

108TH CONGRESS  
2D SESSION

# H. R. 4153

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.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 2, 2004

Mrs. LOWEY (for herself, Mr. RAHALL, Mrs. MCCARTHY of New York, Mr. GRIJALVA, Mrs. MALONEY, Mr. LEWIS of Georgia, Mr. OWENS, Mr. PALLONE, Mr. CASE, Mr. CROWLEY, Mr. CARDOZA, Ms. LEE, and Mr. WEINER) introduced the following bill; which was referred to the Committee on the Judiciary

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## 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Homeland Security  
3 Overtime Reimbursement Act”.

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

8 (a) IN GENERAL.—Section 1701 of the Omnibus  
9 Crime Control and Safe Streets Act of 1968 (42 U.S.C.  
10 3796dd) is amended by adding at the end the following  
11 new subsection:

12 “(1) SPECIAL RULES FOR HOMELAND SECURITY  
13 OVERTIME PROGRAMS.—

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

21 “(2) WAIVER OF MATCHING FUNDS.—The At-  
22 torney General shall waive the requirement under  
23 subsection (i) of a non-Federal contribution for any  
24 grant or portion of a grant under a homeland secu-  
25 rity overtime program to the extent that the grant

1 is used to pay for expenditures described in para-  
2 graph (1).

3 “(3) TREATMENT OF PUERTO RICO.—Puerto  
4 Rico shall be considered both a unit of local govern-  
5 ment and a State for the purposes of any homeland  
6 security overtime program.

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

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

17 (1) in section 1704(a) (42 U.S.C. 3799dd–  
18 3(a)), by striking “Funds made” and inserting “Ex-  
19 cept as provided in section 1701(l)(1), funds made”;  
20 and

21 (2) in section 1701(i) (42 U.S.C. 3799dd(i)), by  
22 striking “The portion” and inserting “Except as  
23 provided in subsection (l)(2), the portion”.

1 **SEC. 3. EFFECTIVE DATE.**

2       The amendments made by this Act shall apply to  
3 grants made under section 1701(a) of the Omnibus Crime  
4 Control and Safe Streets Act of 1968 (42 U.S.C.  
5 9799dd(a)) for which applications are submitted after the  
6 date of the enactment of this Act.

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