

117TH CONGRESS  
2D SESSION

# S. 4003

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## AN ACT

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide for training on alternatives to use of force, de-escalation, and mental and behavioral health and suicidal crises.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Law Enforcement De-  
3 Escalation Training Act of 2022”.

4 **SEC. 2. TRAINING ON ALTERNATIVES TO USE OF FORCE,**  
5 **DE-ESCALATION, AND MENTAL AND BEHAV-**  
6 **IORAL HEALTH CRISES.**

7 (a) DEFINITIONS.—Section 901(a) of title I of the  
8 Omnibus Crime Control and Safe Streets Act of 1968 (34  
9 U.S.C. 10251(a)) is amended—

10 (1) in paragraph (27), by striking “and” at the  
11 end;

12 (2) in paragraph (28), by striking the period at  
13 the end and inserting a semicolon; and

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

15 “(29) the term ‘de-escalation’ means taking ac-  
16 tion or communicating verbally or non-verbally dur-  
17 ing a potential force encounter in an attempt to sta-  
18 bilize the situation and reduce the immediacy of the  
19 threat so that more time, options, and resources can  
20 be called upon to resolve the situation without the  
21 use of force or with a reduction in the force nec-  
22 essary;

23 “(30) the term ‘mental or behavioral health or  
24 suicidal crisis’—

25 “(A) means a situation in which the behav-  
26 ior of a person—

1                   “(i) puts the person at risk of hurting  
2                   himself or herself or others; or

3                   “(ii) impairs or prevents the person  
4                   from being able to care for himself or her-  
5                   self or function effectively in the commu-  
6                   nity; and

7                   “(B) includes a situation in which a per-  
8                   son—

9                   “(i) is under the influence of a drug  
10                  or alcohol, is suicidal, or experiences symp-  
11                  toms of a mental illness; or

12                  “(ii) may exhibit symptoms, including  
13                  emotional reactions (such as fear or  
14                  anger), psychological impairments (such as  
15                  inability to focus, confusion, or psychosis),  
16                  and behavioral reactions (such as the trig-  
17                  ger of a freeze, fight, or flight response);

18                  “(31) the term ‘disability’ has the meaning  
19                  given that term in section 3 of the Americans with  
20                  Disabilities Act of 1990 (42 U.S.C. 12102);

21                  “(32) the term ‘crisis intervention team’ means  
22                  a collaborative, interdisciplinary team that brings to-  
23                  gether specially trained law enforcement officers,  
24                  mental health providers, and other community stake-  
25                  holders to respond to mental health-related calls, use

1 appropriate de-escalation techniques, and assess if  
2 referral to services or transport for mental health  
3 evaluation is appropriate; and

4 “(33) the term ‘covered mental health profes-  
5 sional’ means a mental health professional working  
6 on a crisis intervention team—

7 “(A) as an employee of a law enforcement  
8 agency; or

9 “(B) under a legal agreement with a law  
10 enforcement agency.”.

11 (b) COPS PROGRAM.—Section 1701 of title I of the  
12 Omnibus Crime Control and Safe Streets Act of 1968 (34  
13 U.S.C. 10381) is amended by adding at the end the fol-  
14 lowing:

15 “(n) TRAINING IN ALTERNATIVES TO USE OF  
16 FORCE, DE-ESCALATION TECHNIQUES, AND MENTAL  
17 AND BEHAVIORAL HEALTH CRISES.—

18 “(1) TRAINING CURRICULA.—

19 “(A) IN GENERAL.—Not later than 180  
20 days after the date of enactment of this sub-  
21 section, the Attorney General shall develop  
22 training curricula or identify effective existing  
23 training curricula for law enforcement officers  
24 and for covered mental health professionals re-  
25 garding—

1           “(i) de-escalation tactics and alter-  
2 natives to use of force;

3           “(ii) safely responding to an indi-  
4 vidual experiencing a mental or behavioral  
5 health or suicidal crisis or an individual  
6 with a disability, including techniques and  
7 strategies that are designed to protect the  
8 safety of that individual, law enforcement  
9 officers, mental health professionals, and  
10 the public;

11           “(iii) successfully participating on a  
12 crisis intervention team; and

13           “(iv) making referrals to community-  
14 based mental and behavioral health serv-  
15 ices and support, housing assistance pro-  
16 grams, public benefits programs, the Na-  
17 tional Suicide Prevention Lifeline, and  
18 other services.

