

**AMENDMENT TO H.R. 7120, AS REPORTED  
OFFERED BY MR. CÁRDENAS OF CALIFORNIA**

Add, at the end of the bill, the following (and conform the table of contents accordingly):

1     **TITLE VI—COMMUNITY-BASED**  
2                     **GANG INTERVENTION**

3     **SECTION 601. SHORT TITLE.**

4             This title may be cited as the “Community-Based  
5     Gang Intervention Act”.

6     **SEC. 602. FINDINGS; SENSE OF CONGRESS.**

7             (a) FINDINGS.—The Congress finds as follows:

8                     (1) For the first time in the history of the  
9             United States, more than one in every 100 adults is  
10            incarcerated.

11                    (2) The United States incarcerates more people  
12            than any other country in the world, with more than  
13            2,200,000 people behind bars and another 5,000,000  
14            people on probation or parole.

15                    (3) The United States has only 5 percent of the  
16            world’s population, but 25 percent of the world’s  
17            prisoners.

18                    (4) In 2007, the Federal Government spent  
19            \$19,617,000,000 on police protection, corrections,

1 and judicial and legal services, representing a 286-  
2 percent increase since 1982. This included a 475-  
3 percent increase for corrections and a 287-percent  
4 increase for police protection.

5 (5) The growing prison system is also impact-  
6 ing State budgets, with total State spending on in-  
7 carceration topping \$53,000,000,000 in 2012, up  
8 from \$10,000,000,000 in 1987.

9 (6) With increased prison costs, vital social pro-  
10 grams and services such as education, job creation,  
11 housing, and healthcare are being cut or eliminated  
12 to maintain the prison industry.

13 (7) Between 1987 and 2007, the amount States  
14 spent on corrections increased 127 percent, while the  
15 increase in higher education spending was only 21  
16 percent.

17 (8) Over the past 10 years, the State of Califor-  
18 nia's general fund expenditures for higher education  
19 have fallen 9 percent, while general fund expendi-  
20 tures for corrections and rehabilitation have in-  
21 creased 26 percent.

22 (9) The State of California has the second larg-  
23 est prison population in the Nation with 165,062  
24 prisoners under the jurisdiction of State or Federal  
25 correctional authorities in 2010.

1           (10) According to one study, there are now 6  
2 times as many gangs and at least twice the number  
3 of gang members in Los Angeles since the start of  
4 the 30-year “war on gangs”.

5           (11) The city and county of Los Angeles have  
6 been dubbed the “gang capital” of the Nation with  
7 an estimated 463 gangs and 38,974 gang members  
8 in the city, and more than 1,300 gangs and 150,000  
9 gang members in the county.

10          (12) According to the Office of Juvenile Justice  
11 and Delinquency Prevention, allowing 1 youth to  
12 leave school for a life of crime and drug abuse costs  
13 society between \$1,700,000 and \$2,300,000.

14          (13) In the State of California, the average an-  
15 nual cost per inmate is \$47,421 for an adult inmate,  
16 and \$218,000 for a youth inmate.

17          (14) The most recent data on overall State  
18 spending on juvenile justice programs reveals that in  
19 1998, States spent nearly \$4,200,000,000 on juve-  
20 nile justice related programs, which was a 65-per-  
21 cent increase from fiscal year 1994. Of those ex-  
22 penditures, 67 percent went towards residential  
23 placements, while only 8.4 percent went towards de-  
24 linquency prevention.

1           (15) Gang and youth violence substantially de-  
2           creases when governments address the root causes of  
3           gang violence and adequately fund community-based  
4           programs and practices.

5           (16) Studies continue to prove that community-  
6           based gang intervention provides long-lasting, cost-  
7           effective results and opportunities for the youth and  
8           families most susceptible to gang violence.

9           (b) SENSE OF CONGRESS.—It is the sense of Con-  
10          gress that, in developing a comprehensive violence reduc-  
11          tion strategy, the United States should acknowledge and  
12          address larger, entrenched social conditions and issues  
13          such as poverty, homelessness, inadequate educational sys-  
14          tems, and limited economic opportunities that give rise to  
15          gangs and gang violence.

