

117TH CONGRESS
2D SESSION

S. 4003

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide for training on alternatives to use of force, de-escalation, and mental and behavioral health and suicidal crises.

IN THE SENATE OF THE UNITED STATES

APRIL 5, 2022

Mr. CORNYN (for himself, Mr. WHITEHOUSE, Mr. CASSIDY, Ms. HASSAN, Mr. SCOTT of South Carolina, Mr. COONS, Mrs. CAPITO, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide for training on alternatives to use of force, de-escalation, and mental and behavioral health and suicidal crises.

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 “Law Enforcement De-
5 Escalation Training Act of 2022”.

1 **SEC. 2. TRAINING ON ALTERNATIVES TO USE OF FORCE,**
2 **DE-ESCALATION, AND MENTAL AND BEHAV-**
3 **IORAL HEALTH CRISES.**

4 (a) DEFINITIONS.—Section 901(a) of title I of the
5 Omnibus Crime Control and Safe Streets Act of 1968 (34
6 U.S.C. 10251(a)) is amended—

7 (1) in paragraph (27), by striking “and” at the
8 end;

9 (2) in paragraph (28), by striking the period at
10 the end and inserting a semicolon; and

11 (3) by adding at the end the following:

12 “(29) the term ‘de-escalation’ means taking ac-
13 tion or communicating verbally or non-verbally dur-
14 ing a potential force encounter in an attempt to sta-
15 bilize the situation and reduce the immediacy of the
16 threat so that more time, options, and resources can
17 be called upon to resolve the situation without the
18 use of force or with a reduction in the force nec-
19 essary;

20 “(30) the term ‘mental or behavioral health or
21 suicidal crisis’—

22 “(A) means a situation in which the behav-
23 ior of a person—

24 “(i) puts the person at risk of hurting
25 himself or herself or others; or

1 “(ii) impairs or prevents the person
2 from being able to care for himself or her-
3 self or function effectively in the commu-
4 nity; and

5 “(B) includes a situation in which a per-
6 son—

7 “(i) is under the influence of a drug
8 or alcohol, is suicidal, or experiences symp-
9 toms of a mental illness; or

10 “(ii) may exhibit symptoms, including
11 emotional reactions (such as fear or
12 anger), psychological impairments (such as
13 inability to focus, confusion, or psychosis),
14 and behavioral reactions (such as the trig-
15 ger of a freeze, fight, or flight response);

16 “(31) the term ‘disability’ has the meaning
17 given that term in section 3 of the Americans with
18 Disabilities Act of 1990 (42 U.S.C. 12102);

19 “(32) the term ‘crisis intervention team’ means
20 a collaborative, interdisciplinary team that brings to-
21 gether specially trained law enforcement officers,
22 mental health providers, and other community stake-
23 holders to respond to mental health-related calls, use
24 appropriate de-escalation techniques, and assess if

1 referral to services or transport for mental health
2 evaluation is appropriate; and

3 “(33) the term ‘covered mental health profes-
4 sional’ means a mental health professional working
5 on a crisis intervention team—

6 “(A) as an employee of a law enforcement
7 agency; or

8 “(B) under a legal agreement with a law
9 enforcement agency.”.

10 (b) COPS PROGRAM.—Section 1701 of title I of the
11 Omnibus Crime Control and Safe Streets Act of 1968 (34
12 U.S.C. 10381) is amended by adding at the end the fol-
13 lowing:

14 “(n) TRAINING IN ALTERNATIVES TO USE OF
15 FORCE, DE-ESCALATION TECHNIQUES, AND MENTAL
16 AND BEHAVIORAL HEALTH CRISES.—

17 “(1) TRAINING CURRICULA.—

18 “(A) IN GENERAL.—Not later than 180
19 days after the date of enactment of this sub-
20 section, the Attorney General shall develop
21 training curricula and identify effective existing
22 training curricula for law enforcement officers
23 and for covered mental health professionals re-
24 garding—

1 “(i) alternatives to use of force and
2 de-escalation tactics;

3 “(ii) safely responding to an indi-
4 vidual experiencing a mental or behavioral
5 health or suicidal crisis or an individual
6 with a disability, including techniques and
7 strategies that are designed to protect the
8 safety of that individual, law enforcement
9 officers, mental health professionals, and
10 the public;

11 “(iii) successfully participating on a
12 crisis intervention team; and

13 “(iv) making referrals to community-
14 based mental and behavioral health serv-
15 ices and support, housing assistance pro-
16 grams, public benefits programs, the Na-
17 tional Suicide Prevention Lifeline, and
18 other services.

