

118TH CONGRESS
1ST SESSION

H. R. 27

To amend the Omnibus Crime Control and Safe Streets Act to direct district attorney and prosecutors offices to report to the Attorney General, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2023

Ms. MALLIOTAKIS (for herself, Mr. RESCHENTHALER, Ms. STEFANIK, Ms. VAN DUYNÉ, Mr. NEWHOUSE, Mr. JOHNSON of Louisiana, Mr. FITZGERALD, Mr. TIFFANY, Mr. CRENSHAW, Mr. ISSA, Mr. STAUBER, Mr. CALVERT, Mrs. LESKO, Mr. JOYCE of Pennsylvania, Mrs. SPARTZ, Mr. WEBSTER of Florida, Mrs. CAMMACK, Mr. MCCLINTOCK, Mrs. GREENE of Georgia, and Mr. MOYLAN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Omnibus Crime Control and Safe Streets Act to direct district attorney and prosecutors offices to report to the Attorney General, 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 “Prosecutors Need to
5 Prosecute Act”.

1 **SEC. 2. DISTRICT ATTORNEY REPORTING REQUIREMENTS**
2 **FOR BYRNE GRANTS.**

3 Section 501 of subpart 1 of part E of title I of the
4 Omnibus Crime Control and Safe Streets Act of 1968 (34
5 U.S.C. 10151) is amended—

6 (1) by redesignating subsections (g) and (h) as
7 subsections (h) and (i), respectively; and

8 (2) by inserting after subsection (f) the fol-
9 lowing:

10 “(g) DISTRICT ATTORNEY REPORTING REQUIRE-
11 MENTS.—

12 “(1) IN GENERAL.—On an annual basis, each
13 chief executive of a district attorney or prosecutor’s
14 office that serves a jurisdiction of 380,000 or more
15 persons, which jurisdiction receives funds under this
16 part, shall submit to the Attorney General a report
17 that contains, for the previous fiscal year, the fol-
18 lowing:

19 “(A) The total number of cases referred to
20 the office for prosecution of a covered offense.

21 “(B) The number of cases such office de-
22 clined to prosecute involving a covered offense.

23 “(C) For cases involving a covered offense
24 that resulted in a plea agreement reached with
25 the defendant—

26 “(i) the total number of such cases;

1 “(ii) the number of such cases by each
2 initial charge; and

3 “(iii) the number of such cases by
4 each charge of conviction.

5 “(D) The number of cases involving cov-
6 ered offenses initiated against a defendant—

7 “(i) previously arrested for a covered
8 offense arising out of separate conduct;

9 “(ii) previously convicted for a covered
10 offense arising out of separate conduct;

11 “(iii) with an open case involving a
12 covered offense arising out of separate con-
13 duct;

14 “(iv) serving a term of probation for
15 a conviction for a covered offense arising
16 out of separate conduct; and

17 “(v) released on parole for a convic-
18 tion for a covered offense arising out of
19 separate conduct.

20 “(E) The number of defendants charged
21 with a covered offense—

22 “(i) who were released on their own
23 recognizance;

24 “(ii) who were eligible for bail; and

1 “(iii) for whom the prosecutor re-
2 quested bail.

3 “(2) UNIFORM STANDARDS.—The Attorney
4 General shall define uniform standards for the re-
5 porting of the information required under this sub-
6 section, including the form such reports shall take
7 and the process by which such reports shall be
8 shared with the Attorney General.

9 “(3) SUBMISSION TO JUDICIARY COMMIT-
10 TEES.—The Attorney General shall submit the infor-
11 mation received under this subsection to the Com-
12 mittee on the Judiciary of the Senate and the Com-
13 mittee on the Judiciary of the House of Representa-
14 tives and shall publish such information on a pub-
15 licly viewable website.

16 “(4) COVERED OFFENSE DEFINED.—In this
17 subsection, the term ‘covered offense’ means any of
18 the following:

19 “(A) Murder or non-negligent man-
20 slaughter.

21 “(B) Forcible rape.

22 “(C) Robbery.

23 “(D) Aggravated assault.

24 “(E) Burglary.

25 “(F) Larceny.

1 “(G) Motor vehicle theft.

2 “(H) Arson.

3 “(I) Any offense involving the illegal use of
4 a firearm.

5 “(J) Any offense involving the illegal pos-
6 session of a firearm.”.

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