributions.

14 (d) EVALUATION OF PROJECTS.—

15 (1) IN GENERAL.—The Attorney General shall
16 establish criteria for the evaluation of projects in-
17 volving innovative approaches referred to in sub-
18 section (a).

19 (2) GRANTEES.—A grant may be made under
20 subsection (a) only if the entity involved—

21 (A) agrees to conduct evaluations of the
22 approach in accordance with such criteria;

23 (B) agrees to submit to the Attorney Gen-
24 eral reports describing the results of such eval-

1 uations, as the Attorney General determines to
2 be appropriate; and

3 (C) submits to the Attorney General, in
4 the application required by subsection (e), a
5 plan for conducting such evaluations.

6 (e) APPLICATION FOR GRANT.—To request a grant
7 under this section, a public or nonprofit private entity de-
8 siring shall submit an application in such form, in such
9 manner, and containing such agreements, assurances, and
10 information (including the agreements required by sub-
11 sections (c) and (d) and the plan required by subsection
12 (d)(2)(C)) as the Attorney General determines appro-
13 priate.

14 (f) REPORT TO CONGRESS.—Not later than February
15 1 of each year, the Attorney General shall submit to Con-
16 gress a report describing the extent to which innovative
17 approaches referred to in subsection (a) have been suc-
18 cessful in reducing the rate of gang activity in the commu-
19 nities in which such approaches were carried out. Each
20 report submitted under this subsection shall describe each
21 such innovative approaches used under subsection (a) and
22 the effectiveness of such approach.

23 (g) AUTHORIZATION OF APPROPRIATIONS.—There is
24 authorized to be appropriated \$5,000,000 to carry out this
25 section for each of the fiscal years 2009 through 2013.

1 **SEC. 10. SHORT-TERM STATE WITNESS PROTECTION SEC-**
2 **TION.**

3 (a) ESTABLISHMENT.—

4 (1) IN GENERAL.—Chapter 37 of title 28,
5 United States Code, is amended by adding at the
6 end the following:

7 **“SEC. 570. SHORT-TERM STATE WITNESS PROTECTION SEC-**
8 **TION.**

9 “(a) IN GENERAL.—There is established in the
10 United States Marshals Service a Short-Term State Wit-
11 ness Protection Section, which shall provide protection for
12 witnesses in State and local trials involving homicide or
13 other major violent crimes pursuant to cooperative agree-
14 ments with State and local criminal prosecutor’s offices
15 and the United States attorney for the District of Colum-
16 bia.

17 “(b) ELIGIBILITY.—

18 “(1) IN GENERAL.—The Short-Term State Wit-
19 ness Protection Section shall give priority in award-
20 ing grants and providing services to—

21 “(A) criminal prosecutor’s offices for
22 States with an average of not less than 100
23 murders per year; and

24 “(B) criminal prosecutor’s offices for juris-
25 dictions that include a city, town, or township

1 with an average violent crime rate per 100,000
2 inhabitants that is above the national average.

3 “(2) CALCULATION.—The rate of murders and
4 violent crime under paragraph (1) shall be calculated
5 using the latest available crime statistics from the
6 Federal Bureau of Investigation during the 5-year
7 period immediately preceding an application for pro-
8 tection.”.

9 (2) CHAPTER ANALYSIS.—The chapter analysis
10 for chapter 37 of title 28, United States Code, is
11 amended by striking the items relating to sections
12 570 through 576 and inserting the following:

“570. Short-Term State Witness Protection Section.”.

13 (b) GRANT PROGRAM.—

14 (1) DEFINITIONS.—In this subsection—

15 (A) the term “eligible prosecutor’s office”
16 means a State or local criminal prosecutor’s of-
17 fice or the United States attorney for the Dis-
18 trict of Columbia; and

19 (B) the term “serious violent felony” has
20 the same meaning as in section 3559(e)(2) of
21 title 18, United States Code.

22 (2) GRANTS AUTHORIZED.—

23 (A) IN GENERAL.—The Attorney General
24 is authorized to make grants to eligible prosecu-
25 tor’s offices for purposes of identifying wit-

1 nesses in need of protection or providing short-
2 term protection to witnesses in trials involving
3 homicide or serious violent felony.

4 (B) ALLOCATION.—Each eligible prosecu-
5 tor’s office receiving a grant under this sub-
6 section may—

7 (i) use the grant to identify witnesses
8 in need of protection or provide witness
9 protection (including tattoo removal serv-
10 ices); or

11 (ii) pursuant to a cooperative agree-
12 ment with the Short-Term State Witness
13 Protection Section of the United States
14 Marshals Service, credit the grant to the
15 Short-Term State Witness Protection Sec-
16 tion to cover the costs to the section of
17 providing witness protection on behalf of
18 the eligible prosecutor’s office.

19 (3) APPLICATION.—

20 (A) IN GENERAL.—To be eligible to receive
21 a grant under this subsection a prosecutor’s of-
22 fice shall submit to the Attorney General an ap-
23 plication at such time, in such manner, and ac-
24 companied by such information as the Attorney

1 General may reasonably require in addition to
2 the information described in subparagraph (B).

3 (B) CONTENTS.—Each application sub-
4 mitted under subparagraph (A) shall—

5 (i) describe the activities for which as-
6 sistance under this subsection is sought;
7 and

8 (ii) provide such additional assurances
9 as the Attorney General determines to be
10 essential to ensure compliance with the re-
11 quirements of this subsection.

12 (4) AUTHORIZATION OF APPROPRIATIONS.—
13 There are authorized to be appropriated to carry out
14 this subsection \$10,000,000 for each of the fiscal
15 years 2009 through 2013.

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