

106<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 2816

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IN THE SENATE OF THE UNITED STATES

DECEMBER 15 (legislative day, SEPTEMBER 22), 2000

Received

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## 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  
20          make grants to Indian tribes for use in accordance with  
21          this section.

          Passed the House of Representatives December 15,  
2000.

Attest:

JEFF TRANDAHL,

*Clerk.*