

108TH CONGRESS
1ST SESSION

S. 1907

To promote rural safety and improve rural law enforcement.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 20, 2003

Mr. DASCHLE (for himself, Mr. JOHNSON, Mr. LEAHY, Mr. NELSON of Nebraska, Mr. PRYOR, Mr. BAUCUS, Mr. DAYTON, Mr. HARKIN, Mr. FEINGOLD, Mr. BINGAMAN, Mr. JEFFORDS, Mr. EDWARDS, and Mr. SCHUMER) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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 2003”.

1 **TITLE I—SMALL COMMUNITY**
2 **LAW ENFORCEMENT IM-**
3 **PROVEMENT GRANTS**

4 **SEC. 101. SMALL COMMUNITY GRANT PROGRAM.**

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

8 “(d) RETENTION GRANTS.—

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

18 “(2) PREFERENCE.—In making grants under
19 this subsection, the Attorney General shall give pref-
20 erence to grantees that demonstrate financial hard-
21 ship or severe budget constraint that impacts the en-
22 tire local budget and may result in the termination
23 of employment for police officers described in para-
24 graph (1).

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

5 “(4) AUTHORIZATION OF APPROPRIATIONS.—

6 “(A) IN GENERAL.—There are authorized
7 to be appropriated to carry out this subsection
8 \$15,000,000 for each of fiscal years 2005
9 through 2009.

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

14 **SEC. 102. SMALL COMMUNITY TECHNOLOGY GRANT PRO-**
15 **GRAM.**

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

20 “(k) LAW ENFORCEMENT TECHNOLOGY PRO-
21 GRAM.—

22 “(1) IN GENERAL.—Grants made under sub-
23 section (a) may be used to assist the police depart-
24 ments of units of local government and tribal gov-
25 ernments located outside a Standard Metropolitan

1 Statistical Area, in employing professional, scientific,
2 and technological advancements that will help those
3 police departments to—

4 “(A) improve police communications
5 through the use of wireless communications,
6 computers, software, videocams, databases, and
7 other hardware and software that allow law en-
8 forcement agencies to communicate and operate
9 more effectively; and

10 “(B) develop and improve access to crime
11 solving technologies, including DNA analysis,
12 photo enhancement, voice recognition, and other
13 forensic capabilities.

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

22 “(3) ADMINISTRATION.—The COPS Office
23 shall administer the grant program under this sub-
24 section.

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

5 “(5) AUTHORIZATION OF APPROPRIATIONS.—

6 “(A) IN GENERAL.—There are authorized
7 to be appropriated \$40,000,000 for each of fis-
8 cal years 2005 through 2009 to carry out this
9 subsection.

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

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

15 (a) PURPOSE.—The purpose of this section is to pro-
16 vide access to, and improve a communications infrastruc-
17 ture that will ensure a reliable and seamless communica-
18 tion between, law enforcement, fire, and emergency med-
19 ical service providers in units of local government and trib-
20 al governments located outside a Standard Metropolitan
21 Statistical Area and in States.

22 (b) AUTHORITY TO MAKE GRANTS.—The Office of
23 Justice Programs of the Department of Justice shall make
24 grants, in accordance with such regulations as the Attor-
25 ney General may prescribe, to units of local government

1 and tribal governments located outside a Standard Metro-
 2 politan Statistical Area for the purpose of establishing or
 3 improving 9-1-1 service in those communities. Priority in
 4 making grants under this section shall be given to commu-
 5 nities that do not have 9-1-1 service.

6 (c) DEFINITION.—In this section, the term “9-1-1
 7 service” refers to telephone service that has designated 9-
 8 1-1 as a universal emergency telephone number in the
 9 community served for reporting an emergency to appro-
 10 priate authorities and requesting assistance.

11 (d) LIMIT ON GRANT AMOUNT.—The total amount
 12 of a grant made under this section shall not exceed
 13 \$250,000.

