

Calendar No. 236

112TH CONGRESS
1ST SESSION**H. R. 2076**

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 13, 2011

Received; read twice and referred to the Committee on the Judiciary

NOVEMBER 17, 2011

Reported by Mr. LEAHY, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]**AN ACT**

To amend title 28, United States Code, to clarify the statutory authority for the longstanding practice of the Department of Justice of providing investigatory assistance on request of State and local authorities with respect to certain serious violent crimes, 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 “Investigative Assist-
 5 ance for Violent Crimes Act of 2011”.

1 **SEC. 2. INVESTIGATION OF MASS KILLING OR ATTEMPTED**
 2 **MASS KILLING AND OTHER VIOLENT CRIMES.**

3 Title 28, United States Code, is amended—

4 (1) in section 530C(b)(1)(L)(i), by striking
 5 “2,000,000” and inserting “\$3,000,000”;

6 (2) in section 530C(b)(4), by adding at the end
 7 the following: “The authority to conduct or assist in
 8 investigations includes the authority to deploy tae-
 9 tical response, command and control, and other cri-
 10 sis-management assets of the Bureau, as appro-
 11 priate; and any such conduct or assistance shall be
 12 understood presumptively to be within the scope of
 13 Federal office or employment.”;

14 (3) in section 540A—

15 (A) in the section heading, by striking
 16 “**Investigation of certain violent**
 17 **crimes;**” and inserting “**Investigation of**
 18 **certain violent crimes**”;

19 (B) in subsection (a), by inserting “, in the
 20 investigation of violent acts and shootings oc-
 21 ccurring in venues such as schools, colleges, uni-
 22 versities, non-Federal office buildings, malls,
 23 and other public places, and in the investigation
 24 of mass killings and attempted mass killings”
 25 after “traveler”; and

1 ~~(C) in subsection (c), by adding the fol-~~
 2 ~~lowing new paragraph at the end:~~

3 ~~“(4) ‘mass killings’ means three or more~~
 4 ~~killings in a single incident.”; and~~

5 ~~(4) in the table of sections at the beginning of~~
 6 ~~chapter 33, by striking the item relating to section~~
 7 ~~540A and inserting the following:~~

~~“540A. Investigation of certain violent crimes.”.~~

8 **SECTION 1. SHORT TITLE.**

9 *This Act may be cited as the “Investigative Assistance*
 10 *for Violent Crimes Act of 2011”.*

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12 **MASS KILLING AND OTHER VIOLENT CRIMES.**

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 15 *“2,000,000” and inserting “\$3,000,000”;*

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 17 *the following: “The authority to conduct or assist in*
 18 *investigations includes the authority to deploy tac-*
 19 *tical response, command and control, and other cri-*
 20 *sis-management assets of the Bureau, as appropriate;*
 21 *and any such conduct or assistance shall be under-*
 22 *stood presumptively to be within the scope of Federal*
 23 *office or employment.”;*

24 *(3) in section 540A—*

1 (A) in the section heading, by striking “**In-**
2 **vestigation of violent crimes against**
3 **travelers**” and inserting “**Investigation of**
4 **certain violent crimes**”;

5 (B) in subsection (a), by inserting “, in the
6 investigation of violent acts and shootings occur-
7 ring in venues such as schools, colleges, univer-
8 sities, non-Federal office buildings, malls, and
9 other public places, and in the investigation of
10 mass killings and attempted mass killings” after
11 “traveler”; and

12 (C) in subsection (c), by adding the fol-
13 lowing new paragraph at the end:

14 “(4) ‘mass killings’ means 3 or more killings in
15 a single incident.”; and

16 (4) in the table of sections at the beginning of
17 chapter 33, by striking the item relating to section
18 540A and inserting the following:

“540A. Investigation of certain violent crimes.”.

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