19           “(B) REQUIREMENTS.—The training cur-  
20 ricula developed or identified under this para-  
21 graph shall include—

22           “(i) scenario-based exercises;

23           “(ii) pre-training and post-training  
24 tests to assess relevant knowledge and  
25 skills covered in the training curricula; and

1           “(iii) follow-up evaluative assessments  
2           to determine the degree to which partici-  
3           pants in the training apply, in their jobs,  
4           the knowledge and skills gained in the  
5           training.

6           “(C) CONSULTATION.—The Attorney Gen-  
7           eral shall develop and identify training curricula  
8           under this paragraph in consultation with rel-  
9           evant law enforcement agencies of States and  
10          units of local government, associations that rep-  
11          resent individuals with mental or behavioral  
12          health diagnoses or individuals with disabilities,  
13          labor organizations, professional law enforce-  
14          ment organizations, local law enforcement labor  
15          and representative organizations, law enforce-  
16          ment trade associations, mental health and sui-  
17          cide prevention organizations, family advocacy  
18          organizations, and civil rights and civil liberties  
19          groups.

20          “(2) CERTIFIED PROGRAMS AND COURSES.—

21                 “(A) IN GENERAL.—Not later than 180  
22                 days after the date on which training curricula  
23                 are developed or identified under paragraph  
24                 (1)(A), the Attorney General shall establish a  
25                 process to—

1           “(i) certify training programs and  
2           courses offered by public and private enti-  
3           ties to law enforcement officers or covered  
4           mental health professionals using 1 or  
5           more of the training curricula developed or  
6           identified under paragraph (1), or equiva-  
7           lents to such training curricula, which may  
8           include certifying a training program or  
9           course that an entity began offering on or  
10          before the date on which the Attorney Gen-  
11          eral establishes the process; and

12          “(ii) terminate the certification of a  
13          training program or course if the program  
14          or course fails to continue to meet the  
15          standards under the training curricula de-  
16          veloped or identified under paragraph (1).

17          “(B) PARTNERSHIPS WITH MENTAL  
18          HEALTH ORGANIZATIONS AND EDUCATIONAL  
19          INSTITUTIONS.—Not later than 180 days after  
20          the date on which training curricula are devel-  
21          oped or identified under paragraph (1)(A), the  
22          Attorney General shall develop criteria to en-  
23          sure that public and private entities that offer  
24          training programs or courses that are certified

1 under subparagraph (A) collaborate with local  
2 mental health organizations to—

3 “(i) enhance the training experience  
4 of law enforcement officers through con-  
5 sultation with and the participation of indi-  
6 viduals with mental or behavioral health  
7 diagnoses or disabilities, particularly such  
8 individuals who have interacted with law  
9 enforcement officers; and

10 “(ii) strengthen relationships between  
11 health care services and law enforcement  
12 agencies.

13 “(3) TRANSITIONAL REGIONAL TRAINING PRO-  
14 GRAMS FOR STATE AND LOCAL AGENCY PER-  
15 SONNEL.—

16 “(A) IN GENERAL.—During the period be-  
17 ginning on the date on which the Attorney Gen-  
18 eral establishes the process required under  
19 paragraph (2)(A) and ending on the date that  
20 is 18 months after that date, the Attorney Gen-  
21 eral shall, and thereafter the Attorney General  
22 may, provide, in collaboration with law enforce-  
23 ment training academies of States and units of  
24 local government as appropriate, regional train-  
25 ing to equip personnel from law enforcement

1 agencies of States and units of local govern-  
2 ment in a State to offer training programs or  
3 courses certified under paragraph (2)(A).

