

107TH CONGRESS  
1ST SESSION

# H. R. 2009

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

## IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2001

Mr. WEINER (for himself, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. BALDACCI, Ms. BALDWIN, Mr. BARRETT of Wisconsin, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BLAGOJEVICH, Mr. BONIOR, Mr. BORSKI, Mr. BRADY of Pennsylvania, Mr. BOUCHER, Ms. BROWN of Florida, Mr. BROWN of Ohio, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDIN, Mr. CARSON of Oklahoma, Ms. CARSON of Indiana, Mrs. CHRISTENSEN, Mrs. CLAYTON, Mr. CLEMENT, Mr. CONYERS, Mr. COSTELLO, Mr. COYNE, Mr. CRAMER, Mr. CROWLEY, Mr. DAVIS of Illinois, Mr. DAVIS of Florida, Mrs. DAVIS of California, Ms. DEGETTE, Mr. DEFazio, Mr. DELAHUNT, Ms. DELAURO, Mr. DEUTSCH, Mr. DICKS, Mr. DINGELL, Mr. DOGGETT, Mr. DOOLEY of California, Mr. DOYLE, Mr. EDWARDS, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. EVANS, Mr. FARR of California, Mr. FILNER, Mr. FRANK, Mr. FROST, Mr. GEPHARDT, Mr. GONZALEZ, Mr. GORDON, Mr. GREEN of Texas, Mr. HALL of Ohio, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HINCHEY, Mr. HOEFFEL, Mr. HOLT, Mr. HONDA, Ms. HOOLEY of Oregon, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHN, Mrs. JONES of Ohio, Mr. KANJORSKI, Ms. KAPTUR, Mr. KELLER, Mr. KENNEDY of Rhode Island, Mr. KLECZKA, Mr. KUCINICH, Mr. LAFALCE, Mr. LANGEVIN, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Mr. LEACH, Ms. LEE, Mr. LEWIS of Georgia, Ms. LOFGREN, Mrs. LOWEY, Mrs. MALONEY of New York, Mr. MALONEY of Connecticut, Mr. MATHESON, Mr. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCARTHY of Missouri, Ms. MCCOLLUM, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCINTYRE, Ms. MCKINNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEKS of New York, Mr. MENENDEZ, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mrs. MINK of Hawaii, Mr. MOAKLEY, Mr. MOORE, Mr. MORAN of Virginia, Mr. MURTHA, Mr. NADLER, Ms. NORTON, Mr. OLVER, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Ms. PELOSI, Mr. PETERSON of Minnesota, Mr. POMEROY, Mr. QUINN, Mr. RAHALL, Mr. REYES, Ms. RIVERS, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Ms. SANCHEZ, Mr. SANDERS, Mr.

SANDLIN, Mr. SAWYER, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCHROCK, Mr. SCOTT, Mr. SERRANO, Mr. SHERMAN, Ms. SLAUGHTER, Ms. SOLIS, Mr. SPRATT, Mr. STUPAK, Mrs. TAUSCHER, Mr. TIERNEY, Mr. THOMPSON of Mississippi, Mrs. THURMAN, Mr. THOMPSON of California, Mr. TOWNS, Mr. TURNER, Mr. UDALL of New Mexico, Mr. VISCLOSKY, Mr. WEXLER, and Mr. WYNN) introduced the following bill; which was referred to the Committee on the Judiciary

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## 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 2001” or  
 7       “PROTECTION Act”.

8       **SEC. 2. PROVIDING RELIABLE OFFICERS, TECHNOLOGY,**  
 9                               **EDUCATION, COMMUNITY PROSECUTORS,**  
 10                              **AND TRAINING IN OUR NEIGHBORHOOD INI-**  
 11                              **TIATIVE.**

12       (a) COPS PROGRAM.—Section 1701(a) of title I of  
 13       the Omnibus Crime Control and Safe Streets Act of 1968  
 14       (42 U.S.C. 3796dd(a)) is amended by—

15               (1) inserting “and prosecutor” after “increase  
 16       police”; and

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

3           (b)    HIRING    AND    REDEPLOYMENT    GRANT  
4 PROJECTS.—Section 1701(b) of title I of the Omnibus  
5 Crime Control and Safe Streets Act of 1968 (42 U.S.C.  
6 3796dd(b)) is amended—

7           (1) in paragraph (1)—

8                (A) in subparagraph (B)—

9                   (i) by inserting after “Nation” the fol-  
10                   lowing: “, or pay overtime to existing ca-  
11                   reer law enforcement officers to the extent  
12                   that such overtime is devoted to commu-  
13                   nity policing efforts”; and

14                   (ii) by striking “and” at the end;

15                (B) in subparagraph (C), by—

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

17                   (ii) striking the period at the end and  
18                   inserting “; and”; and

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

20                   “(D) promote higher education among in-  
21                   service State and local law enforcement officers  
22                   by reimbursing them for the costs associated  
23                   with seeking a college or graduate school edu-  
24                   cation.”; and

1           (2) in paragraph (2) by striking all that follows  
2           “SUPPORT SYSTEMS.—” and inserting “Grants pur-  
3           suant to—

4                   “(A) paragraph (1)(B) for overtime may  
5                   not exceed 25 percent of the funds available for  
6                   grants pursuant to this subsection for any fiscal  
7                   year;

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

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

14           (c)    ADDITIONAL   GRANT   PROJECTS.—Section  
15   1701(d) of title I of the Omnibus Crime Control and Safe  
16   Streets Act of 1968 (42 U.S.C. 3796dd(d)) is amended—

17                   (1) in paragraph (2)—

18                           (A) by inserting “integrity and ethics”  
19                           after “specialized”; and

20                           (B) by inserting “and” after “enforcement  
21                           officers”;

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

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

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

14           (4) in paragraph (10) by striking “and” at the  
15 end;

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

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

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

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

4 (1) in paragraph (1)—

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

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

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

18 (3) in paragraph (3)—

19 (A) by striking “the Attorney General  
20 may” and inserting “the Attorney General  
21 shall”;

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

1 (C) by inserting “representatives of police  
2 labor and management organizations, commu-  
3 nity residents,” after “supervisors,”.

