

Union Calendar No. 507

115TH CONGRESS
2^D SESSION

H. R. 2152

[Report No. 115-659]

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.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2017

Mr. POE of Texas (for himself and Mr. WALBERG) introduced the following bill; which was referred to the Committee on the Judiciary

APRIL 27, 2018

Additional sponsors: Mr. HUIZENGA, Mr. SMITH of Texas, Mr. MEADOWS, Mr. BIGGS, Mr. BRIDENSTINE, Mr. BUDD, Mr. ZELDIN, Mr. PALMER, Mr. HIGGINS of Louisiana, Mr. FRANKS of Arizona, Mr. LABRADOR, Mr. BILIRAKIS, Mr. GAETZ, Mr. WESTERMAN, Mr. KING of Iowa, Mr. MARINO, Mr. RUTHERFORD, Mr. GOHMERT, Mr. RATCLIFFE, Mr. FARENTHOLD, Mr. BUCK, Mr. SMUCKER, Mr. CHABOT, Mrs. HANDEL, Mrs. ROBY, Mr. COLLINS of Georgia, Mr. HARPER, Mr. JORDAN, Mr. JOHNSON of Louisiana, and Mr. SESSIONS

APRIL 27, 2018

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on April 26, 2017]

A BILL

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,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Citizens’ Right to Know*
5 *Act of 2018”.*

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

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

19 *(1) The name of each defendant participating in*
20 *a pretrial release program administered by the pre-*
21 *trial services program, and whether, as applicable,*
22 *each occasion on which such defendant failed to make*
23 *an appearance.*

1 (2) *Information relating to any prior convictions*
2 *of each defendant participating in the pretrial serv-*
3 *ices program.*

4 (3) *The amount of money allocated for the pre-*
5 *trial services program.*

6 (b) *PUBLICATION REQUIREMENT.—Subject to any ap-*
7 *plicable confidentiality requirements, the Attorney General*
8 *shall, on an annual basis, make publicly available the infor-*
9 *mation received under subsection (a).*

10 (c) *REDUCTION IN FUNDING.—The Attorney General*
11 *shall, for State or unit of local government which fails to*
12 *comply with the requirement under subsection (a) for a fis-*
13 *cal year, reduce the amount that the State or local govern-*
14 *ment would otherwise receive under each grant program de-*
15 *scribed in subsection (a) in the following fiscal year by 100*
16 *percent.*

17 (d) *REALLOCATION.—Amounts not allocated to a State*
18 *or unit of local government under subsection (c) shall be*
19 *reallocated under each such grant program to States and*
20 *units of local government that comply with the requirement*
21 *under subsection (a).*

22 (e) *DEFINITION.—The term “failed to make an ap-*
23 *pearance” means an action whereby any defendant has been*
24 *charged with an offense before a court and who is partici-*
25 *pating in a pretrial release program for which funds re-*

1 *ceived under a grant program referred to in subsection (a)*
2 *are used as a condition of pretrial release—*

3 *(1) does not appear for any court date regarding*
4 *such charge;*

5 *(2) does not appear for any one appointment*
6 *with the pretrial services program; or*

7 *(3) does not appear for any post-release appear-*
8 *ance the court may require.*

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