

108TH CONGRESS
1ST SESSION

H. R. 3449

To provide reliable officers, technology, education, community prosecutors,
and training in our neighborhoods.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 5, 2003

Ms. NORTON introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To provide reliable officers, technology, education, community
prosecutors, and training in our neighborhoods.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Providing Reliable Of-
5 ficers, Technology, Education, Community Prosecutors,
6 and Training In Our Neighborhoods Act of 2003” or
7 “PROTECTION Act”.

1 **SEC. 2. PROVIDING RELIABLE OFFICERS, TECHNOLOGY,**
2 **EDUCATION, COMMUNITY PROSECUTORS,**
3 **AND TRAINING IN OUR NEIGHBORHOOD INI-**
4 **TIATIVE.**

5 (a) COPS PROGRAM.—Section 1701(a) of title I of
6 the Omnibus Crime Control and Safe Streets Act of 1968
7 (42 U.S.C. 3796dd(a)) is amended by—

8 (1) inserting “and prosecutor” after “increase
9 police”; and

10 (2) inserting “to enhance law enforcement ac-
11 cess to new technologies, and” after “presence,”.

12 (b) HIRING AND REDEPLOYMENT GRANT
13 PROJECTS.—Section 1701(b) of title I of the Omnibus
14 Crime Control and Safe Streets Act of 1968 (42 U.S.C.
15 3796dd(b)) is amended—

16 (1) in paragraph (1)—

17 (A) in subparagraph (B)—

18 (i) by inserting after “Nation” the fol-
19 lowing: “, or pay overtime to existing ca-
20 reer law enforcement officers to the extent
21 that such overtime is devoted to commu-
22 nity policing efforts”; and

23 (ii) by striking “and” at the end;

24 (B) in subparagraph (C), by—

25 (i) striking “or pay overtime”; and

1 (ii) striking the period at the end and
2 inserting “; and”; and

3 (C) by adding at the end the following:

4 “(D) promote higher education among in-
5 service State and local law enforcement officers
6 by reimbursing them for the costs associated
7 with seeking a college or graduate school edu-
8 cation.”; and

9 (2) in paragraph (2) by striking all that follows
10 “Support Systems.—” and inserting “Grants pursu-
11 ant to—

12 “(A) paragraph (1)(B) for overtime may
13 not exceed 25 percent of the funds available for
14 grants pursuant to this subsection for any fiscal
15 year;

16 “(B) paragraph (1)(C) may not exceed 20
17 percent of the funds available for grants pursu-
18 ant to this subsection in any fiscal year; and

19 “(C) paragraph (1)(D) may not exceed 5
20 percent of the funds available for grants pursu-
21 ant to this subsection for any fiscal year.”.

22 (c) ADDITIONAL GRANT PROJECTS.—Section
23 1701(d) of title I of the Omnibus Crime Control and Safe
24 Streets Act of 1968 (42 U.S.C. 3796dd(d)) is amended—

25 (1) in paragraph (2)—

1 (A) by inserting “integrity and ethics”
2 after “specialized”; and

3 (B) by inserting “and” after “enforcement
4 officers”;

5 (2) in paragraph (7) by inserting “school offi-
6 cials, religiously-affiliated organizations,” after “en-
7 forcement officers”;

8 (3) by striking paragraph (8) and inserting the
9 following:

10 “(8) establish school-based partnerships be-
11 tween local law enforcement agencies and local
12 school systems, by using school resource officers who
13 operate in and around elementary and secondary
14 schools to serve as a law enforcement liaison with
15 other Federal, State, and local law enforcement and
16 regulatory agencies, combat school-related crime and
17 disorder problems, gang membership and criminal
18 activity, firearms and explosives-related incidents, il-
19 legal use and possession of alcohol, and the illegal
20 possession, use, and distribution of drugs;”;

21 (4) in paragraph (10) by striking “and” at the
22 end;

23 (5) in paragraph (11) by striking the period
24 that appears at the end and inserting “; and”; and

25 (6) by adding at the end the following:

1 “(12) develop and implement innovative pro-
2 grams (such as the TRILAD program) that bring to-
3 gether a community’s sheriff, chief of police, and el-
4 derly residents to address the public safety concerns
5 of older citizens.”.