4 “(B) CONTINUING EDUCATION.—The At-  
5 torney General shall develop and implement  
6 continuing education requirements for personnel  
7 from law enforcement agencies of States and  
8 units of local government who receive training  
9 to offer training programs or courses under  
10 subparagraph (A).

11 “(4) LIST.—Not later than 1 year after the At-  
12 torney General completes the activities described in  
13 paragraphs (1) and (2), the Attorney General shall  
14 publish a list of law enforcement agencies of States  
15 and units of local government employing law en-  
16 forcement officers or using covered mental health  
17 professionals who have successfully completed a  
18 course using 1 or more of the training curricula de-  
19 veloped or identified under paragraph (1), or equiva-  
20 lents to such training curricula, which shall in-  
21 clude—

22 “(A) the total number of law enforcement  
23 officers that are employed by the agency;

24 “(B) the number of such law enforcement  
25 officers who have completed such a course;

1           “(C) whether personnel from the law en-  
2           forcement agency have been trained to offer  
3           training programs or courses under paragraph  
4           (3);

5           “(D) the total number of covered mental  
6           health professionals who work with the agency;  
7           and

8           “(E) the number of such covered mental  
9           health professionals who have completed such a  
10          course.

11          “(5) AUTHORIZATION OF APPROPRIATIONS.—  
12          There is authorized to be appropriated to carry out  
13          this subsection—

14                 “(A) \$3,000,000 for fiscal year 2023;

15                 “(B) \$20,000,000 for fiscal year 2024;

16                 “(C) \$10,000,000 for fiscal year 2025; and

17                 “(D) \$1,000,000 for fiscal year 2026.”.

18          (c) BYRNE JAG PROGRAM.—Subpart 1 of part E of  
19          title I of the Omnibus Crime Control and Safe Streets Act  
20          of 1968 (34 U.S.C. 10151 et seq.) is amended—

21                 (1) by redesignating section 508 as section 509;

22          and

23                 (2) by inserting after section 507 the following:

1 **“SEC. 508. LAW ENFORCEMENT TRAINING PROGRAMS.**

2 “(a) DEFINITION.—In this section, the term ‘certified  
3 training program or course’ means a program or course  
4 using 1 or more of the training curricula developed or  
5 identified under section 1701(n)(1), or equivalents to such  
6 training curricula—

7 “(1) that is provided by the Attorney General  
8 under section 1701(n)(3); or

9 “(2) that is—

10 “(A) provided by a public or private entity,  
11 including the personnel of a law enforcement  
12 agency or law enforcement training academy of  
13 a State or unit of local government who have  
14 been trained to offer training programs or  
15 courses under section 1701(n)(3); and

16 “(B) certified by the Attorney General  
17 under section 1701(n)(2).

18 “(b) AUTHORITY.—

19 “(1) IN GENERAL.—Not later than 90 days  
20 after the Attorney General completes the activities  
21 required by paragraphs (1) and (2) of section  
22 1701(n), the Attorney General shall, from amounts  
23 made available to fund training programs pursuant  
24 to subsection (h), make grants to States for use by  
25 the State or a unit of government located in the  
26 State to—

1 “(A) pay for—

2 “(i) costs associated with conducting a  
3 certified training program or course or,  
4 subject to paragraph (2), a certified train-  
5 ing program or course that provides con-  
6 tinuing education; and

7 “(ii) attendance by law enforcement  
8 officers or covered mental health profes-  
9 sionals at a certified training program or  
10 course, including a course provided by a  
11 law enforcement training academy of a  
12 State or unit of local government;

13 “(B) procure a certified training program  
14 or course or, subject to paragraph (2), a cer-  
15 tified training program or course that provides  
16 continuing education on 1 or more of the topics  
17 described in section 1701(n)(1)(A);