19 “(B) REQUIREMENTS.—The training cur-
20 ricula developed or identified under this para-
21 graph shall include—

22 “(i) scenario-based exercises;

23 “(ii) pre-training and post-training
24 tests to assess relevant knowledge and
25 skills covered in the training curricula; and

1 “(iii) follow-up evaluative assessments
2 to determine the degree to which partici-
3 pants in the training apply, in their jobs,
4 the knowledge and skills gained in the
5 training.

6 “(C) CONSULTATION.—The Attorney Gen-
7 eral shall develop and identify training curricula
8 under this paragraph in consultation with rel-
9 evant law enforcement agencies of States and
10 units of local government, associations that rep-
11 resent individuals with mental or behavioral
12 health diagnoses or individuals with disabilities,
13 labor organizations, professional law enforce-
14 ment organizations, local law enforcement labor
15 and representative organizations, law enforce-
16 ment trade associations, mental health and sui-
17 cide prevention organizations, family advocacy
18 organizations, and civil liberties groups.

19 “(2) CERTIFIED PROGRAMS.—

20 “(A) IN GENERAL.—Not later than 180
21 days after the date of enactment of this sub-
22 section, the Attorney General shall establish a
23 process to—

24 “(i) certify public and private entities
25 that offer courses to law enforcement offi-

1 cers or covered mental health professionals
2 using 1 or more of the training curricula
3 developed or identified under paragraph
4 (1), or equivalents to such training cur-
5 ricula, which may include certifying an en-
6 tity that was providing such a course on or
7 before the date on which the Attorney Gen-
8 eral establishes the process; and

9 “(ii) terminate the certification of an
10 entity if the courses offered by the entity
11 fail to continue to meet the standards
12 under the training curricula developed or
13 identified under paragraph (1).

14 “(B) PARTNERSHIPS WITH MENTAL
15 HEALTH ORGANIZATIONS AND EDUCATIONAL
16 INSTITUTIONS.—Not later than 180 days after
17 the date of enactment of this subsection, the
18 Attorney General shall develop criteria to en-
19 sure that public and private entities certified
20 under subparagraph (A) collaborate with local
21 mental health organizations to—

22 “(i) enhance the training experience
23 of law enforcement officers through con-
24 sultation with and the participation of indi-
25 viduals with mental or behavioral health

1 diagnoses or disabilities, particularly such
2 individuals who have interacted with law
3 enforcement officers; and

4 “(ii) strengthen relationships between
5 health care services and law enforcement
6 agencies.

7 “(3) TRANSITIONAL REGIONAL TRAINING PRO-
8 GRAMS FOR STATE AND LOCAL AGENCY PER-
9 SONNEL.—

10 “(A) IN GENERAL.—Until the date that is
11 2 years after the date on which the Attorney
12 General develops and identifies training cur-
13ricula under paragraph (1), the Attorney Gen-
14eral shall, and thereafter may, provide, in col-
15laboration with law enforcement training acad-
16emies of States and units of local government
17as appropriate, regional training to equip and
18certify personnel from law enforcement agencies
19of States and units of local government in a
20State to conduct training using 1 or more of
21the training curricula developed or identified
22under paragraph (1), or equivalents to such
23training curricula.

24 “(B) CONTINUING EDUCATION.—The At-
25torney General shall develop and implement

1 continuing education requirements for personnel
2 from law enforcement agencies of States and
3 units of local government certified under sub-
4 paragraph (A).

