

112TH CONGRESS
1ST SESSION

S. 1920

To save money and reduce tragedies through prevention grants.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 29, 2011

Mr. WHITEHOUSE introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To save money and reduce tragedies through prevention grants.

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 “Saving Money and Re-
5 ducing Tragedies through Prevention Act of 2011” or the
6 “SMART Prevention Act of 2011”.

7 **SEC. 2. SAVING MONEY AND REDUCING TRAGEDIES**
8 **THROUGH PREVENTION GRANTS.**

9 (a) SMART PREVENTION.—Section 41303 of the Vi-
10 olence Against Women Act of 1994 (42 U.S.C. 14043d-
11 2) is amended to read as follows:

1 **“SEC. 41303. SAVING MONEY AND REDUCING TRAGEDIES**
2 **THROUGH PREVENTION (SMART PREVEN-**
3 **TION).**

4 “(a) GRANTS AUTHORIZED.—The Attorney General,
5 in consultation with the Secretary of Health and Human
6 Services and the Secretary of Education, is authorized to
7 award grants for the purpose of preventing domestic vio-
8 lence, dating violence, sexual assault, and stalking by tak-
9 ing a comprehensive approach that focuses on youth, chil-
10 dren exposed to violence, and men as leaders and
11 influencers of social norms.

12 “(b) USE OF FUNDS.—Funds provided under this
13 section may be used for the following purposes:

14 “(1) TEEN DATING VIOLENCE AWARENESS AND
15 PREVENTION.—To develop, maintain, or enhance
16 programs that change attitudes and behaviors
17 around the acceptability of domestic violence, dating
18 violence, sexual assault, and stalking and provide
19 education and skills training to young individuals
20 and individuals who influence young individuals. The
21 prevention program may use evidence-based, evi-
22 dence-informed, or innovative strategies and prac-
23 tices focused on youth. Such a program should in-
24 clude—

25 “(A) age and developmentally-appropriate
26 education on domestic violence, dating violence,

1 sexual assault, stalking, and sexual coercion, as
2 well as healthy relationship skills, in school, in
3 the community, or in health care settings;

4 “(B) community-based collaboration and
5 training for those with influence on youth, such
6 as parents, teachers, coaches, health-care pro-
7 viders, faith-leaders, older teens, and mentors;

8 “(C) education and outreach to change en-
9 vironmental factors contributing to domestic vi-
10 olence, dating violence, sexual assault, and
11 stalking; and

12 “(D) policy development targeted to pre-
13 vention, including school-based policies and pro-
14 tocols.

15 “(2) CHILDREN EXPOSED TO VIOLENCE AND
16 ABUSE.—To develop, maintain or enhance programs
17 designed to prevent future incidents of domestic vio-
18 lence, dating violence, sexual assault, and stalking
19 by preventing, reducing and responding to children’s
20 exposure to violence in the home. Such programs
21 may include—

22 “(A) providing services for children ex-
23 posed to domestic violence, dating violence, sex-
24 ual assault or stalking, including direct coun-

1 seling or advocacy, and support for the non-
2 abusing parent; and

3 “(B) training and coordination for edu-
4 cational, after-school, and childcare programs
5 on how to safely and confidentially identify chil-
6 dren and families experiencing domestic vio-
7 lence, dating violence, sexual assault, or stalk-
8 ing and properly refer children exposed and
9 their families to services and violence prevention
10 programs.

11 “(3) ENGAGING MEN AS LEADERS AND ROLE
12 MODELS.—To develop, maintain or enhance pro-
13 grams that work with men to prevent domestic vio-
14 lence, dating violence, sexual assault, and stalking
15 by helping men to serve as role models and social
16 influencers of other men and youth at the individual,
17 school, community or statewide levels.

18 “(c) ELIGIBLE ENTITIES.—To be eligible to receive
19 a grant under this section, an entity shall be—

20 “(1) a victim service provider, community-based
21 organization, tribe or tribal organization, or other
22 non-profit, nongovernmental organization that has a
23 history of effective work preventing domestic vio-
24 lence, dating violence, sexual assault, or stalking and

1 expertise in the specific area for which they are ap-
2 plying for funds; or

3 “(2) a partnership between a victim service pro-
4 vider, community-based organization, tribe or tribal
5 organization, or other non-profit, nongovernmental
6 organization that has a history of effective work pre-
7 venting domestic violence, dating violence, sexual as-
8 sault, or stalking and at least one of the following
9 that has expertise in serving children exposed to do-
10 mestic violence, dating violence, sexual assault, or
11 stalking, youth domestic violence, dating violence,
12 sexual assault, or stalking prevention, or engaging
13 men to prevent domestic violence, dating violence,
14 sexual assault, or stalking:

15 “(A) A public, charter, tribal, or nationally
16 accredited private middle or high school, a
17 school administered by the Department of De-
18 fense under section 2164 of title 10, United
19 States Code or section 1402 of the Defense De-
20 pendents’ Education Act of 1978, a group of
21 schools, or a school district.

