

(Pub. L. 89-10, title IV, §4121, as added Pub. L. 107-110, title IV, §401, Jan. 8, 2002, 115 Stat. 1751.)

PRIOR PROVISIONS

A prior section 7131, Pub. L. 89-10, title IV, §4121, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3686, related to Federal activities, prior to the general amendment of this subchapter by Pub. L. 107-110.

§ 7132. Impact evaluation

(a) Biennial evaluation

The Secretary, in consultation with the Safe and Drug-Free Schools and Communities Advisory Committee described in section 7134 of this title, shall conduct an independent biennial evaluation of the impact of programs assisted under this subpart and of other recent and new initiatives to combat violence and illegal drug use in schools. The evaluation shall report on whether community and local educational agency programs funded under this subpart—

- (1) comply with the principles of effectiveness described in section 7115(a) of this title;
- (2) have appreciably reduced the level of illegal drug, alcohol, and tobacco use, and school violence and the illegal presence of weapons at schools; and
- (3) have conducted effective parent involvement and training programs.

(b) Data collection

The National Center for Education Statistics shall collect data, that is subject to independent review, to determine the incidence and prevalence of illegal drug use and violence in elementary schools and secondary schools in the States. The collected data shall include incident reports by schools officials, anonymous student surveys, and anonymous teacher surveys.

(c) Biennial report

Not later than January 1, 2003, and every 2 years thereafter, the Secretary shall submit to the President and Congress a report on the findings of the evaluation conducted under subsection (a) of this section together with the data collected under subsection (b) of this section and data available from other sources on the incidence and prevalence, age of onset, perception of health risk, and perception of social disapproval of drug use and violence in elementary schools and secondary schools in the States. The Secretary shall include data submitted by the States pursuant to subsection 7116(a) of this title.

(Pub. L. 89-10, title IV, §4122, as added Pub. L. 107-110, title IV, §401, Jan. 8, 2002, 115 Stat. 1752.)

PRIOR PROVISIONS

A prior section 7132, Pub. L. 89-10, title IV, §4122, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3687, related to grants to institutions of higher education, prior to repeal by Pub. L. 105-244, §3, title IX, §981, Oct. 7, 1998, 112 Stat. 1585, 1837, effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244.

§ 7133. Hate crime prevention

(a) Grant authorization

From funds made available to carry out this subpart under section 7103(2) of this title the Secretary may make grants to local educational

agencies and community-based organizations for the purpose of providing assistance to localities most directly affected by hate crimes.

(b) Use of funds

(1) Program development

Grants under this section may be used to improve elementary and secondary educational efforts, including—

- (A) development of education and training programs designed to prevent and to reduce the incidence of crimes and conflicts motivated by hate;
- (B) development of curricula for the purpose of improving conflict or dispute resolution skills of students, teachers, and administrators;
- (C) development and acquisition of equipment and instructional materials to meet the needs of, or otherwise be part of, hate crime or conflict programs; and
- (D) professional training and development for teachers and administrators on the causes, effects, and resolutions of hate crimes or hate-based conflicts.

(2) Application

In order to be eligible to receive a grant under this section for any fiscal year, a local educational agency, or a local educational agency in conjunction with a community-based organization, shall submit an application to the Secretary in such form and containing such information as the Secretary may reasonably require.

(3) Requirements

Each application under paragraph (2) shall include—

- (A) a request for funds for the purpose described in this section;
- (B) a description of the schools and communities to be served by the grants; and
- (C) assurances that Federal funds received under this section shall be used to supplement, and not supplant, non-Federal funds.

(4) Comprehensive plan

Each application shall include a comprehensive plan that contains—

- (A) a description of the hate crime or conflict problems within the schools or the community targeted for assistance;
- (B) a description of the program to be developed or augmented by such Federal and matching funds;
- (C) assurances that such program or activity shall be administered by or under the supervision of the applicant;
- (D) procedures for the proper and efficient administration of such program; and
- (E) fiscal control and fund accounting procedures as may be necessary to ensure prudent use, proper disbursement, and accurate accounting of funds received under this section.