6 (d) TECHNICAL ASSISTANCE.—Section 1701(f) of
7 title I of the Omnibus Crime Control and Safe Streets Act
8 of 1968 (42 U.S.C. 3796dd(f)) is amended—

9 (1) in paragraph (1)—

10 (A) by inserting “use up to 5 percent of
11 the funds appropriated under subsection (a) to”
12 after “The Attorney General may”;

13 (B) by inserting at the end the following:
14 “In addition, the Attorney General may use up
15 to 5 percent of the funds appropriated under
16 subsections (d), (e), and (f) for technical assist-
17 ance and training to States, units of local gov-
18 ernment, Indian tribal governments, and to
19 other public and private entities for those re-
20 spective purposes.”;

21 (2) in paragraph (2) by inserting “under sub-
22 section (a)” after “the Attorney General”; and

23 (3) in paragraph (3)—

1 (A) by striking “the Attorney General
2 may” and inserting “the Attorney General
3 shall”;

4 (B) by inserting “regional community po-
5 licing institutes” after “operation of”; and

6 (C) by inserting “representatives of police
7 labor and management organizations, commu-
8 nity residents,” after “supervisors,”.

9 (e) TECHNOLOGY AND PROSECUTION PROGRAMS.—
10 Section 1701 of title I of the Omnibus Crime Control and
11 Safe Streets Act of 1968 (42 U.S.C. 3796dd) is amended
12 by—

13 (1) striking subsection (k);

14 (2) redesignating subsections (f) through (j) as
15 subsections (g) through (k); and

16 (3) striking subsection (e) and inserting the fol-
17 lowing:

18 “(e) LAW ENFORCEMENT TECHNOLOGY PROGRAM.—
19 Grants made under subsection (a) may be used to assist
20 police departments, in employing professional, scientific,
21 and technological advancements that will help them—

22 “(1) improve police communications through
23 the use of wireless communications, computers, soft-
24 ware, videocams, databases and other hardware and
25 software that allow law enforcement agencies to

1 communicate more effectively across jurisdictional
2 boundaries and effectuate interoperability;

3 “(2) develop and improve access to crime solv-
4 ing technologies, including DNA analysis, photo en-
5 hancement, voice recognition, and other forensic ca-
6 pabilities; and

7 “(3) promote comprehensive crime analysis by
8 utilizing new techniques and technologies, such as
9 crime mapping, that allow law enforcement agencies
10 to use real-time crime and arrest data and other re-
11 lated information—including non-criminal justice
12 data—to improve their ability to analyze, predict,
13 and respond pro-actively to local crime and disorder
14 problems, as well as to engage in regional crime
15 analysis.

16 “(f) COMMUNITY-BASED PROSECUTION PROGRAM.—
17 Grants made under subsection (a) may be used to assist
18 State, local or tribal prosecutors’ offices in the implemen-
19 tation of community-based prosecution programs that
20 build on local community policing efforts. Funds made
21 available under this subsection may be used to—

22 “(1) hire additional prosecutors who will be as-
23 signed to community prosecution programs, includ-
24 ing programs that assign prosecutors to handle cases
25 from specific geographic areas, to address specific

1 violent crime and other local crime problems (includ-
2 ing intensive illegal gang, gun and drug enforcement
3 projects and quality of life initiatives), and to ad-
4 dress localized violent and other crime problems
5 based on needs identified by local law enforcement
6 agencies, community organizations, and others;

7 “(2) redeploy existing prosecutors to community
8 prosecution programs as described in paragraph (1)
9 of this section by hiring victim and witness coordina-
10 tors, paralegals, community outreach, and other
11 such personnel; and

12 “(3) establish programs to assist local prosecu-
13 tors’ offices in the implementation of programs that
14 help them identify and respond to priority crime
15 problems in a community with specifically tailored
16 solutions.

17 At least 75 percent of the funds made available under this
18 subsection shall be reserved for grants under paragraphs
19 (1) and (2) and of those amounts no more than 10 percent
20 may be used for grants under paragraph (2) and at least
21 25 percent of the funds shall be reserved for grants under
22 paragraphs (1) and (2) to units of local government with
23 a population of less than 50,000.”.

24 (f) RETENTION GRANTS.—Section 1703 of title I of
25 the Omnibus Crime Control and Safe Streets Act of 1968

1 (42 U.S.C. 3796dd–2) is amended by inserting at the end
2 the following:

3 “(d) RETENTION GRANTS.—The Attorney General
4 may use no more than 50 percent of the funds under sub-
5 section (a) to award grants targeted specifically for reten-
6 tion of police officers to grantees in good standing, with
7 preference to those that demonstrate financial hardship or
8 severe budget constraint that impacts the entire local
9 budget and may result in the termination of employment
10 for police officers funded under subsection (b)(1).”.