5 “(4) LIST.—Not later than 1 year after the At-
6 torney General completes the activities described in
7 paragraphs (1) and (2), the Attorney General shall
8 publish a list of law enforcement agencies of States
9 and units of local government employing law en-
10 forcement officers or using covered mental health
11 professionals who have successfully completed a
12 course using 1 or more of the training curricula de-
13 veloped or identified under paragraph (1), or equiva-
14 lents to such training curricula, which shall in-
15 clude—

16 “(A) the total number of law enforcement
17 officers that are employed by the agency;

18 “(B) the number of such law enforcement
19 officers who have completed such a course;

20 “(C) whether personnel from the law en-
21 forcement agency have been certified under
22 paragraph (3) to conduct the training;

23 “(D) the total number of covered mental
24 health professionals who work with the agency;
25 and

1 “(E) the number of such covered mental
2 health professionals who have completed such a
3 course.

4 “(5) AUTHORIZATION OF APPROPRIATIONS.—
5 There is authorized to be appropriated to carry out
6 this subsection \$20,000,000 for each of fiscal years
7 2022 through 2026.”.

8 (c) BYRNE JAG PROGRAM.—Subpart 1 of part E of
9 title I of the Omnibus Crime Control and Safe Streets Act
10 of 1968 (34 U.S.C. 10151 et seq.) is amended—

11 (1) by redesignating section 508 as section 509;
12 and

13 (2) by inserting after section 507 the following:

14 **“SEC. 508. LAW ENFORCEMENT TRAINING PROGRAMS.**

15 “(a) DEFINITIONS.—In this section—

16 “(1) the term ‘approved training course’ means
17 a course using 1 or more of the training curricula
18 developed or identified under section 1701(n)(1) or
19 equivalents to such training curricula—

20 “(A) provided by the Attorney General
21 under section 1701(n)(3); or

22 “(B) provided by a certified entity; and

23 “(2) the term ‘certified entity’ means a public
24 or private entity that has been certified by the At-
25 torney General under section 1701(n)(2), which may

1 include a law enforcement agency or law enforce-
2 ment training academy of a State or unit of local
3 government the personnel of which have been cer-
4 tified to conduct training pursuant to section
5 1701(n)(3).

6 “(b) AUTHORITY.—

7 “(1) IN GENERAL.—Not later than 90 days
8 after the Attorney General completes the activities
9 required by paragraphs (1) and (2) of section
10 1701(n), the Attorney General shall, from amounts
11 made available to fund training programs pursuant
12 to subsection (g), make grants to States for use by
13 the State or a unit of government located in the
14 State to—

15 “(A) pay for—

16 “(i) costs associated with conducting
17 the training or, subject to paragraph (2),
18 continuing education; and

19 “(ii) attendance by law enforcement
20 officers or covered mental health profes-
21 sionals at an approved training course, in-
22 cluding a course provided by a law enforce-
23 ment training academy of a State or unit
24 of local government;

1 “(B) procure training or, subject to para-
2 graph (2), continuing education on 1 or more of
3 the topics described in section 1701(n)(1)(A)
4 from a certified entity;

5 “(C) in the case of a law enforcement
6 agency of a unit of local government that em-
7 ploys fewer than 50 employees (determined on
8 a full-time equivalent basis), pay for the costs
9 of overtime accrued as a result of the attend-
10 ance of a law enforcement officer or covered
11 mental health professional at an approved
12 training course for which the costs associated
13 with conducting the approved training course
14 are paid using amounts provided under this sec-
15 tion; and

16 “(D) pay for the costs of developing mech-
17 anisms to comply with the reporting require-
18 ments established under subsection (d), in an
19 amount not to exceed 5 percent of the total
20 amount of the grant award.

21 “(2) REQUIREMENTS FOR USE FOR CON-
22 TINUING EDUCATION.—

23 “(A) DEFINITION.—In this paragraph, the
24 term ‘covered topic’ means a topic covered
25 under the curricula developed or identified

1 under clause (i), (ii), or (iv) of section
2 1701(n)(1)(A).

