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Calendar No. 404

112TH CONGRESS
2D SESSION

S. 2554

To amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to extend the authorization of the Bulletproof Vest Partnership Grant Program through fiscal year 2017.

IN THE SENATE OF THE UNITED STATES

MAY 7, 2012

Mr. LEAHY (for himself, Mr. SCHUMER, Mr. WHITEHOUSE, Mr. COONS, Ms. MIKULSKI, Mr. KOHL, Ms. KLOBUCHAR, Mr. BLUMENTHAL, Mr. DURBIN, Mr. FRANKEN, and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

MAY 17, 2012

Reported by Mr. LEAHY, with an amendment

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

A BILL

To amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to extend the authorization of the Bulletproof Vest Partnership Grant Program through fiscal year 2017.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

~~**SECTION 1. SHORT TITLE.**~~

~~This Act may be cited as the "Bulletproof Vest Partnership Grant Act of 2012".~~

~~**SEC. 2. REAUTHORIZATION.**~~

~~Section 1001(a)(23) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3793(a)(23)) is amended by striking "2012" and inserting "2017".~~

SECTION 1. SHORT TITLE.

This Act may be cited as the "Bulletproof Vest Partnership Grant Program Reauthorization Act of 2012".

SEC. 2. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM.

Section 1001(a)(23) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3793(a)(23)) is amended by striking "part Y," and all that follows and inserting the following: "part Y—

"(A) $15,000,000 for each of fiscal years 2013 and 2014; and

"(B) $30,000,000 for each of fiscal years 2015, 2016, and 2017.".

SEC. 3. EXPIRATION OF PREVIOUSLY APPROPRIATED FUNDS.

Section 2501 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796ll) is amended by adding at the end the following:

"(h) EXPIRATION OF PREVIOUSLY APPROPRIATED FUNDS.—

"(1) DEFINITION.—In this subsection, the term 'previously appropriated funds' means any amounts that—

"(A) were appropriated for any of fiscal years 1999 through 2011 to carry out this part; and

"(B) on the date of enactment of the Bulletproof Vest Partnership Grant Program Reauthorization Act of 2012 are available to be expended and have not been expended, including funds that were previously obligated but undisbursed.

"(2) EXPIRATION.—All previously appropriated funds that are not expended by September 30, 2014, shall be transferred to the General Fund of the Treasury no later than January 15, 2015.".

SEC. 4. SENSE OF CONGRESS ON 2-YEAR LIMITATION ON FUNDS.

It is the sense of Congress that amounts made available to carry out part Y of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796ll et seq.) should be made available through the end of the first fiscal year following the fiscal year for which the amounts are appropriated and should not be made available until expended.

SEC. 5. MATCHING FUND LIMITATION.

Section 2501(f) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796ll(f)) is amended—

(1) by redesignating paragraph (3) as paragraph (4); and

(2) inserting after paragraph (2) the following:

"(3) LIMITATION ON STATE MATCHING FUNDS.—A State, unit of local government, or Indian tribe may not use funding received under any other Federal grant program to pay or defer the cost, in whole or in part, of the matching requirement under paragraph (1).".

SEC. 6. APPLICATION OF BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM REQUIREMENTS TO ANY BULLETPROOF VEST OR BODY ARMOR PURCHASED WITH FEDERAL GRANT FUNDS.

Section 521 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3766a) is amended by adding at the end the following:

"(c) Notwithstanding any other provision of law, a grantee that uses funds made available under this part to purchase a bulletproof vest or body armor shall comply with any requirement established for the use of grants made under part Y that an agency receiving funding under part Y—

"(1) have a written policy requiring uniformed patrol officers to wear a bulletproof vest or body armor; and

"(2) use the funds to purchase bulletproof vests or body armor that meet any performance standards established by the Director of the Bureau of Justice Assistance.".

SEC. 7. UNIQUELY FITTED ARMOR VESTS.

Section 2501(c) of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796ll(c)) is amended—

(1) in paragraph (2), by striking "and" at the end;

(2) in paragraph (3), by striking "; or" and inserting "; and";

(3) by redesignating paragraph (4) as paragraph (5); and

(4) by inserting after paragraph (3) the following:

"(4) provides armor vests to law enforcement officers that are uniquely fitted for such officers, including vests uniquely fitted to individual female law enforcement officers; or".

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