

103D CONGRESS
1ST SESSION

S. 668

To amend title IX of the Civil Rights Act of 1968 to increase the penalties for violating the fair housing provisions of the Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 29 (legislative day, MARCH 3), 1993

Mr. SPECTER (for himself, Mr. SIMON, Mr. DECONCINI, Mr. HATCH, and Mr. BROWN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title IX of the Civil Rights Act of 1968 to increase the penalties for violating the fair housing provisions of the Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Housing Rights
5 Amendments Act of 1993”.

6 **SEC. 2. PENALTIES FOR ACTS OF VIOLENCE OR INTIMIDA-**
7 **TION.**

8 Section 901 of the Act entitled “An Act to prescribe
9 penalties for certain acts of violence or intimidation, and

1 for other purposes”, approved April 11, 1968 (known as
2 the ‘Civil Rights Act of 1968’; Public Law 90–284; 42
3 U.S.C. 3631), is amended to read as follows:

4 **“SEC. 901. PREVENTION OF INTIMIDATION IN FAIR HOUS-**
5 **ING CASES.**

6 “(a) UNLAWFUL ACTS.—It shall be unlawful to use
7 force or threat of force, whether or not acting under color
8 of law, to willfully injure, intimidate, or interfere with, or
9 attempt to injure, intimidate, or interfere with—

10 “(1) any person because of the race, color, reli-
11 gion, sex, handicap, familial status, or national ori-
12 gin of the person and because the person is or has
13 been selling, purchasing, renting, financing, occupy-
14 ing, or contracting or negotiating for the sale, pur-
15 chase, rental, financing, or occupation of any dwell-
16 ing, or applying for or participating in any service,
17 organization, or facility relating to the business of
18 selling or renting dwellings; or

19 “(2) any person because the person is, or has
20 been, or in order to intimidate the person or any
21 other person or any class of persons from—

22 “(A) participating, without discrimination
23 on account of race, color, religion, sex, handi-
24 cap, familial status, or national origin, in any
25 of the activities, services, organizations, or fa-

1 cilities described in paragraph (1) of this sec-
2 tion; or

3 “(B) affording another person or class of
4 persons opportunity or protection so to partici-
5 pate; or

6 “(3) any citizen because the citizen is, or has
7 been, or in order to discourage the citizen or any
8 other citizen from lawfully aiding or encouraging
9 other persons to participate, without discrimination
10 on account of race, color, religion, sex, handicap, fa-
11 miliary status, or national origin, in any of the activi-
12 ties, services, organizations, or facilities described in
13 paragraph (1), or participating lawfully in speech or
14 peaceful assembly opposing any denial of the oppor-
15 tunity so to participate.

16 “(b) PENALTIES.—Whoever commits an act de-
17 scribed in subsection (a)—

18 “(1) shall be fined not more than \$100,000, or
19 imprisoned not more than 1 year, or both;

20 “(2) that results in bodily injury shall be fined
21 not more than \$250,000, or imprisoned not more
22 than 10 years, or both;

23 “(3) that results in death shall be subject to
24 imprisonment for any term of years or for life; and

1 “(4) that results in property damage exceeding
2 the sum of \$100, or uses or attempts to use fire in
3 committing the act, or uses or carries a firearm
4 while committing the act, shall be fined not more
5 than \$250,000, or imprisoned not more than 5
6 years, or both.

7 “(c) DEFINITIONS.—As used in this section:

8 “(1) FAMILIAL STATUS.—The term ‘familial
9 status’ has the meaning given the term in section
10 802.

11 “(2) FIREARM.—The term ‘firearm’ has the
12 meaning given the term in section 921(a)(3) of title
13 18, United States Code.

14 “(3) HANDICAP.—The term ‘handicap’ has the
15 meaning given the term in section 802.

16 “(4) BODILY INJURY.—The term ‘bodily injury’
17 has the meaning given the term in section
18 1515(a)(5) of title 18, United States Code.”.

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