3 “(B) REQUIREMENT TO PROVIDE INITIAL
4 TRAINING.—A State or unit of local government
5 shall ensure that all officers who have been em-
6 ployed with the State or unit of local govern-
7 ment for at least 2 years have received training
8 on all covered topics before the State or unit of
9 local government uses amounts received under a
10 grant under paragraph (1) for continuing edu-
11 cation with respect to any covered topic.

12 “(C) START DATE OF AVAILABILITY OF
13 FUNDING.—

14 “(i) IN GENERAL.—Subject to clause
15 (ii), a State or unit of local government
16 may not use amounts received under a
17 grant under paragraph (1) for continuing
18 education with respect to a covered topic
19 until the date that is 2 years after the date
20 of enactment of the Law Enforcement De-
21 Escalation Training Act of 2022.

22 “(ii) EXCEPTION.—A State or unit of
23 local government may use amounts re-
24 ceived under a grant under paragraph (1)
25 for continuing education with respect to a

1 covered topic during the 2-year period be-
2 ginning on the date of enactment of the
3 Law Enforcement De-Escalation Training
4 Act of 2022 if the State or unit of local
5 government has complied with subpara-
6 graph (B) using amounts available to the
7 State or unit of local government other
8 than amounts received under a grant
9 under paragraph (1).

10 “(3) MAINTAINING RELATIONSHIPS WITH
11 LOCAL MENTAL HEALTH ORGANIZATIONS.—A State
12 or unit of local government that receives funds
13 under this section shall establish and maintain rela-
14 tionships between law enforcement officers and local
15 mental health organizations and health care services.

16 “(c) ALLOCATION OF FUNDS.—

17 “(1) IN GENERAL.—Of the total amount appro-
18 priated to carry out this section for a fiscal year, the
19 Attorney General shall allocate funds to each State
20 in proportion to the total number of law enforcement
21 officers in the State that are employed by the State
22 or a unit of local government within the State, as
23 compared to the total number of law enforcement of-
24 ficers in the United States.

1 “(2) RETENTION OF FUNDS FOR TRAINING FOR
2 STATE LAW ENFORCEMENT OFFICERS PROPOR-
3 TIONAL TO NUMBER OF STATE OFFICERS.—Each
4 fiscal year, each State may retain, for use for the
5 purposes described in this section, from the total
6 amount of funds provided to the State under para-
7 graph (1) an amount that is not more than the
8 amount that bears the same ratio to such total
9 amount as the ratio of—

10 “(A) the total number of law enforcement
11 officers employed by the State; to

12 “(B) the total number of law enforcement
13 officers in the State that are employed by the
14 State or a unit of local government within the
15 State.

16 “(3) PROVISION OF FUNDS FOR TRAINING FOR
17 LOCAL LAW ENFORCEMENT OFFICERS.—

18 “(A) IN GENERAL.—A State shall make
19 available to units of local government in the
20 State for the purposes described in this section
21 the amounts remaining after a State retains
22 funds under paragraph (2).

23 “(B) ADDITIONAL USES.—A State may,
24 with the approval of a unit of local government,

1 use the funds allocated to the unit of local gov-
2 ernment under subparagraph (A)—

3 “(i) to facilitate training or, subject to
4 subsection (b)(2), continuing education in
5 the 1 or more of the topics described in
6 section 1701(n)(1)(A) to law enforcement
7 officers employed by the unit of local gov-
8 ernment; or

9 “(ii) for the costs of training and cer-
10 tifying local law enforcement officers, in-
11 cluding through law enforcement training
12 academies of States and units of local gov-
13 ernment, to conduct training under section
14 1701(n)(3).

