

117TH CONGRESS
1ST SESSION

H. R. 3098

To prohibit a jurisdiction that defunds the police from receiving grants under certain Economic Development Assistance Programs and the Community Development Block Grant Program.

IN THE HOUSE OF REPRESENTATIVES

MAY 11, 2021

Mr. FITZPATRICK (for himself, Mr. GOLDEN, Mr. STAUBER, and Mr. LAMB) introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit a jurisdiction that defunds the police from receiving grants under certain Economic Development Assistance Programs and the Community Development Block 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 “Defund Cities that
5 Defund the Police Act of 2021”.

1 **SEC. 2. DEFUNDING JURISDICTION DEFINED.**

2 For purposes of this Act, the term “defunding juris-
3 diction” means a State or political subdivision of a State
4 that—

5 (1) abolishes or disbands the police department
6 with no intention of reconstituting the jurisdiction’s
7 police department; or

8 (2) significantly reduces the police department’s
9 budget without reallocating a portion of that money
10 to any other community policing program, provided
11 that the jurisdiction did not face a significant de-
12 crease in revenues in the previous fiscal year.

13 **SEC. 3. DEFUNDING JURISDICTIONS INELIGIBLE FOR CER-**
14 **TAIN FEDERAL FUNDS.**

15 (a) ECONOMIC DEVELOPMENT ADMINISTRATION
16 GRANTS.—

17 (1) GRANTS FOR PUBLIC WORKS AND ECO-
18 NOMIC DEVELOPMENT.—Section 201(b) of the Pub-
19 lic Works and Economic Development Act of 1965
20 (42 U.S.C. 3141(b)) is amended—

21 (A) in paragraph (2), by striking “and” at
22 the end;

23 (B) in paragraph (3), by striking the pe-
24 riod at the end and inserting “; and”; and

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

1 “(4) the area in which the project is to be car-
2 ried out is not a defunding jurisdiction (as defined
3 in section 2 of the Defund Cities that Defund the
4 Police Act of 2021).”.

5 (2) GRANTS FOR PLANNING AND ADMINISTRA-
6 TIVE EXPENSES.—Section 203(a) of the Public
7 Works and Economic Development Act of 1965 (42
8 U.S.C. 3143(a)) is amended by adding at the end
9 the following: “A defunding jurisdiction (as defined
10 in section 2 of the Defund Cities that Defund the
11 Police Act of 2021) may not be deemed an eligible
12 recipient under this subsection.”.

13 (3) SUPPLEMENTARY GRANTS.—Section 205(a)
14 of the Public Works and Economic Development Act
15 of 1965 (42 U.S.C. 3145(a)) is amended—

16 (A) in paragraph (2), by striking “and” at
17 the end;

18 (B) in paragraph (3), by striking the pe-
19 riod at the end and inserting “; and”; and

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

21 “(4) will be carried out in an area that does not
22 contain a defunding jurisdiction (as defined in sec-
23 tion 2 of the Defund Cities that Defund the Police
24 Act of 2021).”.

1 (4) GRANTS FOR TRAINING, RESEARCH, AND
2 TECHNICAL ASSISTANCE.—Section 207 of the Public
3 Works and Economic Development Act of 1965 (42
4 U.S.C. 3147) is amended by adding at the end the
5 following:

6 “(c) INELIGIBILITY OF DEFUNDING JURISDIC-
7 TIONS.—Grant funds under this section may not be used
8 to provide assistance to a defunding jurisdiction (as de-
9 fined in section 2 of the Defund Cities that Defund the
10 Police Act of 2021).”.

11 (b) COMMUNITY DEVELOPMENT BLOCK GRANTS.—
12 Title I of the Housing and Community Development Act
13 of 1974 (42 U.S.C. 5301 et seq.) is amended—

14 (1) in section 102(a) (42 U.S.C. 5302(a)), by
15 adding at the end the following:

16 “(25) The term ‘defunding jurisdiction’ has the
17 meaning given such term in section 2 of the Defund
18 Cities that Defund the Police Act of 2021.”; and

19 (2) in section 104 (42 U.S.C. 5304)—

20 (A) subsection (b)—

21 (i) in paragraph (5), by striking
22 “and” at the end;

23 (ii) by redesignating paragraph (6) as
24 paragraph (7); and

1 (iii) by inserting after paragraph (5)
2 the following:

3 “(6) the grantee is not a defunding injection ju-
4 risdiction and will not become a defunding jurisdic-
5 tion during the period for which the grantee receives
6 a grant under this title; and”;

7 (B) by adding at the end the following:

8 “(n) PROTECTION OF INDIVIDUALS AGAINST
9 CRIME.—

10 “(1) IN GENERAL.—No funds made available to
11 carry out this title may be obligated or expended for
12 any State or unit of general local government that
13 is a defunding jurisdiction.

14 “(2) RETURNED AMOUNTS.—

15 “(A) STATE.—If a State is a defunding ju-
16 risdiction during the period for which it receives
17 amounts under this title, the Secretary—

18 “(i) shall direct the State to imme-
19 diately return to the Secretary any such
20 amounts that the State received for that
21 period; and

22 “(ii) shall reallocate amounts returned
23 under clause (i) for grants under this title
24 to other States that are not defunding ju-
25 rdictions.

1 “(B) UNIT OF GENERAL LOCAL GOVERN-
2 MENT.—If a unit of general local government is
3 a defunding jurisdiction during the period for
4 which it receives amounts under this title, any
5 such amounts that the unit of general local gov-
6 ernment received for that period—

7 “(i) in the case of a unit of general
8 local government that is not in a non-
9 entitlement area, shall be returned to the
10 Secretary for grants under this title to
11 States and other units of general local gov-
12 ernment that are not defunding jurisdic-
13 tions; and

14 “(ii) in the case of a unit of general
15 local government that is in a nonentitle-
16 ment area, shall be returned to the Gov-
17 ernor of the State for grants under this
18 title to other units of general local govern-
19 ment in the State that are not defunding
20 jurisdictions.

21 “(C) REALLOCATION RULES.—In reallo-
22 cating amounts under subparagraphs (A) and
23 (B), the Secretary shall—

24 “(i) apply the relevant allocation for-
25 mula under subsection (b) or (d) of section

1 106, with all defunding jurisdictions ex-
2 cluded; and

3 “ (ii) shall not be subject to the rules
4 for reallocation under section 106(c).”.

○