

[DISCUSSION DRAFT]118TH CONGRESS
1ST SESSION**H. R.** _____

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to require reports about the prosecution of certain offenses for recipients of Byrne grants, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MEUSER introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to require reports about the prosecution of certain offenses for recipients of Byrne grants, 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 [“_____ Act
5 of 2023”].

1 **SEC. 2. DISTRICT ATTORNEY REPORTING REQUIREMENTS**
2 **FOR BYRNE GRANTS.**

3 Section 501 of subpart 1 of part E of title I of the
4 Omnibus Crime Control and Safe Streets Act of 1968 (34
5 U.S.C. 10152) is amended by adding at the end the fol-
6 lowing:

7 “(i) DISTRICT ATTORNEY REPORTING REQUIRE-
8 MENTS.—

9 “(1) IN GENERAL.—On an annual basis, each
10 chief executive of a district attorney or prosecutor’s
11 office that serves a jurisdiction of 380,000 or more
12 persons, which jurisdiction receives funds under this
13 part, shall submit to the Attorney General a report
14 that contains, for the previous fiscal year, the fol-
15 lowing:

16 “(A) The total number of cases referred to
17 the office for prosecution of a covered offense.

18 “(B) The number of cases such office de-
19 clined to prosecute involving a covered offense
20 and the reasoning for why office declined to
21 prosecute covered offense.

22 “(C) For cases involving a covered offense
23 that resulted in a plea agreement reached with
24 the defendant—

25 “(i) the total number of such cases;

1 “(ii) the number of such cases by each
2 initial charge; and

3 “(iii) the number of such cases by
4 each charge of conviction.

5 “(D) The number of cases involving cov-
6 ered offenses initiated against a defendant—

7 “(i) previously arrested for a covered
8 offense arising out of separate conduct;

9 “(ii) previously convicted for a covered
10 offense arising out of separate conduct;

11 “(iii) with an open case involving a
12 covered offense arising out of separate con-
13 duct;

14 “(iv) serving a term of probation for
15 a conviction for a covered offense arising
16 out of separate conduct; and

17 “(v) released on parole for a convic-
18 tion for a covered offense arising out of
19 separate conduct.

20 “(E) The number of defendants charged
21 with a covered offense—

22 “(i) who were released on their own
23 recognizance;

24 “(ii) who were eligible for bail; and

1 “(iii) for whom the prosecutor re-
2 quested bail.

3 “(2) UNIFORM STANDARDS.—The Attorney
4 General shall define uniform standards for the re-
5 porting of the information required under this sub-
6 section, including the form such reports shall take
7 and the process by which such reports shall be
8 shared with the Attorney General.

9 “(3) SUBMISSION TO JUDICIARY COMMIT-
10 TEES.—The Attorney General shall submit the infor-
11 mation received under this subsection to the Com-
12 mittee on the Judiciary of the Senate and the Com-
13 mittee on the Judiciary of the House of Representa-
14 tives and shall publish such information on a pub-
15 licly viewable website.

16 “(4) COVERED OFFENSE DEFINED.—In this
17 subsection, the term ‘covered offense’ means any of
18 the following:

19 “(A) Murder or non-negligent man-
20 slaughter.

21 “(B) Forcible rape.

22 “(C) Robbery.

23 “(D) Aggravated assault.

24 “(E) Burglary.

25 “(F) Larceny.

1 “(G) Motor vehicle theft.

2 “(H) Arson.

3 “(I) Any offense involving the illegal use of
4 a firearm.

5 “(J) Any offense involving the illegal pos-
6 session of a firearm.

7 “(5) REDUCTION IN FUNDING.—For any fiscal
8 year beginning on or after the date of enactment of
9 this Act, a State or unit of local government shall
10 be ineligible for a grant under this part if—

11 “(A) the chief executive of a district attor-
12 ney or prosecutor’s office of that jurisdiction
13 who was required to submit a report under this
14 subsection, failed to submit the report required
15 under this subsection; or

16 “(B) the chief executive of a district attor-
17 ney or prosecutor’s office of that jurisdiction
18 declined to prosecute 2/3 or more of the total
19 number of cases referred to the office for pros-
20 ecution of a covered offense for the previous fis-
21 cal year.”.