

Calendar No. 416118TH CONGRESS
2^D SESSION**S. 3335**

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to establish a grant program to help law enforcement agencies with civilian law enforcement tasks, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 15, 2023

Ms. KLOBUCHAR (for herself, Mr. GRASSLEY, Mr. PADILLA, Mr. OSSOFF, Mr. DURBIN, Mr. WHITEHOUSE, Mr. COONS, Mr. BLUMENTHAL, Ms. HIRONO, Mr. BOOKER, Mr. WELCH, Ms. BUTLER, Mr. GRAHAM, Mr. CORNYN, Mr. CRUZ, Mr. HAWLEY, Mr. COTTON, Mr. TILLIS, and Mrs. BLACKBURN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

JUNE 5, 2024

Reported by Mr. DURBIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to establish a grant program to help law enforcement agencies with civilian law enforcement tasks, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Retired Federal Law
3 Enforcement Officers Continuing Service Act”.

4 **SEC. 2. GRANT PROGRAM.**

5 Title I of the Omnibus Crime Control and Safe
6 Streets Act of 1968 (34 U.S.C. 10101 et seq.) is amended
7 by adding at the end the following:

8 **“PART PP—CIVIL LAW ENFORCEMENT TASK**
9 **GRANTS**

10 **“SEC. 3061. DEFINITIONS.**

11 “In this part:

12 “(1) **CIVILIAN LAW ENFORCEMENT TASK.**—The
13 term ‘civilian law enforcement task’ includes—

14 “(A) assisting in homicide investigations;

15 “(B) assisting in carjacking investigations;

16 “(C) assisting in financial crimes investiga-
17 tions;

18 “(D) reviewing camera footage;

19 “(E) crime scene analysis;

20 “(F) forensics analysis; and

21 “(G) providing expertise in computers,
22 computer networks, information technology, or
23 the internet.

24 “(2) **ELIGIBLE ENTITY.**—The term ‘eligible en-
25 tity’ means a State or local law enforcement agency.

1 ~~“SEC. 3062. GRANTS AUTHORIZED.~~

2 ~~“The Attorney General may award grants to eligible~~
3 ~~entities for the purpose of hiring retired personnel from~~
4 ~~Federal law enforcement agencies to—~~

5 ~~“(1) train civilian employees of the eligible enti-~~
6 ~~ty on civilian law enforcement tasks that can be per-~~
7 ~~formed on behalf of a law enforcement agency; and~~

8 ~~“(2) perform civilian law enforcement tasks on~~
9 ~~behalf of the eligible entity.~~

10 ~~“SEC. 3063. ACCOUNTABILITY PROVISIONS.~~

11 ~~“(a) IN GENERAL.—A grant awarded under this part~~
12 ~~shall be subject to the accountability requirements of this~~
13 ~~section.~~

14 ~~“(b) AUDIT REQUIREMENT.—~~

15 ~~“(1) DEFINITION.—In this subsection, the term~~
16 ~~‘unresolved audit finding’ means a finding in a final~~
17 ~~audit report of the Inspector General of the Depart-~~
18 ~~ment of Justice that an audited grantee has used~~
19 ~~grant funds for an unauthorized expenditure or oth-~~
20 ~~erwise unallowable cost that is not closed or resolved~~
21 ~~within 12 months from the date when the final audit~~
22 ~~report is issued.~~

23 ~~“(2) AUDITS.—Beginning in the first fiscal~~
24 ~~year beginning after the date of enactment of the~~
25 ~~Retired Federal Law Enforcement Officers Con-~~
26 ~~tinuing Service Act, and in each fiscal year there-~~

1 after, the Inspector General of the Department of
2 Justice shall conduct audits of recipients of grants
3 under this part to prevent waste, fraud, and abuse
4 of funds by grantees. The Inspector General of the
5 Department of Justice shall determine the appro-
6 priate number of grantees to be audited each year.

7 “(3) MANDATORY EXCLUSION.—A recipient of
8 grant funds under this part that is found to have an
9 unresolved audit finding shall not be eligible to re-
10 ceive grant funds under this part during the first 2
11 fiscal years beginning after the end of the 12-month
12 period described in paragraph (1).

13 “(4) PRIORITY.—In awarding grants under this
14 part, the Attorney General shall give priority to eli-
15 gible entities that did not have an unresolved audit
16 finding during the 3 fiscal years before submitting
17 an application for a grant under this part.

18 “(c) ANNUAL CERTIFICATION.—Beginning in the fis-
19 cal year during which audits commence under subsection
20 (a)(2), the Attorney General shall submit to the Com-
21 mittee on the Judiciary and the Committee on Appropria-
22 tions of the Senate and the Committee on the Judiciary
23 and the Committee on Appropriations of the House of
24 Representatives an annual certification—

25 “(1) indicating whether—

1 “(A) all audits issued by the Office of the
2 Inspector General of the Department of Justice
3 under subsection (a) have been completed and
4 reviewed by the appropriate Assistant Attorney
5 General or Director; and

6 “(B) all mandatory exclusions required
7 under subsection (a)(3) have been issued; and

8 “(2) that includes a list of any grant recipients
9 excluded under subsection (a)(3) from the previous
10 year.

