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Crime Bill - Cabinet Media, Congressional Reports, Voting Histories, & Signing Ceremony [binder]
[3]

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Congressional
Reports

PROPOSED REPUBLICAN AMENDMENTS--August 24, 1994

- * Four amendments striking approximately \$5 billion in "social spending" from the conference report (excluding funding under the Violence against Women Act).
- * Tighten prison language:
 - elimination of reverter clause, thereby ensuring that funds remain allotted for truth-in-sentencing
 - elimination of "correctional plan" language that unnecessarily burdens state prison administrators
 - ensure that prison funding will go to build "brick-and-mortar" prison cells, not just prison "alternatives"
 - truth-in-sentencing for first-time violent offenders
- * Simpson amendment expediting criminal alien deportation.
- * Gramm mandatory minimum penalties for gun crimes.
- * Mandatory minimum penalties for selling drugs to minors.
- * Mandatory minimum penalties for employing minors to sell drugs.
- * Drop mandatory minimum repeal. Substitute Senate-passed proposal with a requirement that federal prosecutors have a role in the decision to deviate from the mandatory minimum.

Congressional
reports

CRIME CONSENT AGREEMENT

I ASK UNANIMOUS CONSENT THAT THE PENDING CRIME CONFERENCE REPORT BE LAID ASIDE.

I FURTHER ASK UNANIMOUS CONSENT THAT THE SENATE NOW PROCEED TO A S. CON. RES. THAT WOULD CORRECT THE ENROLLMENT OF THE CONFERENCE REPORT TO ACCOMPANY H.R 3355, AND THAT IT BE CONSIDERED UNDER THE FOLLOWING AGREEMENT: (WITH ALL AMENDMENTS LISTED LIMITED TO 1 HOUR, EQUALLY DIVIDED)

(READ LIST OF AMENDMENTS)

I FURTHER ASK UNANIMOUS CONSENT THAT FOLLOWING THE DISPOSITION OF THE ABOVE MENTIONED AMENDMENTS, IF ANY AMENDMENTS ARE AGREED TO, THE CONFERENCE REPORT BE PLACED BACK ON THE CALENDAR AND IT NOT BE IN ORDER IN THE SENATE TO CONSIDER THAT CONFERENCE UNTIL THE HOUSE HAS ADOPTED THE S. CON. RES., AS AMENDED, IF AMENDED.

I FURTHER ASK UNANIMOUS CONSENT THAT IF ALL OF THE AMENDMENTS MENTIONED ABOVE ARE DEFEATED OR TABLED, THEN THE SENATE PROCEED TO A VOTE ON CLOTURE ON THE CONFERENCE REPORT, AT A TIME TO BE DETERMINED BY THE MAJORITY LEADER, AFTER CONSULTATION WITH THE REPUBLICAN LEADER, WITH 2 HOURS EQUALLY DIVIDED BETWEEN THE TWO LEADERS PRIOR TO THE CLOTURE VOTE, AND THAT IF CLOTURE IS INVOKED, THE SENATE PROCEED TO AN IMMEDIATE VOTE ON ADOPTION OF THE CONFERENCE REPORT.

FINALLY I ASK UNANIMOUS CONSENT THAT IF THE HOUSE AGREES TO THE S. CON. RES. AS AMENDED, THEN IT BE IN ORDER FOR THE MAJORITY LEADER, AFTER CONSULTATION WITH THE REPUBLICAN LEADER, PROCEED TO THE CRIME CONFERENCE REPORT, AND THERE THEN BE 2 HOURS FOR DEBATE TO BE FOLLOWED BY A CLOTURE VOTE ON THE CONFERENCE REPORT, AND IF CLOTURE IS INVOKED, THE SENATE PROCEED TO ADOPTION OF THE CONFERENCE REPORT, WITHOUT ANY INTERVENING ACTION OR DEBATE.

From the office of

SEN. ORRIN HATCH

Washington, D.C. 20510

June 30, 1994

Contact: Paul Smith, 202/224-9854

STATEMENT OF SEN. ORRIN HATCH

PRESS CONFERENCE ON THE CRIME BILL

The people of Utah and throughout the United States understand that the best crime prevention program is to ensure the swift apprehension of criminals and their certain and lengthy imprisonment. Senate Republican conferees will offer, at an appropriate point in the crime conference, a five-year, \$28.25 billion proposal to achieve that purpose. I will discuss it briefly in a moment.

Let me stress one overriding fact about this entire debate that has escaped attention: there is no Clinton crime bill. He has occasionally endorsed a few specific proposals and held a few photo opportunities. But President Clinton has never submitted a comprehensive crime bill to Congress, despite being in office for nearly 18 months. He has been a follower, not a leader.

Indeed, his lack of leadership is strikingly demonstrated with respect to one of those areas where he has previously taken a stand: the death penalty. While professing support for the death penalty, his Administration has taken contradictory positions on the racial quota death penalty provision, and then took a publicly "neutral" position on it. More recently, his Administration has been shopping for some modified version of this terrible provision. The Senate bill, however, already contains adequate safeguards against racial discrimination without resorting to the misapplication of statistics and other subterfuges to end the death penalty.

Instead of facing down liberal opponents of the death penalty in his own party, the President appears willing to risk passage of the crime bill--or worse yet to sign a bill which effectively eliminates that penalty--rather than offend his party's liberal, anti-death penalty wing.

On social spending, the President and his Administration have encouraged their liberal Congressional allies to misuse the crime fighting fund to dust off some 1960s style social spending boondoggles and the President's failed economic stimulus package which amount to nothing more than give-aways to the Democrats' special interests.

I know Senator Biden and Congressman Brooks would like to

have a crime bill and they have worked hard to get one. The crime conference met briefly once, two weeks ago. The President is supposed to be the leader of his party. It is time for him to lead and resolve disagreements on his own side. I hope he will persuade his side in conference to drop efforts to end the death penalty; to divert billions in funds to wasteful social programs that ought to go to law enforcement; and to ban certain guns, a ban which will do virtually nothing to curb crime.

The Republican Proposal

* Our proposal is a \$28 1/4 billion, five year crime fighting plan which is truly targeted to the apprehension, punishment, and incarceration of criminals, without sidetracking scarce crime fighting funds to wasteful social spending schemes.

08/30/94 13:13



* Our proposal provides \$13 billion for prisons--twice what the Democrats propose. I commend Senator Mack and Congressman McCollum for their leadership on this issue.

* Our proposal provides \$2 billion for Byrne state and local law enforcement grants, which may also be used for incarceration of undocumented criminal aliens.

* \$7.4 billion is provided for police hiring.

* \$1.12 billion is also provided for responsible youth crime prevention programs.

* \$1.4 billion is allotted for combatting violent crime against women--the Biden-Hatch bill.

* Our proposal contains a Trust Fund which funds the \$28.3 billion over 5 years (as opposed to the Democrats' 6 year plan) and which is deficit neutral. The anticipated \$30.2 billion Democrat proposal actually increases the deficit by \$13 billion by failing to extend and reduce the budget caps in the out years. We should not pay for today's crime bill on the backs of our children or through tax increases.

By providing \$13 billion in prison grants, we will deal adequately with the revolving door crisis in our criminal justice system. We need an emergency buildup in our prison capacity before the end of this decade. I might add that putting 100,000 new police officers on the street without a commensurate build up in prison capacity will only turn the revolving door faster. Despite the need for more prisons, my colleagues on the other side of the aisle would rather spend money on yet more social programs.

Finally, our proposal is tougher than the other party's proposal, which they have outlined in part. The Republican proposal contains tough, new mandatory minimums for selling drugs to children. The Democrats' proposal does not. The Republican proposal allows the death penalty to be sought for murders committed with a firearm. The Democrats' proposal does not. The Republican proposal provides for tough federal penalties for gang crimes. The Democrats' proposal does not.

While our proposal makes no intrusion into the Second Amendment, the Democrat plan probably will.

There are areas of agreement between the two proposals. But I believe the proposal we have made is better aimed at the apprehension and swift and lengthy incarceration of criminals instead of pampering them with early release, home confinement, and diversion programs. I will urge its approval by my fellow conferees.

**THE REPUBLICAN ALTERNATIVE
CRIME BILL
CONFERENCE REPORT
June 30, 1994**

AUTHORIZATIONS/FUNDING:

● The Republican proposal is a deficit neutral \$28.24 billion, 5 year plan. The Democrat's anticipated proposal is a \$30.2 billion, 6 year plan (full funding takes until the year 2000) which proposes \$13 billion in deficit spending.

● The Republican alternative provides more money up front than the likely Democrat formula. The proposed Republican bill, by cutting administrative overhead in the executive branch by 5% in fiscal years 1995 and 1996, will produce an extra \$1.2 billion a year over what the Senate-passed trust fund provides for fiscal years 1995 and 1996. As a result, the Republican trust fund provides \$3.53 billion this coming fiscal year alone. Republicans believe that Congress must take steps to get urgently needed crime fighting money to the states immediately, rather than promising to disburse most of the money several years from now.

● The Republican bill also sets priorities for spending by requiring that prisons, police grants, federal law enforcement, rural crime initiatives, and violence against women measures be fully funded before other programs. The Republican proposal also limits the appropriations total for all "such sums" provisions to \$250 million per year. Finally, it insures that, to the extent the trust fund is fully funded, all programs will be funded by extending crime bill authorizations throughout the life of the trust fund.

PRISONS AND PRISONERS \$13 BILLION:

● The prisons provision provides \$13 billion for the construction and operation of state prisons. This provision, by funding the construction of as many as 433,000 new prison cells, will help alleviate the over-crowding plaguing our state prison systems which results in the release back into society of criminals who

ought to be incarcerated. This provision will make it easier to incarcerate violent criminals for longer periods. It also takes into account the fact that if President Clinton delivers on his promise of 100,000 new police officers, there must be prison cells awaiting the violent criminals they catch.

Prison Grants/Truth-In-Sentencing: The \$13 billion is distributed to states over the first four years of the trust fund for prison grants. Of that amount, 50% is conditioned on a state's reform of its criminal justice systems: the adoption of truth-in-sentencing, wherein state prisoners serve at least 85 percent of their sentences; reform of bail laws; increased victims' rights; and enactment of three-time loser laws. The remaining 50% of the funding is made available to states which make good faith efforts to increase sentences and time served for violent offenders.

Prison Reforms: The bill also has other tough-on-prisoner provisions. It contains a provision which will ensure that only federal prisoners deserving of reductions in their sentences for good behavior in prison receive such "good time" credit. The bill also denies Pell grants to prisoners. It clarifies the judicial remedies for prison overcrowding which will help close the revolving prison door and ensure that prisoners are not put back on the streets for lack of cell space. The bill also addresses the explosion of prisoner litigation by establishing stricter requirements for exhaustion of administrative remedies.

STATE AND LOCAL LAW ENFORCEMENT \$9.4 BILLION:

Community Policing: The bill provides nearly \$7.4 billion in grants to state and local government to hire additional police. The measure requires that all of the money be spent on police hiring. The Republican bill cuts the Senate bill's dollar amount for community policing because it wasted too much money on administrative expenses and discretionary spending. The \$7.4 billion figure matches DOJ estimates of the amounts needed to fund 100,000 police. The bill also insures that each state receives its fair share by requiring that funds be allotted to states based on a formula similar to a proven, existing law enforcement grant formula (the Byrne grant formula).

Troops to Cops: Under the community policing program, special emphasis will be given to the hiring of former members of the Armed Forces as police officers. Particular attention will be given to areas hardest hit by military downsizing.

State and Local Formula Grants: The bill provides \$2 billion in additional funding for the Byrne state and local law enforcement grants. To date, the Byrne program has helped establish over 950 task forces and drug units. The Republican bill also improves the flexibility of Byrne by allowing these grants to be used for the construction and operation of facilities to incarcerate undocumented criminal aliens, a growing problem for many states.

DEATH PENALTY:

The bill provides the death penalty for over 50 specific federal offenses where death is an appropriate punishment. The bill also creates procedures for the imposition of the death penalty in federal cases to ensure that this ultimate penalty may be imposed when the crime merits it, and that when imposed, it is carried out.

The bill authorizes the death penalty for major drug traffickers even where a death does not occur as part of the offense -- a provision which has been opposed by the Clinton Administration. The bill also authorizes the death penalty in limited cases involving drug dealers, who, in acting with reckless disregard for human life, cause the death of others.

● The bill authorizes the death penalty for murders committed with a firearm which traveled in interstate commerce. This will augment state prosecutorial authority in appropriate cases, allowing federal prosecutors to seek a federal death sentence for firearms murders. Federal prosecutors will therefore be able to play a greater role in the punishment of violent offenders.

● Provides protection against discrimination in the imposition of the death penalty without resorting to statistical subterfuge which has the purpose of eliminating the death penalty.

GANGS AND YOUTH VIOLENCE:

The Republican proposal also beefs up federal anti-gang efforts. The bill contains the Senate passed Dole-Hatch-Brown gang provision which makes it a federal offense to engage in gang-related crime and subjects gang members to tough mandatory minimum penalties. For example, gang members who recruit others into criminal gangs or engage in criminal conduct shall be subject to a mandatory minimum penalty of 5 years imprisonment. If a gang offense involved attempted murder, the perpetrator faces a mandatory minimum 20 years imprisonment; and, if there is a murder, the gang member faces a possible death sentence.

The Republican bill also contains the Senate passed Moseley-Braun/Hatch violent juveniles provision. It provides that violent juveniles, 13 years of age or older, who commit federal murders or who use firearms in certain federal crimes of violence must be prosecuted as adults.

The anti-gang measure also provides \$100 million over 5 years for additional federal prosecutors who will be assigned to fight gang violence.

SENTENCING:

The Republican measure also enhances mandatory sentences for certain violent offenses.

The bill provides that if during the commission of a violent crime or drug trafficking offense the offender knowingly possesses a firearm, there is a mandatory minimum sentence of 10 years. If the weapon is fired with the intent to injure another person, a mandatory sentence of 20 years would be imposed; and if the weapon is equipped with a silencer, the minimum sentence is 30 years. For second offenses, the respective mandatory minimum sentences are 20 years, 30 years, and life imprisonment. Third or subsequent offenses carry automatic mandatory life imprisonment, and the mandatory minimum sentences may not be reduced. The bill also includes a provision imposing a mandatory life sentence for persons convicted of a third violent felony. Yet, unlike the

Democrat proposal, the Republican three-time loser provision will affect thousands of violent criminals a year.

