

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Great Lakes Environmental Sensitivity Index Act of 2019”.

**SEC. 2. UPDATE TO ENVIRONMENTAL SENSITIVITY INDEX PRODUCTS OF NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION FOR GREAT LAKES.**

(a) UPDATE REQUIRED FOR ENVIRONMENTAL SENSITIVITY INDEX PRODUCTS FOR GREAT LAKES.—Not later than 180 days after the date of the enactment of this Act, the Under Secretary for Oceans and Atmosphere shall commence updating the environmental sensitivity index products of the National Oceanic and Atmospheric Administration for each coastal area of the Great Lakes.

(b) PERIODIC UPDATES FOR ENVIRONMENTAL SENSITIVITY INDEX PRODUCTS GENERALLY.—Subject to the availability of appropriations and the priorities set forth in subsection (c), the Under Secretary shall—

(1) periodically update the environmental sensitivity index products of the Administration; and

(2) endeavor to do so not less frequently than once every 7 years.

(c) PRIORITIES.—When prioritizing geographic areas to update environmental sensitivity index products, the Under Secretary shall consider—

(1) the age of existing environmental sensitivity index products for the areas;

(2) the occurrence of extreme events, be it natural or man-made, which have significantly altered the shoreline or ecosystem since the last update;

(3) the natural variability of shoreline and coastal environment; and

(4) the volume of vessel traffic and general vulnerability to spilled pollutants.

(d) ENVIRONMENTAL SENSITIVITY INDEX PRODUCT DEFINED.—In this section, the term “environmental sensitivity index product” means a map or similar tool that is utilized to identify sensitive shoreline, coastal or offshore, resources prior to an oil spill event in order to set baseline priorities for protection and plan cleanup strategies, typically including information relating to shoreline type, biological resources, and human use resources.

(e) FUNDING.—Amounts for activities under this section shall be derived from amounts otherwise authorized to be appropriated or made available for the Under Secretary.

**CRISIS STABILIZATION AND COMMUNITY REENTRY ACT OF 2020**

Mr. CORNYN. Madam President, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of S. 3312 and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 3312) to establish a crisis stabilization and community reentry grant program, and for other purposes.

There being no objection, the committee was discharged and the Senate proceeded to consider the bill.

Mr. CORNYN. Madam President, I ask unanimous consent that the Cornyn substitute amendment at the desk be considered and agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 2684) in the nature of a substitute was agreed to, as follows:

(Purpose: In the nature of a substitute)

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Crisis Stabilization and Community Reentry Act of 2020”.

**SEC. 2. MENTAL HEALTH CRISIS STABILIZATION.**

(a) PLANNING AND IMPLEMENTATION GRANTS.—Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10101 et seq.) is amended by inserting after part NN the following:

**PART OO—CRISIS STABILIZATION AND COMMUNITY REENTRY PROGRAM.****SEC. 3051. GRANT AUTHORIZATION.**

“(a) IN GENERAL.—The Attorney General may make grants under this part to States, for use by State and local correctional facilities, for the purpose of providing clinical services for people with serious mental illness and substance use disorders that establish treatment, suicide prevention, and continuity of recovery in the community upon release from the correctional facility.

“(b) USE OF FUNDS.—A grant awarded under this part shall be used to support—

“(1) programs involving criminal and juvenile justice agencies, mental health agencies, community-based organizations that focus on reentry, and community-based behavioral health providers that improve clinical stabilization during pre-trial detention and incarceration and continuity of care leading to recovery in the community by providing services and supports that may include peer support services, enrollment in healthcare, and introduction to long-acting injectable medications or, as clinically indicated, other medications, by—

“(A) providing training and education for criminal and juvenile justice agencies, mental health agencies, and community-based behavioral health providers on interventions that support—

“(i) engagement in recovery supports and services;

“(ii) access to medication while in an incarcerated setting; and

“(iii) continuity of care during reentry into the community;

“(B) ensuring that offenders with serious mental illness are provided appropriate access to evidence-based recovery supports that may include peer support services, medication (including long-acting injectable medications where clinically appropriate), and psycho-social therapies;

“(C) offering technical assistance to criminal justice agencies on how to modify their administrative and clinical processes to accommodate evidence-based interventions, such as long-acting injectable medications and other recovery supports; and

“(D) participating in data collection activities specified by the Attorney General, in consultation with the Secretary of Health and Human Services;

“(2) programs that support cooperative efforts between criminal and juvenile justice agencies, mental health agencies, and community-based behavioral health providers to establish or enhance serious mental illness recovery support by—

“(A) strengthening or establishing crisis response services delivered by hotlines, mobile crisis teams, crisis stabilization and triage centers, peer support specialists, public safety officers, community-based behavioral health providers, and other stakeholders, including by providing technical support for interventions that promote long-term recovery;

“(B) engaging criminal and juvenile justice agencies, mental health agencies and community-based behavioral health providers, preliminary qualified offenders, and family and community members in program design, program implementation, and training on crisis response services, including connection to recovery services and supports;

“(C) examining health care reimbursement issues that may pose a barrier to ensuring the long-term financial sustainability of crisis response services and interventions that promote long-term engagement with recovery services and supports; and

“(D) participating in data collection activities specified by the Attorney General, in consultation with the Secretary of Health and Human Services; and

“(3) programs that provide training and additional resources to criminal and juvenile justice agencies, mental health agencies, and community-based behavioral health providers on serious mental illness, suicide prevention strategies, recovery engagement strategies, and the special health and social needs of justice-involved individuals who are living with serious mental illness.

