

AMENDMENT TO RULES COMMITTEE PRINT 117-3
OFFERED BY MS. MOORE OF WISCONSIN
MRS.
DINGELL OF MICHIGAN

At the end of the bill, add the following:

1 **SEC. ____ . GRANTS TO STATE AND TRIBAL COURTS TO IM-**
2 **PLEMENT PROTECTION ORDER PILOT PRO-**
3 **GRAMS.**

4 Part U of title I of the Omnibus Crime Control and
5 Safe Streets Act of 1968 (34 U.S.C. 10461 et seq.) is
6 amended—

7 (1) by redesignating sections 2103, 2104, and
8 2105 as sections 2104, 2105, and 2106, respectively;
9 and

10 (2) by inserting after section 2102 the fol-
11 lowing:

12 **“SEC. 2103. GRANTS TO STATE AND TRIBAL COURTS TO IM-**
13 **PLEMENT PROTECTION ORDER PILOT PRO-**
14 **GRAMS.**

15 “(a) DEFINITION OF ELIGIBLE ENTITY.—In this sec-
16 tion, the term ‘eligible entity’ means a State or tribal court
17 that is part of a multidisciplinary partnership that in-
18 cludes, to the extent practicable—

1 “(1) State, tribal, or local law enforcement
2 agency;

3 “(2) a State, tribal, or local prosecutor advocate
4 group;

5 “(3) a victim service provider or State or tribal
6 domestic violence coalition;

7 “(4) a nonprofit program or government agency
8 with demonstrated experience in providing legal as-
9 sistance or legal advice to victims of domestic vio-
10 lence and sexual assault;

11 “(5) the bar association of the applicable State
12 or Indian Tribe;

13 “(6) the State or tribal association of court
14 clerks;

15 “(7) a State, tribal, or local association of
16 criminal defense attorneys;

17 “(8) not fewer than 2 individuals with expertise
18 in the design and management of court case man-
19 agement systems and systems of integration;

20 “(9) not fewer than 2 State or tribal court
21 judges with experience in—

22 “(A) the field of domestic violence; and

23 “(B) issuing protective orders; and

24 “(10) a judge assigned to the criminal docket of
25 the State or tribal court.

1 “(b) GRANTS AUTHORIZED.—

2 “(1) IN GENERAL.—In addition to grants au-
3 thORIZED under section 2101, the Attorney General
4 shall make grants to eligible entities to carry out the
5 activities described in subsection (c) of this section.

6 “(2) NUMBER.—The Attorney General may
7 award not more than 10 grants under paragraph
8 (1).

9 “(3) AMOUNT.—The amount of a grant award-
10 ed under paragraph (1) may be not more than
11 \$1,500,000.

12 “(c) MANDATORY ACTIVITIES.—

13 “(1) IN GENERAL.—An eligible entity that re-
14 ceives a grant under this section shall use the grant
15 funds, in consultation with the partners required
16 under subsection (a), to—

17 “(A) develop and implement a program for
18 properly and legally serving protection orders
19 through electronic communication methods to—

20 “(i) modernize the service process and
21 make the process more effective and effi-
22 cient;

23 “(ii) provide for improved safety of
24 victims; and

1 “(iii) make protection orders enforce-
2 able as quickly as possible;

3 “(B) develop best practices relating to the
4 service of protection orders through electronic
5 communication methods;

6 “(C) ensure that the program developed
7 under subparagraph (A) complies with due
8 process requirements and any other procedures
9 required by law or by a court; and

10 “(D) implement any technology necessary
11 to carry out the program developed under sub-
12 paragraph (A), such as technology to verify and
13 track the receipt of a protection order by the
14 intended party.

15 “(2) **TIMELINE.**—An eligible entity that re-
16 ceives a grant under this section shall—

17 “(A) implement the program required
18 under paragraph (1)(A) not later than 2 years
19 after receiving the grant; and

20 “(B) carry out the program for not fewer
21 than 3 years.