DRUG CONTROL AND RURAL CRIME:

The Republican bill contains Senate-passed enhanced mandatory minimum penalties for involving children with drugs. If a drug dealer sells drugs to children or employs children, the Republican bill requires the imposition of a ten year mandatory minimum sentence. If he or she is convicted a second time, the person shall be sentenced to mandatory life imprisonment.

While the bill necessarily enhances sentences for violent offenders and drug peddlers who sell to children, it also provides federal judges a limited degree of sentencing flexibility for a very small class of nonviolent offenses involving first-time offenders.

In addition, the Republican bill also enhances rural drug enforcement. In an effort to bring greater assistance to rural areas, current state and local law enforcement grants programs are amended to authorize an additional \$250 million in grants for rural states over five years. It also authorizes an additional \$100 million over 5 years to hire additional DEA agents for drug investigations and directs the Attorney General to establish Rural Crime and Drug Enforcement Task Forces in every federal judicial district that includes significant rural areas.

TERRORISM:

The Republican crime bill also addresses the threat of terrorism. It enhances the penalties for terrorism by authorizing the death penalty for the murder of a U.S. national outside the United States, and by directing the U.S. Sentencing Commission to provide enhanced penalties for any felony involving or promoting international terrorism. Additionally, providing material support to terrorists would be punishable by up to ten years in prison.

The Republican bill also enacts penalties, required under U.S. treaty obligations, for terrorist acts committed at international airports, and enacts similar penalties for terrorist acts committed

against ships and maritime platforms.

Additionally, the Republican bill contains the Terrorist Alien Removal Act which will insure that the United States can expeditiously deport alien terrorists without disclosing to them and their criminal partners our national security secrets. It allows a special corps of judges to conduct ex parte, in camera hearings to examine sensitive evidence surrounding alleged terrorists.

VIOLENCE AGAINST WOMEN \$1.45 Billion:

The bill provides substantial grants to states to improve their response to sexual assault and domestic violence. In addition, the VAWA makes it a federal offense to cross state lines with the intent to commit violence against a spouse or to violate the terms of a protection order (Interstate stalking).

The Republican proposal also includes a provision proposed by Senator Dole which amends the Federal Rules of Evidence to allow the introduction into evidence, in criminal sexual assault and child abuse cases, evidence of the defendant's prior commission of other sexual assault and child abuse offenses.

YOUTH PREVENTION \$1.12 Billion:

The Republican bill provides adequate additional funding for realistic prevention programs which target at-risk youth. The bill also creates a Coordination of Prevention Council which requires that all of the prevention programs funded in the bill be coordinated and distributed fairly among the states. In contrast, the anticipated Democrat proposal spends several billions of dollars on 1960s style, Great Society programs. The Republican bill provides \$1.12 billion for the following programs:

- Juvenile Gangs (\$100 million)
- Safe Schools (\$300 million)
- Community Schools and Olympic Centers (\$525 million)
- Child Protection (\$120 million)
- Rural Domestic Violence and Child Abuse Prevention (\$30 million)
- Boys and Girls Clubs (\$36 million).

**REPUBLICAN CRIME BILL
CONFERENCE REPORT
ALTERNATIVE**

PRISONS

Prison Grants \$13 Billion

PRISONS SUBTOTAL \$13 BILLION

LAW ENFORCEMENT

State & Local

Community Policing	\$7.4 Billion
Family Support	\$25 Million
Rural Crime	\$255 Million
Technical Assistance	\$150 Million
DNA	\$30 Million
Byrne Grants & Alien Incarceration	\$2 Billion

STATE AND LOCAL SUBTOTAL \$9.86 BILLION

Federal

Courts	\$300 Million
DOJ (Crim. Div., INS)	\$600 Million
FBI	\$250 Million
DEA	\$100 Million
U.S. Prosecutors	\$150 Million
Gang Prosecution	\$101 Million
DNA Identification	\$27 Million
Telemarketing Fraud	\$23.5 Million
Criminal aliens	\$12 Million

FEDERAL SUBTOTAL \$1.56 BILLION

PRISONS & LAW ENFORCEMENT TOTAL \$24.42 BILLION

YOUTH PREVENTION

Juvenile Gangs	\$100 Million
Safe Schools	\$300 Million
Community Schools	\$525 Million
Child Protection	\$120 Million
Rural Child Abuse	\$30 Million
Boys and Girls Clubs	\$36 Million

YOUTH PREVENTION SUBTOTAL**\$1.12 Billion****TRIAD Program****\$6 Million****VIOLENCE AGAINST WOMEN**

Senate Bill	\$1.45 Billion
Anti-stalker	\$6 Million

V.A.W.A SUBTOTAL**\$1.45 Billion****OTHER (\$1.25 Billion allotted for "SUCH SUMS")**

Border Patrol
INS Improvements
Motor Vehicle Theft

MISC. SUBTOTAL**\$1.25 Billion****GRAND TOTAL****\$28.24 BILLION**

OUTLINE OF ALTERNATIVE CONFERENCE REPORT June 30, 1994

1. Violent Repeat Offender Incarceration
 - Prison Grants (Modified House version.
Funds conditioned on
truth-in-sentencing) \$13 Billion
 - Prison Caps (House \$2001)
 - Prison Reforms (Senate \$\$1302, 1303, 1305, 1321(e),
1324, 1325, 5135-6 and House \$\$3070-74)
2. Community Policing \$7.39 Billion
 - Byrne Grants provisions (House \$\$1801,
1098, 3048, & 1098A) and Incarceration of
Undocumented Criminal Aliens \$2 Billion
 - Family Support (Senate \$1101) \$25 Million
 - DNA Identification (Senate \$ 1001-1006) \$57 Million
3. Death Penalty
(Senate Title 2 plus Senate \$ 215 [alien smuggling])
4. Youth Violence
 - Youth Prosecution 13 yr. old (Senate \$651)
 - Gang Prosecution (Senate \$611-624 & 641) \$101 million
5. Victims of Crime
 - Victims Fund (Senate \$\$ 911-917)
 - Mandatory Restitution (Senate \$ 902)
 - Allocution (Senate \$\$ 901 and 903)
6. Mandatory Life Imprisonment, Sentencing, and Increased Penalties provisions
 - Gramm drug sales to kids -- Senate \$\$2407-2407
 - Gramm firearms penalties -- " "
 - D'Amato Firearms Federalization (Senate \$\$ 2405
and 2406)
 - Sentencing Commission Tech. Senate \$\$2401-3
 - Senate Penalties (Senate Title 29 and Title 25)
7. Mandatory Minimum Reform (Senate \$2404)
8. Assaults
 - House (\$301) & Senate (\$2901)
9. Consumer Protection
 - Insurance (Senate \$ 2101)
 - Telemarketing Fraud (Senate Title 39) \$23.5 Million
10. Crime Prevention \$1.12 Billion
 - Coordination of Prevention
 - Juvenile Gangs (\$100 million) (Senate \$631)
 - TRIAD Program (\$6 million) (Senate \$922-8)
 - Safe Schools (\$300 million) (Modified Senate \$\$2802-3)

Community Schools & Olympic Centers (\$525 million)
 (Modified Senate §§5142-3)
 Child Protection (\$120 million)
 Rural Dom. Viol. & Child Abuse Prevention (\$30 million)
 Boys and Girls Clubs (\$36 million)
 Out-of-wedlock births (sense of the congress)
 (Senate § 5148)

11. Child Sexual Abuse Prevention
 - Child Porn (Senate §§824-5, and §2410)
 - Jacob Wetterling (House Title 13)
 - Parental Kidnapping (Senate §4001-6)
 - Missing and exploited children (Senate §§4301-4304)
 - Crimes Against Children (Senate §§821-823)
 - Sexually Violent Predators (Senate §§841-844)
12. Viol. Ag. Women (Sen. Titles. 32-37) \$1.45 Billion
 - & Senate §§801 and 831)
 - Domestic violence (Senate § 5154)
 - Stalker and domestic violence reduction (House Title 28) \$6 Million
13. Hate Crimes Sentencing (Senate §2409)
 Disability included (Senate §5123)
14. Formula Grants for DUI (House §1801)
 Federal DUI (Senate §1602-3)
15. Youth Handgun Safety and Firearms
 - Restraining Orders and Licensure (House §1625 w/ several tech. changes)
 - Firearms Penalties
 (Senate Title 4 w/ technical changes and delete §§401-417)
 - Youth Handgun Safety (Senate §§ 661-663 w/ tech. changes)
 - Handguns in school (Senate § 5147 w/ tech. changes)
 - Armor-piercing bullets (Senate § 5168 w/tech change)
16. Immigration
 - Terrorist Alien Removal Act (Senate § 5110)
 - Criminal aliens
 (Senate Title 50) \$12 Million
 - Prohibition on payment of federal benefits to illegal aliens (As amended)
 - Cooperation with INS (Senate §5119)
 - Document Fraud (House §2431 and Senate §5124(a))
 - Border Patrol Authorization (House § 2421)
 - Sense of the Congress on asylum (Senate § 5131)
 - Release of information on aliens (Senate § 5144)
 - I.N.S. improvements (Senate §§ 5158-5161)
17. Rural Crime - Senate Title 14 A and B \$355 Million
18. Obstruction of Justice - Senate Title 5

19. Terrorism - Senate Title 7
20. Federal Law Enforcement
and Courts (Senate § 5132) \$1.3 Billion
Quantico Training and Automation
(w/ tech changes) \$150 Million
21. Drug Control - Senate Title 15
22. Bail posting - Senate Title 18
23. Financial Institutions - Senate Titles 22 & 23
24. White Collar Crime (Senate §§2941-2946 & Senate §2601
(computer crime))
25. Public Corruption (Senate Title 44)
26. Miscellaneous

Motor vehicle theft (Senate Title 19)
 Hunters' rights (Senate Title 46 as slightly modified
 to address vagueness concerns)
 Good time (Senate § 5101)
 Asset Forfeiture audit (Senate §§2921-2922)
 Gambling (Senate §§ 2932, & 5109)
 Limit on grant distribution (Senate §§2951-2952)
 Espionage venue (Senate §2961)
 Undercover operations (Senate §§2962-2963)
 Wiretaps (Senate §2965)
 Misuse of initials "D.E.A." (Senate § 2968)
 Addition of offenses to eliminate inconsistency (Senate
 § 2969)
 Extension of arson statute of limitations (Senate
 § 2971)
 Award of Atty's fees for exonerated DOJ and P.D.
 attorneys (Senate § 5104)
 Prison construction standardization (Senate § 5107)
 Efficiency in law enforcement and corrections (Senate
 § 5112)
 Restriction on payments to persons confined due to an
 adjudication of not guilty by reason of insanity
 (Senate § 5113)
 Definition of "parent" (Senate § 5114)
 Drunk Driving programs (Senate § 5113)
 Parental Accountability (Senate § 5116)
 Protection of counter-terrorism informers (Senate
 § 5117)
 Anti-loitering (Senate § 5125)
 Missing children (Senate § 5129)
 Solicitation of a minor to commit a crime
 (Senate § 5130)
 Sense of the Senate (Congress) on unfunded mandates
 (Senate § 5141)
 Youth programs on Federal lands (Senate § 5145)

Drug Czar's Office (Senate \$ 5150)
 Sentencing Commission (Senate \$ 5152)
 Prison work and prison industries (sense of congress)
 (Senate \$ 5153)
 Taxes on forfeited assets (Senate \$ 5155)
 Definition of court of the U.S. (Senate \$ 5156)
 Extradition (Senate \$ 5157)
 Asst. U.S. Attorney Residency (Senate \$ 5162)
 Federal law enforcement personnel (sense of congress)
 (Senate \$ 5164)
 Prison standards and capacity review
 (Senate \$ 5165)
 Low-income housing (Senate \$ 5167)
 Crimes at Truckstops and against truckers
 (Senate \$1411 and House \$300)
 Crimes Against Tourists (House \$3041)

27. Funding Mechanism

Trust Fund (Modified Senate \$1351-4, \$25.9 billion
 plus a 5% Reduction in Administrative Expenses
 for FY 1995 and 1996, \$2.4 billion)
 [Provides Total of \$28.3 billion]

APPROXIMATE DOLLAR AUTHORIZATIONS

\$26.99 Billion

AMOUNT ALLOTTED FOR "SUCH SUMS"

\$1.25 Billion

TOTAL

\$28.24 BILLION

Room 111.5

Senate and House Violent Crime Control Bills

Side-By-Side

***Provisions
Funding Authorizations
Administration Views***

Prepared For

House and Senate Conferees

Prepared By:

The Office of Management and Budget

June 20, 1994

Senate & House Violent Crime Control s - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

	Total Senate		Total House
Title I - Public Safety and Policing		STRONGLY SUPPORT	Title XIV - Community Policing
Police Hiring/Community Policing Grants "Cops On Beat"	8,995 < =	[See DOJ Ltr Atchmnt Page #1]	3,450
Minimum State Allocation 0.6% of Funds Available		= >	Police Hiring/Community Policing Grants "Cops On Beat"
			Minimum State Allocation .25% of Funds Available
Waivable Annual Cap At \$50,000 Per Hire		= >	Waivable Overall Cap At \$75,000 Per Hire
Preference To Grantees Contributing More Than 25%			
Preference To Grantees Hiring Former Members of Armed Forces		SUPPORT OBJECTIVE	Subtitle G, Title X - Police Recruitment
		[See DOJ Ltr Atchmnt Page #54]	30
			Grants To Community Organizations To Assist Programs To Recruit & Retain Applicants To Police Departments
Ounce of Prevention Fund		STRONGLY SUPPORT	Subtitle B, Title X - Ounce of Prevention Grant Program
Supports Programs For Juveniles Such As After School and Summer Academic	75	Recommend President Appoint Chair	= >
Administered By "OUNCE" Council Chaired By AG and Secretaries of HHS & Ed		Maximum Authority To Coordinate	125
		Authority To Administer Funds Upon	Similar To Senate But Administered by Secretary of HHS
		Request of Agency	Adds Secretary of Interior To Council
		[See DOJ Ltr Atchmnt Page #1]	
Title II - Death Penalty		SUPPORT	Title VII - Death Penalty
Death Penalty Authorizations for Murders in Federal Cases		[See DOJ Ltr Atchmnt Page #3 & 4]	Death Penalty Authorizations for Murders in Federal Cases
Constitutional Death Penalty Procedures		Recommendation:	Constitutional Death Penalty Procedures
Includes Intent To Kill and Reckless Disregard For Life		Repeal of 21 USC 848 Procedures	Includes Intent To Kill and Reckless Disregard For Life
		Require Defense Give Notice of	
		Mitigating Factors	
Includes Death Penalty For Drug Kingpins		Include Use-of-Firearm As Agg. Factor	Includes Death Penalty For Drug Kingpins
		Authorize Federal Execution in	
		Federal Capital Cases	
		SUPPORT DEATH PENALTY & OPPOSE DISCRIMINATION	Title IX - Racially Discriminatory Capital Sentencing
		See DOJ Statement Regarding RJA	Creates new standards for claims of racial discrimination in capital punishment
		[DOJ Ltr Page #9]	Based upon statistical evidence
Title III - Firearms		SUPPORT	NO PROVISION
Licenses Required To Submit Photographs & Fingerprints	< =	[See DOJ Ltr Atchmnt Page #4]	
Requires Reporting of Theft of Firearms By Licensees	< =		
Requires Treasury Notification to local LE of Names & Addresses of Licensees	< =		