“(c) CONSULTATION.—The Attorney General shall consult with the Secretary of Health and Human Services to ensure that serious mental illness treatment and recovery support services provided under this grant program incorporate evidence-based approaches that facilitate long-term engagement in recovery services and supports.

“(d) BEHAVIORAL HEALTH PROVIDER DEFINED.—In this section, the term ‘behavioral health provider’ means—

“(1) a community mental health center that meets the criteria under section 1913(c) of the Public Health Service Act (42 U.S.C. 300x-2(c)); or

“(2) a certified community behavioral health clinic described in section 223(d) of the Protecting Access to Medicare Act of 2014 (42 U.S.C. 1396a note).

**SEC. 3052. STATE APPLICATIONS.**

“(a) IN GENERAL.—To request a grant under this part, the chief executive of a State, or such agency as the chief executive may designate, shall submit an application to the Attorney General—

“(1) in such form and containing such information as the Attorney General may reasonably require;

“(2) that includes assurances that Federal funds received under this part shall be used to supplement, not supplant, non-Federal funds that would otherwise be available for activities funded under this part; and

“(3) that describes the coordination between State criminal and juvenile justice agencies, mental health agencies and community-based behavioral health providers, preliminary qualified offenders, and family and community members in—

“(A) program design;

“(B) program implementation; and

“(C) training on crisis response, medication adherence, and continuity of recovery in the community.

“(b) ELIGIBILITY FOR PREFERENCE WITH COMMUNITY CARE COMPONENT.—

“(1) IN GENERAL.—In awarding grants under this part, the Attorney General shall give preference to a State that ensures that individuals who participate in a program, funded by a grant under this part will be provided with continuity of care, in accordance with paragraph (2), in a community care provider program upon release from a correctional facility.

“(2) REQUIREMENTS.—For purposes of paragraph (1), the continuity of care shall involve the coordination of the correctional facility treatment program with qualified community behavioral health providers and other

recovery supports, pre-trial release programs, parole supervision programs, halfway house programs, and participation in peer recovery group programs, which may aid in ongoing recovery after the individual is released from the correctional facility.

**“(3) COMMUNITY CARE PROVIDER PROGRAM DEFINED.**—For purposes of this subsection, the term ‘community care provider program’ means a community mental health center or certified community behavioral health clinic that directly provides to an individual, or assists in connecting an individual to the provision of, appropriate community-based treatment, medication management, and other recovery supports, when the individual leaves a correctional facility at the end of a sentence or on parole.

**“(c) COORDINATION OF FEDERAL ASSISTANCE.**—Each application submitted for a grant under this part shall include a description of how the funds made available under this part will be coordinated with Federal assistance for behavioral health services currently provided by the Department of Health and Human Services’ Substance Abuse and Mental Health Services Administration.

#### **“SEC. 3053. REVIEW OF STATE APPLICATIONS.**

**“(a) IN GENERAL.**—The Attorney General shall make a grant under section 3051 to carry out the projects described in the application submitted under section 3052 upon determining that—

“(1) the application is consistent with the requirements of this part; and

“(2) before the approval of the application, the Attorney General has made an affirmative finding in writing that the proposed project has been reviewed in accordance with this part.

**“(b) APPROVAL.**—Each application submitted under section 3052 shall be considered approved, in whole or in part, by the Attorney General not later than 90 days after first received, unless the Attorney General informs the applicant of specific reasons for disapproval.

**“(c) RESTRICTION.**—Grant funds received under this part shall not be used for land acquisition or construction projects.

**“(d) DISAPPROVAL NOTICE AND RECONSIDERATION.**—The Attorney General may not disapprove any application without first affording the applicant reasonable notice and an opportunity for reconsideration.

#### **“SEC. 3054. EVALUATION.**

“Each State that receives a grant under this part shall submit to the Attorney General an evaluation not later than 1 year after receipt of the grant in such form and containing such information as the Attorney General, in consultation with the Secretary of Health and Human Services, may reasonably require.

#### **“SEC. 3055. AUTHORIZATION OF FUNDING.**

“For purposes of carrying out this part, the Attorney General is authorized to award not more than \$10,000,000 of funds appropriated to the Department of Justice for State and local law enforcement activities for each of fiscal years 2020 through 2025.”.

**(b) NATIONAL CRIMINAL JUSTICE AND MENTAL HEALTH TRAINING AND TECHNICAL ASSISTANCE.**—Section 2992(c)(3) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10652(c)(3)) is amended by inserting before the semicolon at the end the following: “, which may include interventions designed to enhance access to medication.”.

