

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 under paragraph (27) of section
7 1001(a) of the Omnibus Crime Control and Safe Streets
8 Act of 1968 (42 U.S.C. 3793(a)).