18 “(C) in the case of a law enforcement  
19 agency of a unit of local government that em-  
20 ploys fewer than 50 employees (determined on  
21 a full-time equivalent basis), pay for the costs  
22 of overtime accrued as a result of the attend-  
23 ance of a law enforcement officer or covered  
24 mental health professional at a certified train-  
25 ing program or course for which the costs asso-

1           ciated with conducting the certified training  
 2           program or course are paid using amounts pro-  
 3           vided under this section;

4           “(D) pay for the costs of developing mech-  
 5           anisms to comply with the reporting require-  
 6           ments established under subsection (d), in an  
 7           amount not to exceed 5 percent of the total  
 8           amount of the grant award; and

9           “(E) pay for the costs associated with par-  
 10          ticipation in the voluntary National Use-of-  
 11          Force Data Collection of the Federal Bureau of  
 12          Investigation, in an amount not to exceed 5  
 13          percent of the total amount of the grant award,  
 14          if a law enforcement agency of the State or unit  
 15          of local government is not already reporting to  
 16          the National Use-of-Force Data Collection.

17          “(2) REQUIREMENTS FOR USE FOR CON-  
 18          TINUING EDUCATION.—

19               “(A) DEFINITION.—In this paragraph, the  
 20               term ‘covered topic’ means a topic covered  
 21               under the curricula developed or identified  
 22               under clause (i), (ii), or (iv) of section  
 23               1701(n)(1)(A).

24               “(B) REQUIREMENT TO PROVIDE INITIAL  
 25               TRAINING.—A State or unit of local government

1 shall ensure that all officers who have been em-  
2 ployed with the State or unit of local govern-  
3 ment for at least 2 years have received training  
4 as part of a certified training program or  
5 course on all covered topics before the State or  
6 unit of local government uses amounts received  
7 under a grant under paragraph (1) for con-  
8 tinuing education with respect to any covered  
9 topic.

10 “(C) START DATE OF AVAILABILITY OF  
11 FUNDING.—

12 “(i) IN GENERAL.—Subject to clause  
13 (ii), a State or unit of local government  
14 may not use amounts received under a  
15 grant under paragraph (1) for continuing  
16 education with respect to a covered topic  
17 until the date that is 2 years after the date  
18 of enactment of the Law Enforcement De-  
19 Escalation Training Act of 2022.

20 “(ii) EXCEPTION.—A State or unit of  
21 local government may use amounts re-  
22 ceived under a grant under paragraph (1)  
23 for continuing education with respect to a  
24 covered topic during the 2-year period be-  
25 ginning on the date of enactment of the

1 Law Enforcement De-Escalation Training  
2 Act of 2022 if the State or unit of local  
3 government has complied with subpara-  
4 graph (B) using amounts available to the  
5 State or unit of local government other  
6 than amounts received under a grant  
7 under paragraph (1).

8 “(3) MAINTAINING RELATIONSHIPS WITH  
9 LOCAL MENTAL HEALTH ORGANIZATIONS.—A State  
10 or unit of local government that receives funds  
11 under this section shall establish and maintain rela-  
12 tionships between law enforcement officers and local  
13 mental health organizations and health care services.

14 “(c) ALLOCATION OF FUNDS.—

15 “(1) IN GENERAL.—Of the total amount appro-  
16 priated to carry out this section for a fiscal year, the  
17 Attorney General shall allocate funds to each State  
18 in proportion to the total number of law enforcement  
19 officers in the State that are employed by the State  
20 or a unit of local government within the State, as  
21 compared to the total number of law enforcement of-  
22 ficers in the United States.