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

8 (1) striking subsection (k);

9 (2) redesignating subsections (f) through (j) as  
10 subsections (g) through (k); and

11 (3) striking subsection (e) and inserting the fol-  
12 lowing:

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

17 “(1) improve police communications through  
18 the use of wireless communications, computers, soft-  
19 ware, videocams, databases and other hardware and  
20 software that allow law enforcement agencies to  
21 communicate more effectively across jurisdictional  
22 boundaries and effectuate interoperability;

23 “(2) develop and improve access to crime solv-  
24 ing technologies, including DNA analysis, photo en-

1 hancement, voice recognition, and other forensic ca-  
2 pabilities; and

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

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

18 “(1) hire additional prosecutors who will be as-  
19 signed to community prosecution programs, includ-  
20 ing programs that assign prosecutors to handle cases  
21 from specific geographic areas, to address specific  
22 violent crime and other local crime problems (includ-  
23 ing intensive illegal gang, gun and drug enforcement  
24 projects and quality of life initiatives), and to ad-  
25 dress localized violent and other crime problems

1 based on needs identified by local law enforcement  
2 agencies, community organizations, and others;

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

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

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

20 (f) RETENTION GRANTS.—Section 1703 of title I of  
21 the Omnibus Crime Control and Safe Streets Act of 1968  
22 (42 U.S.C. 3796dd–2) is amended by inserting at the end  
23 the following:

24 “(d) RETENTION GRANTS.—The Attorney General  
25 may use no more than 50 percent of the funds under sub-

1 section (a) to award grants targeted specifically for reten-  
2 tion of police officers to grantees in good standing, with  
3 preference to those that demonstrate financial hardship or  
4 severe budget constraint that impacts the entire local  
5 budget and may result in the termination of employment  
6 for police officers funded under subsection (b)(1).”.

7 (g) DEFINITIONS.—

8 (1) CAREER LAW ENFORCEMENT OFFICER.—  
9 Section 1709(1) of title I of the Omnibus Crime  
10 Control and Safe Streets Act of 1968 (42 U.S.C.  
11 3796dd–8) is amended by inserting after “criminal  
12 laws” the following: “including sheriffs deputies  
13 charged with supervising offenders who are released  
14 into the community but also engaged in local com-  
15 munity policing efforts.”.

16 (2) SCHOOL RESOURCE OFFICER.—Section  
17 1709(4) of title I of the Omnibus Crime Control and  
18 Safe Streets Act of 1968 (42 U.S.C. 3796dd–8) is  
19 amended—

20 (A) by striking subparagraph (A) and in-  
21 serting the following:

22 “(A) to serve as a law enforcement liaison  
23 with other Federal, State, and local law en-  
24 forcement and regulatory agencies, to address  
25 and document crime and disorder problems in-

1 including gangs and drug activities, firearms and  
2 explosives-related incidents, and the illegal use  
3 and possession of alcohol affecting or occurring  
4 in or around an elementary or secondary  
5 school;”;

6 (B) by striking subparagraph (E) and in-  
7 serting the following:

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

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

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

22 “(I) to assist in documenting the full de-  
23 scription of all firearms found or taken into  
24 custody on school property and to initiate a  
25 firearms trace and ballistics examination for

1 each firearm with the local office of the Bureau  
2 of Alcohol, Tobacco, and Firearms;

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

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

14 (h) AUTHORIZATION OF APPROPRIATIONS.—Section  
15 1001(a)(11) of title I of the Omnibus Crime Control and  
16 Safe Streets Act of 1968 (42 U.S.C. 3793(a)(11)) is  
17 amended—

18 (1) by amending subparagraph (A) to read as  
19 follows:

20 “(A) There are authorized to be appro-  
21 priated to carry out part Q, to remain available  
22 until expended—

23 “(i) \$1,150,000,000 for fiscal year  
24 2002;

1                   “(ii) \$1,150,000,000 for fiscal year  
2                   2003;

3                   “(iii) \$1,150,000,000 for fiscal year  
4                   2004;

5                   “(iv) \$1,150,000,000 for fiscal year  
6                   2005;

7                   “(v) \$1,150,000,000 for fiscal year  
8                   2006; and

9                   “(vi) \$1,150,000,000 for fiscal year  
10                  2007.”; and

11                  (2) in subparagraph (B)—

12                   (A) by striking “3 percent” and inserting  
13                   “5 percent”;

14                   (B) by striking “1701(f)” and inserting  
15                   “1701(g)”;

16                   (C) by striking the second sentence and in-  
17                   serting “Of the remaining funds, if there is a  
18                   demand for 50 percent of appropriated hiring  
19                   funds, as determined by eligible hiring applica-  
20                   tions from law enforcement agencies having ju-  
21                   risdiction over areas with populations exceeding  
22                   150,000, no less than 50 percent shall be allo-  
23                   cated for grants pursuant to applications sub-  
24                   mitted by units of local government or law en-  
25                   forcement agencies having jurisdiction over

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

11 (D) by striking “85 percent” and inserting  
12 “\$600,000,000”; and

13 (E) by striking “1701(b),” and all that fol-  
14 lows through “of part Q” and inserting the fol-  
15 lowing: “1701 (b) and (c), \$350,000,000 to  
16 grants for the purposes specified in section  
17 1701(e), and \$200,000,000 to grants for the  
18 purposes specified in section 1701(f).”.

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