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

Total
Senate

Total
House

Title IV - Gun Crime Penalties

SUPPORT

Mandatory Minimums

- Use of a Semi-Automatic Firearm During a Crime
- Second Offense Using An Explosive To Commit A Felony
- Smuggling Firearms in Aid of Drug Trafficking
- Theft of Firearms and Explosives
- Release Revocation for Firearm Possession and Drug Testing Refusal
- Making False Statements To Acquire a Firearm
- Possession of Explosives By Felons
- Using A Firearm in Counterfeiting or Forgery
- Firearms Possession By Violent Felons & Serious Drug Offenders
- Receipt of Firearms by Nonresident
- Firearms and Explosives Conspiracy
- Revocation of Supervised Release For Firearms Possession
- Requires Study of Incendiary Ammunition
- Theft of Firearms From Licensees
- Interstate Gun Trafficking

- < = Recommendation:
- < = Add "Definition of Conviction" Provision
- < = Incendiary Ammunition Study Unnecessary
- < = Modify Non-Resident Receipt Provision
- < = [See DOJ Ltr Atchmnt Page #5]
- < =
- < = SUPPORT
- < =
- < =
- < = [See DOJ Ltr Atchmnt Page #58]
- < =

- = > Subtitle G, Title XXX - Explosives Crime Penalties [Slaughter]
- Strengthens Federal Explosives Laws
- Same Provisions Also In Senate Bill Title IV

Title V - Obstruction of Justice

SUPPORT

[Same As Senate Version]

- Includes Increased Penalties for Violence Against Witnesses, Jurors, Court Officers, and Other Criminal Justice Participants

[See DOJ Ltr Atchmnt Page #6]

Contained In House Title VII - Death Penalty Sections 703, 708-9, and 715.

Title VI - Gangs, Juveniles, Drugs, and Prosecutors

GENERALLY SUPPORT

[See DOJ Ltr Atchmnt Page #6 - 10]

- Creates Criminal Street Gang Offenses
- < = SUPPORT WITH MODIFICATION
- [See DOJ Ltr Atchmnt Page #7]

SUPPORT OBJECTIVES

[See DOJ Ltr Atchmnt Page #54]

= >

- Subtitle F, Title X - Assistance for Delinquent and At-Risk Youth
- Grants For Residential Services

50

- Employing Children To Distribute Drugs
- Armed Career Criminal and Adult Prosecution Predicates
- Trafficking Near Public Housing
- Violent Travel Act Violations
- Juvenile Records

< =

SUPPORT

[See DOJ Ltr Atchmnt Page #6 & 7]

SUPPORT

[See DOJ Ltr Atchmnt Page #9]

= >

- Title XI - Youth Violence
- Violent Juvenile Offenders [To Age 13] May Be Prosecuted As Adults

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

Title VI - Gangs (Cont'd)

Subtitle F - Youth Handgun Safety

Generally Prohibits Handguns For Juveniles

Gang Prosecution - Additional Prosecutors

Gang Investigation, Coordination, & Information Collection

Juvenile Drug Trafficking and Gang Prevention Grants

Violence Prevention Grants

Total
Senate

100 < =

1

100 < =

50 < =

SUPPORT

[See DOJ Ltr Attachmt Page #10]

SUPPORT

[See DOJ Ltr Attachmt Page #7]

Recommendation:

Consolidate Anti-gang Programs

[See DOJ Ltr Attachmt Pages #8-9]

SUPPORT

[See DOJ Ltr Attachmt Pages #55-56]

SUPPORT

[See DOJ Ltr Attachmt Page #55]

SUPPORT

[See DOJ Ltr Attachmt Pages #55-56]

= >

= >

Total
House

200

20

20

5

Title XIX - Youth Handgun Safety

Generally Prohibits Handguns for Juveniles

Title XXII - Juvenile Drug Trafficking and Gang Prevention

Creates Juvenile Drug Trafficking and Gang Prevention Grants

Subtitle M, Title X - Gang Prevention Services For Boys and Girls

Grants For Gang Prevention Services

Subtitle O, Title X - Urban Recreation and At-Risk Youth

Provides Authority To Use Recovery Act Funds For At-Risk Youth Recreation

Subtitle L, Title X - Hope in Youth Program

Grants for Coordination of Family Outreach and Other Service Programs

Subtitle N, Title X - Anticrime Youth Councils

Grants to Communities To Establish Councils Programs

Title VII - Terrorism

Implementing Maritime and Airport Counterterrorism Conventions

Offense of Using Weapons of Mass Destruction

Increased Penalties for Travel Document Offenses

Counterfeiting of U.S. Currency Abroad

Territorial Sea Provisions

Limitation Period Extension

Providing Material Support To Terrorism

Violations of Airport Security Regulations [Sec.720]

Create Economic Terrorism Task Force [Sec.722]

GENERALLY SUPPORT

[See DOJ Ltr Attachmt Page #10-12]

Implementing Maritime and Airport Counterterrorism Conventions

Offense of Using Weapons of Mass Destruction

[In Title VII, Sections 711-12 and 710]

Increased Penalties for Travel Document Offenses

[Subtitle D of Title XXIV]

< =

< =

OPPOSE

Sections 720 & 722

[See DOJ Ltr Attachmt Page #12]

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]		Administration Views		House Bill [H.R. 4092]
	Total Senate			Total House
Title VIII - Sexual Violence and Abuse of Children, Elderly, and Disabled		STRONGLY SUPPORT		Title III - Assaults Against Children
Extends Background Check System To Elderly and Disabled Care		Recommendations:		Increases Penalties for Assaults Against Children in Areas Under Federal Jurisdiction
Requires OJJDP Child Abuser Study		Assign Child Abuser Study To BJS		
Grants To Improve Child Abuse Crime Information (Records Upgrade)	40	Merge "Sexually Violent Predators"		
Creates International Child Pornography Offense		Registration with Jacob Wetterling Proposal		Title XIII - Jacob Wetterling Crimes Against Children Registration Act
Encourages State Registration Systems for Child Molesters [Jacob Wetterling]		Delete Molester "Privacy" Provision		
		[See DOJ Ltr Atchmnt Page #12-13]		Title XII - Child Sexual Abuse Prevention Act
Encourages State Registration Systems for Sexually Violent Predators				International Child Pornography and Sexual Abuse Provisions
Title IX - Crime Victims		SUPPORT		Title I - Victims of Crime
Establishes Right of Allocation in Sentencing for Victims		Recommendation:		Establishes Right of Allocation in Sentencing for Victims
Mandates Full Order of Restitution		Technical & Limited Changes		Improves Administration of Crime Victims Funds and Programs It Support
Improves Administration of Crime Victims Fund and Programs It Supports		[See DOJ Ltr Atchmnt Page #13]		Subtitle H, Title X - National Triad Program
Grants For Pilot Crime Prevention Programs for Senior Citizens [TRIAD]				
Grants for Triad Programs	2		2	
Nat'l Training and Technical Assistance	1		2	[Similar To Senate Version]
Public Service Announcements	1		1	
Requires National Assessment	2		2	
Title X -- State and Local Enforcement		< = GENERALLY SUPPORT		Title XV - DNA Identification
Establishes DNA Identification Program		Generally Prefer Senate Version		
DNA Identification State & Local Grants	25	Of DNA Identification	50	
Federal Activities - FBI	23		23	[Similar To Senate Version]
Community Substance Abuse Prevention Grants	60	< = Community Substance Abuse Prevention		
Authorizes Racial/Ethnic Bias Study Grants	10	Funding Should Go To Existing Program		
Improved Training and Technical Automation in Law Enforcement				
Automation and Technology Grants	100			
Training Expansion and Improvements	40			
Intelligent Information Systems	10	[See DOJ Ltr Atchmnt Page #15]		

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]		Administration Views		House Bill [H.R. 4092]
	Total Senate		Total House	
Title XI -- Provisions Relating To Police Officers		GENERALLY SUPPORT		
Establishes a Law Enforcement Family Support Program		Recommendations:		
Grant Program For State and Local Law Enforcement	20	AG Administer Law Enforcement Family Support Program		
AG Pattern or Practice Authority for Unlawful Conduct of Police Officers		Modify Data Collection Provision		
Requires Collection of Data On Use of Excessive Force				
Police Corps and Law Enforcement Scholarships				
Establishes Police Corps Program	350	Delete Hiring Subsidy Under Police Corps	350	Title XXVII - Police Corps [McCurdy]
Law Enforcement Scholarship Program	120	In Favor of General Police Hiring Program	150	[Same As Senate Version]
Provides Subsidy Payments For Hiring Corps Grads	<=	[See DOJ Ltr Atchmnt Page #16]		
Title XII - "Drug Court" Programs		GENERALLY SUPPORT		
		STRONGLY SUPPORT = >		Subtitle E, Title X - Drug Courts
	0	Recommendation:		
Grants For Pre-Trial and Drug Testing Diversion	300	Broaden To Non-Judicial Rehab	1,400	Grants for Drug Court Programs
		[See DOJ Ltr Atchmnt Page #17]		
Grants For Alternative Punishments	600	Recommendations:	600	Title XXI - Alternative Punishments for Young Offenders
		Make Funding Distribution More Flexible		Provides Grants To Develop Alternative Sanctions
		Delete Age Limits For Alternative Punishments		
		Broaden Fundable Correctional Drug Treatment		
Grants For Residential Substance Abuse Treatment for State Prisoners	300	[See DOJ Ltr Atchmnt Page #17]	300	Title XXIII - Residential Substance Abuse Treatment for State Prisoners
				[Similar To Senate Version]
Title XIII - Prisons		SUPPORT OBJECTIVES = >		Title VI - Violent Repeat Offender Incarceration
		[See DOJ Ltr Atchmnt Page #18 & 19]	3,000	Grants To States To Develop, Expand, Modify, or Improve Prisons
Provides For Federal Construction of 10 Regional Prisons [Sec 1341]	3,000 <=	OPPOSE		Requires 25 % State Match
Prison Capacity @ 2500 Beds With 75 % Allotted To State Prisoners for States That Adopt "Truth In Sentencing" and Other Reforms		Expensive & Slow To Implement		Requires Assurances That Funds Will Be Used To Ensure The Incarceration Of Violent Offenders
		Years To Get Capacity On Line		
		Significant Other Problems		
		[See DOJ Ltr Atchmnt Page #20]		
		OPPOSE = >		Subtitle E, Title XXX - Conversion of Military Bases
Drug Testing Of Federal Offenders on Post Conviction Release	<= SUPPORT as	Conversion Not Cost Effective		Requires AG To Identify 3 Military Bases For Conversion To Prisons For Violent Offenders
	[See DOJ Ltr Atchmnt Page #18]	For Violent Criminal Incarceration		
		[See DOJ Ltr Atchmnt Page #58]		

Senate Bill [H.R. 3355]		Senate & House	Violent Crime Control Administration Views	s - Side-by-Side	House Bill [H.R. 4092]
		Total Senate			Total House
Title XIII -- Prisons (Cont'd)					
Requires Residential Drug Treatment for 50% of Eligible Federal Prisoners in 1995 75% in 1996, and 100% Thereafter Provides Authority For US Sentencing Commission To Include Correctional Costs in Fines			SUPPORT WITH MODIFICATION [See DOJ Ltr Atchmnt Page #18]	= >	Title XX - Substance Abuse Treatment in Feder'l Prisons Requires Residential Drug Treatment for 50% of Eligible Federal Prisoners in 1995 75% in 1996, and 100% Thereafter
	< = SUPPORT [See DOJ Ltr Atchmnt Page #18]				
Provides Grants For Correctional Capacity Expansion		3,000	SUPPORT OBJECTIVES Recommendation: Funding @ \$6.5 Billion Use Combination of Senate Secs 1321,1331, and House Titles VI and VIII [See DOJ Ltr Atchmnt Pages #19 & 20]	= >	Title VIII - Truth In Sentencing Provides Grants To States To Build, Expand, or Provide Incarceration Space 75% Of Funds Allocated By Formula Based Upon Violent Crime Statistics Twenty Five Percent of Funds Allocated Based Upon Incentive Program
Establishes Grants For Secure Violent Juvenile Facilities [Sec. 1331]		500			
Requires BOP To Notify S&L Law Enforcement of Release Information	< = SUPPORT WITH MODIFICATION [See DOJ Ltr Atchmnt Pages #19 & 20]				
			OPPOSE Would Impede Prison Security [See DOJ Ltr Atchmnt Page #59]	= >	Subtitle N, Title XXX - Prison Security Enhancement Prohibits Strength Training in Federal Prisons
Violent Crime Reduction Trust Fund			STRONGLY SUPPORT Recommendation: Expand Coverage To 6th Year Provide Funding @ Nearly \$28 Billion [See DOJ Ltr Atchmnt Page #21]		NO PROVISION
Declaration of Congress That Measures Must Be Fully Funded Establishes Levels of Full Time Equivalent Employees Creates The VCRTF By Transferring Funds At Start of Each Fiscal Year Provides For Appropriations From The Fund @ Specified Amounts Requires Report By President of Status of The Fund Requires Listing of The VCRTF In Budget Among Government Trust Funds					