23 “(2) RETENTION OF FUNDS FOR TRAINING FOR  
24 STATE LAW ENFORCEMENT OFFICERS PROPOR-  
25 TIONAL TO NUMBER OF STATE OFFICERS.—Each

1 fiscal year, each State may retain, for use for the  
 2 purposes described in this section, from the total  
 3 amount of funds provided to the State under para-  
 4 graph (1) an amount that is not more than the  
 5 amount that bears the same ratio to such total  
 6 amount as the ratio of—

7 “(A) the total number of law enforcement  
 8 officers employed by the State; to

9 “(B) the total number of law enforcement  
 10 officers in the State that are employed by the  
 11 State or a unit of local government within the  
 12 State.

13 “(3) PROVISION OF FUNDS FOR TRAINING FOR  
 14 LOCAL LAW ENFORCEMENT OFFICERS.—

15 “(A) IN GENERAL.—A State shall make  
 16 available to units of local government in the  
 17 State for the purposes described in this section  
 18 the amounts remaining after a State retains  
 19 funds under paragraph (2).

20 “(B) ADDITIONAL USES.—A State may,  
 21 with the approval of a unit of local government,  
 22 use the funds allocated to the unit of local gov-  
 23 ernment under subparagraph (A)—

24 “(i) to facilitate offering a certified  
 25 training program or course or, subject to

1 subsection (b)(2), a certified training pro-  
2 gram or course that provide continuing  
3 education in 1 or more of the topics de-  
4 scribed in section 1701(n)(1)(A) to law en-  
5 forcement officers employed by the unit of  
6 local government; or

7 “(ii) for the costs of training local law  
8 enforcement officers, including through law  
9 enforcement training academies of States  
10 and units of local government, to conduct  
11 a certified training program or course.

12 “(C) CONSULTATION.—The Attorney Gen-  
13 eral, in consultation with relevant law enforce-  
14 ment agencies of States and units of local gov-  
15 ernment, associations that represent individuals  
16 with mental or behavioral health diagnoses or  
17 individuals with disabilities, labor organizations,  
18 professional law enforcement organizations,  
19 local law enforcement labor and representative  
20 organizations, law enforcement trade associa-  
21 tions, mental health and suicide prevention or-  
22 ganizations, family advocacy organizations, and  
23 civil rights and civil liberties groups, shall de-  
24 velop criteria governing the allocation of funds  
25 to units of local government under this para-

1 graph, which shall ensure that the funds are  
 2 distributed as widely as practicable in terms of  
 3 geographical location and to both large and  
 4 small law enforcement agencies of units of local  
 5 government.

6 “(D) ANNOUNCEMENT OF ALLOCATIONS.—  
 7 Not later than 30 days after the date on which  
 8 a State receives an award under paragraph (1),  
 9 the State shall announce the allocations of  
 10 funds to units of local government under sub-  
 11 paragraph (A). A State shall submit to the At-  
 12 torney General a report explaining any delays  
 13 in the announcement of allocations under this  
 14 subparagraph.

15 “(d) REPORTING.—

16 “(1) UNITS OF LOCAL GOVERNMENT.—Any  
 17 unit of local government that receives funds from a  
 18 State under subsection (c)(3) for a certified training  
 19 program or course shall submit to the State or the  
 20 Attorney General an annual report with respect to  
 21 the first fiscal year during which the unit of local  
 22 government receives such funds and each of the 2  
 23 fiscal years thereafter that—

24 “(A) shall include the number of law en-  
 25 forcement officers employed by the unit of local

1 government that have completed a certified  
2 training program or course, including a cer-  
3 tified training program or course provided on or  
4 before the date on which the Attorney General  
5 begins certifying training programs and courses  
6 under section 1701(n)(2), the topics covered in  
7 those courses, and the number of officers who  
8 received training in each topic;

9 “(B) may, at the election of the unit of  
10 local government, include the number of law en-  
11 forcement officers employed by the unit of local  
12 government that have completed a certified  
13 training program or course using funds pro-  
14 vided from a source other than the grants de-  
15 scribed under subsection (b), the topics covered  
16 in those courses, and the number of officers  
17 who received training in each topic;

