

Union Calendar No. 265

104TH CONGRESS
2^D SESSION

H. R. 2974

[Report No. 104-548]

To amend the Violent Crime Control and Law Enforcement Act of 1994 to provide enhanced penalties for crimes against elderly and child victims.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 1996

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

MAY 1, 1996

Additional sponsors: Mr. CHRISTENSEN, Mr. BAKER of Louisiana, Mr. SKEEN, Mr. LATOURETTE, Mr. SMITH of New Jersey, Mr. ACKERMAN, Mr. GENE GREEN of Texas, Mr. CALVERT, Mr. FOX of Pennsylvania, Mr. HASTERT, and Mr. SOLOMON

MAY 1, 1996

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]

A BILL

To amend the Violent Crime Control and Law Enforcement Act of 1994 to provide enhanced penalties for crimes against elderly and child victims.

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 “Crimes Against Chil-
3 dren and Elderly Persons Increased Punishment Act”.

4 **SEC. 2. ENHANCED PENALTIES FOR VULNERABLE VICTIMS.**

5 Section 240002 of the Violent Crime Control and
6 Law Enforcement Act of 1994 is amended to read as fol-
7 lows:

8 **“SEC. 240002. ENHANCED PENALTIES FOR VULNERABLE**
9 **VICTIMS.**

10 “(a) IN GENERAL.—The United States Sentencing
11 Commission shall amend the Federal sentencing guidelines
12 to provide a sentencing enhancement of not less than 5
13 levels above the offense level otherwise provided for a
14 crime of violence, if the crime of violence is against a child
15 or elderly person.

16 “(b) DEFINITIONS.—As used in this section—

17 “(1) the term ‘crime of violence’ means an of-
18 fense under section 113, 114, 1111, 1112, 1113,
19 1117, 2111, 2241, 2242, or 2244 of title 18, United
20 States Code;

21 “(2) the term ‘child’ means a person who is 11
22 years of age, or younger; and

23 “(3) the term ‘elderly person’ means a person
24 who is 65 years of age or older.”.

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Crimes Against Children*
3 *and Elderly Persons Increased Punishment Act”.*

4 **SEC. 2. ENHANCED PENALTIES FOR VULNERABLE VICTIMS.**

5 *Section 240002 of the Violent Crime Control and Law*
6 *Enforcement Act of 1994 is amended to read as follows:*

7 **“SEC. 240002. ENHANCED PENALTIES FOR VULNERABLE**
8 **VICTIMS.**

9 *“(a) IN GENERAL.—The United States Sentencing*
10 *Commission shall amend the Federal sentencing guidelines*
11 *to provide a sentencing enhancement of not less than 5 levels*
12 *above the offense level otherwise provided for a crime of vio-*
13 *lence, if the crime of violence is against a child, elderly per-*
14 *son, or other vulnerable person.*

15 *“(b) DEFINITIONS.—As used in this section—*

16 *“(1) the term ‘crime of violence’ has the meaning*
17 *given that term in section 16 of title 18, United*
18 *States Code;*

19 *“(2) the term ‘child’ means a person who is 14*
20 *years of age, or younger;*

21 *“(3) the term ‘elderly person’ means a person*
22 *who is 65 years of age or older; and*

23 *“(4) the term ‘vulnerable person’ means a person*
24 *whom the defendant knew or should have known was*
25 *unusually vulnerable due to age, physical or mental*

1 *condition, or otherwise particularly susceptible to the*
2 *criminal conduct.”.*

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