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

Title XIV - Rural Crime

Grants For Rural Drug Enforcement
Creates Rural Drug Enforcement Task Forces

Total
Senate

250

GENERALLY SUPPORT

Total
House

250

Title XXV - Rural Crime

[Same As Senate Version]

Provides Funds For Rural Drug Enforcement Training
Provides Funds For Hiring More DEA Agents
Drug Free Truck Stops & Rest Areas
Provides Grants For Rural Domestic Violence & Child Abuse Enforcement

5

100

30

Recommendation:
Greater Flexibility Regarding Rural Task
Forces; Note Fiscal Constraint

5

100

30

[See DOJ Ltr Attachmt Page #21 & 22]

Title XV - Drug Control

Drug Trafficking In Prison
Drug Dealing in or Near Public Housing
Anabolic Steroids Penalties for Coaches, etc.
Drug Dealing in Drug-Free Zones
Schedule I Drug Advertising
Drug Paraphernalia Civil Remedies

GENERALLY SUPPORT

Recommendations:
Precursor Chemical Provisions Enacted
Other Formulation Recommendations

NO PROVISION

[See DOJ Ltr Attachmt Pages #22 & 23]

Title XVI -- Drunk Driving Provisions

Increases Penalties Under Certain Conditions

SUPPORT
OBJECTIVES

[See DOJ Ltr Attachmt Page #23]

Title XVII -- Commissions

Establishes National Commission on Crime and Violence
Establishes National Commission To Study Demand Causes For Drugs
Establishes National Commission To Support Law Enforcement
Establishes National Commission On Violence In Schools
Calls For President To Convene A National Summit On Violence

ss

ss

SUPPORT
OBJECTIVES

Recommendation:
Establish Single Comprehensive Commission
[See DOJ Ltr Attachmt Page #23]

Title XXVI - National Commission On Crime and Violence

Subtitle F, Title XXX - Commissions

Appointment Provisions For Commission To Support Law Enforcement

Title XVIII -- Bail Posting Reporting

Requires Report of Cash Bails Above \$10K To IRS and Prosecutors

GENERALLY SUPPORT

[See DOJ Ltr Attachmt Page #23]

NO PROVISION

Sei te & Ho Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

Total
Senate

Total
House

Title XIX - Motor Vehicle Theft Prevention

SUPPORT

Attorney General To Develop Voluntary Decal System for Auto Theft Prevention

[See DOJ Ltr Atchmnt Page #23 & 24]

NO PROVISION

0

Title XX -- Protections For The Elderly

SUPPORT

Grants to Locate Missing Alzheimer's Disease Patients
Sentencing Guidelines For Crimes Against Elderly

3

Recommendation:
HHS Administer Missing Alzheimer's
Patient Grants
[See DOJ Ltr Atchmnt Page #24]

NO PROVISION

Title XXI - Consumer Protection

Creates Federal Jurisdiction Over Insurance Business Crimes
Broadens Federal Jurisdiction Over Credit Card Fraud (Access Devices)
Extends Mail Fraud Statute To Cover Private and Commercial Interstate Carriers

< =

Concerns Regarding Federalization
[See DOJ Ltr Atchmnt Page #24]

SUPPORT

Title IV - Consumer Protection

Creates Federal Jurisdiction Over Insurance Business Crimes

OPPOSE

= >

Inconsistent With Existing Rules
Burdensome for American Businesses
[See DOJ Ltr Atchmnt Page #59]

Subtitle R, Title XXX - Labels On Products

Requires Registration and Pre-Approval of "Made in America" Labels

Title XXII - Financial Institution Fraud

GENERALLY SUPPORT

Strengthens Disqualification From Participating In Banking For Certain Offenders
Encourages AG To Submit Report Concerning Collapse of Private Deposit Insurance Corps

[See DOJ Ltr Atchmnt Page #24 & 57]

Subtitle C, Title XXX - Financial Institution Fraud

Authorizes Secret Service To Investigate Financial Institution Fraud

Title XXIII -- Savings and Loan Prosecution Task Force

UNNECESSARY

Requires AG To Establish Task Force

Task Forces Already Established
[See DOJ Ltr Atchmnt Page #24 & 25]

NO PROVISION

Senate Bill [H.R. 3355]		Senate & House	Violent Crime Contr	s - Side-by-Side	House Bill [H.R. 4092]
Total Senate			Administration Views		Total House
Title XXIV - Sentencing Provisions			SUPPORT [See DOJ Ltr Atchmnt Page #60]	= >	Subtitle T, Title XXX - Cocaine Penalty Study Requires Sentencing Commission Study of "Crack" Penalties
Probation and Revocation of Supervised Release Amendments Flexibility in Application of Mandatory Minimum Sentences [Safety Valve]		< =	SUPPORT Recommendation: Prefer House Version But Prospective Only As In Senate Version [See DOJ Ltr Atchmnt Page #25]		Title II - Application of Mandatory Minimum Sentences
Federalization of Crimes Involving Firearms [Secs 2405-06]			OPPOSE Creates Problems For Prison Administration and Discipline [See DOJ Ltr Atchmnt Page #60]	= >	Subtitle U, Title XXX - Inmate Rehabilitation High School Equivalency Condition for "Good Time" Credits
Increased Mandatory Minimums For Drug Crimes Involving Minors		< =	STRONGLY OPPOSE Federalizes Large Array of Crimes [See DOJ Ltr Atchmnt Page #25]		
Life In Prison For 3rd Offense [Three Strikes]			OPPOSE [See DOJ Ltr Atchmnt Page #26]		
Enhanced Sentences For Hate Crimes			STRONGLY SUPPORT Recommendation: Use House Version With Limited Modification	= >	Title V - Mandatory Life Imprisonment [Three Strikes] Provides For Mandatory Life Imprisonment For A Serious 3rd Violent Felony
Title XXV -- Sentencing and Magistrate Amendments			SUPPORT Delete Requirement That Jury Find Enhancement Factor Beyond Reasonable Doubt [See DOJ Ltr Atchmnt Page #26]		Title XVII - Hate Crime Sentencing Enhancement Provides For Sentencing Enhancements For Hate Crimes
Title XXVI -- Computer Crime			SUPPORT [See DOJ Ltr Atchmnt Page #25]		NO PROVISION
			OPPOSE AS FORMULATED Recommendation: Revise to Remove Negative Features [See DOJ Ltr Atchmnt Pages #26 & 27]		NO PROVISION

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

Total
Senate

Total
House

Title XXVII - International Parental Kidnapping

ENACTED

0

Intern'l Kidnapping Provision Enacted
[See DOJ Ltr Attchmt Page #27]

NO PROVISION

Title XXVIII -- Safe Schools

SUPPORT WITH MODIFICATION

Establishes BJA Grants For Safe Schools Programs
Provides Funds To State To Coordinate Statewide Efforts

300
20

Recommendation:
Focus On School Security Under DoEd
[See DOJ Ltr Attchmt Page #27]

NO PROVISION

Title XXIX - Miscellaneous

SUPPORT MOST PROVISIONS

Increased Penalties
Assault On Certain Protected Persons
Manslaughter
Civil Rights Violations

[See DOJ Ltr Attchmt Page #27 - 29]

Conspiracy To Commit Murder For Hire
Travel Act Violations

Trafficking in Counterfeit Goods & Services
White Collar Crime
Receiving Proceeds of Extortion
Receiving Proceeds of Postal Robbery
1 of Major Artwork
Extension of Protection of Civil Rights Statutes
Conspiracy Against Rights
Deprivation Under Color of Law

Recommend:
Adopt House Version of Counterfeit
Goods Trafficking
[See DOJ Ltr Attchmt Page #27]

Subtitle K, Title XXX - Trafficking In Counterfeit Goods
& Services

Audit and Reporting Requirements For Asset Forfeiture Funds

< =

OPPOSE

Burdensome and Unworkable As Formulated
[See DOJ Ltr Attchmt Page #27 & 28]

Gambling - NJ Gaming Agency Access To III [Sec 2921]
Gambling Ships Act Inapplicable Outside Territorial Seas [Sec 2932]
Undercover Operations - Churning Extension
AG Report on Battered Women's Syndrome

< =

< = EXTEND FURTHER

Concerns With Gambling Provisions In
Sections 2931 & 2932
[See DOJ Ltr Attchmt Page #28]

Prohibition of Byrne Grants To Other Federal Agencies
Gun Free School Zones - Supporting Findings

< =

OPPOSE

[See DOJ Ltr Attchmt Page #28 & 29]

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Administration Views	House Bill [H.R. 4092]
Total Senate		Total House
Title XXX - Technical Corrections	SUPPORT	NO PROVISION
Title XXXI -- Driver's Privacy Protection Act	SUPPORT OBJECTIVE	Title XXIX - Protecting Privacy of Information in State Motor Vehicle Records
Limits The Release of Personal Information From DMV Records	Prefer Some Aspects of House Version [See DOJ Ltr Attchmt Page #29]	
Title XXXII -- Violence Against Women; Safe Streets	STRONGLY SUPPORT	Subtitle A, Title XVI - Safe Streets For Women
Increased Penalties For Repeat Sex Offenders		
Sentencing Commission Review Guidelines and Report		0.2 Provides For Study of Campus Sexual Assault
Mandates Restitution For Sex Crimes		Mandates Restitution For Sex Crimes
Federal Victims/Witness Counselors Funding	2	
	[See DOJ Ltr Attchmt Page #29-33]	2 NJ Training Program for Probation and Parole Officers
Establishes Grant Program For High Intensity Crime Areas	300	
Establishes Grant Program To Combat Crimes Against Women	570	400 Establishes Grant Program To Combat Violence Against Women
Grants To Indian Tribes	30	
() For Capital Improvements in Public Transportation	10	
Grants For Capital Improvements To National Parks	10	
Grants For Capital Improvements in Public Parks	15	
National Commission on Violence Against Women	1	
Extension and Strengthening of Rape Shield Law		
Evidence of Victim's Clothing Inadmissible To Show Incitement		
Establishes Education and Prevention Grants To Reduce Sexual Assaults	195	235 Establishes Education and Prevention Grants To Reduce Sexual Assaults
Establishes Grants Reduce To Sexual Abuse of Runaways and Street Youth	30	
Establishes Victim's Right of Allocution in Sentencing		

Senate & House Violent Crime Control I B - Side-by-Side

Senate	[H.R. 3355]	Administration Views	House Bill [H.R. 4092]
	Total Senate		Total House
Title XXXIII -- Safe Homes For Women		SUPPORT	
		Recommendations:	Subtitle D, Title XVI - Miscellaneous Provisions (In Part)
Establishes Grant For National Domestic Violence Hotline	2	Consolidate Criminal Justice Grant Authority	4
Interstate Enforcement - Spousal Abuse Offenses		Under The AG	1
Mandates Restitution for Interstate Spousal Abuse Offenses		Deletes Separate Restitution Provision For	
Pull Faith and Credit for Protection Orders		New Interstate Offenses in Favor of Senate	
		Sec 902	Subtitle B, Title XVI - Safe Homes For Women
Establishes Grants To Improve Spousal Abuse Law Enforcement	125	Domestic Violence Youth Education	75
Establishes Grants For Domestic Violence and Family Support	300	Programs Should be Locally Based	
Violence Prevention & Services Act Amendments and Authorizations	310	Other Amendments or Refinements	
Youth Education Regarding Domestic Violence	0		Establishes Grants To Improve Domestic Violence Enforcement
Domestic Violence Injury Study	0		Interstate Enforcement Provisions Similar to Senate Bill
Violence Against Women Research Agenda	0	[See DOJ Ltr Atchmnt Page #33-36]	Subtitle C, Title XVI - Domestic Violence
			Protection of Abuse Alien Spouses
			Domestic Violence Perpetrator Firearms Disqualification
Title XXXIV -- Civil Rights		SUPPORT	
Cause of Action for Gender-Motivated Violence		[See DOJ Ltr Atchmnt Page #36]	NO PROVISION
Sense of Senate Regarding Privacy of Rape Victims			
Title XXXV -- Safe Campuses For Women			NO PROVISION
Authorization For Campus Rape Education and Prevention Programs	20		
Title XXXVI -- Equal Justice For Women in Courts		SUPPORT	Subtitle E, Title XVI - Equal Justice For Women in the Courts
Established Grants To States For Model Training Programs For Court Personnel	1	Funding Varies Somewhat Between Bills	1
Bias Studies and Programs For Federal Courts	0	*\$0 Amounts Are Amounts Less \$1M	0
Courts of Appeals, District Courts	0		0
Federal Judicial Center	0		0
Administrative Office of Courts	0	[See DOJ Ltr Atchmnt Page #36]	0

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Administration Views	House Bill [H.R. 4092]
Total Senate		Total House
Title XXXVII -- Violence Against Women Act Improvements	GENERALLY SUPPORT	
Increases Penalties For Sex Offenses Against Victims Under 16	[See DOJ Ltr Atchmnt Page #37-39]	
Payment For Cost of Victim HIV Testing		
Baseline Study on Campus Sexual Assault		
Report On Battered Women's Syndrome		
Report on Confidentiality of Addresses For Victims		Subtitle D, Title XVI - Miscellaneous Provisions
Report on Recordkeeping Relating To Domestic Violence		Report on Confidentiality of Addresses For Victims of Domestic Violence
Assault Defendant HIV Testing [Sec. 3703(c)-(g)]	OPPOSE	Report on Recordkeeping Relating to Domestic Violence
	Worthless and Oppressive To Victims	
	As Formulated	
	Recommendation:	Payment For Cost of STD Testing For Victims in Sex Offense Cases
	Substitute 102d Congress House Passed Version	Report on Confidentiality of Addresses For Victims of Domestic Violence
Supplemental Grants For States With Effective Laws [Up to \$1M]		
Title XXXVIII -- Enhanced Penalties For Anti-Fraud Efforts	SUPPORT OBJECTIVES	
h Care Fraud Provisions	Recommendation:	
	Issue Should Be Dealt With In Context	NO PROVISION
	Of Health Care Legislation	
	Forfeiture Provisions Flawed	
	[See DOJ Ltr Atchmnt Page #39]	
Title XXXIX -- Senior Citizens Against Marketing Scams	SUPPORT WITH MODIFICATIONS	
Enhanced Penalties For Telemarketing Fraud	[See DOJ Ltr Atchmnt Page #39 & 40]	
Enhanced Penalties For Fraud Against Seniors		
Forfeiture of Fraud Proceeds		
Establishes Rewards For Information		NO PROVISION
Additional Funding To Support Fraud Investigations & Prevention		
Federal Bureau of Investigation	10	
Additional Prosecutors	4	
Prevention Initiatives	10	
Two National Telemarketing Fraud Hotline		