18 “(C) shall include the total number of law  
19 enforcement officers employed by the unit of  
20 local government;

21 “(D) shall include a description of any bar-  
22 riers to providing training on the topics de-  
23 scribed in section 1701(n)(1)(A);

24 “(E) shall include information gathered  
25 through—

1           “(i) pre-training and post-training  
2           tests that assess relevant knowledge and  
3           skills covered in the training curricula, as  
4           specified in section 1701(n)(1); and

5           “(ii) follow-up evaluative assessments  
6           to determine the degree to which partici-  
7           pants in the training apply, in their jobs,  
8           the knowledge and skills gained in the  
9           training; and

10          “(F) shall include the amount of funds re-  
11          ceived by the unit of local government under  
12          subsection (c)(3) and a tentative plan for train-  
13          ing all law enforcement officers employed by the  
14          unit of local government using available and an-  
15          ticipated funds.

16          “(2) STATES.—A State receiving funds under  
17          this section shall submit to the Attorney General—

18                 “(A) any report the State receives from a  
19                 unit of local government under paragraph (1);  
20                 and

21                 “(B) if the State retains funds under sub-  
22                 section (c)(2) for a fiscal year, a report by the  
23                 State for that fiscal year, and each of the 2 fis-  
24                 cal years thereafter—

1 “(i) indicating the number of law en-  
2 forcement officers employed by the State  
3 that have completed a certified training  
4 program or course, including a certified  
5 training program or course provided on or  
6 before the date on which the Attorney Gen-  
7 eral begins certifying training programs or  
8 courses under section 1701(n)(2), the top-  
9 ics covered in those courses, and the num-  
10 ber of officers who received training in  
11 each topic, including, at the election of the  
12 State, a certified training program or  
13 course using funds provided from a source  
14 other than the grants described under sub-  
15 section (b);

16 “(ii) indicating the total number of  
17 law enforcement officers employed by the  
18 State;

19 “(iii) providing information gathered  
20 through—

21 “(I) pre-training and post-train-  
22 ing tests that assess relevant knowl-  
23 edge and skills covered in the training  
24 curricula, as specified in section  
25 1701(n)(1); and

1                   “(II) follow-up evaluative assess-  
2                   ments to determine the degree to  
3                   which participants in the training  
4                   apply, in their jobs, the knowledge  
5                   and skills gained in the training;

6                   “(iv) discussing any barriers to pro-  
7                   viding training on the topics described in  
8                   section 1701(n)(1)(A); and

9                   “(v) indicating the amount of funding  
10                  retained by the State under subsection  
11                  (c)(2) and providing a tentative plan for  
12                  training all law enforcement officers em-  
13                  ployed by the State using available and an-  
14                  ticipated funds.

15                  “(3) REPORTING TOOLS.—Not later than 180  
16                  days after the date of enactment of this section, the  
17                  Attorney General shall develop a portal through  
18                  which the data required under paragraphs (1) and  
19                  (2) may be collected and submitted.

20                  “(4) REPORTS ON THE USE OF DE-ESCALATION  
21                  TACTICS AND OTHER TECHNIQUES.—

22                  “(A) IN GENERAL.—The Attorney General,  
23                  in consultation with the Director of the Federal  
24                  Bureau of Investigation, relevant law enforce-  
25                  ment agencies of States and units of local gov-

1 ernment, associations that represent individuals  
2 with mental or behavioral health diagnoses or  
3 individuals with disabilities, labor organizations,  
4 professional law enforcement organizations,  
5 local law enforcement labor and representative  
6 organizations, law enforcement trade associa-  
7 tions, mental health and suicide prevention or-  
8 ganizations, family advocacy organizations, and  
9 civil rights and civil liberties groups, shall es-  
10 tablish—

11 “(i) reporting requirements on inter-  
12 actions in which de-escalation tactics and  
13 other techniques in curricula developed or  
14 identified under section 1701(n)(1) are  
15 used by each law enforcement agency that  
16 receives funding under this section; and

17 “(ii) mechanisms for each law enforce-  
18 ment agency to submit such reports to the  
19 Department of Justice.

