

106TH CONGRESS
1ST SESSION

H. R. 1869

IN THE SENATE OF THE UNITED STATES

NOVEMBER 16, 1999

Received

NOVEMBER 19, 1999

Read twice and referred to the Committee on the Judiciary

AN ACT

To amend title 18, United States Code, to expand the prohibition on stalking, 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 “Stalking Prevention
3 and Victim Protection Act of 1999”.

4 **SEC. 2. EXPANSION OF THE PROHIBITION ON STALKING.**

5 (a) IN GENERAL.—Section 2261A of title 18, United
6 States Code, is amended to read as follows:

7 **“§ 2261A. Stalking**

8 “(a) Whoever—

9 “(1) for the purpose of stalking an individual,
10 travels or causes another to travel in interstate or
11 foreign commerce, uses or causes another to use the
12 mail or any facility in interstate or foreign com-
13 merce, or enters or leaves, or causes another to
14 enter or leave, Indian country; or

15 “(2) within the special maritime and territorial
16 jurisdiction of the United States or within Indian
17 country, stalks an individual,

18 shall be punished as provided in section 2261.

19 “(b) For purposes of this section, a person stalks an
20 individual if that person engages in conduct—

21 “(1) with the intent to injure or harass the in-
22 dividual; and

23 “(2) that places the individual in reasonable
24 fear of the death of, or serious bodily injury (as de-
25 fined for the purposes of section 2119) to, that indi-
26 vidual, a member of that individual’s immediate

1 family (as defined in section 115), or that individ-
2 ual's intimate partner.

3 “(c) The court shall at the time of sentencing for an
4 offense under this section issue an appropriate protection
5 order designed to protect the victim from further stalking
6 by the convicted person. Such an order shall remain in
7 effect for such time as the court deems necessary, and may
8 be modified, extended or terminated at any time after no-
9 tice to the victim and opportunity for a hearing.”.

10 (b) DETENTION PENDING TRIAL.—Section
11 3156(a)(4)(C) of title 18, United States Code, is amended
12 by inserting “, or section 2261A” after “117”.

13 (c) CLERICAL AMENDMENT.—The table of sections
14 at the beginning of chapter 110A of title 18, United States
15 Code, is amended by striking the item relating to section
16 2261A and inserting the following:

“2261A. Stalking.”.

Passed the House of Representatives November 10,
1999.

Attest:

JEFF TRANDAHL,

Clerk.