

AMENDMENTS TO HOUSE BILL NO. 176 (As amended by A06317)

Sponsor: REPRESENTATIVE FRANKEL

Printer's No. 170

1 Amend Bill, page 1, line 2 (A06317), by inserting after

2 "Enforcement"

3 Grant

4 Amend Bill, page 1, lines 3 and 4 (A06317), by striking out
5 all of said lines and inserting

6 Amend Bill, page 1, line 3, by striking out "and" where it
7 occurs the first time and inserting a comma

8 Amend Bill, page 1, line 3, by inserting after "Development"
9 and the Pennsylvania Commission on Crime and Delinquency

10 Amend Bill, page 1, line 6 (A06317), by inserting after "6"

11 ; and establishing the Law Enforcement and Treatment Grant
12 Program

13 Amend Bill, page 1, line 11, by striking out "Program" and
14 inserting

15 Programs

16 Amend Bill, page 2, by inserting between lines 13 and 14

17 (7) Overdose deaths and widespread addiction to opioids,
18 legal or illegal, has become one of the most serious threats
19 to public health and safety in this Commonwealth.

20 (8) Law enforcement agencies need additional tools and
21 resources to stop overdose deaths and more effective
22 mechanisms to help guide people into drug treatment programs.

23 Amend Bill, page 2, by inserting between lines 20 and 21

24 "Commission." The Pennsylvania Commission on Crime and
25 Delinquency.

26 Amend Bill, page 1, by inserting between lines 9 and 10

27 (A06317)

28 Amend Bill, page 2, by inserting between lines 27 and 28

29 "Law enforcement organizations." The police department of
30 each municipal corporation, a regional police department, the
31 Pennsylvania State Police and police departments as defined by
32 53 Pa.C.S. § 2162 (relating to definitions).

1 Amend Bill, page 1, by inserting after line 26 (A06317)

2 Amend Bill, page 4, by inserting between lines 23 and 24

3 Section 8. Law Enforcement and Treatment Grant Program.

4 (a) Establishment.--The Law Enforcement and Treatment Grant
5 Program shall be administered by the commission in cooperation
6 with the Department of Drug and Alcohol Programs.

7 (b) Purpose of grants.--The commission, in cooperation with
8 the Department of Drug and Alcohol Programs, shall award grants
9 under this section to eligible law enforcement organizations.

10 Grant funds may be used for the following:

11 (1) To provide personnel, training and equipment to
12 coordinate law enforcement with treatment to enable law
13 enforcement organizations and officers to provide more
14 effective mechanisms to refer and assist overdose victims and
15 families, along with any other individuals interacting with
16 them, to obtain the appropriate treatment.

17 (2) For training and equipment authorized under sections
18 13.7 and 13.8 of the act of April 14, 1972 (P.L.233, No.64),
19 known as The Controlled Substance, Drug, Device and Cosmetic
20 Act, for law enforcement organizations.

21 (c) Notice.--The commission shall notify law enforcement
22 organizations of the availability of grants under this section
23 by July 1 for fiscal years beginning after June 30, 2015.

24 (d) Application form.--The commission, in cooperation with
25 the Department of Drug and Alcohol Programs, shall develop and
26 distribute a uniform application for applicants to submit for
27 grants under this section. The commission shall provide the
28 application form and accompanying instructions to law
29 enforcement organizations annually by September 1.

30 (e) Submission of application.--To be considered, an
31 application must be submitted to the commission no later than
32 November 30 of each fiscal year. The commission shall approve or
33 disapprove an application within 60 days of the application
34 being filed.

35 (f) Review.--The commission, in cooperation with the
36 Department of Drug and Alcohol Programs, shall review
37 applications submitted for grants under this section. The
38 applicant must agree to the terms and conditions for the grant
39 as determined by the commission. A law enforcement organization
40 must submit a signed agreement to the commission prior to the
41 release of grant funds to the law enforcement organization.

42 (g) Basis of award.--The following apply to grants under
43 this section:

44 (1) Grants for coordination shall be awarded to law
45 enforcement organizations who demonstrate by their
46 application and by their existing efforts more effective
47 mechanisms to coordinate with their respective single county
48 authorities under the act of April 14, 1972 (P.L.221, No.63),
49 known as the Pennsylvania Drug and Alcohol Abuse Control Act,

1 the Department of Drug and Alcohol Programs and other
2 appropriate Federal, State and local programs that pay for or
3 provide drug treatment.

4 (2) Grants for training or equipment pursuant to
5 sections 13.7 and 13.8 of The Controlled Substance, Drug,
6 Device and Cosmetic Act shall be awarded to law enforcement
7 organizations using criteria that include the following:

8 (i) overdose rates;

9 (ii) how law enforcement organizations will provide
10 overdose victims and families with information about
11 treatment services; and

12 (iii) the training and utilization proposed by the
13 law enforcement organization.

14 (3) The commission shall give priority for coordinating
15 grants under this subsection to law enforcement organizations
16 that have already trained, equipped and authorized their
17 officers pursuant to sections 13.7 and 13.8 of The Controlled
18 Substance, Drug, Device and Cosmetic Act or are seeking grant
19 funding under this section to train, equip and authorize
20 their officers pursuant to sections 13.7 and 13.8 of The
21 Controlled Substance, Drug, Device and Cosmetic Act.

22 (4) Nothing in this section shall prevent a law
23 enforcement organization who has already trained, equipped
24 and authorized their officers pursuant to sections 13.7 and
25 13.8 of The Controlled Substance, Drug, Device and Cosmetic
26 Act to file a grant application to pay for future training
27 and authorized equipment necessary under sections 13.7 and
28 13.8 of The Controlled Substance, Drug, Device and Cosmetic
29 Act that would occur during the fiscal year of the grant.

30 (5) No law enforcement organization may receive more
31 than 5% of the total grants authorized on an annual basis by
32 this subsection.

33 Section 9. Conditions.

34 (a) Claim.--An applicant for a grant under section 8 that
35 fails to return a signed agreement for the preceding fiscal year
36 is ineligible for grant funding in the current fiscal year
37 unless the applicant provides to the commission a reasonable
38 written explanation as to why the applicant failed to claim its
39 grant.

40 (b) Compliance.--An applicant for a grant under section 8
41 that fails to demonstrate that it complied with all the terms of
42 its agreement for the preceding fiscal year is ineligible for
43 grant funding in the current fiscal year.

44 Amend Bill, page 2, line 3 (A06317), by striking out "8" and
45 inserting

46 10

47 Amend Bill, page 2, line 11 (A06317), by striking out the

1 period after "Fund" and inserting
2 and equally divided between the Law Enforcement Grant Program
3 under section 4 and the Law Enforcement and Treatment Grant
4 Program under section 8.
5 Amend Bill, page 2, by inserting between lines 11 and 12
6 (A06317)
7 Amend Bill, page 4, line 30, by striking out "program." and
8 inserting
9 Law Enforcement Grant Program and the Law Enforcement and
10 Treatment Grant Program.
11 Amend Bill, page 2, line 13 (A06317), by striking out "9" and
12 inserting
13 11
14 Amend Bill, page 2, line 15 (A06317), by striking out "10"
15 and inserting
16 12
17 Amend Bill, page 2, line 20 (A06317), by striking out "11"
18 and inserting
19 13