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Administration Views	House Bill [H.R. 4092]
Total Senate		Total House
Title XL -- Child Safety	SUPPORT OBJECTIVES	
Establishes Grants For Supervised Visitation Centers	[See DOJ Ltr Atchmnt Page #40]	NO PROVISION
Title XLI -- Family Unity Demonstration Project	SUPPORT OBJECTIVES	
Grants To Enable Certain Offenders To Live With Their Children In Community Correctional Facilities	Recommendation: Provide More Flexible Formulation AG (NOT BOP) Should Administer	NO PROVISION
Up To 10% of Funds May Be Used For Federal Prisoners	[See DOJ Ltr Atchmnt Page #40]	
Title XLII -- Domestic Violence	SUPPORT	
Firearms Disqualification for Domestic Violence Perpetrators	Recommendation: Merge With Other Overlapping Provisions [See DOJ Ltr Atchmnt Page #4]	
	SUPPORT OBJECTIVES	Title XXVII - National Stalker/Domestic Violence Reduction
	Recommendation: Various Corrections & Revisions Needed [See DOJ Ltr Atchmnt Page #57]	6 Includes Grants To Improve Processes For Entering Information
Title XLIII --- Missing and Exploited Children	SUPPORT OBJECTIVES	
Establishes Federal Task Force To Assist Investigation of Missing And Exploited Children Cases	[See DOJ Ltr Atchmnt Page #40]	
Title XLIV -- Public Corruption	SUPPORT	
Strengthens Laws Relating To Public Corruption	[See DOJ Ltr Atchmnt Page #40]	NO PROVISION

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

	Total Senate		Total House
Title XLV -- Semiautomatic Assault Weapons			
General Prospective Ban On Certain Semiautomatic Assault Weapons		STRONGLY SUPPORT	
Exempts Weapons Owned Prior To Effective Date of Law		Recommendation: Would Support Modifying Proposal To Delete Paperwork Requirements [See DOJ Ltr Attachmt Page #41]	NO PROVISION
Large Capacity Ammunition Feeding Devices Defines Large Capacity More Than 10 Rounds			
Title XLVI -- Recreational Hunting Safety			
Provisions Relating to Interference With Hunting on Federal Lands			NO PROVISION
Title XLVII -- Correctional Job Training and Placement			
Provides For Establishing An Office of Correctional Job Training and Placement		Represents An Unfunded Mandate On DOJ [See DOJ Ltr Attachmt Page #41]	NO PROVISION
Title XLVIII -- Police Partnerships For Children			
Establishes Grants To Support Partnerships Between Police Agencies And Child and Family Support Agencies To Address Needs of Children Involved in Violent Incidents	20 < =	SUPPORT Recommendation: Adopt House Version [See DOJ Ltr Attachmt Page #41] SUPPORT Add "Indian and Assisted" Housing [See DOJ Ltr Attachmt Page #56]	Subtitle C, Title X - Police Partnerships for Children Establishes Grant Program To Support Activities For Children - Similar To Senate Grants To Support Police Officers Living In High Crime Areas 36 Subtitle P, Title X - Boys and Girls Clubs In Public Housing [Rostenkowski] HUD Contracts To Establish Boys and Girls Clubs In Public Housing

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Administration Views	House Bill [H.R. 4092]
Total Senate		Total House
Title XLIX -- National Community Economic Partnership	< = SUPPORT	
Assistance to Community Development Corporations That Promote Business and Employment Opportunities in Distressed Areas	Recommendation: Address Relationship of Title to Concepts 40 < = Established by Fed'l Credit Reform Act of 1990 [See DOJ Ltr Atchmnt Page #41 & 42]	
	SUPPORT OBJECTIVES [See DOJ Ltr Atchmnt Page #54-55]	Subtitle I, Title X - Local Partnership Act Revenue Sharing Program for Crime Prevention
		2,000
Title L -- Deportation of Criminal Aliens	SUPPORT WITH MODIFICATIONS	Sec 2412, Title XXIV - Authority To Accept Deportation Assistance
Expands Definition of Aggravated Felony Expedites Criminal Alien Deportation	[See DOJ Ltr Atchmnt Page #42 & 44] Recommendation: Add Alien Smuggling Provisions [See DOJ Ltr Atchmnt Page #43 & 44]	
Authorizes Judicial Orders of Deportation Restricts Defenses To Deportation Enhances Penalties For Failure To Depart and for Re-Entering Establishes Criminal Alien Tracking Center		
13	NO OBJECTION Note Fiscal Constraints [See DOJ Ltr Atchmnt Page #57]	Sec 2421, Title XXIV - Border Patrol Agents Authorizes 6,000 More Border Patrol Agents and Support Staff
		88
Title LI -- General Provisions	< = [See DOJ Ltr Atchmnt Pages #44-52]	
	SUPPORT WITH MODIFICATIONS = > [See DOJ Ltr Atchmnt Page #53]	Subtitle A, Title X - Model Intensive Grant Programs Targets 15 Chronic High Crime Areas For Development of Model Prevention Programs Promotes Innovative Programs That Involve Communities & Coordination
Alien Benefits Ineligibility	< = OPPOSE IN THIS VERSION	1,500
Interstate Wagering -- Lottery Tickets	< = SUPPORT	
Alien Terrorist Removal	< = SUPPORT OBJECTIVES	
Establishes Special Court and Procedures	STRONGLY SUPPORT = > Increase Authorizations To \$1 Billion [See DOJ Ltr Atchmnt Page #55]	Subtitle J, Title X - Youth Employment and Skills (YES) Department of Labor Grants To States
		525

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]		Administration Views		House Bill [H.R. 4092]	
	Total Senate			Total House	
General Provisions [Cont'd]					
Byrne Grant Funding for Driving While Intoxicated Programs	< =	SUPPORT	= >		Title XVIII - Use of Formula Grants To Prosecute Persons Driving While Intoxicated
Bars Social Security Benefits For Confined Insanity Acquittees	< =	Issue In Conference in H.R.4278 [See DOJ Ltr Atchmnt Page #46]			
Provides For Civil Penalties For Parents of Juvenile Offenders	< =	CONCERNS [See DOJ Ltr Atchmnt Page #46]			
Establishes Violent Crime and Drug Emergency Areas Program	< =	SUPPORT Recommendation: Remove Time Limit on Funding [See DOJ Ltr Atchmnt Page #46]			
Denial Of Federal Funds For Refusing To Cooperate With INS		OPPOSE [See DOJ Ltr Atchmnt Page #46]			
Evaluation Panel for Correctional Literacy Programs	< =	SUPPORT			
Guidelines and Grants for Dealing With Tuberculosis In Prisons		Make Subject To Appropriations			
Grants To State and Local Authorities	20 < =				
Community Programs On Domestic Violence	20 < =	REDUNDANT PROGRAM [See DOJ Ltr Atchmnt Page #35]	= >	20	Subtitle C, Title XVI - Domestic Violence Grants For Community Programs on Domestic Violence
Adds "Disabilities" To Hate Crime Statistics Act	< =	NO OBJECTION			
Penalties For Document Fraud	< =	SUPPORT	= >		Subtitle D, Title XXIV - Passport and Visa Offense Penalties
Model Anti-Lottering Statute	< =	Make Subject To Appropriations [See DOJ Ltr Atchmnt Page #47]			
Victims of Child Abuse Amendments		SUPPORT			
Court Appointed Special Advocates	37				
Child Abuse Training Programs	37				
Grants For Televised Testimony	19	[See DOJ Ltr Atchmnt Page #47]			
Indian Tribes Matching Funds [Sec. 5128]	< =	SUPPORT			
Parent Locator Service Access	< =	REVISE			
Guidelines Enhancement For Using a Minor To Commit A Crime		[See DOJ Ltr Atchmnt Pages #47 & 48]			
Increased Funding For Judiciary and Department of Justice	< =	STRONGLY SUPPORT			
Federal Judiciary	300	DOJ FUNDING			
Department of Justice	600	[See DOJ Ltr Atchmnt Page #48]			
Federal Bureau of Investigation	250				
United States Attorneys	150	Oppose Sec 5133(b) Support Sec.1533(a),(c)-(d)			
Indian Tribe Funding Provisions [Sec. 5133]		[See DOJ Ltr Atchmnt Pages #48 & 49]			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

Administration Views

House Bill [H.R. 4092]

Total
Senate

Total
House

General Provisions [Cont'd]

Prohibits Awards of Pell Grants To Prisoners

OPPOSE
[See DOJ Ltr Atchmnt Page #49]

Subtitle S, Title XXX - Pell Grants Prohibition
Prohibits Awarding of Pell Grants To Prisoners

Federal Assumption of Cost of Incarcerating Criminal Aliens

SUPPORT
Congress Must Commit Necessary Funds
[See DOJ Ltr Atchmnt Page #49]

Sec. 2403 - Incarceration of Criminal Aliens
Federal Assumption of Costs

Grants To Ease Burden of Act On State Judicial Systems
FBI Report On Automation of Fingerprint ID
Appropriate Remedies For Prison Overcrowding

500

SUPPORT OBJECTIVES
[See DOJ Ltr Atchmnt Page #56]

= >

Subtitle P, Title X - Community-Based Justice Grants for
Local Prosecutors

Grants To Support Prosecutorial Efforts Relating To Violent Young Offenders

< = UPDATE DEADLINE < =

SUPPORT OBJECTIVES
[See DOJ Ltr Atchmnt Page #49]

= >

Subtitle P, Title XXX - Prison Overcrowding

Child Centered Activities

500

SUPPORT
[See DOJ Ltr Atchmnt Page #51 & 52]

= >

1,150

Pt II, Subtitle B, Title X - Family & Community Endeavor Schools Gran
Grants To Community Based Organizations

Olympic Youth Development Centers

150

SUPPORT
[See DOJ Ltr Atchmnt Page #51 & 52]

50

Subtitle D, Title X - Midnight Sports

Grants To States

Study

Suggest Revisions - See DOJ Ltr Attachment Page #54

Bankruptcy Fraud

< =

OPPOSE IN THIS VERSION
[See DOJ Ltr Atchmnt Page #50]

Study of Out-of-Wedlock Births

< =

SUPPORT

National Narcotics Leadership Act

Extends "Sunset" of ONDCP to September 30, 1994

Authorizes Staff At Minimum of 75, Subject To Appropriations

Extension of Full Time Status of Member of U.S. Sentencing Commissio < = SUPPORT

Recommendation:
Strongly Urge Use of Administration
Version Of ONDCP Reauthorization
[See DOJ Ltr Atchmnt Page #51]

Report on Prisoner Work

First Time Violent Offender Rehabilitation Program

Payment of Property Taxes On Seized Property

Clarification of Definition of "Court of United States"

< = NO OBJECTION

UPDATE REPORT DEADLINE
[See DOJ Ltr Atchmnt Page #51]

< =

SUPPORT

< =

SUPPORT

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]		Administration Views		House Bill [H.R. 4092]
	Total Senate			Total House
General Provisions [Cont'd]				
Authority to Extradite Certain Offenders Absent Treaty		< = SUPPORT [See DOJ Ltr Atchmnt Page #52]		
Deportation and Border Control [Sec. 5158-61]		< = STRONGLY SUPPORT [See DOJ Ltr Atchmnt Page #52]	= >	Subtitle B, Title XXIV - Immigrations Provisions Deportation and Border Control
Provides Funds For Expedited Deportation of Denied Asylum Applicants	ss			
Provides For Increased Border Patrol and INS Inspection Programs	ss			
Expands Special Deportations Proceedings				
Provides Funds For Construction of INS Detention Centers	ss			
Assistant U.S. Attorneys Residency		< = SUPPORT		
Additional Funding For Department of Treasury:		< = SUPPORT OBJECTIVES [See DOJ Ltr Atchmnt Page #52]		
Create 50 Additional Gang Resistance Education and Training Projects [GREAT]	40 **			
Adds 200 BATF Agents	150			
Provides Funding For More U.S. Secret Service Agents	30			
		STRONGLY SUPPORT [See DOJ Ltr Atchmnt Page #57 & 58]	= >	1,050 Subtitle D, Title XXX - Treasury Authorizations
				5 Miscellaneous Provision
Requires AG Review of Prison Capacity and Standards		MERGE WITH OVERLAPPING PROVISIONS [See DOJ Ltr Atchmnt Page #45]		
Requires AG and Secretary HHS Consultation and Coordination of Treatment and Prevention Programs		SUPPORT		
Juvenile Anti-Drug and Anti-Gang Grants in Federally Assisted Low Income Housing		SUPPORT [See DOJ Ltr Atchmnt Page #8 Footnote 2]		
Armor Piercing Ammunition Definition		SUPPORT		
Total Authorizations	23,444			27,845
** Specifically Subject To Appropriations				

United States Senate

WASHINGTON, DC 20510-0504

ENDORSEMENTS OF LEGISLATION TO RESTRICT ASSAULT WEAPONS

Updated May 3, 1994

LAW ENFORCEMENT

Federal Law Enforcement Officers Association
Fraternal Order of Police
International Association of Chiefs of Police
International Association of Police Officers
National Sheriffs' Association
National Association of Police Organizations
Police Executive Research Forum
Police Foundation
Combined Law Enforcement Associations of Texas
National Association of Black Law Enforcement Executives
National Troopers Coalition

CITY/COUNTY ORGANIZATIONS

National Association of Counties
National League of Cities
U.S. Conference of Mayors
New York Mayor Rudolph Giuliani
Los Angeles Mayor Richard Riordan
San Francisco Mayor Frank Jordan
Ft. Worth Mayor Kay Granger
City of Chicago, Illinois
City of East Chicago, Illinois
City of Dallas, Texas
City of Ft. Worth, Texas
City of Lubbock, Texas
City of Portland, Oregon
City of Richmond, Virginia
City of Salt Lake City, Utah
City of Scottsdale, Arizona
City of Lincoln, Nebraska
City of St. Louis, Missouri
City of Seattle, Washington
City of Tacoma, Washington