20 “(B) REPORTING REQUIREMENTS.—The  
21 requirements developed under subparagraph (A)  
22 shall—

23 “(i) specify—

1           “(I) the circumstances under  
2           which an interaction shall be reported,  
3           considering—

4                   “(aa) the cost of collecting  
5                   and reporting the information;  
6                   and

7                   “(bb) the value of that infor-  
8                   mation for determining wheth-  
9                   er—

10                   “(AA) the objectives of  
11                   the training have been met;  
12                   and

13                   “(BB) the training re-  
14                   duced or eliminated the risk  
15                   of serious physical injury to  
16                   officers, subjects, and third  
17                   parties; and

18           “(II) the demographic and other  
19           relevant information about the officer  
20           and subjects involved in the inter-  
21           action that shall be included in such a  
22           report; and

23           “(ii) require such reporting be done in  
24           a manner that—

1                   “(I) is in compliance with all ap-  
2                   plicable Federal and State confiden-  
3                   tiality laws; and

4                   “(II) does not disclose the identi-  
5                   ties of law enforcement officers, sub-  
6                   jects, or third parties.

7                   “(C) REVIEW OF REPORTING REQUIRE-  
8                   MENTS.—Not later than 2 years after the date  
9                   of enactment of this section, and every 2 years  
10                  thereafter, the Attorney General, in consulta-  
11                  tion with the entities specified under subpara-  
12                  graph (A), shall review and consider updates to  
13                  the reporting requirements.

14                  “(5) FAILURE TO REPORT.—

15                  “(A) IN GENERAL.—An entity receiving  
16                  funds under this section that fails to file a re-  
17                  port as required under paragraph (1) or (2), as  
18                  applicable and as determined by the Attorney  
19                  General, shall not be eligible to receive funds  
20                  under this section for a period of 2 fiscal years.

21                  “(B) RULE OF CONSTRUCTION.—Nothing  
22                  in subparagraph (A) shall be construed to pro-  
23                  hibit a State that fails to file a report as re-  
24                  quired under paragraph (2), and is not eligible  
25                  to receive funds under this section, from mak-

1           ing funding available to a unit of local govern-  
2           ment of the State under subsection (c)(3), if  
3           the unit of local government has complied with  
4           the reporting requirements.

5           “(e) ATTORNEY GENERAL REPORTS.—

6           “(1) IMPLEMENTATION REPORT.—Not later  
7           than 2 years after the date of enactment of this sec-  
8           tion, and each year thereafter in which grants are  
9           made under this section, the Attorney General shall  
10          submit a report to Congress on the implementation  
11          of activities carried out under this section.

12          “(2) CONTENTS.—Each report under para-  
13          graph (1) shall include, at a minimum, information  
14          on—

15                  “(A) the number, amounts, and recipients  
16                  of awards the Attorney General has made or in-  
17                  tends to make using funds authorized under  
18                  this section;

19                  “(B) the selection criteria the Attorney  
20                  General has used or intends to use to select re-  
21                  cipients of awards using funds authorized under  
22                  this section;

23                  “(C) the number of law enforcement offi-  
24                  cers of a State or unit of local government who  
25                  were not able to receive training on the topics

1 described in section 1701(n)(1)(A) due to un-  
2 availability of funds and the amount of funds  
3 that would be required to complete the training;  
4 and

5 “(D) the nature, frequency, and amount of  
6 information that the Attorney General has col-  
7 lected or intends to collect under subsection (d).

8 “(3) PRIVACY PROTECTIONS.—A report under  
9 paragraph (1) shall not disclose the identities of in-  
10 dividual law enforcement officers who received, or  
11 did not receive, training under a certified training  
12 program or course.