22 “(B) A local community-based organiza-
23 tion, population-specific organization, or faith-
24 based organization that has established exper-
25 tise in providing services to youth.

1 “(C) A community-based organization,
2 population-specific organization, university or
3 health care clinic, faith-based organization, or
4 other non-profit, nongovernmental organization
5 with a demonstrated history of effective work
6 addressing the needs of children exposed to do-
7 mestic violence, dating violence, sexual assault,
8 or stalking.

9 “(D) A nonprofit, nongovernmental entity
10 providing services for runaway or homeless
11 youth affected by domestic violence, dating vio-
12 lence, sexual assault, or stalking.

13 “(E) Healthcare entities eligible for reim-
14 bursement under title XVIII of the Social Secu-
15 rity Act, including providers that target the
16 special needs of children and youth.

17 “(F) Any other agencies, population-spe-
18 cific organizations, or nonprofit, nongovern-
19 mental organizations with the capacity to pro-
20 vide necessary expertise to meet the goals of the
21 program.

22 “(d) GRANTEE REQUIREMENTS.—

23 “(1) IN GENERAL.—Applicants for grants
24 under this section shall prepare and submit to the
25 Director an application at such time, in such man-

1 ner, and containing such information as the Director
2 may require that demonstrates the capacity of the
3 applicant and partnering organizations to undertake
4 the project.

5 “(2) POLICIES AND PROCEDURES.—Applicants
6 under this section shall establish and implement
7 policies, practices, and procedures that—

8 “(A) include appropriate referral systems
9 to direct any victim identified during program
10 activities to highly-qualified follow-up care;

11 “(B) protect the confidentiality and pri-
12 vacy of adult and youth victim information,
13 particularly in the context of parental or third
14 party involvement and consent, mandatory re-
15 porting duties, and working with other service
16 providers;

17 “(C) ensure that all individuals providing
18 prevention programming through a program
19 funded under this section have completed or
20 will complete sufficient training in connection
21 with domestic violence, dating violence, sexual
22 assault or stalking; and

23 “(D) document how prevention programs
24 are coordinated with service programs in the
25 community.

1 “(3) PREFERENCE.—In selecting grant recipi-
2 ents under this section, the Attorney General shall
3 give preference to applicants that—

4 “(A) include outcome-based evaluation;
5 and

6 “(B) identify any other community, school,
7 or State-based efforts that are working on do-
8 mestic violence, dating violence, sexual assault,
9 or stalking prevention and explain how the
10 grantee or partnership will add value, coordi-
11 nate with other programs, and not duplicate ex-
12 isting efforts.

13 “(e) DEFINITIONS AND GRANT CONDITIONS.—

14 “(1) IN GENERAL.—In this section and except
15 as provided in paragraph (2), the definitions and
16 grant conditions provided for in section 40002 shall
17 apply.

18 “(2) YOUTH.—In this section, the term ‘youth’
19 shall include individuals 11 years of age.

20 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
21 is authorized to be appropriated to carry out this section,
22 \$15,000,000 for each of fiscal years 2012 through 2016.
23 Amounts appropriated under this section may only be used
24 for programs and activities described under this section.

25 “(g) ALLOTMENT.—

1 “(1) IN GENERAL.—Not less than 25 percent of
2 the total amounts appropriated under this section in
3 each fiscal year shall be used for each set of pur-
4 poses described in paragraph (1), (2), and (3) of
5 subsection (a).

6 “(2) INDIAN TRIBES.—Not less than 10 percent
7 of the total amounts appropriated under this section
8 in each fiscal year shall be made available for grants
9 to Indian tribes or tribal organizations. If an insuffi-
10 cient number of applications are received from In-
11 dian tribes or tribal organizations, such funds shall
12 be allotted to other population-specific programs.”.

13 (b) REPEALS.—The following provisions are repealed:

14 (1) Sections 41304 and 41305 of the Violence
15 Against Women Act of 1994 (42 U.S.C. 14043d–3
16 and 14043d–4).

17 (2) Section 403 of the Violence Against Women
18 and Department of Justice Reauthorization Act of
19 2005 (42 U.S.C. 14045c).

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