11 “(d) PREVENTING DUPLICATIVE GRANTS.—

12 “(1) IN GENERAL.—Before the Attorney Gen-
13 eral awards a grant to an eligible entity under this
14 part, the Attorney General shall compare potential
15 grant awards with other grants awarded by the At-
16 torney General to determine if grant awards are or
17 have been awarded for a similar purpose.

18 “(2) REPORT.—If the Attorney General awards
19 grants to the same applicant for a similar purpose,
20 the Attorney General shall submit to the Committee
21 on the Judiciary of the Senate and the Committee
22 on the Judiciary of the House of Representatives a
23 report that includes—

1 “(F) *forensics analysis; and*

2 “(G) *providing expertise in computers, com-*
3 *puter networks, information technology, or the*
4 *internet.*

5 “(2) *ELIGIBLE ENTITY.—The term ‘eligible enti-*
6 *ty’ means a State, local, Tribal, or territorial law en-*
7 *forcement agency.*

8 **“SEC. 3062. GRANTS AUTHORIZED.**

9 *“The Attorney General may award grants to eligible*
10 *entities for the purpose of hiring retired personnel from law*
11 *enforcement agencies to—*

12 “(1) *train civilian employees of the eligible enti-*
13 *ty on civilian law enforcement tasks that can be per-*
14 *formed on behalf of a law enforcement agency; and*

15 “(2) *perform civilian law enforcement tasks on*
16 *behalf of the eligible entity.*

17 **“SEC. 3063. ACCOUNTABILITY PROVISIONS.**

18 “(a) *IN GENERAL.—A grant awarded under this part*
19 *shall be subject to the accountability requirements of this*
20 *section.*

21 “(b) *AUDIT REQUIREMENT.—*

22 “(1) *DEFINITION.—In this subsection, the term*
23 *‘unresolved audit finding’ means a finding in a final*
24 *audit report of the Inspector General of the Depart-*
25 *ment of Justice that an audited grantee has used*

1 *grant funds for an unauthorized expenditure or other-*
2 *wise unallowable cost that is not closed or resolved*
3 *within 12 months from the date when the final audit*
4 *report is issued.*

5 *“(2) AUDITS.—Beginning in the first fiscal year*
6 *beginning after the date of enactment of the Retired*
7 *Law Enforcement Officers Continuing Service Act,*
8 *and in each fiscal year thereafter, the Inspector Gen-*
9 *eral of the Department of Justice shall conduct audits*
10 *of recipients of grants under this part to prevent*
11 *waste, fraud, and abuse of funds by grantees. The In-*
12 *spector General of the Department of Justice shall de-*
13 *termine the appropriate number of grantees to be au-*
14 *dated each year.*

15 *“(3) MANDATORY EXCLUSION.—A recipient of*
16 *grant funds under this part that is found to have an*
17 *unresolved audit finding shall not be eligible to re-*
18 *ceive grant funds under this part during the first 2*
19 *fiscal years beginning after the end of the 12-month*
20 *period described in paragraph (1).*

21 *“(4) PRIORITY.—In awarding grants under this*
22 *part, the Attorney General shall give priority to eligi-*
23 *ble entities that did not have an unresolved audit*
24 *finding during the 3 fiscal years before submitting an*
25 *application for a grant under this part.*

1 “(c) *ANNUAL CERTIFICATION.*—*Beginning in the fiscal*
2 *year during which audits commence under subsection*
3 *(b)(2), the Attorney General shall submit to the Committee*
4 *on the Judiciary and the Committee on Appropriations of*
5 *the Senate and the Committee on the Judiciary and the*
6 *Committee on Appropriations of the House of Representa-*
7 *tives an annual certification—*

8 “(1) *indicating whether—*

9 “(A) *all audits issued by the Office of the*
10 *Inspector General of the Department of Justice*
11 *under subsection (b) have been completed and re-*
12 *viewed by the appropriate Assistant Attorney*
13 *General or Director; and*

14 “(B) *all mandatory exclusions required*
15 *under subsection (b)(3) have been issued; and*

16 “(2) *that includes a list of any grant recipients*
17 *excluded under subsection (b)(3) from the previous*
18 *year.*

19 “(d) *PREVENTING DUPLICATIVE GRANTS.*—

20 “(1) *IN GENERAL.*—*Before the Attorney General*
21 *awards a grant to an eligible entity under this part,*
22 *the Attorney General shall compare potential grant*
23 *awards with other grants awarded by the Attorney*
24 *General to determine if grant awards are or have*
25 *been awarded for a similar purpose.*

1 “(2) *REPORT.*—*If the Attorney General awards*
2 *grants to the same applicant for a similar purpose,*
3 *the Attorney General shall submit to the Committee*
4 *on the Judiciary of the Senate and the Committee on*
5 *the Judiciary of the House of Representatives a report*
6 *that includes—*

7 “(A) *a list of all such grants awarded, in-*
8 *cluding the total dollar amount of any such*
9 *grants awarded; and*

10 “(B) *the reason the Attorney General*
11 *awarded multiple grants to the same applicant*
12 *for a similar purpose.”.*

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