

(Pub. L. 90-351, title I, §2997, as added Pub. L. 109-177, title VII, §754, Mar. 9, 2006, 120 Stat. 274.)

**§ 3797cc-2. Grants for programs for drug-endangered children**

**(a) In general**

The Attorney General shall make grants to States, territories, and Indian tribes (as defined in section 3797d of this title) for the purpose of carrying out programs to provide comprehensive services to aid children who are living in a home in which methamphetamine or other controlled substances are unlawfully manufactured, distributed, dispensed, or used.

**(b) Certain requirements**

The Attorney General shall ensure that the services carried out with grants under subsection (a) include the following:

(1) Coordination among law enforcement agencies, prosecutors, child protective services, social services, health care services, and any other services determined to be appropriate by the Attorney General to provide assistance regarding the problems of children described in subsection (a).

(2) Transition of children from toxic or drug-endangering environments to appropriate residential environments.

**(c) Authorization of appropriations**

For the purpose of carrying out this section, there are authorized to be appropriated \$20,000,000 for each of the fiscal years 2008 and 2009. Amounts appropriated under the preceding sentence shall remain available until expended.

(Pub. L. 109-177, title VII, §755, Mar. 9, 2006, 120 Stat. 275; Pub. L. 110-161, div. B, title II, §220(b), Dec. 26, 2007, 121 Stat. 1916; Pub. L. 110-345, §2, Oct. 7, 2008, 122 Stat. 3938.)

CODIFICATION

Section was enacted as part of the Combat Methamphetamine Epidemic Act of 2005, and also as part of the USA PATRIOT Improvement and Reauthorization Act of 2005, and not as part of title I of the Omnibus Crime Control and Safe Streets Act of 1968 which comprises this chapter.

AMENDMENTS

2008—Subsec. (c). Pub. L. 110-345 substituted “fiscal years 2008 and 2009” for “fiscal years 2006 and 2007”.

2007—Subsec. (a). Pub. L. 110-161 inserted “, territories, and Indian tribes (as defined in section 3797d of this title)” after “make grants to States”.

**§ 3797cc-3. Authority to award competitive grants to address methamphetamine use by pregnant and parenting women offenders**

**(a) Purpose and program authority**

**(1) Grant authorization**

The Attorney General may award competitive grants to address the use of methamphetamine among pregnant and parenting women offenders to promote public safety, public health, family permanence and well being.

**(2) Purposes and program authority**

Grants awarded under this section shall be used to facilitate or enhance and<sup>1</sup> collabora-

tion between the criminal justice, child welfare, and State, territorial, or Tribal substance abuse systems in order to carry out programs to address the use of methamphetamine drugs by pregnant and parenting women offenders.

**(b) Definitions**

In this section, the following definitions shall apply:

**(1) Child welfare agency**

The term “child welfare agency” means the State, territorial, or Tribal agency responsible for child or family services and welfare.

**(2) Criminal justice agency**

The term “criminal justice agency” means an agency of the State, territory, Indian tribe, or local government or its contracted agency that is responsible for detection, arrest, enforcement, prosecution, defense, adjudication, incarceration, probation, or parole relating to the violation of the criminal laws of that State, territory, Indian tribe, or local government.

**(C)<sup>2</sup> Indian tribe**

The term “Indian tribe” has the meaning given the term in section 3797d of this title.

**(c) Applications**

**(1) In general**

No grant may be awarded under this section unless an application has been submitted to, and approved by, the Attorney General.

**(2) Application**

An application for a grant under this section shall be submitted in such form, and contain such information, as the Attorney General,<sup>3</sup> may prescribe by regulation or guidelines.

**(3) Eligible entities**

The Attorney General shall make grants to States, territories, and Indian tribes. Applicants must demonstrate extensive collaboration with the State criminal justice agency and child welfare agency in the planning and implementation of the program.

**(4) Contents**

In accordance with the regulations or guidelines established by the Attorney General in consultation with the Secretary of Health and Human Services, each application for a grant under this section shall contain a plan to expand the services for pregnant and parenting women offenders who are pregnant women or women with dependent children for the use of methamphetamine or methamphetamine and other drugs and include the following in the plan:

(A) A description of how the applicant will work jointly with the criminal justice and child welfare agencies needs<sup>4</sup> associated with the use of methamphetamine or methamphetamine and other drugs by pregnant and parenting women offenders to promote family stability and permanence.

(B) A description of the nature and the extent of the problem of methamphetamine

<sup>2</sup> So in original. Probably should be par. “(3)”.

<sup>3</sup> So in original. The comma probably should not appear.

<sup>4</sup> So in original. The word “needs” probably should not appear.

<sup>1</sup> So in original. The word “and” probably should not appear.