

**AMENDMENT TO RULES COMMITTEE PRINT 114-**  
**52**  
**OFFERED BY MR. SEAN PATRICK MALONEY OF**  
**NEW YORK**

Add at the end of the bill the following:

1 **SECTION 6. PILOT PROGRAM.**

2 (a) ESTABLISHMENT.—

3 (1) IN GENERAL.—Not later than 180 days  
4 after the date of the enactment of this Act, the At-  
5 torney General shall establish a pilot program to  
6 provide grants to eligible entities for prebooking di-  
7 version programs to divert individuals with low-level  
8 drug offenses to a case manager for an immediate  
9 needs assessment, crisis intervention, and to sched-  
10 ule an in-depth intake interview.

11 (2) DURATION OF PILOT PROGRAM.—The pilot  
12 program shall terminate 5 years after the date of  
13 the enactment of this Act.

14 (3) GRANTS AWARDED UNDER PILOT PRO-  
15 GRAM.—The Attorney General shall award grants  
16 under the pilot program to not fewer than 10 eligible  
17 entities.

18 (b) APPLICATION.—

1           (1) IN GENERAL.—To be selected to receive a  
2           grant under the pilot program, an eligible entity  
3           shall submit to the Attorney General an application  
4           at such time, in such manner, and containing such  
5           information as the Attorney General may require.

6           (2) OTHER REQUIREMENTS.—Each application  
7           for a grant under the pilot program shall include a  
8           description of how the eligible entity—

9                   (A) coordinates with drug treatment pro-  
10                  grams that provide medication-assisted treat-  
11                  ment;

12                  (B) plans to coordinate with local prosecu-  
13                  tors;

14                  (C) plans to divert individuals with low-  
15                  level drug offenses to such programs;

16                  (D) plans to monitor and record the  
17                  progress of such individuals in such programs;

18                  (E) plans to assess such individuals to en-  
19                  sure that they have an appropriate individual-  
20                  ized intervention; and

21                  (F) will provide case management for such  
22                  individuals.

23           (c) REPORTS.—

24                  (1) QUARTERLY REPORTS.—Each quarter dur-  
25                  ing the duration of the pilot program, an eligible en-

1           tity that receives a grant under the pilot program  
2           shall submit a report to the Attorney General that  
3           includes—

4                   (A) the number of individuals diverted to  
5                   programs by the diversion program for which  
6                   the grant funds are used;

7                   (B) any subsequent arrest records of such  
8                   individuals, when such records are publicly  
9                   available;

10                  (C) any subsequent criminal charges filed  
11                  against such individuals; and

12                  (D) the cost of such programs.

13           (2) ANNUAL REPORTS.—Not less than once  
14           each year during the duration of the pilot program,  
15           the Attorney General shall submit a report to Con-  
16           gress that includes—

17                   (A) the number of grants awarded under  
18                   the pilot program;

19                   (B) the number of individuals diverted to  
20                   programs by the diversion program for which  
21                   the grant funds are used;

22                   (C) any subsequent arrest records of such  
23                   individuals, when such records are publicly  
24                   available;

1 (D) any subsequent criminal charges filed  
2 against such individuals; and

3 (E) the amount of funds used to provide  
4 grants under the pilot program.

5 (d) DEFINITIONS.—In this section:

6 (1) ELIGIBLE ENTITY.—The term “eligible enti-  
7 ty” means a law enforcement agency with jurisdic-  
8 tion over a high intensity drug trafficking area, as  
9 designated pursuant to section 707(b) of the Office  
10 of National Drug Control Policy Reauthorization Act  
11 of 1998 (21 U.S.C. 1706(b)).

12 (2) LOW-LEVEL DRUG OFFENSE.—The term  
13 “low-level drug offense” does not include a serious  
14 violent felony.

15 (3) MEDICATION-ASSISTED TREATMENT.—The  
16 term “medication-assisted treatment” means treat-  
17 ment of substance use disorders through the use of  
18 a drug (or a combination of drugs) approved or li-  
19 censed under section 505 of the Federal Food,  
20 Drug, and Cosmetic Act (21 U.S.C. 355) or section  
21 351 of the Public Health Service Act (42 U.S.C.  
22 262), in combination with evidence-based behavioral  
23 therapies.

24 (4) SERIOUS VIOLENT FELONY.—The term “se-  
25 rious violent felony” has the meaning given such

1 term in section 3559(c)(2) of title 18, United States  
2 Code.

3 (e) AUTHORIZATION OF APPROPRIATIONS.—There is  
4 authorized to be appropriated such funds as may be nec-  
5 essary to carry out the pilot program, to be derived from  
6 the funds made available to the Office of Justice Pro-  
7 grams.

