

117TH CONGRESS  
1ST SESSION

# H. R. 3876

To ban the use of ketamine during arrest and detention other than in  
a hospital, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 14, 2021

Mr. NEGUSE (for himself, Mr. NADLER, Ms. JACKSON LEE, Mr. CROW, Mr. JONES, and Ms. JAYAPAL) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To ban the use of ketamine during arrest and detention  
other than in a hospital, 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 “Ketamine Restriction  
5 Act”.

6 **SEC. 2. BAN ON USE OF KETAMINE DURING ARREST AND**  
7 **DETENTION FOR FEDERAL OFFENSES OTHER**  
8 **THAN IN A HOSPITAL.**

9 Beginning not later than 120 days after the date of  
10 enactment of this Act, ketamine may not be administered

1 to an individual during an arrest or detention for a Fed-  
2 eral offense other than in a hospital for medical purposes.

3 **SEC. 3. INCENTIVES FOR STATES AND UNITS OF LOCAL**  
4 **GOVERNMENT TO BAN USE OF KETAMINE**  
5 **OTHER THAN IN A HOSPITAL.**

6 Beginning in the first fiscal year that begins after  
7 the date that is one year after the date of enactment of  
8 this Act, a State or unit of local government may not re-  
9 ceive funds under the Byrne grant program or the COPS  
10 grant program for a fiscal year if, on or before the day  
11 before the first day of the fiscal year, the State or local  
12 unit of government does not certify that the jurisdiction  
13 has in place a law or policy that prohibits the administra-  
14 tion of ketamine to an individual during an arrest or de-  
15 tention other than in a hospital for medical purposes.

16 **SEC. 4. DEFINITIONS.**

17 In this Act:

18 (1) **BYRNE GRANT PROGRAM.**—The term  
19 “Byrne grant program” means any grant program  
20 under subpart 1 of part E of title I of the Omnibus  
21 Crime Control and Safe Streets Act of 1968 (34  
22 U.S.C. 10151 et seq.), without regard to whether  
23 the funds are characterized as being made available  
24 under the Edward Byrne Memorial State and Local  
25 Law Enforcement Assistance Programs, the Local

1 Government Law Enforcement Block Grants Pro-  
2 gram, the Edward Byrne Memorial Justice Assist-  
3 ance Grant Program, or otherwise.

4 (2) COPS GRANT PROGRAM.—The term “COPS  
5 grant program” means the grant program author-  
6 ized under section 1701 of title I of the Omnibus  
7 Crime Control and Safe Streets Act of 1968 (34  
8 U.S.C. 10381).

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