

**AMENDMENT TO RULES COMMITTEE PRINT 118-**

**36**

**OFFERED BY MR. JOYCE OF OHIO**

Page 762, insert after line 25 the following (and conform the table of contents accordingly):

1 **SEC. 17\_\_ . GRANTS TO STATE, LOCAL, AND TRIBAL LAW**  
2 **ENFORCEMENT AGENCIES FOR THE PUR-**  
3 **CHASE OF CHEMICAL SCREENING DEVICES**  
4 **AND FOR THE TRAINING OF PERSONNEL TO**  
5 **USE CHEMICAL SCREENING DEVICES.**

6 (a) GRANTS.—

7 (1) GRANTS AUTHORIZED.—The Attorney Gen-  
8 eral may award grants to applicants to—

9 (A) purchase a chemical screening device;

10 and

11 (B) train personnel to use, and interpret  
12 data collected by, a chemical screening device.

13 (2) APPLICATIONS.—

14 (A) IN GENERAL.—The chief law enforce-  
15 ment officer of an applicant shall submit to the  
16 Attorney General an application that—

17 (i) shall include—

1 (I) a statement describing the  
2 need for a chemical screening device  
3 in the jurisdiction of the applicant;  
4 and

5 (II) a certification—

6 (aa) of the number of chem-  
7 ical screening devices the appli-  
8 cant owns or possesses;

9 (bb) that not less than 1  
10 employee of the applicant will be  
11 trained to—

12 (AA) use any chemical  
13 screening device purchased  
14 using grant funds; and

15 (BB) interpret data col-  
16 lected by any chemical  
17 screening device purchased  
18 using grant funds; and

19 (cc) that the applicant will  
20 make any chemical screening de-  
21 vice purchased using grant funds  
22 reasonably available to test a cov-  
23 ered substance seized by a law  
24 enforcement agency near the ju-  
25 risdiction of the applicant; and

1 (ii) in addition to the information re-  
2 quired under clause (i), may, at the option  
3 of the applicant, include—

4 (I) information relating to—

5 (aa) the process used by the  
6 applicant to identify a covered  
7 substance seized by the applicant,  
8 including—

9 (AA) the approximate  
10 average amount of time re-  
11 quired for the applicant to  
12 identify a covered substance;  
13 and

14 (BB) as of the date of  
15 the application, the number  
16 of cases in which the appli-  
17 cant is awaiting identifica-  
18 tion of a covered substance;

19 (bb) any documented case of  
20 a law enforcement officer, first  
21 responder, or treating medical  
22 personnel in the jurisdiction of  
23 the applicant who has suffered  
24 an accidental drug overdose  
25 caused by exposure to a covered

1 substance while in the line of  
2 duty;

3 (cc) any chemical screening  
4 device the applicant will purchase  
5 using grant funds, including the  
6 estimated cost of the chemical  
7 screening device; and

8 (dd) any estimated costs re-  
9 lating to training personnel of  
10 the applicant to use a chemical  
11 screening device purchased using  
12 grant funds; and

13 (II) data relating to—

14 (aa) the approximate  
15 amount of covered substances  
16 seized by the applicant during  
17 the 2-year period ending on the  
18 date of the application, cat-  
19 egorized by the type of covered  
20 substance seized; and

21 (bb) the approximate num-  
22 ber of covered substance  
23 overdoses in the jurisdiction of  
24 the applicant that the applicant  
25 investigated or responded to dur-

1 ing the 2-year period ending on  
2 the date of the application, cat-  
3 egorized by fatal and nonfatal  
4 overdoses.

5 (B) JOINT APPLICATIONS.—

6 (i) IN GENERAL.—Two or more law  
7 enforcement agencies, including law en-  
8 forcement agencies located in different  
9 States, that have jurisdiction over areas  
10 that are geographically contiguous may  
11 submit a joint application for a grant  
12 under this section that includes—

13 (I) for each law enforcement  
14 agency—

15 (aa) all information required  
16 under subparagraph (A)(i); and

17 (bb) any optional informa-  
18 tion described in subparagraph  
19 (A)(ii) that each law enforcement  
20 agency chooses to include;

21 (II) a plan for the sharing of any  
22 chemical screening devices purchased  
23 or training provided using grant  
24 funds; and

1 (III) a certification that not less  
2 than 1 employee of each law enforce-  
3 ment agency will be trained to—

4 (aa) use any chemical  
5 screening device purchased using  
6 grant funds; and

7 (bb) interpret data collected  
8 by any chemical screening device  
9 purchased using grant funds.

