

115TH CONGRESS
2D SESSION

H. R. 2152

IN THE SENATE OF THE UNITED STATES

MAY 10, 2018

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To require States and units of local government receiving funds under grant programs operated by the Department of Justice, which use such funds for pretrial services programs, to submit to the Attorney General a report relating to such program, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Citizens’ Right to
3 Know Act of 2018”.

4 **SEC. 2. REPORTING REQUIREMENT FOR DEPARTMENT OF**
5 **JUSTICE GRANT RECIPIENTS USING FUNDS**
6 **FOR PRETRIAL SERVICES PROGRAMS.**

7 (a) IN GENERAL.—For each fiscal year in which a
8 State or unit of local government receives funds under any
9 grant program operated by the Department of Justice, in-
10 cluding the Edward Byrne Memorial Justice Assistance
11 grant program under subpart I of part E of title I of the
12 Omnibus Crime Control and Safe Streets Act of 1968 (42
13 U.S.C. 3750 et seq.), and which uses funds received under
14 such program for a pretrial services program, the State
15 or unit of local government shall submit to the Attorney
16 General a report which contains the following:

17 (1) The name of each defendant participating
18 in a pretrial release program administered by the
19 pretrial services program, and whether, as applica-
20 ble, each occasion on which such defendant failed to
21 make an appearance.

22 (2) Information relating to any prior convic-
23 tions of each defendant participating in the pretrial
24 services program.

25 (3) The amount of money allocated for the pre-
26 trial services program.

1 (b) PUBLICATION REQUIREMENT.—Subject to any
2 applicable confidentiality requirements, the Attorney Gen-
3 eral shall, on an annual basis, make publicly available the
4 information received under subsection (a).

5 (c) REDUCTION IN FUNDING.—The Attorney General
6 shall, for State or unit of local government which fails to
7 comply with the requirement under subsection (a) for a
8 fiscal year, reduce the amount that the State or local gov-
9 ernment would otherwise receive under each grant pro-
10 gram described in subsection (a) in the following fiscal
11 year by 100 percent.

12 (d) REALLOCATION.—Amounts not allocated to a
13 State or unit of local government under subsection (c)
14 shall be reallocated under each such grant program to
15 States and units of local government that comply with the
16 requirement under subsection (a).

17 (e) DEFINITION.—The term “failed to make an ap-
18 pearance” means an action whereby any defendant has
19 been charged with an offense before a court and who is
20 participating in a pretrial release program for which funds
21 received under a grant program referred to in subsection
22 (a) are used as a condition of pretrial release—

23 (1) does not appear for any court date regard-
24 ing such charge;

