

NATIONAL AMERICAN INDIAN HOUSING COUNCIL

SECTION-BY-SECTION ANALYSIS OF S.1327

PUBLIC AND INDIAN HOUSING CRIME AND DRUG ELIMINATION PROGRAM
REAUTHORIZATION ACT OF 2009

August 7, 2009

Section 1. Short Title

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Section 1 provides the title of the Act as the “Public and Indian Housing Crime and Drug Elimination Program Reauthorization Act of 2009.”

Section 2. Amendment to Short Title.

(Pp. 1-2)

Section 2 amends the Public and Indian Assisted Housing Drug Elimination Act of 1990 to state the short title as the “Public and Indian Housing Crime and Drug Elimination Act.”

Section 3. Eligible Activities.

(Pp. 2-3)

Section 3 amends section 5124(a)(6) of the Public and Indian Assisted Housing Drug Elimination Act of 1990 by striking “treatment programs” and adding a more specific definition. Treatment programs may “only include” A) providing access to treatment for drug abuse through rehabilitation or relapse prevention; B) providing education regarding the dangers and consequences of drug use and violent crime; C) i) assisting drug users in discontinuing drug use through educational programs, ii) if appropriate referring the users to drug treatment programs; D) providing-after school activities for youths for the purpose of discouraging, reducing, or eliminating drug use or violent crime by youths; E) providing capital improvements for the purpose of discouraging, reducing, or eliminating drug use or violent crime; and F) providing security services for the purpose of discouraging, reducing, or eliminating drug use or violent crime.

Section 4. Applications.

(Pp. 3-5)

Section 4 amends section 5125(a) of the Public and Indian Assisted Housing Drug Elimination Act of 1990 by adding the following requirements for obtaining a grant.

- (3) Development; Agreements – Each plan submitted under paragraph 2 shall –
- (A) to the maximum extent possible be developed in coordination with relevant local law enforcement agencies and other local entities involved in crime prevention and reduction
 - (B) include an agreement between the applicant and the Office of Policy Development and Research that states cooperation in carrying out section 5129.

Section 5. Reports.**(Pp. 5-6)**

Section 5 amends section 5127 of the Public and Indian Housing Crime and Drug Elimination Program Act by requiring an effectiveness report and enumerating what must be included in that report. The report must be submitted to Congress no later than 4 years after the date of enactment. The report must include 1) aggregate data of the categories of programs that have been funded under the program; 2) promising strategies related to preventing violent and drug-related crime in public, Indian, and low-income housing; 3) the means by which the strategies have been incorporated into A) guidance provided for applicants, and B) regulations; and 4) any statutory changes recommended by the Secretary to increase the effectiveness of the grants. These strategies will be derived from A) a review of existing research, and B) evaluations for this program that were conducted by i) the Office of Policy Development and Research, or ii) grantees.

Section 6. Office of Policy Development and Research Review and Evaluation Plan. (Pp. 6-8)

Section 6 amends the Public and Indian Housing Crime and Drug Elimination Program Act by re-designating section 5129 as 5130, and adding a new section 5129: Office of Policy Development and Research Evaluation Plan. The new section 5129 establishes the Office of Policy Development and Research Review and states that the Office will conduct a review of existing research relating to preventing and reducing drug-related crime. The Office must also submit a written report describing the results of the research review. Additionally, section 5129 requires an evaluation plan; to be completed by the Office, a plan shall be developed and implemented evaluating the effectiveness of each strategy.

Section 7. Authorization of Appropriations.**(Pp. 8-9)**

Section 7 amends section 5130 of the Public and Indian Housing Crime and Drug Elimination Program by adding new appropriation levels: \$240,000,000 for Fiscal Year (FY) 2010, \$250,000,000 for FY2011, \$265,000,000 for FY2012, \$285,000,000 for FY2013, and \$310,000,000 for FY2014. Not less than 2 percent of each of these appropriations will be made available to the Office of Policy Development and Research.