10 (ii) SUBMISSION.—Law enforcement  
11 agencies submitting a joint application  
12 under clause (i) shall—

13 (I) be considered as 1 applicant;  
14 and

15 (II) select the chief law enforce-  
16 ment officer of one of the law enforce-  
17 ment agencies to submit the joint ap-  
18 plication.

19 (3) RESTRICTIONS.—

20 (A) SUPPLEMENTAL FUNDS.—Grant funds  
21 shall be used to supplement, and not supplant,  
22 State, local, and Tribal funds made available to  
23 any applicant for any of the purposes described  
24 in paragraph (1).

1 (B) ADMINISTRATIVE COSTS.—Not more  
2 than 3 percent of any grant awarded under this  
3 section may be used for administrative costs.

4 (4) REPORTS AND RECORDS.—

5 (A) REPORTS.—For each year during  
6 which grant funds are used, the recipient shall  
7 submit to the Attorney General a report con-  
8 taining—

9 (i) a summary of any activity carried  
10 out using grant funds;

11 (ii) an assessment of whether each ac-  
12 tivity described in clause (i) is meeting the  
13 needs described in paragraph (2)(A)(i)(I)  
14 that the applicant identified in the applica-  
15 tion submitted under paragraph (2); and

16 (iii) any other information relevant to  
17 the purpose of this section that the Attor-  
18 ney General may determine appropriate.

19 (B) RECORDS.—For the purpose of an  
20 audit by the Attorney General of the receipt  
21 and use of grant funds, a recipient shall—

22 (i) keep—

23 (I) any record relating to the re-  
24 ceipt and use of grant funds; and

1 (II) any other record as the At-  
2 torney General may require; and

3 (ii) make the records described in  
4 clause (i) available to the Attorney General  
5 upon request by the Attorney General.

6 (b) DEFINITIONS.—In this section:

7 (1) The term “applicant” means a law enforce-  
8 ment agency that applies for a grant under sub-  
9 section (a).

10 (2) The term “Attorney General” means the  
11 Attorney General, acting through the Director of the  
12 Office of Community Oriented Policing Services.

13 (3) The term “chemical screening device”  
14 means an infrared spectrophotometer, mass spec-  
15 trometer, nuclear magnetic resonance spectrometer,  
16 Raman spectrophotometer, ion mobility spectrom-  
17 eter, or any other scientific instrumentation that is  
18 able to collect data that can be interpreted to deter-  
19 mine the presence and identity of a covered sub-  
20 stance.

21 (4) The term “chief law enforcement officer”  
22 has the meaning given the term in section 922(s) of  
23 title 18, United States Code.

24 (5) The term “covered substance” means—  
25 (A) fentanyl;



1 (B) any other synthetic opioid; and

2 (C) any other narcotic or psychoactive sub-  
3 stance.

4 (6) The term “grant funds” means funds from  
5 a grant awarded under subsection(a).

6 (7) The term “Indian Tribe” has the meaning  
7 given the term in section 4 of the Indian Self-Deter-  
8 mination and Education Assistance Act (25 U.S.C.  
9 5304).

10 (8) The term “law enforcement agency” means  
11 an agency of a State, unit of local government, or  
12 Indian Tribe that is authorized by law or by a gov-  
13 ernment agency to engage in or supervise the pre-  
14 vention, detection, investigation, or prosecution of  
15 any violation of criminal law.

16 (9) The term “personnel”—

17 (A) means employees of a law enforcement  
18 agency; and

19 (B) includes scientists and law enforce-  
20 ment officers.

21 (10) The term “recipient” means an applicant  
22 that receives a grant under subsection (a).

23 (11) The term “State” has the meaning given  
24 the term in section 901 of title I of the Omnibus

- 1 Crime Control and Safe Streets Act of 1968 (34
- 2 U.S.C. 10251).