16          **Subtitle A—COMMUNITY-BASED**  
17          **GANG INTERVENTION AGENCIES**

18          **SEC. 611. COMMUNITY-BASED GANG INTERVENTION AGEN-**  
19          **CIES.**

20          The Juvenile Justice and Delinquency Prevention Act  
21          of 1974 (42 U.S.C. 5601 et seq.) is amended by adding  
22          at the end the following new title:

1 **“TITLE VI—COMMUNITY-BASED**  
2 **GANG INTERVENTION GRANTS**

3 **“SEC. 601. PURPOSE.**

4 “The purpose of this title is to offer holistic and com-  
5 prehensive support for the variety of community-based  
6 gang intervention activities that focus on and engage ac-  
7 tive and former gang members, their close associates, and  
8 gang members in and returning from confinement. Gang-  
9 involved youth and their families require specialized inten-  
10 sive and comprehensive services that address the unique  
11 issues encountered by youth when they become involved  
12 with gangs. Community-based gang intervention involves  
13 proactive and reactive responses to gang activities on sev-  
14 eral levels, including—

15 “(1) the regional level, to promote and coordi-  
16 nate peace truces and cease-fires between groups;

17 “(2) the State and local level, including commu-  
18 nity and the juvenile halls, camps, Division of Juve-  
19 nile Justice facilities, county jails, and State prisons;  
20 and

21 “(3) the neighborhood and street level, includ-  
22 ing with active gang members individually.

1 **“SEC. 602. SUPPORT OF COMMUNITY-BASED GANG INTER-**  
2 **VENTION AGENCIES.**

3 “(a) SUPPORT OF COMMUNITY-BASED GANG INTER-  
4 VENTION AGENCIES.—Subject to the availability of appro-  
5 priations, the Administrator shall award grants to eligible  
6 entities to carry out the activities described in subsection  
7 (c).

8 “(b) ELIGIBLE ENTITY.—For the purposes of this  
9 section, an ‘eligible entity’ means a community-based gang  
10 intervention agency that is a nonprofit organization with  
11 a proven track record and expertise in providing commu-  
12 nity-based gang intervention activities through a commu-  
13 nity-based gang intervention model.

14 “(c) GRANT ACTIVITIES.—Each entity awarded a  
15 grant under this section shall carry out the following ac-  
16 tivities:

17 “(1) Conduct street mediation by working with  
18 gang members and persons with influence over such  
19 member to defuse and de-escalate potential and ac-  
20 tual violence internally between gang members and  
21 between rival gangs.

22 “(2) Develop local and regional truces by cre-  
23 ating cease-fires or nonaggression agreements be-  
24 tween rival gangs and neighborhoods.

1           “(3) Serve as conduits who facilitate constant  
2 dialogue and maintenance between gangs and neigh-  
3 borhoods.

4           “(4) Provide services that respond to the high  
5 levels of anxiety experienced by gang members to de-  
6 compress critical situations due to traumatic events.

7           “(5) Provide 24-hour, 7-day-a-week crisis inter-  
8 vention services by responding to requests for vio-  
9 lence prevention services made by gang members,  
10 the families of gang members, school officials, inter-  
11 vention workers, social service agencies, or law en-  
12 forcement.

13           “(6) Provide targeted training and technical as-  
14 sistance to violence-plagued communities after a  
15 major gang-related incident.

16           “(7) Facilitate the development of a community  
17 response plan, including training protocols, situa-  
18 tional scene scenarios, and emergency response.

19           “(8) Make a reasonable effort to prevent gang-  
20 related rumors from intensifying tension between  
21 gangs or igniting violent responses by gangs.

22           “(9) Establish relationships with community  
23 stakeholders to inform and engage them in quality-  
24 of-life activities that enhance intervention activities.

1           “(10) Serve as intervention representatives in  
2 communities by attending local meetings involving  
3 nonprofit organizations, schools, faith-based organi-  
4 zations, and other entities.

5           “(11) Develop conflict resolution skills and  
6 techniques to address and resolve community con-  
7 cerns related to gang activity in order to improve the  
8 quality of life within neighborhoods.

9           “(12) Work with schools to respond to gang-re-  
10 lated issues and crises both in and outside of school.

