

110TH CONGRESS
1ST SESSION

S. 393

To transfer unspent funds for grants by the Office of Community Oriented Policing Services, the Office of Justice Programs, and the Office on Violence Against Women to the Edward Byrne Memorial Justice Assistance Grant Program.

IN THE SENATE OF THE UNITED STATES

JANUARY 25, 2007

Mr. HARKIN introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To transfer unspent funds for grants by the Office of Community Oriented Policing Services, the Office of Justice Programs, and the Office on Violence Against Women to the Edward Byrne Memorial Justice Assistance Grant Program.

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 “Emergency Local Law
5 Enforcement Byrne Assistance Act of 2007”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) A report by the Inspector General of the
2 Department of Justice documents that the Office of
3 Justice Programs, the Office of Community Oriented
4 Policing Services, and the Office on Violence Against
5 Women of the Department of Justice have failed to
6 close out and deobligate over \$160,000,000 in ex-
7 pired grant funds and that these funds have not
8 been redirected to other programs or returned to the
9 Treasury.

10 (2) Between fiscal year 2003 and fiscal year
11 2006, funding for the formula grant program of the
12 Edward Byrne Memorial Justice Assistance Grant
13 Program under subpart 1 of part E of the Omnibus
14 Crime Control and Safe Streets Act of 1968 (42
15 U.S.C. 3750 et seq.) has been reduced by over 50
16 percent, from \$900,000,000 to \$416,000,000.

17 (3) According to the Federal Bureau of Inves-
18 tigation Uniform Crime Reports, violent crime in the
19 United States increased 2.5 percent in 2005, and an
20 additional 3.7 percent in the first half of 2006. In
21 the Midwest, which continues to struggle with a
22 methamphetamine epidemic, violent crime increased
23 5.7 percent between 2004 and 2005.

1 **SEC. 3. UNSPENT GRANTS.**

2 (a) IN GENERAL.—All amounts described in sub-
 3 section (b) shall be transferred for use for grants under
 4 the formula grant program of the Edward Byrne Memo-
 5 rial Justice Assistance Grant Program under subpart 1
 6 of part E of the Omnibus Crime Control and Safe Streets
 7 Act of 1968 (42 U.S.C. 3750 et seq.), to remain available
 8 until expended.

9 (b) AMOUNTS COVERED.—The amounts described in
 10 this subsection are any unexpended amounts for—

11 (1) any covered grant administered by the Of-
 12 fice of Community Oriented Policing Services;

13 (2) any covered grant administered by the Of-
 14 fice of Justice Programs; and

15 (3) any covered grant administered by the Of-
 16 fice on Violence Against Women for which the grant
 17 expired not less than 2 years before the date of en-
 18 actment of this Act.

19 (c) DEFINITION.—In this section, the term “covered
 20 grant” means a grant—

21 (1) that has expired but has not been closed
 22 out; or

23 (2)(A) that has expired and been closed out;
 24 and

- 1 (B) the remaining funds of which have not been
- 2 deobligated.

