

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO THE COMMITTEE
PRINT
OFFERED BY MR. NEHLS OF TEXAS**

At the appropriate place in the bill, insert the following:

1 **SEC. ____ . PROHIBITION ON USE OF FUNDS FOR TRAFFIC**
2 **CONTROL OR TRAFFIC ENFORCEMENT.**

3 (a) PROHIBITION ON USE OF FUNDS.—

4 (1) IN GENERAL.—None of the funds made
5 available by this Act may be used by a State, local
6 government, or political subdivision of a State, for
7 traffic control or traffic enforcement if such State,
8 local government, or political subdivision defunds the
9 police.

10 (2) EXEMPTION.—

11 (A) IN GENERAL.—The Secretary of
12 Transportation may grant an exemption from
13 the requirements under paragraph (1) if the
14 State, local government, or political subdivision
15 that defunds the police—

1 (i) submits a written request to the
2 Secretary and the Secretary approves such
3 request; or

4 (ii) is located in, or has jurisdiction
5 over, an area for which the President de-
6 clares an emergency or major disaster pur-
7 suant to section 401 or 501, respectively,
8 of the Robert T. Stafford Disaster Relief
9 and Emergency Assistance Act (42 U.S.C.
10 5170 and 5191).

11 (B) CONTENTS.—A request submitted
12 under subparagraph (A)(i) shall include—

13 (i) the justification for the requested
14 exemption from the requirements of para-
15 graph (1); and

16 (ii) a description of amount of funds
17 a State, local government, or political sub-
18 division intends to use for traffic control or
19 traffic enforcement.

20 (b) DEFINITIONS.—In this section:

21 (1) DEFUND THE POLICE.—

22 (A) IN GENERAL.—The term “defund the
23 police” means a situation in which—

1 (i) a State, local government, or polit-
2 ical subdivision of a State has a police
3 budget for—

4 (I) the fiscal year during which
5 this paragraph is enacted that is
6 lower in amount than such police
7 budget for the fiscal year that in-
8 cludes January 1, 2000; or

9 (II) any fiscal year following the
10 fiscal year during which this para-
11 graph is enacted that is lower in
12 amount than such police budget for
13 the previous fiscal year; and

14 (ii) such state, local government, or
15 political subdivision has reallocated such
16 police budget funds to other government
17 agencies, evidenced by public statements,
18 press releases, budget justifications, budget
19 documentation, or any other materials.

20 (B) EXCLUSIONS.—The term “defund the
21 police” does not include a situation in which—

22 (i) a State, local government, or polit-
23 ical subdivision of a State reduces funding
24 for a police department if the reduction of

1 such funding is part of an overall budget
2 reduction; or

3 (ii) a police chief of a police depart-
4 ment has decided to reallocate funds made
5 available to such police department to psy-
6 chological and mental health programs.

7 (2) TRAFFIC CONTROL OR TRAFFIC ENFORCE-
8 MENT.—The term “traffic control or traffic enforce-
9 ment” means a service provided by law enforcement
10 officers in a State, local government, or political sub-
11 division of a State that includes directing traffic, ad-
12 dressing traffic infractions on roadways, or serving
13 in a traffic or roads policing unit enforcing rules of
14 the road.