The bill (S. 3312), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

#### **MISSING PERSONS AND UNIDENTIFIED REMAINS ACT OF 2019**

Mr. CORNYN. Madam President, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of S. 2174 and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 2174) to expand the grants authorized under Jennifer’s Law and Kristen’s Act to include processing of unidentified remains, resolving missing persons cases, and for other purposes.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. CORNYN. I ask unanimous consent that the Cornyn amendment at the desk be considered and agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 2685) was agreed to, as follows:

**(Purpose:** To strike the provision giving entities in southern border States priority in the award of grants related to the identification and processing of unidentified remains)

On page 2, lines 7 and 8, strike “, with priority given to eligible entities in southern border States.”.

The bill (S. 2174), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 2174

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### **SECTION 1. SHORT TITLE.**

This Act may be cited as the “Missing Persons and Unidentified Remains Act of 2019”.

#### **SEC. 2. USE OF GRANT FUNDS.**

**(a) JENNIFER’S LAW.**—Jennifer’s Law (34 U.S.C. 40501 et seq.) is amended—

“(1) by striking section 202 (34 U.S.C. 40501) and inserting the following:

#### **“SEC. 202. PROGRAM AUTHORIZED.**

“(a) IN GENERAL.—

“(1) GRANTS AUTHORIZED.—The Attorney General may award grants to eligible entities described in paragraph (2) to enable the eligible entities to improve the transportation, processing, identification, and reporting of missing persons and unidentified remains, including migrants.

“(2) ELIGIBLE ENTITIES.—Eligible entities described in this paragraph are the following:

“(A) States and units of local government.

“(B) Accredited, publicly funded, Combined DNA Index System (commonly known as ‘CODIS’) forensic laboratories, which demonstrate the grant funds will be used for DNA typing and uploading biological family DNA reference samples, including samples from foreign nationals, into CODIS, subject to the protocols for inclusion of such forensic DNA profiles into CODIS, and the privacy protections required under section 203(c).

“(C) Medical examiners offices.

“(D) Accredited, publicly funded toxicology laboratories.

“(E) Accredited, publicly funded crime laboratories.

“(F) Publicly funded university forensic anthropology laboratories.

“(G) Nonprofit organizations that have working collaborative agreements with State and county forensic offices, including medical examiners, coroners, and justices of the peace, for entry of data into CODIS or the National Missing and Unidentified Persons System (commonly known as ‘NamUs’), or both.”;

(2) in section 203 (34 U.S.C. 40502)—

“(A) in subsection (a), by striking “a State” and inserting “an entity described in section 202”;

(B) in subsection (b)—

“(i) in the matter preceding paragraph (1), by striking “State” and inserting “applicant”;

“(ii) by striking paragraph (1) and inserting the following:

“(1) report to the National Crime Information Center and, when possible, to law enforcement authorities throughout the applicant’s jurisdiction regarding every deceased unidentified person, regardless of age, found in the applicant’s jurisdiction;”;

“(iii) in paragraph (3), by striking “and” at the end;

“(iv) in paragraph (4), by striking the period at the end and inserting “; and”;

“(v) by adding at the end the following:

“(5) collect and report information to the National Missing and Unidentified Persons System (NamUs) regarding missing persons and unidentified remains.”; and

(C) by adding at the end the following:

“(C) PRIVACY PROTECTIONS FOR BIOLOGICAL FAMILY REFERENCE SAMPLES.—

“(1) IN GENERAL.—Any suspected biological family DNA reference samples received from citizens of the United States or foreign nationals and uploaded into the Combined DNA Index System (commonly referred to as ‘CODIS’) by an accredited, publicly funded CODIS forensic laboratory awarded a grant under this section may be used only for identifying missing persons and unidentified remains.

“(2) LIMITATION ON USE.—Any biological family DNA reference samples from citizens of the United States or foreign nationals entered into CODIS for purposes of identifying missing persons and unidentified remains may not be disclosed to a Federal or State law enforcement agency for law enforcement purposes.”; and

(3) by striking section 204 (34 U.S.C. 40503) and inserting the following:

#### **“SEC. 205. USE OF FUNDS.**

“An applicant receiving a grant award under this title may use such funds to—

“(1) pay for the costs incurred during or after fiscal year 2017 for the transportation, processing, identification, and reporting of missing persons and unidentified remains, including migrants;

“(2) establish and expand programs developed to improve the reporting of unidentified persons in accordance with the assurances provided in the application submitted pursuant to section 203(b);

“(3) hire and maintain additional DNA case analysts and technicians, fingerprint examiners, forensic odontologists, and forensic anthropologists, needed to support such identification programs; and

“(4) procure and maintain state of the art multi-modal, multi-purpose forensic and DNA-typing and analytical equipment.”.

**(b) KRISTEN’S ACT.**—Section 3 of Kristen’s Act (34 U.S.C. 40504 note) is amended to read as follows:

#### **“SEC. 3. AUTHORIZATION OF FUNDING.**

“The Attorney General is authorized to use funds otherwise appropriated for the