

Union Calendar No. 264

106TH CONGRESS
1ST SESSION

H. R. 1869

[Report No. 106-455]

To amend title 18, United States Code, to expand the prohibition on stalking, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 19, 1999

Mrs. KELLY (for herself, Mr. ROYCE, Mrs. JOHNSON of Connecticut, Mr. FROST, Ms. GRANGER, Mr. HORN, Mr. GILMAN, Mr. ENGLISH, Mr. UNDERWOOD, Mr. GREEN of Wisconsin, Mr. MCKEON, Mr. JONES of Ohio, Mr. FRANKS of New Jersey, Mrs. MYRICK, Mr. GARY MILLER of California, Mr. MCNULTY, Mrs. MORELLA, Mr. LUCAS of Oklahoma, Ms. BERKLEY, Ms. ROS-LEHTINEN, and Mr. CONDIT) introduced the following bill; which was referred to the Committee on the Judiciary

NOVEMBER 5, 1999

Additional sponsors: Mr. KUYKENDALL, Mr. FOLEY, Mr. FORBES, Mrs. FOWLER, Mr. WELLER, Mr. HYDE, Mr. LIPINSKI, Mr. SMITH of Washington, Ms. DUNN, Mrs. THURMAN, and Mrs. BONO

NOVEMBER 5, 1999

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 May 19, 1999]

A BILL

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,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Stalking Prevention and*
5 *Victim Protection Act of 1999”.*

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

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

9 **“§2261A. Stalking**

10 *“(a) Whoever—*

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

17 *“(2) within the special maritime and territorial*
18 *jurisdiction of the United States or within Indian*
19 *country, stalks an individual;*
20 *shall be punished as provided in section 2261.*

21 *“(b) For purposes of this section—*

22 *“(1) a person stalks an individual if that person*
23 *engages in conduct—*

24 *“(A) with the intent to injure or harass the*
25 *individual; and*

1 “(B) that places the individual in reason-
2 able fear of the death of, or serious bodily injury
3 (as defined for the purposes of section 2119) to,
4 that individual or a member of that individual’s
5 immediate family; and

6 “(2) the term ‘member of that individual’s im-
7 mediate family’ means that individual’s parent,
8 child, sibling, or spouse or intimate partner.

9 “(c) The court shall at the time of sentencing for an
10 offense under this section issue an appropriate protection
11 order designed to protect the victim from further stalking
12 by the convicted person, to remain in effect until otherwise
13 ordered by the court after notice to the victim and oppor-
14 tunity for a hearing.”.

15 (b) DETENTION PENDING TRIAL.—Section
16 3156(a)(4)(C) of title 18, United States Code, is amended
17 by inserting “, or section 2261A” after “117”.

18 (c) CLERICAL AMENDMENT.—The table of sections at
19 the beginning of chapter 110A of title 18, United States
20 Code, is amended by striking the item relating to section
21 2261A and inserting the following:

“2261A. Stalking.”.

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