

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3684  
OFFERED BY MR. COHEN OF TENNESSEE**

At the end of subtitle F of title I of division B, insert the following:

**1 SEC. \_\_\_\_ . SENSE OF CONGRESS; PURPOSE.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-  
3 gress that—

4 (1) a priority should be placed on creating  
5 State systems, programs, and processes that improve  
6 impaired driving detection in cases in which alcohol,  
7 drugs, and especially multiple substances are in-  
8 volved;

9 (2) States and communities should have access  
10 to a broader range of countermeasures, technologies,  
11 and resources to address multiple substance im-  
12 paired driving; and

13 (3) increased Federal funding should be made  
14 available for efforts to improve public safety through  
15 the approaches described in paragraphs (1) and (2).

16 (b) PURPOSE.—The purpose of this Act is to increase  
17 national investment in, and maximize the use of, innova-

1 tive programs and technologies to eliminate multiple sub-  
2 stance impaired driving.

3 **SEC. \_\_\_\_ . IMPAIRED DRIVING COUNTERMEASURES.**

4 Section 405(d) of title 23, United States Code, is  
5 amended—

6 (1) in paragraph (4)—

7 (A) in subparagraph (B)—

8 (i) by striking clause (iii) and insert-  
9 ing the following:

10 “(iii)(I) court support of high-visibility  
11 enforcement efforts;

12 “(II) hiring criminal justice profes-  
13 sionals, including law enforcement officers,  
14 prosecutors, traffic safety resource pros-  
15 ecutors, judges, judicial outreach liaisons,  
16 and probation officers;

17 “(III) training and education of the  
18 criminal justice professionals described in  
19 subclause (II) to assist those professionals  
20 in preventing impaired driving and han-  
21 dling impaired driving cases, including by  
22 providing compensation to a law enforce-  
23 ment officer to replace a law enforcement  
24 officer who is—

1                   “(aa) receiving such drug rec-  
2                   ognition expert training; or

3                   “(bb) participating as an instruc-  
4                   tor in such drug recognition expert  
5                   training; and

6                   “(IV) establishing driving while  
7                   intoxicated courts;”;

8                   (ii) by striking clauses (v) and (vi)  
9                   and inserting the following:

10                   “(v) improving—

11                   “(I) blood alcohol concentration  
12                   screening and testing;

13                   “(II) the detection of potentially  
14                   impairing drugs, including through  
15                   the use of oral fluid as a specimen;  
16                   and

17                   “(III) reporting relating to the  
18                   testing and detection described in sub-  
19                   clauses (I) and (II);

20                   “(vi)(I) paid and earned media in sup-  
21                   port of high-visibility enforcement efforts;

22                   “(II) conducting initial and con-  
23                   tinuing—

24                   “(aa) standardized field sobriety  
25                   training, advanced roadside impaired

1 driving enforcement training, and  
2 drug recognition expert training for  
3 law enforcement; and

4 “(bb) law enforcement phle-  
5 botomy training; and

6 “(III) to purchase equipment to carry  
7 out impaired driving enforcement activities  
8 authorized by this subsection;”;

9 (iii) in clause (ix), by striking “and”  
10 at the end;

11 (iv) in clause (x), by striking the pe-  
12 riod at the end and inserting “; and”; and

13 (v) by adding at the end the following:

14 “(xi) testing and implementing pro-  
15 grams and purchasing technologies to bet-  
16 ter identify, monitor, or treat impaired  
17 drivers, including—

18 “(I) oral fluid screening tech-  
19 nologies;

20 “(II) electronic warrant pro-  
21 grams;

22 “(III) equipment to increase the  
23 scope, quantity, quality, and timeli-  
24 ness of forensic toxicology chemical  
25 testing;

1 “(IV) case management software  
2 to support the management of im-  
3 paired driving offenders; and

4 “(V) technology to monitor im-  
5 paired driving offenders.”; and

6 (B) in subparagraph (C)—

7 (i) in the second sentence, by striking  
8 “Medium-range” and inserting the fol-  
9 lowing:

10 “(ii) MEDIUM-RANGE AND HIGH-  
11 RANGE STATES.—Subject to clause (iii),  
12 medium-range”;

13 (ii) in the first sentence, by striking  
14 “Low-range” and inserting the following:

15 “(i) LOW-RANGE STATES.—Subject to  
16 clause (iii), low-range”; and

17 (iii) by adding at the end the fol-  
18 lowing:

19 “(iii) ALL STATES.—

20 “(I) REPORTING OF IMPAIRED  
21 DRIVING CRIMINAL JUSTICE INFORMA-  
22 TION.—A State may use grant funds  
23 for any expenditure designed to in-  
24 crease the timely and accurate report-  
25 ing of crash information and impaired

1 driving criminal justice information to  
2 Federal, State, and local databases.

3 “(II) IMPAIRED DRIVING COUN-  
4 TERMEASURES.—A State may use  
5 grant funds for any expenditure to re-  
6 search or evaluate impaired driving  
7 countermeasures.”; and

8 (2) in paragraph (7)(A), in the matter pre-  
9 ceding clause (i), by inserting “or local” after “au-  
10 thorizes a State”.

