

111TH CONGRESS
1ST SESSION

S. 1327

To reauthorize the public and Indian housing drug elimination program of the Department of Housing and Urban Development, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 23, 2009

Mr. JOHNSON (for himself and Mr. MENENDEZ) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To reauthorize the public and Indian housing drug elimination program of the Department of Housing and Urban Development, 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 “Public and Indian
5 Housing Crime and Drug Elimination Program Reauthor-
6 ization Act of 2009”.

7 **SEC. 2. AMENDMENT TO SHORT TITLE.**

8 (a) IN GENERAL.—The Public and Assisted Housing
9 Drug Elimination Act of 1990 is amended by striking the

1 chapter designation and heading and all that follows
 2 through section 5121 (42 U.S.C. 11901 note; 102 Stat.
 3 4301; 104 Stat. 4245) and inserting the following:

4 **“CHAPTER 2—PUBLIC AND INDIAN HOUS-**
 5 **ING CRIME AND DRUG ELIMINATION**
 6 **PROGRAM**

7 **“SEC. 5121. SHORT TITLE.**

8 “This chapter may be cited as the ‘Public and Indian
 9 Housing Crime and Drug Elimination Program Act’.”.

10 (b) REFERENCES.—Any reference in any Federal,
 11 State, tribal, or local law (including regulations) to the
 12 “Public and Assisted Housing Drug Elimination Act of
 13 1990” (42 U.S.C. 11901 et seq.) shall be considered to
 14 be a reference to the “Public and Indian Housing Crime
 15 and Drug Elimination Program Act”.

16 **SEC. 3. ELIGIBLE ACTIVITIES.**

17 Section 5124(a)(6) of the Public and Indian Housing
 18 Crime and Drug Elimination Program Act (42 U.S.C.
 19 11903(a)(6)) (as amended by section 2(a)) is amended by
 20 striking “treatment programs;” and inserting the fol-
 21 lowing: “treatment programs, except that the activities
 22 conducted under any such program and paid for, in whole
 23 or in part, using a grant provided under this chapter may
 24 only include—

1 “(A) providing access to treatment for
2 drug abuse through rehabilitation or relapse
3 prevention;

4 “(B) providing education regarding the
5 dangers and adverse consequences of drug use
6 or violent crime;

7 “(C)(i) assisting drug users in dis-
8 continuing drug use through an educational
9 program; and

10 “(ii) if appropriate, referring the users to
11 drug treatment programs;

12 “(D) providing after-school activities for
13 youths for the purpose of discouraging, reduc-
14 ing, or eliminating drug use or violent crime by
15 youths;

16 “(E) providing capital improvements for
17 the purpose of discouraging, reducing, or elimi-
18 nating drug use or violent crime; and

19 “(F) providing security services for the
20 purpose of discouraging, reducing, or elimi-
21 nating drug use or violent crime;”.

22 **SEC. 4. APPLICATIONS.**

23 Section 5125(a) of the Public and Indian Housing
24 Crime and Drug Elimination Program Act (42 U.S.C.
25 11904(a)) (as amended by section 2(a)) is amended—

1 (1) by striking the subsection designation and
 2 heading and all that follows through “To receive a
 3 grant” and inserting the following:

4 “(a) REQUIREMENT.—

5 “(1) IN GENERAL.—To receive a grant”;

6 (2) in the first sentence, by inserting a comma
 7 after “an Indian tribe”;

8 (3) in the second sentence—

9 (A) by striking “Such application” and in-
 10 serting the following:

11 “(2) INCLUSION OF PLAN.—An application
 12 under paragraph (1)”;

13 (B) by striking “around of the housing”
 14 and inserting “around the housing”; and

15 (4) by adding at the end the following:

16 “(3) DEVELOPMENT; AGREEMENTS.—Each
 17 plan submitted under paragraph (2) shall—

18 “(A) to the maximum extent practicable,
 19 be developed in coordination with relevant local
 20 law enforcement agencies and other local enti-
 21 ties involved in crime prevention and reduction;
 22 and

23 “(B) include an agreement between the ap-
 24 plicant and the Office of Policy Development
 25 and Research under which the applicant shall

1 work cooperatively with the Office in carrying
2 out section 5129.”.