14 (e) FUNDING.—

15 (1) IN GENERAL.—There are authorized to be
 16 appropriated to carry out this section \$25,000,000
 17 for fiscal year 2005, to remain available until ex-
 18 pended.

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

22 **SEC. 104. JUVENILE OFFENDER ACCOUNTABILITY.**

23 (a) PURPOSES.—The purposes of this section are
 24 to—

1 (1) hold juvenile offenders accountable for their
2 offenses;

3 (2) involve victims and the community in the
4 juvenile justice process;

5 (3) obligate the offender to pay restitution to
6 the victim and to the community through community
7 service or through financial or other forms of res-
8 titution; and

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

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

22 (c) **PROGRAM CRITERIA.**—A program funded by a
23 grant made under this section shall—

24 (1) be fully voluntary by both the victim and
25 the offender (who must admit responsibility), once

1 the prosecuting agency has determined that the case
2 is appropriate for this program;

3 (2) include as a critical component account-
4 ability conferences, at which the victim will have the
5 opportunity to address the offender directly, to de-
6 scribe the impact of the offense against the victim,
7 and the opportunity to suggest possible forms of res-
8 titution;

9 (3) require that conferences be attended by the
10 victim, the offender and, when possible, the parents
11 or guardians of the offender, and the arresting offi-
12 cer; and

13 (4) provide an early, individualized assessment
14 and action plan to each juvenile offender in order to
15 prevent further criminal behavior through the devel-
16 opment of appropriate skills in the juvenile offender
17 so that the juvenile is more capable of living produc-
18 tively and responsibly in the community.

19 (d) AUTHORIZATION OF APPROPRIATIONS.—

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

22 (A) \$10,000,000 for fiscal year 2005 for
23 grants to establish programs; and

1 (B) \$5,000,000 for each of fiscal years
2 2006 and 2007 to continue programs estab-
3 lished in fiscal year 2005.

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

7 **TITLE II—CRACKING DOWN ON**
8 **METHAMPHETAMINE**

9 **SEC. 201. METHAMPHETAMINE TREATMENT PROGRAMS IN**
10 **RURAL AREAS.**

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

14 **“SEC. 510. METHAMPHETAMINE TREATMENT PROGRAMS IN**
15 **RURAL AREAS.**

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

24 “(b) ADMINISTRATION.—Grants made in accordance
25 with this section shall be administered by a single State

1 agency designated by a State to ensure a coordinated ef-
2 fort within that State.

3 “(c) APPLICATION.—To be eligible to receive a grant
4 under subsection (a), a public or nonprofit private entity
5 shall prepare and submit to the Secretary an application
6 at such time, in such manner, and containing such infor-
7 mation as the Secretary may require.

8 “(d) USE OF FUNDS.—A recipient of a grant under
9 this section shall use amounts received under the grant
10 to establish a methamphetamine abuse prevention and
11 treatment pilot program that serves one or more rural
12 areas. Such a pilot program shall—

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

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

17 “(3) provide neuro-cognitive skill development
18 services to address brain damage caused by meth-
19 amphetamine use;

20 “(4) provide after-care services, whether as a
21 single-source provider or in conjunction with commu-
22 nity-based services designed to continue neuro-cog-
23 nitive skill development to address brain damage
24 caused by methamphetamine use;

1 “(5) provide appropriate training for the staff
2 employed in the program; and

3 “(6) use scientifically-based best practices in
4 substance abuse treatment, particularly in meth-
5 amphetamine treatment.