CITY/COUNTY ORGANIZATIONS (continued)

City of Boulder, Colorado
City of Tucson, Arizona
City of Minneapolis, Minnesota
City of Bayonne, New Jersey
City of Camden, New Jersey
City of Union City New Jersey
City of Gary, Indiana
City of Elkhardt, Indiana
City of San Leandro, California
City of Newark, California

LEGAL ORGANIZATIONS

American Bar Association
National Bar Association
National District Attorneys Association
Queens County District Attorney's Office
Association of Black Women Attorneys

MEDICAL ASSOCIATIONS

American Medical Association
American College of Emergency Physicians
American Nurses Association
Injury Prevention Center
Trauma Foundation
Physicians for Social Responsibility
Child-Welfare League
National Association of Social Workers
American Public Health Association
National Association of Children's Hospitals
National Association of Public Hospitals

WOMEN'S ORGANIZATIONS

League of Women Voters, U.S.
General Federation of Women's Clubs
B'nai B'rith Women
National Council of Catholic Women
National Council of Jewish Women
Young Women's Christian Association
National Council of Negro Women
National Organization for Women
Women's National Democratic Club
Church Women United

NEWSPAPERS

New York Times
Washington Post
Chicago Tribune
Chicago Sun-Times
Boston Globe
Christian Science Monitor
Los Angeles Times
Ft. Lauderdale Sun-Sentinel
Seattle Times
St. Petersburg Times
Greensboro News & Record
The News & Observer (Raleigh, N.C.)
Hartford Courant
The Phoenix Gazette
Long Beach Press Telegram
Sacramento Bee
San Diego Union Tribune
San Francisco Chronicle
San Francisco Examiner
San Jose Mercury News
Santa Monica Evening Outlook
Whittier Daily News

CIVIC ORGANIZATIONS

Coalition to Stop Gun Violence
Advocacy Institute
American Association of Retired Persons
Americans for Democratic Action
Childrens Defense Fund
Congress Watch
Gray Panthers
Independent Action
Junior League Association
Major City Chiefs Administration
National Urban Coalition
National Urban League
Public Citizen

RELIGIOUS ORGANIZATIONS

American Jewish Committee
American Jewish Congress
Anti-Defamation League
B'nai B'rith International
Baptist Joint Committee on Public Affairs
Church of Brethren
Episcopal Church
Mennonite Central Committee
National Conference of Christians & Jews
National Council of the Churches of Christ
Presbyterian Church, U.S.
Southern Christian Leadership Conference
Union of American Hebrew Congregation
United Methodist Church Board
United States Catholic Conference
Unitarian Universalist Association
Congregation of National Black Churches

MAY 4 12 59 PM '93

Congress of the United States**House of Representatives**

Washington, DC 20515

April 30, 1993

The Honorable Richard Riley
Secretary
Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202

June 14 4-5pm

Dear Mr. Secretary:

We are enclosing a copy of an article in the New York Times on Saturday, April 17, 1993, which reports that two prominent Federal judges in New York have stated publicly they will no longer preside over drug cases in protest against national drug control policies and federal sentencing guidelines.

We hope that you will find the enclosed article as troubling as we have because it reflects the increasing frustration from many quarters about the ineffectiveness of our national drug control strategy to date. Our nation is facing a crisis.

The severity of the present drug problem cannot be understated. Heroin and cocaine emergency room episodes are back to very near peak levels as in 1989. We were all shocked at the high rates of marijuana, cocaine, LSD and hallucinogen experimentation reported among pre-high school teens in the student survey released recently by the National Institute on Drug Abuse. Further, the widespread availability of cheap, high-purity heroin that can be snorted instead of injected is raising concerns about a new epidemic of heroin addiction. The production of illicit narcotics crops abroad continues to increase, and the drug cartels are forming worldwide distribution and money laundering networks among themselves and with other criminal organizations. The widespread traffic and abuse of illicit drugs is causing health and social problems here and around the world. In December, 1991, the Office of Management and Budget estimated that the annual cost to the U.S. economy as a result of substance abuse in lost revenues, lost productivity, health care and social service costs, and criminal justice expenditures is at least \$300 billion.

We have overloaded our criminal justice system with the near doubling of the number of Americans behind bars in the last decade. At the same time, we have spent billions of dollars on drug treatment and prevention programs in block grants to the states without any idea what works, what is effective and what we are paying for.

However, what makes the position by Judges Whitman Knapp and Jack E. Weinstein most troubling is that not only does it reflect increasing frustration over our current national drug control policies, but their act of judicial nullification is simply one step away from the question of drug legalization, something we know the President opposes, but becomes an easy topic of discussion when all else seems to be failing.

The President has made an outstanding choice in nominating Lee Brown as Director of the Office of National Drug Control Policy. However, that designation can only be effective when the Director of ONDCP is working hand in hand with Members of the Cabinet to develop an effective national drug control strategy that truly attacks all aspects of the drug problem -- supply and demand. Pending the promulgation of a National Drug Control Policy by the Administration, it is imperative that the members of the Cabinet become actively engaged in drug policy issues.

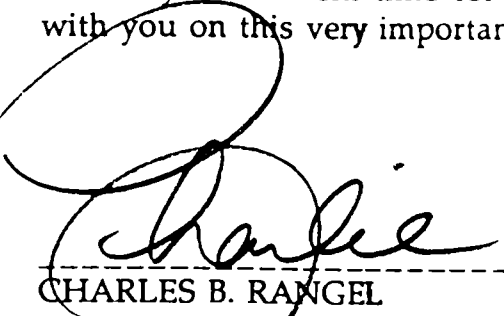
- This will require the Secretary of State to develop an aggressive foreign policy that successfully engages the international drug trade and the powerful criminal syndicates that control them.
- It will require the Secretaries of Defense, Transportation and Treasury to insure that DoD, Coast Guard and Customs coordinate efforts to monitor, detect, track and interdict incursions of our borders by drug smugglers.
- It will require the Secretary of Health and Human Services to develop a plan to identify what treatment and prevention programs are effective and to assure accountability for the federal dollars that are allocated at state and local levels.
- It will require the Secretaries of Labor and Commerce to create initiatives that allow rehabilitated drug abusers to become full-fledged workers in the American economy. Thus, ensuring our competitive edge, and giving former addicts a real investment to stay off drugs.
- It will require the Secretary of Education to create programs that go beyond coloring books and parent handouts and develop real curricula that teach our young people not to use drugs and alcohol and demonstrate productive alternatives to drugs and crime.

• And, lastly, it will require the Attorney General to develop a criminal justice policy that works in concert with state and local law enforcement to make the streets of our communities free of drugs and crime and develops innovative programs in community policing, alternatives to incarceration, prison-based treatment, and training to break the cycle of substance abuse and recidivism.

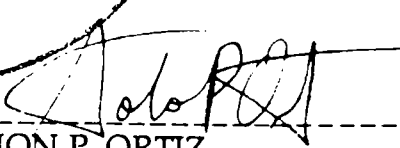
We can't underscore the importance that the Cabinet must give the issue of drug abuse. The efforts of the President to revitalize our nation's economy and to ensure quality health care for all America will go for naught unless we get our nation's drug abuse problem under control.

We have formed the Congressional Narcotics Abuse and Control Caucus and would like to meet with you about your Department's role in the effort to combat the drug trafficking threat. Mr. Frank Jasmine of Representative Rangel's staff will be in contact with your office to arrange a mutually convenient time for our meeting. We look forward to working with you on this very important national issue.

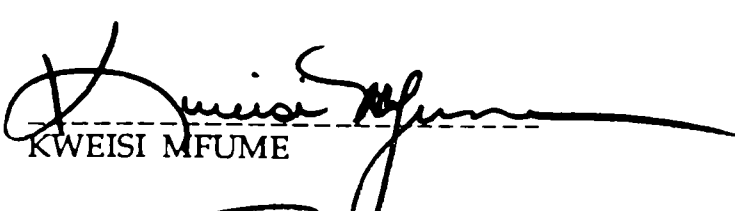
Sincerely.



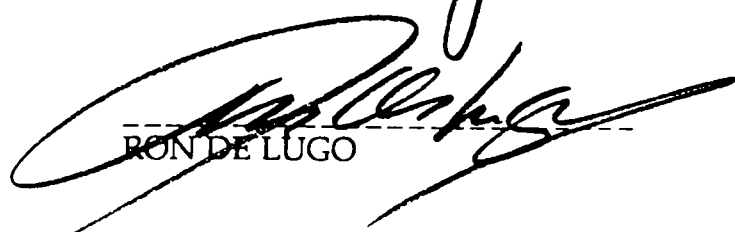
CHARLES B. RANGEL



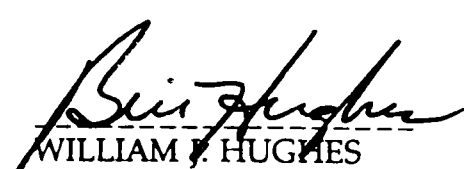
SOLOMON P. ORTIZ



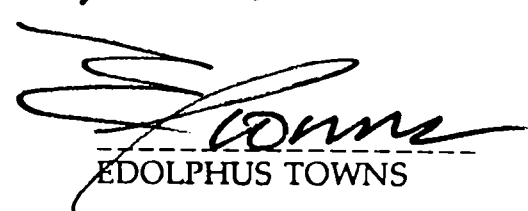
KWEISI MFUME



RON DE LUGO



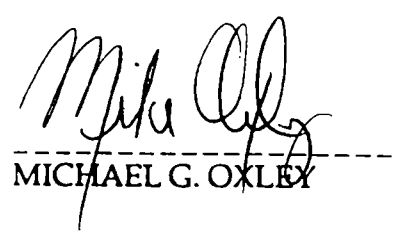
WILLIAM F. HUGHES



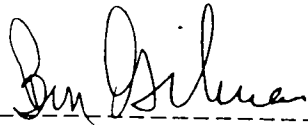
EDOLPHUS TOWNS



DONALD M. PAYNE



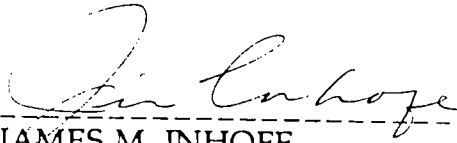
MICHAEL G. OXLEY



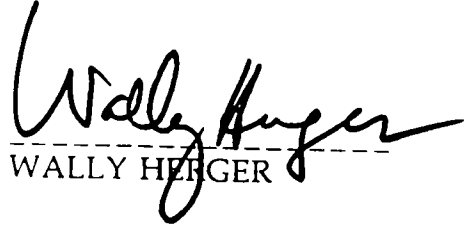
BENJAMIN A. GILMAN



ROBERT K. DORNAN



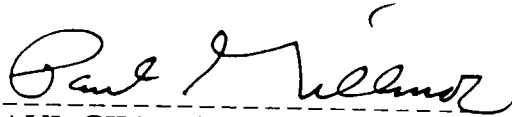
JAMES M. INHOFE



WALLY HERGER



CHRISTOPHER SHAYS



PAUL GILLMOR

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Title I - Public Safety and Policing			Title XIV - Community Policing
Community Policing Grants 100,000 Cops On Beat	8,995	3,450	Community Policing Grants 50,000 Cops On Beat
Ounce of Prevention Fund	75	125	Subtitle B, Title X - Ounce of Prevention Grant Program
			Establishes Ounce of Prevention Grant Program Establishes Ounce of Prevention Council
			Subtitle G, Title X - Police Recruitment
		30	Grants To States To Support Recruitment
Title II - Death Penalty			Title VII - Death Penalty
Death Penalty Procedures - 25 Aggravating Factors			Permits Capital Punishment for 60+ Federal Offenses
Death Penalty Procedures - 8 Mitigating Factors			Requires Notification and Separate Punishment Trial Procedure
Include Intent To Kill and Reckless Disregard For Life			Specified Aggravating Factors Listed With Additional Considered Upon Court
Protection Due To Diminished Capacity, Pregnancy, or Under 18 Years			Aggravating Factors Must Be Proven Beyond Reasonable Doubt
27 Specific Offenses			Requires Jury Be Instructed That It Is Never "Required" To Impose Death
			Each Juror Must Find At Least One Aggravating Factor Present
			No Juror May Find A Mitigating Factor Present To Impose Death
			Automatic Review By Appeals Court and Supreme Court Required
			Title IX - Racially Discriminatory Capital Sentencing
			Bars Execution of prisoners who demonstrate racial discrimination
			Bar Applies To Both Federal and State Death Sentences
Title III - Firearms			NO PROVISION
Licenses Required To Be Photographed & Fingerprinted			
Requires Reporting of Theft of Firearms By Licensees			
Requires Notification of Names & Addresses of Licensees			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

Total
Senate

Total
House

Title IV - Gun Crime Penalties

Mandatory Minimums

Use of a Semi-Automatic Firearm During a Crime
Second Offense Using An Explosive To Commit A Felony
Smuggling Firearms in Aid of Drug Trafficking
Theft of Firearms and Explosives
Drug or Firearm Possession and Drug Testing Refusal
Making False Statements To Acquire a Firearm
Possession of Explosives By Felons
Using A Firearm in Counterfeiting or Forgery
Firearms Possession By Violent Felons & Serious Drug Offenders
Receipt of Firearms by Nonresident
Firearms and Explosives Conspiracy
 Conspiracy Any Weapon
 Conspiracy Silenced Machinegun
 Conspiracy Explosives
Requires Study of Incendiary Ammunition
Theft of Firearms From Licensee
Interstate Gun Trafficking

Title XIX - Youth Handgun Safety

Prohibits The Sale or Transfer of a Handgun to a Juvenile

Title XXIV - Explosive Crime Penalties [Slaughter]

Enhanced Penalty for Firearms Possession By Felons and Others
Theft of Explosives Penalty - 10 Years

Theft of Firearms From Licensee

Title V - Obstruction of Justice

Attempted Murder of Court Officer or Witness
Attempted Retaliatory Killings of Witnesses, Victims, and Informants

NO PROVISION

Title VI - Gangs, Juveniles, Drugs, and Prosecutors

Creates Criminal Street Gang Offenses
Employing Children To Distribute Drugs
Gang Activity [Drug, Violence, or Conspiracy]

