

117TH CONGRESS
1ST SESSION

S. 2426

To transfer unobligated COVID relief funds to the Department of Justice for the COPS Hiring Program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 21, 2021

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

A BILL

To transfer unobligated COVID relief funds to the Department of Justice for the COPS Hiring Program, 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 “Fund the Police Act
5 of 2021”.

6 **SEC. 2. RESCISSION OF CORONAVIRUS STATE FISCAL RE-**
7 **COVERY FUND AMOUNTS.**

8 (a) RESCISSION.—

9 (1) IN GENERAL.—Of the unobligated balances
10 of amounts appropriated under section 602(a)(1) of

1 the Social Security Act (as added by section 9901 of
2 the American Rescue Plan Act of 2021 (Public Law
3 117–2)) on the date of enactment of this Act,
4 \$50,000,000,000 is rescinded.

5 (2) CONFORMING AMENDMENTS.—Section 602
6 of the Social Security Act (as added by section 9901
7 of the American Rescue Plan Act of 2021 (Public
8 Law 117–2)) is amended—

9 (A) in subsection (a)(1), by striking
10 “\$219,800,000,000” and inserting
11 “\$169,800,000,000”; and

12 (B) in subsection (b)(3)(A), by striking
13 “\$195,300,000,000” and inserting
14 “\$145,300,000,000”.

15 (b) APPROPRIATION.—There is appropriated for an
16 additional amount, out of amounts in the Treasury not
17 otherwise appropriated, for the fiscal year ending Sep-
18 tember 30, 2021, an amount equal to the amount re-
19 scinded under subsection (a)(1), to remain available until
20 expended, to the Attorney General, of which—

21 (1) \$1,000,000,000 shall be made available
22 under the heading “Department of Justice—Office
23 of Justice Programs—State and Local Law Enforce-
24 ment Assistance” for the Edward Byrne Memorial
25 Justice Assistance Grant program as authorized by

1 subpart 1 of part E of title I of the Omnibus Crime
2 Control and Safe Streets Acts of 1968 (except that
3 section 1001(c), and the special rules for Puerto
4 Rico under section 505(g), of such Act, shall not
5 apply for purposes of this Act): *Provided*, That each
6 recipient of an award under the Edward Byrne Me-
7 morial Justice Assistance Grant program certify
8 that the recipient is in compliance with section 642
9 of the Illegal Immigration Reform and Immigrant
10 Responsibility Act of 1996 (8 U.S.C. 1373);

11 (2) \$1,000,000,000 shall be made available
12 under the heading “Department of Justice—Office
13 of Justice Programs—Community Oriented Policing
14 Services” for grants under section 1701 of title I of
15 the 1968 Omnibus Crime Control and Safe Streets
16 Act (34 U.S.C. 10381) for hiring and rehiring of ad-
17 ditional career law enforcement officers under part
18 Q of such title, notwithstanding subsection (i) of
19 such section 1701: *Provided*, That each recipient of
20 an award under section 1701 of title I of the 1968
21 Omnibus Crime Control and Safe Streets Act (34
22 U.S.C. 10381) certify that the recipient is in compli-
23 ance with section 642 of the Illegal Immigration Re-
24 form and Immigrant Responsibility Act of 1996 (8
25 U.S.C. 1373); and

1 (3) \$48,000,000,000 shall be made available
2 under the heading “Department of Justice—Office
3 of Justice Programs” to establish a Law Enforce-
4 ment Assistance Trust Fund to ensure the long-term
5 availability of Federal support for State and local
6 law enforcement activities, of which not more than
7 \$500,000,000 may be made available in each fiscal
8 year for grants awarded under the Community Ori-
9 ented Policing Services grant program under section
10 1701 of title I of the 1968 Omnibus Crime Control
11 and Safe Streets Act (34 U.S.C. 10381), except that
12 not less than 80 percent of such amount shall be
13 made available for hiring and rehiring of additional
14 career law enforcement officers under part Q of such
15 title, notwithstanding subsection (i) of such section
16 1701, and not more than \$500,000,000 may be
17 made available in each fiscal year for grants award-
18 ed under the Edward Byrne Memorial Justice As-
19 sistance Grant program as authorized by subpart 1
20 of part E of title I of the Omnibus Crime Control
21 and Safe Streets Acts of 1968: *Provided*, That each
22 recipient of an award made out of the Law Enforce-
23 ment Assistance Trust Fund certify that the recipi-
24 ent is in compliance with section 642 of the Illegal

- 1 Immigration Reform and Immigrant Responsibility
- 2 Act of 1996 (8 U.S.C. 1373).