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

9 “(f) AUTHORIZATION OF APPROPRIATIONS.—

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

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

16 **SEC. 202. METHAMPHETAMINE PREVENTION EDUCATION.**

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

19 (1) in subsection (c)(1)—

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

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

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

1 “(H) to fund programs that educate rural
2 communities, particularly parents, teachers, and
3 others who work with youth, concerning the
4 early signs and effects of methamphetamine
5 use, however, as a prerequisite to receiving
6 funding, these programs shall—

7 “(i) prioritize methamphetamine pre-
8 vention and education;

9 “(ii) have past experience in commu-
10 nity coalition building and be part of an
11 existing coalition that includes medical and
12 public health officials, educators, youth-
13 serving community organizations, and
14 members of law enforcement;

15 “(iii) utilize professional prevention
16 staff to develop research and science-based
17 prevention strategies for the community to
18 be served;

19 “(iv) demonstrate the ability to oper-
20 ate a community-based methamphetamine
21 prevention and education program;

22 “(v) establish prevalence of use
23 through a community needs assessment;

24 “(vi) establish goals and objectives
25 based on a needs assessment; and

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

3 (2) in subsection (e)—

4 (A) by striking “subsection (a),
5 \$10,000,000” and inserting “subsection (a)—
6 “(1) \$10,000,000”;

7 (B) by striking the period at the end and
8 inserting “; and”; and

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

10 “(2) \$5,000,000 for each of fiscal years 2005
11 through 2009 to carry out the programs referred to
12 in subsection (c)(1)(H).”; and

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

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

17 “(g) AMOUNT OF GRANTS.—The amount of a grant
18 under this section, with respect to each rural community
19 involved, shall be at least \$19,000 but not greater than
20 \$100,000.”.

21 **SEC. 203. METHAMPHETAMINE CLEANUP.**

22 (a) IN GENERAL.—The Attorney General shall,
23 through the Department of Justice or through grants to
24 States or units of local government and tribal governments
25 located outside a Standard Metropolitan Statistical Area,

1 in accordance with such regulations as the Attorney Gen-
2 eral may prescribe, provide for—

3 (1) the cleanup of methamphetamine labora-
4 tories and related hazardous waste in units of local
5 government and tribal governments located outside a
6 Standard Metropolitan Statistical Area; and

7 (2) the improvement of contract-related re-
8 sponse time for cleanup of methamphetamine labora-
9 tories and related hazardous waste in units of local
10 government and tribal governments located outside a
11 Standard Metropolitan Statistical Area by providing
12 additional contract personnel, equipment, and facili-
13 ties.

14 (b) AUTHORIZATION OF APPROPRIATIONS.—

15 (1) IN GENERAL.—There is authorized to be
16 appropriated \$20,000,000 for fiscal year 2005 to
17 carry out this section.

18 (2) FUNDING ADDITIONAL.—Amounts author-
19 ized by this section are in addition to amounts oth-
20 erwise authorized by law.

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

1 **TITLE III—LAW ENFORCEMENT**
2 **TRAINING**

3 **SEC. 301. SMALL TOWN AND RURAL TRAINING PROGRAM.**

4 (a) IN GENERAL.—There is established a Rural Po-
5 licing Institute, which shall be administered by the Na-
6 tional Center for State and Local Law Enforcement
7 Training of the Federal Law Enforcement Training Cen-
8 ter (FLETC) as part of the Small Town and Rural Train-
9 ing (STAR) Program to—

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

13 (2) develop and deliver expert training pro-
14 grams regarding topics such as drug enforcement,
15 airborne counterdrug operations, domestic violence,
16 hate and bias crimes, computer crimes, law enforce-
17 ment critical incident planning related to school
18 shootings, and other topics identified in the training
19 needs assessment to law enforcement officers in
20 units of local government and tribal governments lo-
21 cated outside a Standard Metropolitan Statistical
22 Area; and

23 (3) conduct outreach efforts to ensure that
24 training programs under the Rural Policing Institute
25 reach law enforcement officers in units of local gov-

1 ernment and tribal governments located outside a
2 Standard Metropolitan Statistical Area.

3 (b) AUTHORIZATION OF APPROPRIATIONS.—

4 (1) IN GENERAL.—There are authorized to be
5 appropriated \$10,000,000 for fiscal year 2005, and
6 \$5,000,000 for each of fiscal years 2006 through
7 2009 to carry out this section, including contracts,
8 staff, and equipment.

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

○