Violent Juvenile Bindover [16 & 17 Year Olds]
Violent Juvenile Offenders [To Age 13] Prosecuted As Adults
Prohibits Transfer of a Handgun To a Juvenile
Gang Prosecution - Additional U.S. Attorneys
Gang Investigation, Coordination, & Information Collection
Juvenile Drug Trafficking and Gang Prevention Grants (Formula)
Eliminates Part D Gang Grants (Discretionary)
Youth Development Centers Grants To Study Youth Crime

100

1

100

50

50

200

Subtitle F, Title X - Assistance for Delinquent and At-Risk You
Grants For Delinquency Prevention Programs

Subtitle K, Title X - Multijurisdictional Gang Task Forces
Authority for Establishing Task Forces

Title XI - Youth Violence

Violent Juvenile Offenders [To Age 13] Prosecuted As Adults
Prohibits Transfer of a Handgun To a Juvenile [See Title XIX Above]

Title XXII - Juvenile Drug Trafficking and Gang Prevention

Creates Juvenile Drug Trafficking and Gang Prevention Grants
Provides For A 25% State and Local Match

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

Total
Senate

Total
House

Title VII - Terrorism

Threat To Safety - Maritime Platform
Threatened Use of Weapon of Mass Destruction
Violence Against Civil Aviation
Counterfeiting of U.S. Currency Abroad
Extension of Territorial Sea To Twelve Miles
Any Act Promoting Terrorism
Providing Material Support To Terrorists

NO PROVISION

Title VIII - Sexual Violence and Abuse of Children, Elderly, and Disabled

Establishes National Criminal Background Check System For Caregivers
Establishes Criteria For Access To System
Defines "Child Abuse" and "Sex Crime" and Others
Requires OJJDP To Study Information on Abuse Offenders
Grants To Improve Child Abuse Crime Information (Records Upgrade)
Reduces By 10% Amount of Federal Grants To States Not Complying
Admissibility of Evidence of Similar Crimes In Sex Offense Cases
Requires Reporting of Location of Violent Sexual Offenders [Jacob Wetterling]

40

Title III - Assaults Against Children

Creates Federal Offense of Assaults Against Children

Title XIII - Jacob Wetterling Crimes Against Children Registration Act [Same As Senate Version]

Title IX - Crime Victims

Allows Victim or Relative of Victim To Make Statement in Court
Mandate Restitution Regardless of Financial Circumstances of Offender
Changes Allocation of Crime Victims Fund
Allows Grants For Pilot Crime Prevention Programs for Senior Citizens
Triad Pilot Program
Nat'l Training
Public Service Announcements
Nat'l Assessment and Training Assistance

2

1

1

2

2

2

1

2

Title I - Victims of Crime

Allows Victim or Relative of Victim To Make Statement in Court
Changes Allocation of Crime Victims Fund

Subtitle H, Title X - National Triad Program

[Same As Senate Version]

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Title X -- State and Local Enforcement			
Established Drug Control and System Improvement Grant Program			Title XV - DNA Identification
DNA Identification State & Local Grants	25	50	Funding Level @ \$50M
DNA Identification Index - FBI	23	23	
			[Same As Senate Version]
Community Partnerships - Substance Abuse Prevention	60		
Racial/Ethnic Bias Study Grants	8		
Training & Tech. Automation Grants	100		
Training Facility Improvements at Quantico	40		
Intelligence Gathering	10		
Title XI -- Provisions Relating To Police Officers			
Establishes a Family Support Office Within DOJ			Title XXIV - Age Discrimination in Employment
Establishes Grant Program To Assist States	20		Exempts Law Enforcement Agencies From Age Discrimination Provisions
Establishes Cause of Action for Unlawful Conduct of Police Officers		5	Funds Development of Wellness Standards
Requires Annual AG Report on Data On Use of Excessive Force			
			Title ____ . Police Corps [McCurdy]
Establishes Police Corps Program (Including Payments To States)	350	350	[Same As Senate Version]
Law Enforcement Scholarship Program	120	150	
Title XII - Drug Court Program			Subtitle E, Title X - Drug Courts
Limits Participation To Non Violent Offenders	0		Establishes Judicial Jurisdiction Over Certain Categories of Persons
Establishes Grant Program To Provide Drug Testing Upon Arrest	300	1,400	Funds Grants For Treatment, Diversion, Probation, Health and Aftercare
Provides Funding For Grants For Alternative Punishments [Boot Camps]	600	600	Title XXI - Alternative Punishments for Young Offenders
			Provides Grants To Develop Alternative Sanctions
			Authorizes "Boot Camps" To Include Education and Job Training
			Provides For Distribution of Funds To Local Units of Government
Residential Substance Abuse Treatment for Prisoners	300	300	Title XXIII - Residential Substance Abuse Treatment for State Prisoners
Provides Grants To States For Drug Treatment Programs			[Same As Senate Version]
Provides Preference To Programs That Provide After Care			
Provides For Distribution of Funds To Local Units of Government			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Title XIII -- Prisons			Title VI - Violent Repeat Offender Incarceration
Establishes Program of Impact Assessment		3,000	Grants To States To Develop, Expand, Modify, or Improve Prisons
Provides Funds To Test Federal Prisoners	0		Requires 25 % State Match
			Requires Assurances That Funds Will Be Used To Ensure The Incarceration Of Violent Offenders
Requires Drug Treatment for 50% of Federal Prisoners in 1995		ss	Title XX - Substance Abuse Treatment In Feder'l Prisons
75 % in 1996, and 100% Thereafter	0		Requires Drug Treatment for 50% of Federal Prisoners in 1995
Provides Authority For US Sentencing Commission To Set Fines			75 % in 1996, and 100% Thereafter
Using Consideration of Cost To Government of Incarceration and Treatment			
			Title __ - Truth In Sentencing [Chapman]
Provides Grants For Boot Camps & Prisons For Violent Offenders	3,000	10,500	Provides Grants To States To Build, Expand, or Provide Incarceration Space
Authorizes Use Of Closed Military Facilities For Camps			Funds Allocated By Formula Based Upon Violent Crime Statistics
Restricts Usage for Construction of Treatment Facilities To One Third			Eligibility For Funding States Contingent Upon Effort Extend Prison Time
Requires NJ Study Housing Prisoners Close To Their Families			Twenty Five Percent of Funds Allocated Based Upon Incentive Program
Requires NJ Study of Alcohol Use and Treatment			Funds Appropriated Will Remain Available Until Expended
Requires BOP To Notify S&L Law Enforcement of Release Information			
Establishes Grants For Community Based Violent Juvenile Facilities	500		Title __. Civil Rights of Institutionalized Person [Canady]
Provides For Construction of No Less Than 10 Regional Prisons			Grants Court The Authority To Dismiss Frivolous Legal Actions By Prisoners
Prison Capacity @ 2500 Beds With 75 % Allotted To State Prisoners	3,000		Requires Prisoners To Exhaust Administrative Remedies Prior To Filing Cour
			Title __. Prison Overcrowding [Canady]
			Provides That A Federal Court Shall Not Hold Prison or Jail Crowding
			Unconstitutional Except To Extent Proven By An Individual Inmate As Crue
			Title __. Prison Security Enhancement [Pryce]
			Prohibits Strength Training in Federal Prisons
			Requires The Removal of All Strength Training Equipment From Prisons
Violent Crime Reduction Trust Fund			
Sense of Congress That Measures Must Be Fully Funded			NO PROVISION
Establishes Levels of Full Time Equivalent Employees			
Creates The VCRTF By Transferring Funds At Start of Each Fiscal Year			
Provides For Appropriations From The Fund @ Specified Amounts			
Requires Report By President of Status of The Fund			
Requires Listing of The VCRTF In Budget Among Government Trust Funds			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Title XIV - Rural Crime			Title __. Rural Crime [Long]
Authorizes Grants For Rural Drug Enforcement	250	250	[Same As Senate Version]
Creates Rural Drug Enforcement Task Forces			
Provides For Cross Designation of Federal Officers			
Provides Funds For Rural Drug Enforcement Training	5	5	
Provides Funds For Hiring More DEA Agents	100	100	
Drug Free Truck Stops			
Provides Grants For Rural Domestic Violence & Child Abuse Enforcement	30	30	
Title XV - Drug Control			
Drug Trafficking In Prison			
Drug Dealing in Public Housing			
Anabolic Steroids			NO PROVISION
Drug Dealing in Drug-Free Zones			
Drug Use in Federal Prison			
Requires Inclusion of Drug Treatment In National Strategy			
Title XVI -- Drunk Driving Provisions			Title XVIII - Use of Formula Grants To Prosecute Persons Driving While Intoxicated
*Increases Penalties Under Certain Conditions			Byrne Grants Funds May Be Used For Programs To Prosecute Drunk Drivers
Title XVII -- Commissions			Title __. National Commission On Crime and Violence
Establishes National Commission on Crime and Violence			Establishes A National Commission on Crime and Violence
Establishes National Commission To Study Demand Causes For Drugs			
Establishes National Commission To Support Law Enforcement			
Establishes National Commission On Violence In Schools	0		
Calls For President To Convene A National Summit On Violence			
Title XVIII -- Bail Posting Reporting			
Requires Report of Bails Above \$10K To IRS			NO PROVISION

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	House Bill [H.R. 4092]	Total House
Title XIX -- Motor Vehicle Theft Prevention			
Require The Attorney General To Develop Voluntary Prevention Program		NO PROVISION	
Establishes Decal System To Allow Cars To Be Stopped	0		
Establishes Crime of Unlawful Use of Theft Decal			
Title XX -- Protections For The Elderly			
Missing Alzheimer's Disease Patient Alert Program	3	NO PROVISION	
Sentencing Guideline For Crimes Against Elderly			
Title XXI - Consumer Protection		Title IV - Consumer Protection	
Insurance Crime Affecting Interstate Commerce		[Same As Senate Version]	
Credit Card Fraud - Access Devices		Sec. __ Penalties For Trafficking In Counterfeit Goods [Frank]	
		Provides Fines Up To \$5M and 15 Years Imprisonment	
Title XXII - Financial Institution Fraud		Sec. __ Financial Institution Fraud [Hoyer]	
Bars Participation In Banking By Those Convicted of Fraud		Authorizes Secret Service To Investigate Financial Institution Fraud	
Title XXIII -- Savings and Loan Prosecution Task Force		NO PROVISION	
Require AG To Establish Task Force			
Title XXIV - Sentencing Provisions		Title __. Crack Penalty Amendments	
Revocation of Supervised Release		Equates Penalties For "Crack" Cocaine To Power Cocaine	
Flexibility in Application of Mandatory Minimum Sentences		Title V - Mandatory Life Imprisonment [Three Strikes]	
Mandatory Prison For Firearms Use In A Crime		Provides For Mandatory Life Imprisonment For A 3rd Violent Felony	
Death or Life In Prison For Murder Involving A Firearm		Provides For A Serious Drug Offense To Count As A Strike	
Mandatory Minimum For Selling Drugs To Minors		Provide For Bank Robbery, Robberies, and Burglaries	
Life In Prison For 3rd Offense			
Enhanced Sentences For Hate Crimes		Title XVII - Hate Crime Sentencing Enhancement	
Sentencing Commission Study		Provides For Sentencing Enhancements For Hate Crimes	

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	House Bill [H.R. 4092]	Total House
Title XXV -- Sentencing and Magistrate Amendments		NO PROVISION	
Authorizes Trial By Magistrate For Petty Offenses			
Title XXVI -- Computer Crime		NO PROVISION	
Creates Computer Abuse Crimes			
Creates Cause of Civil Action			
Title XXVII - International Parental Kidnapping		NO PROVISION	
Creates Offense of International Parental Kidnapping			
Establishes Training Program for State Courts	0		
Title XXVIII -- Safe Schools		NO PROVISION	
Establishes BJA Grants To States For Safe Schools Programs	300		
Provides Funds To State To Coordinate Statewide Efforts	20		
Title XXIX - Miscellaneous		NO PROVISIONS	
Increased Penalties			
Assault On Certain Protected Persons			
Manslaughter			
Civil Rights Violations			
Murder For Hire			
Conspiracy To Commit Murder For Hire			
Travel Act Violations			
Fair Housing Act Violations			
Damage To Religious Property			
Trafficking in Counterfeit Goods			
White Collar Crime			
Receiving Proceeds of Extortion			
Receiving Proceeds of Postal Robbery			
Theft of Major Artwork			
Extension of Protection of Civil Rights Statutes			
Conspiracy Against Rights			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

Total
Senate

Total
House

Deprivation Under Color of Law
Audit Requirement For S&L Receiving Forfeiture Funds
Requires Report To Congress On Administrative & Contracting Costs
Gambling
Undercover Operations - Churning
AG Report on Battered Women's Syndrome
Balance in the Criminal Justice System - SoC Regarding Add'l Judgeships
Extension of Statute of Limitations For Arson
Gun Free School Zones - SoC

Title XXX - Technical Corrections

NO PROVISION

Title XXXI -- Driver's Privacy Protection Act

Prohibits The Release of Personal Information From DMV Records
Defines Scope of Personal Information

Title . Protecting Privacy of Information in State Motor Vehicle Records

[Same As Senate Version]

Title XXXII -- Violence Against Women; Safe Streets

Subtitle A, Title XVI - Safe Streets For Women

Enhanced Penalties For Repeat Sex Offenders
Sentencing Commission Review and Report on Guidelines
Mandates Restitution For Sex Crimes
Provides For Federal Victims/Witness Counselors Training

2

0.2

Provides For Study of Campus Sexual Assault
Mandates Restitution For Sex Crimes

2

Provides NJ Grants To Train Probation and Parole Officers

Establishes Grant Program For High Intensity Crime Areas
Establishes Grant Program To Combat Crimes Against Women
Grants To Indian Tribes
Grants For Capital Improvement in Public Transportation
Grants For Capital Improvements To National Parks
Grants For Capital Improvements in Public Parks
National Commission on Violence Against Women
Allows Sexual History To Be Used In Civil Cases
Amendments To Rape Shield Law

300

570

30

10

10

15

1

400

Establishes Grant Program To Combat Violence Against Women

Waiverability of Evidence By Victims

Victim's Clothing Not Admissable For Defense

Establishes Education and Prevention To Reduce Sexual Assaults

195

235

Establishes Education and Prevention To Reduce Sexual Assaults
Requires States To Pay For Rate Examinations

