AMENDMENT TO RULES COMMITTEE PRINT 116-9
OFFERED BY MR. GRIJALVA OF ARIZONA

Page 134, strike line 3 and all that follows through page 135, line 18, and insert the following:

(9) by striking subsections (f), (g), and (h) and inserting the following:

“(f) GRANTS AND REIMBURSEMENT TO TRIBAL GOVERNMENTS.—

“(1) REIMBURSEMENT.—

“(A) IN GENERAL.—The Attorney General is authorized to reimburse tribal government authorities for expenses incurred in exercising special tribal criminal jurisdiction.

“(B) ELIGIBLE EXPENSES.—Eligible expenses for reimbursement shall include—

“(i) expenses incurred to arrest or prosecute offenders and to detain inmates (including costs associated with providing health care);

“(ii) expenses related to indigent defense services; and

“(iii) costs associated with probation and rehabilitation services.
“(C) **PROCEDURE.**—Reimbursements authorized pursuant to this section shall be in accordance with rules promulgated by the Attorney General after consultation with Indian tribes and within one year after the date of enactment of this Act. The rules promulgated by the Department shall set a maximum allowable reimbursement to any tribal government in a one year period.

“(2) **GRANTS.**—The Attorney General may award grants to the governments of Indian tribes (or to authorized designees of those governments)—

“(A) to strengthen tribal criminal justice systems to assist Indian tribes in exercising special tribal criminal jurisdiction, including—

“(i) law enforcement (including the capacity of law enforcement, court personnel, or other non-law enforcement entities that have no Federal or State arrest authority agencies but have been designated by a tribe as responsible for maintaining public safety within its territorial jurisdiction, to enter information into and obtain information from national crime information databases);
“(ii) prosecution;

“(iii) trial and appellate courts (including facilities construction);

“(iv) probation systems;

“(v) detention and correctional facilities (including facilities construction);

“(vi) alternative rehabilitation centers;

“(vii) culturally appropriate services and assistance for victims and their families; and

“(viii) criminal codes and rules of criminal procedure, appellate procedure, and evidence;

“(B) to provide indigent criminal defendants with the effective assistance of licensed defense counsel, at no cost to the defendant, in criminal proceedings in which a participating tribe prosecutes—

“(i) a crime of domestic violence;

“(ii) a crime of dating violence;

“(iii) a criminal violation of a protection order;

“(iv) a crime of sexual violence;

“(v) a crime of stalking;

“(vi) a crime of sex trafficking;
“(vii) a crime of obstruction of justice;

or

“(viii) a crime of assault of a law enforcement or correctional officer;

“(C) to ensure that, in criminal proceedings in which a participating tribe exercises special tribal criminal jurisdiction, jurors are summoned, selected, and instructed in a manner consistent with all applicable requirements;

“(D) to accord victims of domestic violence, dating violence, sexual violence, stalking, sex trafficking, obstruction of justice, assault of a law enforcement or correctional officer, and violations of protection orders rights that are similar to the rights of a crime victim described in section 3771(a) of title 18, consistent with tribal law and custom; and

“(E) to create a pilot project to allow up to five Indian tribes in Alaska to implement special tribal criminal jurisdiction.

“(g) INDIAN COUNTRY DEFINED.—For purposes of the pilot project described in subsection (f)(2)(E), the definition of ‘Indian country’ shall include Alaska Native-owned Townsites, Allotments, and former reservation lands acquired in fee by Alaska Native Village Corpora-
tions pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 33) and other lands transferred in fee to Native villages.

“(h) SUPPLEMENT, NOT SUPPLANT.—Amounts made available under this section shall supplement and not supplant any other Federal, State, tribal, or local government amounts made available to carry out activities described in this section.

“(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $7,000,000 for each of fiscal years 2020 through 2024 to carry out subsection (f) and to provide training, technical assistance, data collection, and evaluation of the criminal justice systems of participating tribes.

“(j) USE OF FUNDS.—Not less than 25 percent of the total amount of funds appropriated under this section in a given year shall be used for each of the purposes described in paragraphs (1) and (2) of subsection (f), with remaining funds available to be distributed for either of the purposes described in paragraph (1) or (2) of subsection (f), or any combination of such purposes, depending on need and in consultation with Indian tribes.”.