22 “(d) **DIVERSITY OF RECIPIENTS.**—The Attorney
23 General shall award grants under this section to eligible
24 entities in a variety of areas and situations, including—

1 “(1) a State court that serves a population of
2 not fewer than 1,000,000 individuals;

3 “(2) a State court that—

4 “(A) serves a State that is among the 7
5 States with the lowest population density in the
6 United States; and

7 “(B) has a relatively low rate of successful
8 service with respect to protection orders, as de-
9 termined by the Attorney General;

10 “(3) a State court that—

11 “(A) serves a State that is among the 7
12 States with the highest population density in
13 the United States; and

14 “(B) has a relatively low rate of successful
15 service with respect to protection orders, as de-
16 termined by the Attorney General;

17 “(4) a court that uses an integrated, statewide
18 case management system;

19 “(5) a court that uses a standalone case man-
20 agement system;

21 “(6) a tribal court; and

22 “(7) a court that serves a culturally specific
23 and underserved population.

24 “(e) APPLICATION.—

1 “(1) IN GENERAL.—An eligible entity shall sub-
2 mit an application to the Attorney General that in-
3 cludes—

4 “(A) a description of the process that the
5 eligible entity uses for service of protection or-
6 ders at the time of submission of the applica-
7 tion;

8 “(B) to the extent practicable, statistics re-
9 lating to protection orders during the 3 cal-
10 endar years preceding the date of submission of
11 the application, including rates of—

12 “(i) successful service; and

13 “(ii) enforcement;

14 “(C) an initial list of the entities serving as
15 the partners required under subsection (a); and

16 “(D) any other information the Attorney
17 General may reasonably require.

18 “(2) NO OTHER APPLICATION REQUIRED.—An
19 eligible entity shall not be required to submit an ap-
20 plication under section 2102 to receive a grant
21 under this section.

22 “(f) TECHNICAL ASSISTANCE.—Notwithstanding sec-
23 tion 40002(b)(11) of the Violence Against Women Act of
24 1994 (34 U.S.C. 12291(b)(11)), as applied under section
25 2106 of this part, not less than 5 percent and not more

1 than 8 percent of the total amounts appropriated to carry
2 out this section shall be available to the Attorney General
3 for technical assistance relating to the purposes of this
4 section.

5 “(g) REPORT TO ATTORNEY GENERAL.—

6 “(1) INITIAL REPORT.—Not later than 2 years
7 after receiving a grant under this section, an eligible
8 entity shall submit to the Attorney General a report
9 that details the plan of the entity for implementation
10 of the program under subsection (c).

11 “(2) SUBSEQUENT REPORTS.—

12 “(A) IN GENERAL.—Not later than 1 year
13 after implementing the program under sub-
14 section (c), and not later than 2 years there-
15 after, an eligible entity shall submit to the At-
16 torney General a report that describes the pro-
17 gram implemented under subsection (c), includ-
18 ing with respect to—

19 “(i) viability;

20 “(ii) cost;

21 “(iii) service statistics;

22 “(iv) challenges;

23 “(v) analysis of the technology used to
24 fulfill the goals of the program;

1 “(vi) analysis of any legal or due proc-
2 ess issues resulting from the electronic
3 service method described in subsection
4 (c)(1)(A); and

5 “(vii) best practices for implementing
6 such a program in other similarly situated
7 locations.

8 “(B) CONTENTS OF FINAL REPORT.—An
9 eligible entity shall include in the second report
10 submitted under subparagraph (A) rec-
11 ommendations for—

12 “(i) future nationwide implementation
13 of the program implemented by the eligible
14 entity; and

15 “(ii) usage of electronic service, simi-
16 lar to the service used by the eligible enti-
17 ty, for other commonly used court orders,
18 including with respect to viability and cost.

19 “(h) NO REGULATIONS OR GUIDELINES RE-
20 QUIRED.—Notwithstanding section 2105, the Attorney
21 General shall not be required to publish regulations or
22 guidelines implementing this section.

23 “(i) AUTHORIZATION OF APPROPRIATIONS.—In addi-
24 tion to amounts otherwise made available to carry out this
25 part, there is authorized to be appropriated to carry out

1 this section \$10,000,000 for fiscal years 2019 through
2 2024.”.