11           “(13) Provide support services for youth and  
12 families affected by gang violence and other victims  
13 of gang violence (including any individual who is  
14 physically, emotionally, financially, or otherwise  
15 harmed by criminal activity, and those affected by  
16 harm done to or by a family member), which may  
17 include—

18           “(A) advocating for public sector and pri-  
19 vate sector assistance and services;

20           “(B) grief counseling; and

21           “(C) referrals to treatment and rehabilita-  
22 tion for cognitive, mental, emotional, physical,  
23 or financial injury, loss, or suffering.



1           “(14) Provide comprehensive mental health  
2 services to youth and families affected by gang vio-  
3 lence or involvement, including—

4                   “(A) integrated services comprised of indi-  
5 vidual, family, and group therapy modalities,  
6 and psychological education provided through  
7 youth and parent training programs; and

8                   “(B) gang-responsive services including  
9 skills training, assessing and servicing youth  
10 with developmental disabilities, behavioral modi-  
11 fication, and services to address substance use  
12 and abuse, anger management, emotional regu-  
13 lation, traumatic stress, family violence, depres-  
14 sion, suicide, anxiety, and educational problems.

15           “(15) Provide public and private sector career  
16 job training, development, and placement, includ-  
17 ing—

18                   “(A) job-finding and job-maintaining skills,  
19 including skills related to resume writing, inter-  
20 viewing, workplace decorum, interpersonal com-  
21 munication, and problem-solving;

22                   “(B) information about legal rights in the  
23 workplace; and

24                   “(C) financial literacy.

1           “(16) Assist with substance use and abuse  
2           treatment, domestic violence victims, and voluntary  
3           tattoo removal of markings on the body related to  
4           gang involvement.

5           “(d) AVAILABILITY OF VICTIMS ASSISTANCE.—An  
6           entity awarded a grant under this section that provides  
7           victim assistance under paragraph (13) of subsection (c)  
8           shall not discriminate in the provision of such assistance  
9           to an individual based on race, ethnicity, gender, sexual  
10          orientation, socioeconomic level, or past record.

11          **“SEC. 603. DEFINITIONS.**

12          “In this title:

13                 “(1) COMMUNITY.—Notwithstanding the defini-  
14                 tion of ‘community based’ in section 103, the term  
15                 ‘community’ means a unit of local government or an  
16                 Indian Tribe.

17                 “(2) COMMUNITY-BASED GANG INTERVENTION  
18                 AGENCY.—The term ‘community-based gang inter-  
19                 vention agency’ means a community-based organiza-  
20                 tion, association, or other entity that—

21                         “(A) promotes public safety, with the spe-  
22                         cific objective of reducing and stopping gang-re-  
23                         lated and gang-motivated violence and crime;  
24                         and

1           “(B) has a history of, or experience or spe-  
2           cific training in, effectively working with gang-  
3           involved youth and their families.

4           “(3) COMMUNITY-BASED GANG INTERVENTION  
5           MODEL.—The term ‘community-based gang inter-  
6           vention model’ means a holistic and comprehensive  
7           approach to reducing gang violence that utilizes the  
8           two-prong approach of community-based intervention  
9           and an integrated approach of providing rehabilita-  
10          tive service delivery to gang-involved youth that—

11           “(A) deploys specialists in community-  
12          based gang intervention who are trained to uti-  
13          lize the two-prong approach of community-  
14          based gang intervention and who intercede,  
15          interact, and participate with and in the com-  
16          munity to quell rumors, prevent and mediate  
17          conflicts, and respond to crises related to gang  
18          activity and violence;

19           “(B) delivers rehabilitative services to  
20          gang-involved individuals and families; and

21           “(C) addresses the barriers that gang-in-  
22          volved youth and their families encounter and  
23          the societal factors that promote gang violence.

24           “(4) EVIDENCE-BASED.—The term ‘evidence-  
25          based’, when used with respect to a practice relating

1 to gang activity prevention and intervention (includ-  
2 ing community-based gang intervention), means a  
3 practice (including a service, program, or strategy)  
4 that has statistically significant outcomes that in-  
5 clude a reduction in gang-related violence and an in-  
6 creased number of youth in job development, recre-  
7 ation, arts-based activities, or faith-based activities.  
8 Such outcomes may be determined by—

9 “(A) an experimental trial, in which par-  
10 ticipants are randomly assigned to participate  
11 in the practice that is the subject of the trial;  
12 or

13 “(B) a quasi-experimental trial, in which  
14 the outcomes for participants are compared  
15 with outcomes for a control group that is made  
16 up of individuals who are similar to such par-  
17 ticipants.

