

114TH CONGRESS
1ST SESSION

H. R. 4249

To provide an increased Federal capability for civil investigations and litigation, regarding alleged police, prosecutorial, or judicial misconduct, under section 210401 the Violent Crime Control and Law Enforcement Act of 1994, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 15, 2015

Mr. JOHNSON of Georgia introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide an increased Federal capability for civil investigations and litigation, regarding alleged police, prosecutorial, or judicial misconduct, under section 210401 the Violent Crime Control and Law Enforcement Act of 1994, and for other purposes.

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 “Police Agency Inves-
5 tigation Improvement Act of 2015”.

1 **SEC. 2. INCREASED FEDERAL CAPABILITY FOR CIVIL IN-**
2 **VESTIGATIONS AND LITIGATION, REGARDING**
3 **ALLEGED POLICE, PROSECUTORIAL, OR JU-**
4 **DICIAL MISCONDUCT, UNDER SECTION 210401**
5 **THE VIOLENT CRIME CONTROL AND LAW EN-**
6 **FORCEMENT ACT OF 1994.**

7 Section 210401 of the Violent Crime Control and
8 Law Enforcement Act of 1994 (42 U.S.C. 14141) is
9 amended by adding at the end the following:

10 “(c) INCREASED CAPABILITY FOR CIVIL INVESTIGA-
11 TIONS AND LITIGATION REGARDING ALLEGED POLICE,
12 PROSECUTORIAL, OR JUDICIAL MISCONDUCT.—

13 “(1) OFFICE OF POLICE AGENCY INVESTIGA-
14 TIONS.—For the purpose of investigations and litiga-
15 tion under this section regarding alleged police, pros-
16 ecutorial, or judicial misconduct, the Attorney Gen-
17 eral shall create within the Special Litigation Sec-
18 tion of the Civil Rights Division of the Department
19 of Justice an ‘Office of Police Agency Investiga-
20 tions’.

21 “(2) AUTHORIZATION OF APPROPRIATIONS.—
22 For fiscal year 2016 and each of the succeeding 4
23 fiscal years, there are authorized to be appropriated
24 \$25,000,000 for investigations and litigation under
25 this section regarding alleged police, prosecutorial,
26 or judicial misconduct.”.

1 **SEC. 3. USE OF COPS FUNDS AND AVAILABILITY OF ADDI-**
2 **TIONAL FUNDS TO ADDRESS POLICE, PROS-**
3 **ECUTORIAL, AND JUDICIAL MISCONDUCT.**

4 (a) USE OF FUNDS.—Section 1701(b) of the Omni-
5 bus Crime Control and Safe Streets Act of 1968 (42
6 U.S.C. 3796dd(b)) is amended—

7 (1) in paragraph (16), by striking “and” at the
8 end;

9 (2) by redesignating paragraph (17) as para-
10 graph (18); and

11 (3) by inserting after paragraph (16) the fol-
12 lowing:

13 “(17) to comply with a judgment or a consent
14 decree to which the recipient of the grant under this
15 section is subject pursuant to an action brought by
16 the Attorney General under section 210401 of the
17 Violent Crime Control and Law Enforcement Act of
18 1994 (42 U.S.C. 14141) regarding alleged police,
19 prosecutorial, or judicial misconduct; and”.

20 (b) AVAILABILITY OF ADDITIONAL FUNDS.—Section
21 1701 of the Omnibus Crime Control and Safe Streets Act
22 of 1968 (42 U.S.C. 3796dd(b)), as amended by this Act,
23 is further amended by adding at the end the following:

24 “(l) AVAILABILITY OF ADDITIONAL FUNDS TO AD-
25 DRESS POLICE, PROSECUTORIAL, AND JUDICIAL MIS-
26 CONDUCT.—

1 “(1) AUTHORIZATION.—A recipient of a grant
2 under this section that is subject to a judgment or
3 a consent decree pursuant to an action brought by
4 the Attorney General under section 210401 of the
5 Violent Crime Control and Law Enforcement Act of
6 1994 (42 U.S.C. 14141) regarding alleged police,
7 prosecutorial, or judicial misconduct may submit to
8 the Attorney General an application to receive addi-
9 tional funds under this subsection at such time, and
10 containing such information as the Attorney General
11 may reasonably require.

12 “(2) USE OF FUNDS.—Any amount received
13 under this subsection shall be used to comply with
14 such judgment or consent decree.

15 “(3) AMOUNT OF FUNDS.—A grant of addi-
16 tional funds made under this subsection shall be in
17 an amount that is equal to not more than 50 percent
18 of the amount of the grant that the recipient other-
19 wise receives under this section.

20 “(4) AUTHORIZATION OF APPROPRIATIONS.—
21 There is authorized to be appropriated \$25,000,000
22 for each of fiscal years 2016 through 2020 to carry
23 out this subsection.”.

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