

106TH CONGRESS
2^D SESSION

H. R. 2816

AN ACT

To establish a grant program to assist State and local law enforcement in deterring, investigating, and prosecuting computer crimes.

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 “Computer Crime En-
3 forcement Act”.

4 **SEC. 2. STATE GRANT PROGRAM FOR TRAINING AND PROS-
5 ECUTION OF COMPUTER CRIMES.**

6 (a) IN GENERAL.—Subject to the availability of
7 amounts provided in advance in appropriations Acts, the
8 Office of Justice Programs shall make a grant to each
9 State, which shall be used by the State, in conjunction
10 with units of local government, State and local courts,
11 other States, or combinations thereof in accordance with
12 subsection (b).

13 (b) USE OF GRANT AMOUNTS.—Grants under this
14 section may be used to establish and develop programs
15 to—

16 (1) assist State and local law enforcement agen-
17 cies in enforcing State and local criminal laws relat-
18 ing to computer crime;

19 (2) assist State and local law enforcement agen-
20 cies in educating the public to prevent and identify
21 computer crime;

22 (3) educate and train State and local law en-
23 forcement officers and prosecutors to conduct inves-
24 tigations and forensic analyses of evidence and pros-
25 ecutions of computer crime;

1 (4) assist State and local law enforcement offi-
2 cers and prosecutors in acquiring computer and
3 other equipment to conduct investigations and foren-
4 sic analysis of evidence of computer crimes; and

5 (5) facilitate and promote the sharing of Fed-
6 eral law enforcement expertise and information
7 about the investigation, analysis, and prosecution of
8 computer crimes with State and local law enforce-
9 ment officers and prosecutors, including the use of
10 multijurisdictional task forces.

11 (c) ASSURANCES.—To be eligible to receive a grant
12 under this section, a State shall provide assurances to the
13 Attorney General that the State—

14 (1) has in effect laws that penalize computer
15 crime, such as criminal laws prohibiting—

16 (A) fraudulent schemes executed by means
17 of a computer system or network;

18 (B) the unlawful damaging, destroying, al-
19 tering, deleting, removing of computer software,
20 or data contained in a computer, computer sys-
21 tem, computer program, or computer network;
22 or

23 (C) the unlawful interference with the op-
24 eration of or denial of access to a computer,

1 computer program, computer system, or com-
2 puter network;

3 (2) an assessment of the State and local re-
4 source needs, including criminal justice resources
5 being devoted to the investigation and enforcement
6 of computer crime laws; and

7 (3) a plan for coordinating the programs fund-
8 ed under this section with other federally funded
9 technical assistant and training programs, including
10 directly funded local programs such as the Local
11 Law Enforcement Block Grant program (described
12 under the heading “Violent Crime Reduction Pro-
13 grams, State and Local Law Enforcement Assist-
14 ance” of the Departments of Commerce, Justice,
15 and State, the Judiciary, and Related Agencies Ap-
16 propriations Act, 1998 (Public Law 105–119)).

17 (d) MATCHING FUNDS.—The Federal share of a
18 grant received under this section may not exceed 90 per-
19 cent of the costs of a program or proposal funded under
20 this section unless the Attorney General waives, wholly or
21 in part, the requirements of this subsection.

22 (e) AUTHORIZATION OF APPROPRIATIONS.—

23 (1) IN GENERAL.—There is authorized to be
24 appropriated to carry out this section \$25,000,000
25 for each of fiscal years 2001 through 2004.

1 (2) LIMITATIONS.—Of the amount made avail-
2 able to carry out this section in any fiscal year not
3 more than 3 percent may be used by the Attorney
4 General for salaries and administrative expenses.

5 (3) MINIMUM AMOUNT.—Unless all eligible ap-
6 plications submitted by any State or unit of local
7 government within such State for a grant under this
8 section have been funded, such State, together with
9 grantees within the State (other than Indian tribes),
10 shall be allocated in each fiscal year under this sec-
11 tion not less than 0.75 percent of the total amount
12 appropriated in the fiscal year for grants pursuant
13 to this section, except that the United States Virgin
14 Islands, American Samoa, Guam, and the Northern
15 Mariana Islands each shall be allocated 0.25 per-
16 cent.

17 (f) GRANTS TO INDIAN TRIBES.—Notwithstanding
18 any other provision of this section, the Attorney General
19 may use amounts made available under this section to

- 1 make grants to Indian tribes for use in accordance with
- 2 this section.

Passed the House of Representatives December 15,
2000.

Attest:

Clerk.

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