

104TH CONGRESS
2^D SESSION

S. 1733

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

IN THE SENATE OF THE UNITED STATES

MAY 8, 1996

Mr. HELMS (for himself, Mr. THURMOND, Mr. BROWN, Mr. GRASSLEY, Mr. LOTT, Mr. DEWINE, and Mr. FAIRCLOTH) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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

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

7 Section 240002 of the Violent Crime Control and
8 Law Enforcement Act of 1994 (28 U.S.C. 994 note) is
9 amended to read as follows:

1 **“SEC. 240002. ENHANCED PENALTIES FOR VULNERABLE**
2 **VICTIMS.**

3 “(a) IN GENERAL.—The United States Sentencing
4 Commission shall amend the Federal Sentencing Guide-
5 lines to provide a sentencing enhancement of not less than
6 5 levels above the offense level otherwise provided for a
7 crime of violence, if the crime of violence is against a child,
8 an elderly person, or any other vulnerable person.

9 “(b) DEFINITIONS.—For purposes of this section—

10 “(1) the term ‘crime of violence’ has same
11 meaning as in section 16 of title 18, United States
12 Code;

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

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

17 “(4) the term ‘vulnerable person’ means a per-
18 son whom the defendant knew or should have known
19 was unusually vulnerable due to age, physical or
20 mental condition, or otherwise particularly suscep-
21 tible to the criminal conduct.”.

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