

Union Calendar No. 253

117TH CONGRESS
2^D SESSION

H. R. 2992

[Report No. 117-336, Part I]

To direct the Attorney General to develop crisis intervention training tools for use by first responders related to interacting with persons who have a traumatic brain injury, another form of acquired brain injury, or post-traumatic stress disorder, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 4, 2021

Mr. PASCRELL (for himself, Mr. BACON, Mrs. DEMINGS, and Mr. RUTHERFORD) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

MAY 18, 2022

Additional sponsors: Ms. NORTON, Ms. BASS, Ms. LOFGREN, Mr. VAN DREW, Ms. JACKSON LEE, Mr. CICILLINE, Mr. O'HALLERAN, Mr. PAPPAS, Mr. SUOZZI, and Mr. GOTTHEIMER

MAY 18, 2022

Reported from the Committee on the Judiciary with an amendment

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

MAY 18, 2022

Committee on Energy and Commerce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on May 4, 2021]

A BILL

To direct the Attorney General to develop crisis intervention training tools for use by first responders related to interacting with persons who have a traumatic brain injury, another form of acquired brain injury, or post-traumatic stress disorder, and for other purposes.

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 “Traumatic Brain Injury*
5 *and Post-Traumatic Stress Disorder Law Enforcement*
6 *Training Act” or the “TBI and PTSD Law Enforcement*
7 *Training Act”.*

8 **SEC. 2. FINDINGS.**

9 *Congress finds the following:*

10 (1) *According to the Centers for Disease Control*
11 *and Prevention, there were approximately 2.9 million*
12 *traumatic brain injury-related emergency department*
13 *visits, hospitalizations, and deaths in the United*
14 *States in 2014.*

15 (2) *Effects of traumatic brain injury (TBI) can*
16 *be short-term or long-term, and include impaired*
17 *thinking or memory, movement, vision or hearing, or*
18 *emotional functioning, such as personality changes or*
19 *depression.*

20 (3) *Currently, between 3.2 million and 5.3 mil-*
21 *lion persons are living with a TBI-related disability*
22 *in the United States.*

23 (4) *About 7 or 8 percent of Americans will expe-*
24 *rience post-traumatic stress disorder (PTSD) at some*

1 *point in their lives, and about 8 million adults have*
2 *PTSD during the course of a given year.*

3 *(5) TBI and PTSD have been recognized as the*
4 *signature injuries of the Wars in Iraq and Afghani-*
5 *stan.*

6 *(6) According to the Department of Defense,*
7 *383,000 men and women deployed to Iraq and Af-*
8 *ghanistan sustained a brain injury while in the line*
9 *of duty between 2000 and 2018.*

10 *(7) Approximately 13.5 percent of Operations*
11 *Iraqi Freedom and Enduring Freedom veterans*
12 *screen positive for PTSD, according to the Depart-*
13 *ment of Veteran Affairs.*

14 *(8) About 12 percent of Gulf War Veterans have*
15 *PTSD in a given year while about 30 percent of Viet-*
16 *nam Veterans have had PTSD in their lifetime.*

17 *(9) Physical signs of TBI can include motor im-*
18 *pairment, dizziness or poor balance, slurred speech,*
19 *impaired depth perception, or impaired verbal mem-*
20 *ory, while physical signs of PTSD can include agita-*
21 *tion, irritability, hostility, hypervigilance, self-de-*
22 *structive behavior, fear, severe anxiety, or mistrust.*

23 *(10) Physical signs of TBI and PTSD often*
24 *overlap with physical signs of alcohol or drug impair-*
25 *ment, which complicate a first responder's ability to*

1 *quickly and effectively identify an individual's condi-*
2 *tion.*

3 **SEC. 3. CREATION OF A TBI AND PTSD TRAINING FOR FIRST**
4 **RESPONDERS.**

5 *Part HH of title I of the Omnibus Crime Control and*
6 *Safe Streets Act of 1968 (34 U.S.C. 10651 et seq.) is amend-*
7 *ed—*

8 *(1) in section 2991—*

9 *(A) in subsection (h)(1)(A), by inserting be-*
10 *fore the period at the end the following: “, in-*
11 *cluding the training developed under section*
12 *2993”;* and