15 “(C) CONSULTATION.—The Attorney Gen-
16 eral, in consultation with relevant law enforce-
17 ment agencies of States and units of local gov-
18 ernment, associations that represent individuals
19 with mental or behavioral health diagnoses or
20 individuals with disabilities, labor organizations,
21 professional law enforcement organizations,
22 local law enforcement labor and representative
23 organizations, law enforcement trade associa-
24 tions, mental health and suicide prevention or-
25 ganizations, family advocacy organizations, and

1 civil liberties groups, shall develop criteria gov-
2 erning the allocation of funds to units of local
3 government under this paragraph, which shall
4 ensure that the funds are distributed as widely
5 as practicable in terms of geographical location
6 and to both large and small law enforcement
7 agencies of units of local government.

8 “(D) ANNOUNCEMENT OF ALLOCATIONS.—

9 Not later than 30 days after the date on which
10 a State receives an award under paragraph (1),
11 the State shall announce the allocations of
12 funds to units of local government under sub-
13 paragraph (A). A State shall submit to the At-
14 torney General a report explaining any delays
15 in the announcement of allocations under this
16 subparagraph.

17 “(d) REPORTING.—

18 “(1) UNITS OF LOCAL GOVERNMENT.—Any
19 unit of local government that receives funds from a
20 State under subsection (c)(3) for a training program
21 described in subsection (b) shall submit to the State
22 or the Attorney General an annual report with re-
23 spect to the first fiscal year during which the unit
24 of local government receives such funds and each of
25 the 2 fiscal years thereafter that shall include—

1 “(A) the number of law enforcement offi-
2 cers employed by the unit of local government
3 that have completed an approved training
4 course, including an approved training course
5 provided on or before the date on which the At-
6 torney General begins certifying entities under
7 section 1701(n)(2), the topics covered in those
8 courses, and the number of officers who re-
9 ceived training in each topic, including, at the
10 election of the unit of local government, an ap-
11 proved training course using funds provided
12 from a source other than the grants described
13 under subsection (b);

14 “(B) the total number of law enforcement
15 officers employed by the unit of local govern-
16 ment;

17 “(C) a description of any barriers to pro-
18 viding training on the topics described in sec-
19 tion 1701(n)(1)(A);

20 “(D) information gathered through—

21 “(i) pre-training and post-training
22 tests that assess relevant knowledge and
23 skills covered in the training curricula, as
24 specified in section 1701(n)(1); and

1 “(ii) follow-up evaluative assessments
2 to determine the degree to which partici-
3 pants in the training apply, in their jobs,
4 the knowledge and skills gained in the
5 training; and

6 “(E) the amount of funds received by the
7 unit of local government under subsection
8 (c)(3) and a tentative plan for training all law
9 enforcement officers employed by the unit of
10 local government using available and antici-
11 pated funds.

12 “(2) STATES.—A State receiving funds under
13 this section shall submit to the Attorney General—

14 “(A) any report the State receives from a
15 unit of local government under paragraph (1);
16 and

17 “(B) if the State retains funds under sub-
18 section (c)(2) for a fiscal year, a report by the
19 State for that fiscal year, and each of the 2 fis-
20 cal years thereafter—

21 “(i) indicating the number of law en-
22 forcement officers employed by the State
23 that have completed an approved training
24 course, including an approved training
25 course provided on or before the date on

1 which the Attorney General begins certi-
2 fying entities under section 1701(n)(2), the
3 topics covered in those courses, and the
4 number of officers who received training in
5 each topic, including, at the election of the
6 State, an approved training course using
7 funds provided from a source other than
8 the grants described under subsection (b);

9 “(ii) indicating the total number of
10 law enforcement officers employed by the
11 State;

12 “(iii) providing information gathered
13 through—

14 “(I) pre-training and post-train-
15 ing tests that assess relevant knowl-
16 edge and skills covered in the training
17 curricula, as specified in section
18 1701(n)(1); and

19 “(II) follow-up evaluative assess-
20 ments to determine the degree to
21 which participants in the training
22 apply, in their jobs, the knowledge
23 and skills gained in the training;

1 “(iv) discussing any barriers to pro-
2 viding training on the topics described in
3 section 1701(n)(1)(A); and

4 “(v) indicating the amount of funding
5 retained by the State under subsection
6 (c)(2) and providing a tentative plan for
7 training all law enforcement officers em-
8 ployed by the State using available and an-
9 ticipated funds.

