

111TH CONGRESS
1ST SESSION

H. R. 791

To prohibit the Department of Homeland Security from limiting the amount of Urban Area Security Initiative or State Homeland Security Grant Program grant funds that may be used to pay salaries or overtime pay of law enforcement officials engaged in antiterrorism activities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2009

Mr. WEINER introduced the following bill; which was referred to the
Committee on Homeland Security

A BILL

To prohibit the Department of Homeland Security from limiting the amount of Urban Area Security Initiative or State Homeland Security Grant Program grant funds that may be used to pay salaries or overtime pay of law enforcement officials engaged in antiterrorism activities, 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 “First Responder Fund-
5 ing Modernization Act of 2009”.

1 **SEC. 2. USE OF HOMELAND SECURITY GRANT FUNDS FOR**
2 **SALARIES OR OVERTIME PAY OF LAW EN-**
3 **FORCEMENT OFFICIALS ENGAGED IN**
4 **ANTITERRORISM ACTIVITIES.**

5 (a) **LIMITATION ON USE PROHIBITED.**—The Depart-
6 ment of Homeland Security may not limit the amount of
7 covered grant funds that may be used to pay salaries or
8 overtime pay of law enforcement officials engaged in
9 antiterrorism activities.

10 (b) **TREATMENT IN RANKING PROPOSED USES.**—In
11 evaluating the anticipated effectiveness of proposed uses
12 of covered grant funds for purposes of determining eligi-
13 bility for or the amount of a covered grant, the Depart-
14 ment of Homeland Security (including any peer reviewer
15 acting on behalf of the Department) shall treat a proposed
16 use for salaries and overtime pay of law enforcement offi-
17 cials engaged in antiterrorism activities as at least as ef-
18 fective as all other proposed uses.

19 (c) **COVERED GRANT FUNDS DEFINED.**—In this sec-
20 tion the term “covered grant funds” means grant funds
21 provided under the Urban Area Security Initiative or the
22 State Homeland Security Grant Program.

23 (d) **APPLICATION.**—This section shall not apply with
24 respect to any grant awarded before the date of the enact-
25 ment of this Act.