

104TH CONGRESS
2D SESSION

H. R. 3180

To increase penalties for sex offenses against children.

IN THE HOUSE OF REPRESENTATIVES

MARCH 28, 1996

Mr. FROST introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To increase penalties for sex offenses against children.

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 “Amber Hagerman
5 Child Protection Act of 1996”.

6 **SEC. 2. INCREASED PENALTIES FOR FEDERAL SEX OF-**
7 **FENSES AGAINST CHILDREN.**

8 (a) AGGRAVATED SEXUAL ABUSE OF A MINOR.—
9 Section 2241(c) of title 18, United States Code, is amend-
10 ed—

11 (1) by inserting “whoever in interstate or for-
12 eign commerce or” before “in the special”;

1 (2) by inserting “crosses a State line with in-
2 tent to engage in a sexual act with a person who has
3 not attained the age of 12 years, or” after “Who-
4 ever”;

5 (3) by inserting “, and may be sentenced to
6 death if the defendant kills the victim” before the
7 period at the end; and

8 (4) by adding at the end the following: “If the
9 defendant has previously been convicted of another
10 Federal offense under this subsection or under sec-
11 tion 2243(a), or of a State offense that would have
12 been an offense under either such provision had the
13 offense occurred in a Federal prison, unless the
14 death penalty is imposed, the defendant shall be sen-
15 tenced to life in prison.”.

16 (b) SEXUAL ABUSE OF A MINOR.—Section 2243(a)
17 of title 18, United States Code, is amended—

18 (1) by inserting “whoever in interstate or for-
19 eign commerce or” before “in the special”;

20 (2) by inserting “crosses a State line with in-
21 tent to engage in a sexual act with a person who,
22 or” after “Whoever”;

23 (3) by inserting “, and may be sentenced to
24 death if the defendant kills the victim” before the
25 period at the end; and

1 (4) by adding at the end the following: “If the
2 defendant has previously been convicted of another
3 Federal offense under this subsection or under sec-
4 tion 2241(c), or of a State offense that would have
5 been an offense under either such provision had the
6 offense occurred in a Federal prison, unless the
7 death penalty is imposed, the defendant shall be sen-
8 tenced to life in prison.”.

9 **SEC. 3. CONDITION FOR BYRNE GRANTS.**

10 Section 170101(f) of the Violent Crime Control and
11 Law Enforcement Act of 1994 is amended—

12 (1) by redesignating subparagraph (B) as sub-
13 paragraph (C); and

14 (2) inserting after subparagraph (A) the follow-
15 ing:

16 “(B) In order not to reduce the funds
17 available under part E of title I of the Omnibus
18 Crime Control and Safe Streets Act of 1968 by
19 10 percent, a State shall, on the first day of
20 each fiscal year beginning 2 years after the date
21 of the enactment of the Act, have in effect
22 throughout the State in such fiscal year a law
23 which requires a court to sentence a defendant
24 in a State prosecution who is convicted of an
25 offense that would have been an offense if such

1 offense occurred in a Federal prison under sec-
2 tion 2241(c) or 2243(a) of title 18, United
3 States Code, and who has previously been con-
4 victed for such an offense to life in prison with-
5 out the possibility of parole.”.

6 **SEC. 4. RELEASE OF REGISTRATION INFORMATION.**

7 Section 170101 of the Violent Crime Control and
8 Law Enforcement Act of 1994 is amended—

9 (1) in subsection (b)(2), by striking “conviction
10 data and fingerprints” and inserting “information”;

11 (2) in subsection (d)—

12 (A) by striking “and” at the end of para-
13 graph (2);

14 (B) by inserting after paragraph (2) the
15 following:

16 “(3) such information shall be transmitted to
17 the Federal Bureau of Investigation; and”;

18 (C) by redesignating paragraph (3) as
19 paragraph (4); and

20 (D) in paragraph (4) (as redesignated), by
21 striking “may release” and inserting “shall re-
22 lease”; and

23 (3) by adding at the end the following:

24 “(g) SEPARATE DATA BASE.—The Federal Bureau
25 of Investigation shall maintain a separate data base for

1 information submitted to the Bureau under this section
2 and make that data base accessible to appropriate State
3 law enforcement officials. The Bureau shall inform appro-
4 priate local law enforcement officials on each occasion that
5 a person registered under this section changes registration
6 to that locality.”.

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