13 *(B) in subsection (o), by amending para-*
14 *graph (1) to read as follows:*

15 *“(1) IN GENERAL.—There is authorized to be ap-*
16 *propriated to the Department of Justice to carry out*
17 *this section \$54,000,000 for each of fiscal years 2023*
18 *through 2027.”;* and

19 *(2) by inserting after section 2992 the following*
20 *new section:*

21 **“SEC. 2993. CREATION OF A TBI AND PTSD TRAINING FOR**
22 **FIRST RESPONDERS.**

23 *“(a) IN GENERAL.—Not later than one year after the*
24 *date of the enactment of this section, the Attorney General,*
25 *acting through the Director of the Bureau of Justice Assist-*

1 *ance, in consultation with the Director of the Centers for*
2 *Disease Control and Prevention and the Assistant Secretary*
3 *for Mental Health and Substance Use, shall solicit best*
4 *practices regarding techniques to interact with persons who*
5 *have a traumatic brain injury, an acquired brain injury,*
6 *or post-traumatic stress disorder from first responder, brain*
7 *injury, veteran, and mental health organizations, health*
8 *care and mental health providers, hospital emergency de-*
9 *partments, and other relevant stakeholders, and shall de-*
10 *velop crisis intervention training tools for use by first re-*
11 *sponders (as such term is defined in section 3025) that pro-*
12 *vide—*

13 “(1) *information on the conditions and symp-*
14 *toms of a traumatic brain injury, an acquired brain*
15 *injury, and post-traumatic stress disorder;*

16 “(2) *techniques to interact with persons who*
17 *have a traumatic brain injury, an acquired brain in-*
18 *jury, or post-traumatic stress disorder; and*

19 “(3) *information on how to recognize persons*
20 *who have a traumatic brain injury, an acquired*
21 *brain injury, or post-traumatic stress disorder.*

22 “(b) *USE OF TRAINING TOOLS AT LAW ENFORCEMENT*
23 *MENTAL HEALTH LEARNING SITES.—The Attorney Gen-*
24 *eral shall ensure that not less than one Law Enforcement*
25 *Mental Health Learning Site designated by the Director of*

1 *the Bureau of Justice Assistance uses the training tools de-*
2 *veloped under subsection (a).*

3 “(c) *POLICE MENTAL HEALTH COLLABORATION TOOL-*
4 *KIT.—The Attorney General shall make the training tools*
5 *developed under subsection (a) available as part of the Po-*
6 *lice-Mental Health Collaboration Toolkit provided by the*
7 *Bureau of Justice Assistance.”.*

8 **SEC. 4. SURVEILLANCE AND REPORTING FOR FIRST RE-**
9 **SPONDERS WITH TBI.**

10 *Section 393C of the Public Health Service Act (42*
11 *U.S.C. 280b–1d) is amended by adding at the end the fol-*
12 *lowing:*

13 “(d) *LAW ENFORCEMENT AND FIRST RESPONDER*
14 *SURVEILLANCE.—*

15 “(1) *IN GENERAL.—The Secretary, acting*
16 *through the Director of the Centers for Disease Con-*
17 *trol and Prevention, shall implement concussion data*
18 *collection and analysis to determine the prevalence*
19 *and incidence of concussion among first responders*
20 *(as such term is defined in section 3025 of the Omni-*
21 *bus Crime Control and Safe Street Act of 1968 (34*
22 *U.S.C. 10705)).*

23 “(2) *REPORT.—Not later than 18 months after*
24 *the date of the enactment of this subsection, the Sec-*
25 *retary, acting through the Director of the Centers for*

1 *Disease Control and Prevention and the Director of*
2 *the National Institutes of Health and in consultation*
3 *with the Secretary of Defense and the Secretary of*
4 *Veterans Affairs, shall submit to the relevant commit-*
5 *tees of Congress a report that contains the findings of*
6 *the surveillance conducted under paragraph (1). The*
7 *report shall include surveillance data and rec-*
8 *ommendations for resources for first responders who*
9 *have experienced traumatic brain injury.”.*

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