13 “(f) NATIONAL INSTITUTE OF JUSTICE STUDY.—

14 “(1) STUDY AND REPORT.—Not later than 2  
15 years after the first grant award using funds author-  
16 ized under this section, the National Institute of  
17 Justice shall conduct a study of the implementation  
18 of training under a certified training program or  
19 course in at least 6 jurisdictions representing an  
20 array of agency sizes and geographic locations,  
21 which shall include—

22 “(A) a process evaluation of training im-  
23 plementation, which shall include an analysis of  
24 the share of officers who participated in the  
25 training, the degree to which the training was

1 administered in accordance with the curriculum,  
2 and the fidelity with which the training was ap-  
3 plied in the field; and

4 “(B) an impact evaluation of the training,  
5 which shall include an analysis of the impact of  
6 the training on interactions between law en-  
7 forcement officers and the public, any factors  
8 that prevent or preclude law enforcement offi-  
9 cers from successfully de-escalating law enforce-  
10 ment interactions, and any recommendations on  
11 modifications to the training curricula and  
12 methods that could improve outcomes.

13 “(2) NATIONAL INSTITUTE OF JUSTICE ACCESS  
14 TO PORTAL.—For the purposes of preparing the re-  
15 port under paragraph (1), the National Institute of  
16 Justice shall have direct access to the portal devel-  
17 oped under subsection (d)(3).

18 “(3) PRIVACY PROTECTIONS.—The study under  
19 paragraph (1) shall not disclose the identities of in-  
20 dividual law enforcement officers who received, or  
21 did not receive, training under a certified training  
22 program or course.

23 “(4) FUNDING.—Not more than 1 percent of  
24 the amount appropriated to carry out this section

1 during any fiscal year shall be made available to  
2 conduct the study under paragraph (1).

3 “(g) GAO REPORT.—

4 “(1) STUDY AND REPORT.—Not later than 3  
5 years after the first grant award using funds author-  
6 ized under this section, the Comptroller General of  
7 the United States shall review the grant program  
8 under this section and submit to Congress a report  
9 assessing the grant program, including—

10 “(A) the process for developing and identi-  
11 fying curricula under section 1701(n)(1), in-  
12 cluding the effectiveness of the consultation by  
13 the Attorney General with the agencies, associa-  
14 tions, and organizations identified under section  
15 1701(n)(1)(C);

16 “(B) the certification of training programs  
17 and courses under section 1701(n)(2), including  
18 the development of the process for certification  
19 and its implementation;

20 “(C) the training of law enforcement per-  
21 sonnel under section 1701(n)(3), including the  
22 geographic distribution of the agencies that em-  
23 ploy the personnel receiving the training and  
24 the sizes of those agencies;

1           “(D) the allocation of funds under sub-  
2           section (c), including the geographic distribu-  
3           tion of the agencies that receive funds and the  
4           degree to which both large and small agencies  
5           receive funds; and

6           “(E) the amount of funding distributed to  
7           agencies compared with the amount appro-  
8           priated under this section, the amount spent for  
9           training, and whether plans have been put in  
10          place by the recipient agencies to use unspent  
11          available funds.

12          “(2) GAO ACCESS TO PORTAL.—For the pur-  
13          poses of preparing the report under paragraph (1),  
14          the Comptroller General of the United States shall  
15          have direct access to the portal developed under sub-  
16          section (d)(3).

17          “(h) AUTHORIZATION OF APPROPRIATIONS.—There  
18          is authorized to be appropriated to carry out this section—

19                  “(1) \$40,000,000 for fiscal year 2025; and

20                  “(2) \$50,000,000 for fiscal year 2026.”.

Passed the Senate August 1, 2022.

Attest:

*Secretary.*



117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION  
**S. 4003**

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## **AN ACT**

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide for training on alternatives to use of force, de-escalation, and mental and behavioral health and suicidal crises.