11 (g) DEFINITIONS.—

12 (1) CAREER LAW ENFORCEMENT OFFICER.—
13 Section 1709(1) of title I of the Omnibus Crime
14 Control and Safe Streets Act of 1968 (42 U.S.C.
15 3796dd–8) is amended by inserting after “criminal
16 laws” the following: “including sheriffs deputies
17 charged with supervising offenders who are released
18 into the community but also engaged in local com-
19 munity policing efforts.”.

20 (2) SCHOOL RESOURCE OFFICER.—Section
21 1709(4) of title I of the Omnibus Crime Control and
22 Safe Streets Act of 1968 (42 U.S.C. 3796dd–8) is
23 amended—

24 (A) by striking subparagraph (A) and in-
25 serting the following:

1 “(A) to serve as a law enforcement liaison
2 with other Federal, State, and local law en-
3 forcement and regulatory agencies, to address
4 and document crime and disorder problems in-
5 cluding gangs and drug activities, firearms and
6 explosives-related incidents, and the illegal use
7 and possession of alcohol affecting or occurring
8 in or around an elementary or secondary
9 school;”;

10 (B) by striking subparagraph (E) and in-
11 serting the following:

12 “(E) to train students in conflict resolu-
13 tion, restorative justice, and crime awareness,
14 and to provide assistance to and coordinate
15 with other officers, mental health professionals,
16 and youth counselors who are responsible for
17 the implementation of prevention/intervention
18 programs within the schools;”;

19 (C) by adding at the end the following:

20 “(H) to work with school administrators,
21 members of the local parent teacher associa-
22 tions, community organizers, law enforcement,
23 fire departments, and emergency medical per-
24 sonnel in the creation, review, and implementa-
25 tion of a school violence prevention plan;

1 “(I) to assist in documenting the full de-
2 scription of all firearms found or taken into
3 custody on school property and to initiate a
4 firearms trace and ballistics examination for
5 each firearm with the local office of the Bureau
6 of Alcohol, Tobacco, and Firearms;

7 “(J) to document the full description of all
8 explosives or explosive devices found or taken
9 into custody on school property and report to
10 the local office of the Bureau of Alcohol, To-
11 bacco, and Firearms; and

12 “(K) to assist school administrators with
13 the preparation of the Department of Edu-
14 cation, Annual Report on State Implementation
15 of the Gun-Free Schools Act which tracks the
16 number of students expelled per year for bring-
17 ing a weapon, firearm, or explosive to school.”.

18 (h) AUTHORIZATION OF APPROPRIATIONS.—Section
19 1001(a)(11) of title I of the Omnibus Crime Control and
20 Safe Streets Act of 1968 (42 U.S.C. 3793(a)(11)) is
21 amended—

22 (1) by amending subparagraph (A) to read as
23 follows:

1 “(A) There are authorized to be appro-
2 priated to carry out part Q, to remain available
3 until expended—

4 “(i) \$1,150,000,000 for fiscal year
5 2004;

6 “(ii) \$1,150,000,000 for fiscal year
7 2005;

8 “(iii) \$1,150,000,000 for fiscal year
9 2006;

10 “(iv) \$1,150,000,000 for fiscal year
11 2007;

12 “(v) \$1,150,000,000 for fiscal year
13 2008; and

14 “(vi) \$1,150,000,000 for fiscal year
15 2009.”; and

16 (2) in subparagraph (B)—

17 (A) by striking “3 percent” and inserting
18 “5 percent”;

19 (B) by striking “1701(f)” and inserting
20 “1701(g)”;

21 (C) by striking the second sentence and in-
22 serting “Of the remaining funds, if there is a
23 demand for 50 percent of appropriated hiring
24 funds, as determined by eligible hiring applica-
25 tions from law enforcement agencies having ju-

1 jurisdiction over areas with populations exceeding
2 150,000, no less than 50 percent shall be allo-
3 cated for grants pursuant to applications sub-
4 mitted by units of local government or law en-
5 forcement agencies having jurisdiction over
6 areas with populations exceeding 150,000 or by
7 public and private entities that serve areas with
8 populations exceeding 150,000, and no less
9 than 50 percent shall be allocated for grants
10 pursuant to applications submitted by units of
11 local government or law enforcement agencies
12 having jurisdiction over areas with populations
13 less than 150,000 or by public and private enti-
14 ties that serve areas with populations less than
15 150,000.”;

16 (D) by striking “85 percent” and inserting
17 “\$600,000,000”; and

18 (E) by striking “1701(b),” and all that fol-
19 lows through “of part Q” and inserting the fol-
20 lowing: “1701 (b) and (c), \$350,000,000 to
21 grants for the purposes specified in section
22 1701(e), and \$200,000,000 to grants for the
23 purposes specified in section 1701(f).”.

○