10 “(3) REPORTING TOOLS.—Not later than 180
11 days after the date of enactment of this section, the
12 Attorney General shall develop a portal through
13 which the data required under paragraphs (1) and
14 (2) may be collected and submitted.

15 “(4) REPORTS ON THE USE OF DE-ESCALATION
16 TACTICS AND OTHER TECHNIQUES.—

17 “(A) IN GENERAL.—The Attorney General,
18 in consultation with the Director of the Federal
19 Bureau of Investigation, relevant law enforce-
20 ment agencies of States and units of local gov-
21 ernment, associations that represent individuals
22 with mental or behavioral health diagnoses or
23 individuals with disabilities, labor organizations,
24 professional law enforcement organizations,
25 local law enforcement labor and representative

1 organizations, law enforcement trade associa-
2 tions, mental health and suicide prevention or-
3 ganizations, family advocacy organizations, and
4 civil liberties groups shall establish—

5 “(i) reporting requirements on inter-
6 actions in which de-escalation tactics and
7 other techniques in curricula developed or
8 identified under section 1701(n)(1) are
9 used by each law enforcement agency that
10 receives funding under this section; and

11 “(ii) mechanisms for each law enforce-
12 ment agency to submit such reports to the
13 Department of Justice.

14 “(B) REPORTING REQUIREMENTS.—The
15 requirements developed under subparagraph (A)
16 shall—

17 “(i) specify—

18 “(I) the circumstances under
19 which an interaction shall be reported,
20 considering—

21 “(aa) the cost of collecting
22 and reporting the information;
23 and

1 “(bb) the value of that infor-
2 mation for determining wheth-
3 er—

4 “(AA) the objectives of
5 the training have been met;
6 and

7 “(BB) the training re-
8 duced or eliminated the risk
9 of serious physical injury to
10 officers, subjects, and third
11 parties; and

12 “(II) the biographical and other
13 relevant information about the officer
14 and subjects involved in the inter-
15 action that shall be included in such a
16 report; and

17 “(ii) require such reporting be done in
18 a manner that—

19 “(I) is in compliance with all ap-
20 plicable Federal and State confiden-
21 tiality laws; and

22 “(II) does not disclose the identi-
23 ties of law enforcement officers, sub-
24 jects, or third parties.

1 “(C) REVIEW OF REPORTING REQUIRE-
2 MENTS.—Not later than 2 years after the date
3 of enactment of this section, and every 2 years
4 thereafter, the Attorney General, in consulta-
5 tion with the entities specified under subpara-
6 graph (A), shall review and consider updates to
7 the reporting requirements.

8 “(5) FAILURE TO REPORT.—

9 “(A) IN GENERAL.—An entity receiving
10 funds under this section that fails to file a re-
11 port as required under paragraph (1) or (2), as
12 applicable and as determined by the Attorney
13 General, shall not be eligible to receive funds
14 under this section for a period of 2 fiscal years.

15 “(B) RULE OF CONSTRUCTION.—Nothing
16 in subparagraph (A) shall be construed to pro-
17 hibit a State that fails to file a report as re-
18 quired under paragraph (2), and is not eligible
19 to receive funds under this section, from mak-
20 ing funding available to a unit of local govern-
21 ment of the State under subsection (c)(3), if
22 the unit of local government has complied with
23 the reporting requirements.

24 “(e) ATTORNEY GENERAL REPORTS.—

1 “(1) IMPLEMENTATION REPORT.—Not later
2 than 2 years after the date of enactment of this sec-
3 tion, and each year thereafter in which grants are
4 made under this section, the Attorney General shall
5 submit a report to Congress on the implementation
6 of activities carried out under this section.

