

116TH CONGRESS
2D SESSION

H. R. 8133

To provide that, in the case of any grant made by the Attorney General, no restriction may be placed on the use of grant amounts for purposes of representation in post-conviction relief proceedings, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 28, 2020

Ms. SCANLON (for herself and Mrs. WAGNER) introduced the following bill;
which was referred to the Committee on the Judiciary

A BILL

To provide that, in the case of any grant made by the Attorney General, no restriction may be placed on the use of grant amounts for purposes of representation in post-conviction relief proceedings, 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 “Protecting Access to
5 Justice for Survivors Act of 2019”.

6 **SEC. 2. USE OF LEGAL AID SERVICES.**

7 Beginning on the date of the enactment of this Act,
8 the Office of Justice Programs or the Office on Violence

1 Against Women, in awarding a grant that may be used
2 for legal representation, may not prohibit a recipient from
3 using the grant for legal representation for post-conviction
4 relief proceedings, including any proceedings relating to
5 vacatur, expungement, record-stealing, or other post-con-
6 viction relief measure.

7 **SEC. 3. ANNUAL REPORTING REQUIREMENT.**

8 Beginning in the first fiscal year after the date of
9 enactment of this Act, and annually thereafter, the Execu-
10 tive Office for United States Attorneys shall submit a re-
11 port to the Committees on the Judiciary of the House of
12 Representatives and the Senate detailing—

13 (1) the number of motions, that were filed in
14 Federal court—

15 (A) to vacate;

16 (B) for expungement; or

17 (C) setting forth mitigating factors;

18 and that, but for the application of section 2, would
19 not otherwise have been filed;

20 (2) the underlying crime of each action;

21 (3) the response of the Executive Office; and

22 (4) the final disposition of the motion.

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