(c) Award of grants

(1) Selection of recipients

The Secretary shall consider the incidence of crimes and conflicts motivated by bias in the targeted schools and communities in awarding grants under this section.

(2) Geographic distribution

The Secretary shall attempt, to the extent practicable, to achieve an equitable geographic distribution of grant awards.

(3) Dissemination of information

The Secretary shall attempt, to the extent practicable, to make available information regarding successful hate crime prevention programs, including programs established or expanded with grants under this section.

(d) Reports

The Secretary shall submit to Congress a report every 2 years that shall contain a detailed statement regarding grants and awards, activities of grant recipients, and an evaluation of programs established under this section.

(Pub. L. 89-10, title IV, §4123, as added Pub. L. 107-110, title IV, §401, Jan. 8, 2002, 115 Stat. 1752.)

PRIOR PROVISIONS

A prior section 7133, Pub. L. 89-10, title IV, §4123, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3687, related to hate crime prevention, prior to the general amendment of this subchapter by Pub. L. 107-110.

§ 7134. Safe and Drug-Free Schools and Communities Advisory Committee**(a) Establishment****(1) In general**

There is hereby established an advisory committee to be known as the “Safe and Drug Free Schools and Communities Advisory Committee” (referred to in this section as the “Advisory Committee”) to—

(A) consult with the Secretary under subsection (b) of this section;

(B) coordinate Federal school- and community-based substance abuse and violence prevention programs and reduce duplicative research or services;

(C) develop core data sets and evaluation protocols for safe and drug-free school- and community-based programs;

(D) provide technical assistance and training for safe and drug-free school- and community-based programs;

(E) provide for the diffusion of scientifically based research to safe and drug-free school- and community-based programs; and

(F) review other regulations and standards developed under this subchapter.

(2) Composition

The Advisory Committee shall be composed of representatives from—

(A) the Department of Education;

(B) the Centers for Disease Control and Prevention;

(C) the National Institute on Drug Abuse;

(D) the National Institute on Alcoholism and Alcohol Abuse;

(E) the Center for Substance Abuse Prevention;

(F) the Center for Mental Health Services;

(G) the Office of Juvenile Justice and Delinquency Prevention;

(H) the Office of National Drug Control Policy;

(I) State and local governments, including education agencies; and

(J) researchers and expert practitioners.

(3) Consultation

In carrying out its duties under this section, the Advisory Committee shall annually consult with interested State and local coordinators of school- and community-based substance abuse and violence prevention programs and other interested groups.

(b) Programs**(1) In general**

From amounts made available under section 7103(2) of this title to carry out this subpart, the Secretary, in consultation with the Advisory Committee, shall carry out scientifically based research programs to strengthen the accountability and effectiveness of the State, chief executive officer's, and national programs under this part.

(2) Grants, contracts or cooperative agreements

The Secretary shall carry out paragraph (1) directly or through grants, contracts, or cooperative agreements with public and private entities and individuals or through agreements with other Federal agencies.

(3) Coordination

The Secretary shall coordinate programs under this section with other appropriate Federal activities.

(4) Activities

Activities that may be carried out under programs funded under this section may include—

(A) the provision of technical assistance and training, in collaboration with other Federal agencies utilizing their expertise and national and regional training systems, for Governors, State educational agencies and local educational agencies to support high quality, effective programs that—

(i) provide a thorough assessment of the substance abuse and violence problem;

(ii) utilize objective data and the knowledge of a wide range of community members;

(iii) develop measurable goals and objectives; and

(iv) implement scientifically based research activities that have been shown to be effective and that meet identified needs;

(B) the provision of technical assistance and training to foster program accountability;

(C) the diffusion and dissemination of best practices and programs;

(D) the development of core data sets and evaluation tools;

(E) program evaluations;

(F) the provision of information on drug abuse education and prevention to the Secretary of Health and Human Services for dissemination by the clearinghouse for alcohol and drug abuse information established under section 290aa(d)(16) of title 42; and

(G) other activities that meet unmet needs related to the purpose of this part and that are undertaken in consultation with the Advisory Committee.