

109TH CONGRESS
1ST SESSION

H. R. 3572

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow the Attorney General to award grants under a homeland security overtime program to reimburse law enforcement agencies for past overtime expenditures and to require the Attorney General to waive the matching funds requirement for such grants.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2005

Mrs. LOWEY (for herself, Mr. CARDOZA, Mr. LEWIS of Georgia, and Mr. CROWLEY) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow the Attorney General to award grants under a homeland security overtime program to reimburse law enforcement agencies for past overtime expenditures and to require the Attorney General to waive the matching funds requirement for such grants.

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 “Homeland Security
5 Overtime Reimbursement Act”.

1 **SEC. 2. REIMBURSEMENT OF LAW ENFORCEMENT AGEN-**
2 **CIES FOR PAST OVERTIME EXPENDITURES**
3 **UNDER THE HOMELAND SECURITY OVER-**
4 **TIME PROGRAM.**

5 (a) IN GENERAL.—Section 1701 of the Omnibus
6 Crime Control and Safe Streets Act of 1968 (42 U.S.C.
7 3796dd) is amended by adding at the end the following
8 new subsection:

9 “(1) SPECIAL RULES FOR HOMELAND SECURITY
10 OVERTIME PROGRAMS.—

11 “(1) REIMBURSEMENT FOR PAST OVERTIME
12 EXPENDITURES.—Notwithstanding section 1704(a),
13 a recipient of a grant under a homeland security
14 overtime program may use grant funds to pay for
15 homeland security overtime expenditures incurred at
16 any time during the fiscal year preceding the fiscal
17 year in which the grant is made.

18 “(2) WAIVER OF MATCHING FUNDS.—The At-
19 torney General shall waive the requirement under
20 subsection (i) of a non-Federal contribution for any
21 grant or portion of a grant under a homeland secu-
22 rity overtime program to the extent that the grant
23 is used to pay for expenditures described in para-
24 graph (1).

25 “(3) TREATMENT OF PUERTO RICO.—Puerto
26 Rico shall be considered both a unit of local govern-

1 ment and a State for the purposes of any homeland
2 security overtime program.

3 “(4) HOMELAND SECURITY OVERTIME PRO-
4 GRAM.—The term ‘homeland security overtime pro-
5 gram’ means a program for which a grant is made
6 under subsection (a) to fund overtime expenditures
7 to law enforcement agencies for training and in-
8 creased patrols related to homeland security con-
9 cerns.”.

10 (b) CONFORMING AMENDMENTS.—Part Q of the Om-
11 nibus Crime Control and Safe Streets Act of 1968 (42
12 U.S.C. 3796dd et seq.) is amended—

13 (1) in section 1704(a) (42 U.S.C. 3796dd-
14 3(a)), by striking “Funds made” and inserting “Ex-
15 cept as provided in section 1701(l)(1), funds made”;
16 and

17 (2) in section 1701(i) (42 U.S.C. 3796dd(i)), by
18 striking “The portion” and inserting “Except as
19 provided in subsection (l)(2), the portion”.

20 **SEC. 3. EFFECTIVE DATE.**

21 The amendments made by this Act shall apply to any
22 grant made under section 1701(a) of the Omnibus Crime
23 Control and Safe Streets Act of 1968 (42 U.S.C.

- 1 3796dd(a)) for which an application is submitted after the
- 2 date of the enactment of this Act.

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