18 “(5) GANG.—The term ‘gang’ means a group of  
19 individuals—

20 “(A) organized by geography, culture, or  
21 activity;

22 “(B) that have a group name, and may  
23 have other identifying characteristics of the  
24 group such as colors and nicknames; and

1           “(C) who engage in the use of violence to  
2           defend the members or territory of the group.

3           “(6) PROMISING.—The term ‘promising’, when  
4           used with respect to a practice relating to commu-  
5           nity-based gang intervention, means a practice that  
6           is not evidence-based, but—

7           “(A) that has outcomes from an evaluation  
8           that demonstrate that such practice reduces  
9           gang-related violence and crime; or

10          “(B) about which a study is being con-  
11          ducted to determine if such practice is evidence-  
12          based.

13          “(7) YOUTH.—The term ‘youth’ means—

14          “(A) an individual who is 18 years of age  
15          or younger; or

16          “(B) in any State in which the maximum  
17          age at which the juvenile justice system of such  
18          State has jurisdiction over individuals exceeds  
19          18 years of age, an individual who is such max-  
20          imum age or younger.”.

1 **Subtitle B—AMENDMENTS TO**  
2 **THE OFFICE OF JUVENILE**  
3 **JUSTICE AND DELINQUENCY**  
4 **PREVENTION**

5 **SEC. 621. DEFINITION OF COMMUNITY-BASED GANG INTER-**  
6 **VENTION.**

7 Section 103 of the Juvenile Justice and Delinquency  
8 Prevention Act of 1974 (42 U.S.C. 5603) is amended—

9 (1) in paragraph (1), by inserting “except when  
10 used in title VI,” before “the term”;

11 (2) in paragraph (28), by striking “and” after  
12 the semicolon;

13 (3) in paragraph (29), by striking the period at  
14 the end and inserting “; and”; and

15 (4) by adding at the end the following new  
16 paragraph:

17 “(30) except when used as part of the term  
18 ‘community-based gang intervention agency’ or  
19 ‘community-based gang intervention model’, the  
20 term ‘community-based gang intervention’ means a  
21 two-prong approach to reducing gang violence  
22 that—

23 “(A) provides specialized, gang-specific me-  
24 diation and mitigation to stop or prevent vio-  
25 lence by, within, and between gangs; and

1           “(B) provides the redirection of individual  
2           gang members and their families through  
3           proactive efforts that increase peace and safety  
4           for gang members, their families, and their  
5           communities.”.

6   **SEC. 622. COMMUNITY-BASED GANG INTERVENTION REP-**  
7           **RESENTATIVE TO STATE ADVISORY BOARDS.**

8           Section 223(a)(3)(ii) of the Juvenile Justice and De-  
9   linquency Prevention Act of 1974 (42 U.S.C.  
10 5633(a)(3)(ii)) is amended—

11           (1) in subclause (III), by inserting “, or com-  
12           munity-based gang intervention” after “delinquency  
13           prevention or treatment”; and

14           (2) in subclause (IV), by inserting “community-  
15           based gang intervention,” after “prevention and  
16           treatment,”.

17   **SEC. 623. GRANTS FOR DELINQUENCY PREVENTION PRO-**  
18           **GRAMS.**

19           Section 504 of the Juvenile Justice and Delinquency  
20   Prevention Act of 1974 (42 U.S.C. 5783) is amended—

21           (1) in subsection (a)—

22                   (A) by redesignating paragraphs (7) and  
23                   (8) as paragraphs (8) and (9), respectively; and

24                   (B) by inserting after paragraph (6) the  
25           following new paragraph:

1           “(7) community-based gang intervention and  
2           gang prevention activities;”; and  
3           (2) in subsection (c)(2), by inserting “and com-  
4           munity-based gang intervention” before “activities;”.