7 “(2) CONTENTS.—Each report under para-
8 graph (1) shall include, at a minimum, information
9 on—

10 “(A) the number, amounts, and recipients
11 of awards the Attorney General has made or in-
12 tends to make using funds authorized under
13 this section;

14 “(B) the selection criteria the Attorney
15 General has used or intends to use to select re-
16 cipients of awards using funds authorized under
17 this section;

18 “(C) the number of law enforcement offi-
19 cers of a State or unit of local government who
20 were not able to receive training on the topics
21 described in section 1701(n)(1)(A) due to un-
22 availability of funds and the amount of funds
23 that would be required to complete the training;
24 and

1 “(D) the nature, frequency, and amount of
2 information that the Attorney General has col-
3 lected or intends to collect under subsection (d).

4 “(3) PRIVACY PROTECTIONS.—A report under
5 paragraph (1) shall not disclose the identities of in-
6 dividual law enforcement officers who received, or
7 did not receive, training under section 1701(n).

8 “(f) NATIONAL INSTITUTE OF JUSTICE STUDY.—

9 “(1) STUDY AND REPORT.—Not later than 2
10 years after the first grant award using funds author-
11 ized under this section, the National Institute of
12 Justice shall conduct a study of the implementation
13 of the training under section 1701(n) in at least 6
14 jurisdictions representing an array of agency sizes
15 and geographic locations, which shall include—

16 “(A) a process evaluation of training im-
17 plementation, which shall include an analysis of
18 the share of officers who participated in the
19 training, the degree to which the training was
20 administered in accordance with the curriculum,
21 and the fidelity with which the training was ap-
22 plied in the field; and

23 “(B) an impact evaluation of the training,
24 which shall include an analysis of the impact of
25 the training on interactions between law en-

1 forcement officers and the public, any factors
2 that prevent or preclude law enforcement offi-
3 cers from successfully de-escalating law enforce-
4 ment interactions, and any recommendations on
5 modifications to the training curricula and
6 methods that could improve outcomes.

7 “(2) NATIONAL INSTITUTE OF JUSTICE ACCESS
8 TO PORTAL.—For the purposes of preparing the re-
9 port under paragraph (1), the National Institute of
10 Justice shall have direct access to the portal devel-
11 oped under subsection (d)(3).

12 “(3) PRIVACY PROTECTIONS.—The study under
13 paragraph (1) shall not disclose the identities of in-
14 dividual law enforcement officers who received, or
15 did not receive, training under section 1701(n).

16 “(4) FUNDING.—Not more than 1 percent of
17 the amount appropriated to carry out this section
18 during any fiscal year shall be made available to
19 conduct the study under paragraph (1).

20 “(g) GAO REPORT.—

21 “(1) STUDY AND REPORT.—Not later than 3
22 years after the first grant award using funds author-
23 ized under this section, the Comptroller General of
24 the United States shall review the grant program

1 under this section and submit to Congress a report
2 assessing the grant program, including—

3 “(A) the process for developing and identi-
4 fying curricula under section 1701(n)(1), in-
5 cluding the effectiveness of the consultation by
6 the Attorney General with the agencies, associa-
7 tions, and organizations identified under section
8 1701(n)(1)(C);

9 “(B) the certification of programs under
10 section 1701(n)(2), including the development
11 of the process for certification and its imple-
12 mentation;

13 “(C) the training of law enforcement per-
14 sonnel under section 1701(n)(3), including the
15 geographic distribution of the agencies that em-
16 ploy the personnel receiving the training and
17 the sizes of those agencies;

18 “(D) the allocation of funds under sub-
19 section (c), including the geographic distribu-
20 tion of the agencies that receive funds and the
21 degree to which both large and small agencies
22 receive funds; and

23 “(E) the amount of funding distributed to
24 agencies compared with the amount appro-
25 priated under this section, the amount spent for

1 training, and whether plans have been put in
2 place by the recipient agencies to use unspent
3 available funds.

4 “(2) GAO ACCESS TO PORTAL.—For the pur-
5 poses of preparing the report under paragraph (1),
6 the Comptroller General of the United States shall
7 have direct access to the portal developed under sub-
8 section (d)(3).

9 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
10 is authorized to be appropriated to carry out this section
11 \$70,000,000 for each of fiscal years 2022 through 2026.”.

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