

104TH CONGRESS
1ST SESSION

H. R. 437

To amend title 18, United States Code, to modify the limitation on mandatory minimum sentences.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 1995

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

A BILL

To amend title 18, United States Code, to modify the limitation on mandatory minimum sentences.

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 “Minimum Mandatory
5 Sentence Modification Act”.

6 **SEC. 2. MODIFICATION OF LIMITATION ON MINIMUM MAN-**
7 **DATORY SENTENCES.**

8 (a) SECTION 3553 AMENDMENTS.—Section 3553(f)
9 of title 18, United States Code, is amended—

1 (1) by striking “an offense under section 401,”
2 and all that follows through “(21 U.S.C. 961, 963)”
3 and inserting “any offense”; and

4 (2) in paragraph (1), by inserting “had at-
5 tained the age of 55 years at the time of sentencing
6 and” after “the defendant”.

7 (b) MODIFICATION OF EFFECTIVE DATE AND APPLI-
8 CATION.—Subsection (c) of section 80001 of the Violent
9 Crime Control and Law Enforcement Act of 1994 (Public
10 Law 103–322; 108 Stat. 1986) is amended by striking
11 “on or after the 10th day” and all that follows through
12 the end of such subsection and inserting “whether before,
13 on, or after the date of the enactment of this Act. Upon
14 the application of any person whose sentence is governed
15 by section 3553(f) of title 18, United States Code, and
16 notice to Government, the sentencing court shall modify
17 that sentence to comply with such section.”.

18 (c) SAVINGS PROVISION FOR PERSONS COVERED BY
19 FORMER SECTION 3553(F).—This Act and the amend-
20 ments made by this Act shall not reduce the eligibility,
21 by reason of section 3553(f) as in effect before the enact-
22 ment of this Act, of any person for a sentence without
23 regard to a statutory minimum sentence.

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