

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1093

To prohibit the application of the Religious Freedom Restoration Act of 1993, or any amendment made by such Act, to an individual who is incarcerated in a Federal, State, or local correctional, detention, or penal facility, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 28 (legislative day, JULY 10), 1995

Mr. REID (for himself and Mr. BRYAN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To prohibit the application of the Religious Freedom Restoration Act of 1993, or any amendment made by such Act, to an individual who is incarcerated in a Federal, State, or local correctional, detention, or penal facility, 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. APPLICATION TO INCARCERATED INDIVID-**  
4       **UALS.**

5       The Religious Freedom Restoration Act of 1993 (42  
6 U.S.C. 2000bb et seq.) is amended—

7               (1) by moving section 5 to the end of the Act;

1 (2) by redesignating section 5 as section 8; and

2 (3) by inserting after section 4 the following

3 new section:

4 **“SEC. 5. APPLICATION TO INCARCERATED INDIVIDUALS.**

5 “Notwithstanding any other provision of this Act,  
6 nothing in this Act or any amendment made by this Act  
7 shall be construed to affect, interpret, or in any way ad-  
8 dress that portion of the First Amendment regarding laws  
9 prohibiting the free exercise of religion, with respect to  
10 any individual who is incarcerated in a Federal, State, or  
11 local correctional, detention, or penal facility (including  
12 any correctional, detention, or penal facility that is oper-  
13 ated by a private entity under a contract with a govern-  
14 ment).”.

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