3 **SEC. 5. REPORTS.**

4 Section 5127 of the Public and Indian Housing
5 Crime and Drug Elimination Program Act (42 U.S.C.
6 11906) (as amended by section 2(a)) is amended by add-
7 ing at the end the following:

8 “(d) EFFECTIVENESS REPORT.—Not later than 4
9 years after the date of enactment of the Public and Indian
10 Housing Crime and Drug Elimination Program Reauthor-
11 ization Act of 2009, the Secretary shall submit to Con-
12 gress a report that includes—

13 “(1) aggregate data regarding the categories of
14 program activities that have been funded by grants
15 under this chapter;

16 “(2) promising strategies relating to preventing
17 and reducing violent and drug-related crime in pub-
18 lic, Indian, and federally assisted low-income housing
19 derived from—

20 “(A) a review of existing research; and

21 “(B) evaluations of programs funded by
22 grants under this chapter that were conducted
23 by—

24 “(i) the Office of Policy Development
25 and Research; or

1 “(ii) grantees;

2 “(3) the means by which the strategies de-
3 scribed in paragraph (2) have been incorporated
4 into—

5 “(A) guidance provided to applicants under
6 this chapter; and

7 “(B) regulations promulgated pursuant to
8 this chapter; and

9 “(4) any statutory changes recommended by the
10 Secretary to increase the effectiveness of grants pro-
11 vided under this chapter.”.

12 **SEC. 6. OFFICE OF POLICY DEVELOPMENT AND RESEARCH**
13 **REVIEW AND EVALUATION PLAN.**

14 The Public and Indian Housing Crime and Drug
15 Elimination Program Act (as amended by section 2(a))
16 is amended—

17 (1) by redesignating section 5129 (42 U.S.C.
18 11908) as section 5130; and

19 (2) by inserting after section 5128 (42 U.S.C.
20 11907) the following:

21 **“SEC. 5129. OFFICE OF POLICY DEVELOPMENT AND RE-**
22 **SEARCH REVIEW AND EVALUATION PLAN.**

23 “(a) REVIEW.—

24 “(1) IN GENERAL.—The Office of Policy Devel-
25 opment and Research established pursuant to sec-

tion 501 of the Housing and Urban Development Act of 1970 (12 U.S.C. 1701z–1) shall conduct a review of existing research relating to preventing and reducing violent and drug-related crime to assess, using scientifically rigorous and acceptable methods, any strategies that—

“(A) have been found to be effective in preventing and reducing violent and drug-related crime; and

“(B) are likely to be effective in preventing and reducing violent and drug-related crime in public and federally assisted low-income housing.

“(2) REPORT.—Not later than 180 days after the date of enactment of the Public and Indian Housing Crime and Drug Elimination Program Reauthorization Act of 2009, the Secretary shall publish a written report describing the results of the review under paragraph (1).

“(b) EVALUATION PLAN.—

“(1) IN GENERAL.—On completion of the review under subsection (a)(1), the Office of Policy Development and Research, in consultation with housing authorities, social scientists, and other interested parties, shall develop and implement a plan for

1 evaluating the effectiveness of each strategy (includ-
 2 ing new and innovative strategies and existing strat-
 3 egies) funded under this chapter that have not pre-
 4 viously been subject to a rigorous evaluation method-
 5 ology, as determined by the Office.

6 “(2) METHODOLOGY.—The plan developed
 7 under paragraph (1) shall require each evaluation
 8 carried out pursuant to the plan to use a rigorous
 9 methodology, particularly random assignment (where
 10 practicable), that is capable of producing scientif-
 11 ically valid knowledge regarding which program ac-
 12 tivities are effective in preventing and reducing vio-
 13 lent and drug-related crime in public and other fed-
 14 erally assisted low-income housing.”.

15 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

16 Section 5130 of the Public and Indian Housing
 17 Crime and Drug Elimination Program Act (as amended
 18 by sections 2(a) and 6(1)) (42 U.S.C. 11908) is amend-
 19 ed—

20 (1) by striking subsection (a) and inserting the
 21 following:

22 “(a) IN GENERAL.—There are authorized to be ap-
 23 propriated to carry out this chapter—

24 “(1) \$240,000,000 for fiscal year 2010;

25 “(2) \$250,000,000 for fiscal year 2011;

1 “(3) \$265,000,000 for fiscal year 2012;
2 “(4) \$285,000,000 for fiscal year 2013; and
3 “(5) \$310,000,000 for fiscal year 2014.”; and
4 (2) by adding at the end the following:
5 “(d) SET-ASIDE FOR OFFICE OF POLICY DEVELOP-
6 MENT AND RESEARCH.—Of the amounts made available
7 for each fiscal year to carry out this chapter, not less than
8 2 percent shall be made available to the Office of Policy
9 Development and Research to carry out section 5129.”.

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