Requires States To Pay For Rate Examinations

Establishes Grants To Prevent Sexual Exploitation

30

Establishes Victim's Right To Allocation in Sentencing

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Title XXXIII -- Safe Homes For Women			Subtitle B, Title XVI - Safe Homes For Women
		75	Establishes Grants For Programs To Encourage Arrest Policies
		4	Subtitle D, Title XVI - Miscellaneous Provisions
Establishes Grants For National Domestic Violence Hotline	2		Establishes Grants For National Domestic Violence Hotline
Interstate Enforcement - Traveling To Commit Spousal Abuse			
Interstate Violation of Protection Orders			
Establishes Restitution Mechanism		1	
Establishes Grants To Improve Spousal Abuse Law Enforcement	125		
Establishes Grants For Domestic Violence and Family Support	300		
Establishes Family Violence Prevention Grants	310		
Establishes Youth Education Programs	0		
Domestic Violence Injury Study	0		
NIJ Research Into Domestic Violence	0		
Title XXXIV -- Civil Rights			NO PROVISION
Sense of Congress Regarding Gender Discrimination			
Sense of Senate Regarding Right To Privacy of Rape Victims			
Title XXXV -- Safe Campuses For Women			NO PROVISION
Authorization For Campus Programs	20		
Title XXXVI -- Equal Justice For Women In Courts			Subtitle E, Title XVI - Equal Justice For Women In the Courts
Established Grants To Train Court Personnel	1	1	[Same As Senate Version]
Establish Courts Clearinghouse & Education Programs	0	0	
Courts of Appeals, District Courts	0	0	
Federal Judicial Center	0	0	
Administrative Office of Courts	0	0	

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

	Total Senate	Total House
Title XXXVII -- Violence Against Women Act Improvement		
Increases Penalties For Sex Offenses Against Victims Under 16		
Requires Payment For Cost of HIV Testing	0	
Extends and Strengthens Restitution Provisions		
Provides For Suspension of Federal Benefit To Support Restitution Claims		
Makes Inadmissible Provocation or Invitation By Victim		
Requires Campus Baseline Study on Campus Sexual Assault		
Requires AG Report On Battered Women's Syndrome		
Requires Report on Confidentiality of Addresses For Victims		
Requires AG Report on Recordkeeping Relating To Domestic Violence		
Requires AG Report on Fair Treatment in Legal Proceedings		
Requires Judicial Conference Report on Federal Rule of Evidence		
Establishes Supplemental Grants For States For Effective Laws [Up to \$1M]	0	
		Subtitle D, Title XVI - Miscellaneous Provisions
		AG Report on Confidentiality of Addresses For Victims of Domestic Violence
		AG Report on Recordkeeping Relating to Domestic Violence
		Establishment of Task Force on Violence Against Women
		Payment For Cost of STD Testing For Victims in Sex Offense Cases
		AG Report on Confidentiality of Addresses For Victims of Domestic Violence
Title XXXVIII -- Enhanced Penalties For Anti-Fraud Efforts		
Health Care Fraud		
Provides For Forfeiture of Property For Health Care Fraud		NO PROVISION
Adds Health Care Fraud To List of RICO Offenses		
Adds False Claims To List of Offenses Covered Under Fraud		
Title XXXIX -- Senior Citizens Against Marketing Scams		
Enhanced Penalties For Telemarketing Fraud		
Enhanced Penalties For Telemarketing Fraud Against Seniors		
Provides For Forfeiture of Fraud Proceeds		
Establishes A System of Rewards For Information		
Additional Funding To Support Fraud Investigations		NO PROVISION
Federal Bureau of Investigation	10	
Adds 30 New U.S. Attorneys	4	
Senior Citizen Awareness Seminars	10	
Broadens Mail Fraud Coverage To Include Cash Access Devices		
Requires AG To Establish A National Fraud Hotline		

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	House Bill [H.R. 4092]	Total House
Title XL -- Child Safety			
Establishes Grant For Supervised Visitation Centers 20% of Grants To Be Earmarked For Abused Children	60	NO PROVISION	
Title XLI -- Family Unity Demonstration Project			
Establishes "Community Correctional Facilities" Grants Allow Up To 50 Inmates To Be Housed With Children Under Age 7 Up To 10% of Funds May Be Used For Violators of Federal Law	32	NO PROVISION	
Title XLII -- Domestic Violence		Subtitle C, Title XVI - Domestic Violence	
Prohibition Against Sale or Transfer of A Weapon To Persons Who Have Committed Domestic Violence		Grants For Community Programs on Domestic Violence	20
		Title __. National Stalker/Domestic Violence Reduction Authorizes Access To Crime Data Bases For Stalker and Violence Cases Provides Grants To Improve Processes For Entering Information	6
Title XLIII --- Missing and Exploited Children		Title XII - Child Sexual Abuse Prevention Act Create New Penalties For International Trafficking In Child Pornography New Penalties For Travel To Engage In Sex With A Juvenile Sense of Congress Concerning State Legislation	
Establishes A Missing Children Task Force Task Force Empowered To Enforce Federal Law-Related To Child Abduction			
Title XLIV -- Public Corruption		NO PROVISION	
Provides For Public Corruption Offenses Provides For Narcotics-Related Public Corruption			
Title XLV -- Semiautomatic Assault Weapons		NO PROVISION	
Bans The Manufacture, Transfer, and Possession of Semi Automatic Firearms Establishes Record-Keeping Requirement and Restrictions Exempts Weapons Owned Prior To Effective Date of Law Exempts Semi-Automatic Shotguns Holding Five Rounds or Less Bans Large Capacity Ammunition Feeding Devices Defines Large as 10 Rounds Requires AG Study Of Impact of Title To Drug Trafficking Crime			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Requires Large Capacity Magazine Manufactured After Enactment To Be Dated Provision Expires 10 Years After Enactment			
Title XLVI -- Recreational Hunting Safety			
Creates An Offense of Obstructing A Lawful Hunt Obstruction of Hunt Involving Force or Violence Authorizes Collection of Damages and Attorney's Fees Provides For Non Preempting of State and Local Law			NO PROVISION
Title XLVII -- Correctional Job Training and Placement			
Provides For Establishing An Office of Correctional Job Tng and Placement Office To Enhance Job Placement Activities and Information Sharing			NO PROVISION
Title XLVIII -- Police Partnerships For Children			Subtitle C, Title X - Police Partnerships for Children
Establishes Grant Program To Support Activities For Children Provides For Reducing Federal Share From 80% to 60% Over 3 Years Limits Mentoring and Conflict Resolution Portion To 10%	20	20	Establishes Grant Program To Support Activities For Children Provides For Subsidized Rent For Police Officers Living In High Crime Areas
		36	Title -- Boys and Girls Clubs In Public Housing HUD Contracts With Boys and Girls Clubs To Establish Club
Title XLIX -- National Community Economic Partnership			Subtitle I, Title X - Local Partnership Act
Establishes Lines of Credit To Community Development Corps Limits Lines To \$2M Per Applicant Establishes Community Development Corp Improvement Grants Requires 60% Use For Lines of Credit	40	2,000	Grants To High Crime and Poverty Areas

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]	Total Senate	Total House	House Bill [H.R. 4092]
Title L -- Deportation of Criminal Aliens			Title XXXX - Criminal Aliens [Inslee]
Expands Definition of Aggravated Felony To Include Drug Trafficking & Other Offenses			Authority For AG To Accept Gifts of Property To Aid INS Deportation
Eliminates Administrative Hearings For Criminal Aliens			Title XXIV - Immigration Provisions [Becerra]
Provides For Assumption of Deportability Of Aliens Convicted of Agg. Felony		ss	Increased INS Authorization To Improve Border Control
Provides For Jurisdiction of District Court Over Deportation			Expanded Authority To Insure Deportation of Criminal Aliens Upon Release
Restricts Defenses To Deportation			
Provides For Enhanced Penalties For Failure To Depart			
Establishes Criminal Alien Tracking Centers	13	ss	Contruction of 2 INS Processing Centers To Detain Criminal Aliens
			Subtitle __. Border Patrol [Hunter]
		ss	Authorizes 6,000 More Border Patrol Agents and Support Staff
			Title __. Criminal Aliens [Bellenson]
			Requires Federal Government To Take Custody of Criminal Aliens
			Requires Federal Government To Reimburse States For Costs of Incarceration
			Reimbursement Subject To Appropriations Until 1998
Title LI -- General Provisions		1,500	Subtitle A, Title X - Model Intensive Grant Programs
Provides For BOP Discretion Regarding Awarding of "Good Time"			
Prohibits Payment of Federal Benefits To Illegal Aliens			Subtitle D, Title X - Midnight Sports
Creates A Task Force Addressing Introduction of Non Indiginous Plants		50	Grants To States
Establishes A Task Force On Prison Construction and Techniques		0	Study
Requires Report on Royal Hong Kong Police Recruitment			
Prohibits Interstate Wagering Mechanisms			
Alien Terrorist Removal			Subtitle J, Title X - Youth Employment and Skills (YES)
Establishes Special Court and Procedures			Department of Labor Grants To States
Requires Mapdatory Life Forord Violent Felony		525	
Requires Assessment of Prison Contruction Methods			
Resticts Payments of Benefits To Persons Confined To Mental Institutions			
Driving While Intoxicated Programs			
Provides For Civil Penalties For Parents of Juvenile Offenders			
Mandatory Minimum Fine			
Provides For Community Service or Parenting Class In Lieu			
Provides For Protection of Recipients of Counterterrorism Rewards			

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

Total
Senate

Total
House

General Provisions [Cont'd]

Established Violent Crime and Drug Emergency Areas Program

Eligibility For Federal Assistance

AG Required To Establish Regulations To Implement Program

State and Local Cooperation With Immigration Service

AG Report On Adverse S&L Laws

Denial Of Federal Funds For Refusing To Cooperate With INS

Department of Education Organization Act Amendments

Prevention, Diagnosis, Treatment of Tuberculosis In Prisons

AG To Develop Guidelines

Establishes Grants To State & Local Corrections Authorities

Federal Share of Grants Shall Not Exceed 50%

Community Program On Domestic Violence

Establishes Demonstration Grants

Adds "Disabilities" To Hate Crime Statistics Act

Penalties For Document Fraud

Directs AG Study of Model Anti-Loitering Laws

Victims of Child Abuse

Court Appointed Special Advocates

Child Abuse Training For Judicial Officials

Grants For Televised Testimony

Special Treatment of Indian Tribes and DC For Grant Matching

SSA Agreement To Assist In Locating Parents

Adds Solicitation of a Minor To Commit A Crime

SoC on Asylum

Increased Funding For Federal Judicial Processing

Federal Judiciary

Department of Justice

Federal Bureau of Investigation

United States Attorneys

Funds Used In Indian Country Need Not Be Matched

Statute of Limitations On RTC Prosecutions Extended

Prohibits Awards of Pell Grants To Prisoners

Transfer of Certain Aliens Criminals To Federal Facilities

Provides For Compensation To Be Paid To States For Costs of Incarceration

Grants To State Courts To Ease Burden of Act

20

20

37

37

19

300

600

250

150

500

100

Subtitle P, Title X - Community-Based Justice Grants for Local Prosecutors

Grants To Speed Prosecution of Violent Young Offenders

SEC. Pell Grants [Gordon]

Prohibits Awarding of Pell Grants To Prisoners

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

Total
Senate

Total
House

General Provisions [Cont'd]

Requires FBI Report On How To Accelerated Automated Fingerprint ID

Appropriate Remedies For Prison Overcrowding

Prisoner Must Prove Crowding Is Cruel or Unusual Punishment

Prohibits Courts From Placing Capacity Ceilings On Prisons

Establishes Community Programs On Domestic Violence

Grants To States

20

Child Centered Activities

Establishes School Youth Services Grants

500

Grants Eligible For Disbursement To Community Based Organizations

1,150

Establishes Olympic Youth Development Centers

150

Makes Federal Land and Wilderness Available To Youth Programs

Bankruptcy Fraud

Concealment of Assets

Embezzlement Against An Estate

Adverse Interest and Conduct

20

Handguns In Schools

Provides For Award of Up To 25% More In Grant Funds Incentives

20

Driver's License Revocation For Gun In School

20

Sense of Senate Regarding Study of Out-Of-Wedlock Births

5

Congressional Approval For Expansion of Lorton Prison

National Narcotics Leadership Act

Extends "Sunset" of ONDCP to September 30, 1993

Authorizes Staff At 75, Subject To Appropriations

Extension of Full Time Status of Member of U.S. Sentencing Commission

Sense of Senate That Able Bodied Prisoners Should Work

First Time Violent Offender Rehabilitation Program

Asset Forfeiture

Allows For Payment of Property Taxes On Seized Property

Clarification of Definition of "Court of United States"

Permits Cooperative Extradition of Criminals To U.S.

Provides Funds For Expedited Deportation of Denied Asylum Applicants

0

Provides For Improved Border Controls Through Increase INS Funding

0

Expands Special Deportations Proceedings

Provides Funds For Construction of INS Service Processing Centers

0

Assistant U.S. Attorneys Shall Reside Within 50 Miles of District

Pt II, Subtitle B, Title X - Family & Community Schools Grants

Grants To Eligible Communities To Develop After School Programs

Subtitle L, Title X - Urban Recreation and At-Risk Youth

Provides Authority To Use Recovery Act Funds For Urban Recreation

Subtitle M, Title X - Hope In Youth Program

Grants for Family Outreach

Subtitle N, Title X - Gang Prevention Services For Boys and G

OJP Grants to Local Communities

Subtitle O, Title X - Anticrime Youth Councils

Grants to Communities To Establish Councils

Senate & House Violent Crime Control Bills - Side-by-Side

Senate Bill [H.R. 3355]

House Bill [H.R. 4092]

Total
Senate

Total
House

General Provisions [Cont'd]

Additional Funding For Department of Treasury

Create 50 Gang Resistance Education and Training Projects [GREAT]

Adds 200 BATF Agents

Provides Funding For More U.S. Secret Service Agents

Sense of Congress That Law Enforcement Personnel Should Not Be Reduced

Requires AG Review of Prison Capacity and Standards

Requires AG and Secretary HHS Consultation on Coordination of

Treatment and Prevention Programs

Authorizes Juvenile Anti-Drug and Anti-Gang Grants in Federal Housing

1,050

Sec. __. Department of Treasury Authorizations [Hoyer]

0

150

30

Total Authorizations

23,422

27,845