

AMENDMENT TO H.R. 1501
OFFERED BY MR. SALMON OF ARIZONA

Add at the end the following:

1 **SEC. ____ . AIMEE'S LAW.**

2 (a) **SHORT TITLE.**—This section may be cited as
3 “Aimee’s Law”.

4 (b) **DEFINITIONS.**—In this section:

5 (1) **DANGEROUS SEXUAL OFFENSE.**—The term
6 “dangerous sexual offense” means sexual abuse or
7 sexually explicit conduct committed by an individual
8 who has attained the age of 18 years against an in-
9 dividual who has not attained the age of 14 years.

10 (2) **MURDER.**—The term “murder” has the
11 meaning given the term under applicable State law.

12 (3) **RAPE.**—The term “rape” has the meaning
13 given the term under applicable State law.

14 (4) **SEXUAL ABUSE.**—The term “sexual abuse”
15 has the meaning given the term under applicable
16 State law.

17 (5) **SEXUALLY EXPLICIT CONDUCT.**—The term
18 “sexually explicit conduct” has the meaning given
19 the term under applicable State law.

20 (c) **REIMBURSEMENT TO STATES FOR CRIMES COM-**
21 **MITTED BY CERTAIN RELEASED FELONS.**—

22 (1) **PENALTY.**—

1 (A) SINGLE STATE.—In any case in which
2 a State convicts an individual of murder, rape,
3 or a dangerous sexual offense, who has a prior
4 conviction for any 1 of those offenses in a State
5 described in subparagraph (C), the Attorney
6 General shall transfer an amount equal to the
7 costs of incarceration, prosecution, and appre-
8 hension of that individual, from Federal law en-
9 forcement assistance funds that have been allo-
10 cated to but not distributed to the State that
11 convicted the individual of the prior offense, to
12 the State account that collects Federal law en-
13 forcement assistance funds of the State that
14 convicted that individual of the subsequent of-
15 fense.

16 (B) MULTIPLE STATES.—In any case in
17 which a State convicts an individual of murder,
18 rape, or a dangerous sexual offense, who has a
19 prior conviction for any 1 or more of those of-
20 fenses in more than 1 other State described in
21 subparagraph (C), the Attorney General shall
22 transfer an amount equal to the costs of incar-
23 ceration, prosecution, and apprehension of that
24 individual, from Federal law enforcement assist-
25 ance funds that have been allocated to but not

1 distributed to each State that convicted such in-
2 dividual of the prior offense, to the State ac-
3 count that collects Federal law enforcement as-
4 sistance funds of the State that convicted that
5 individual of the subsequent offense.

6 (C) STATE DESCRIBED.—A State is de-
7 scribed in this subparagraph if—

8 (i) the State has not adopted Federal
9 truth-in-sentencing guidelines under sec-
10 tion 20104 of the Violent Crime Control
11 and Law Enforcement Act of 1994 (42
12 U.S.C. 13704);

13 (ii) the average term of imprisonment
14 imposed by the State on individuals con-
15 victed of the offense for which the individ-
16 ual described in subparagraph (A) or (B),
17 as applicable, was convicted by the State is
18 less than 10 percent above the average
19 term of imprisonment imposed for that of-
20 fense in all States; or

21 (iii) with respect to the individual de-
22 scribed in subparagraph (A) or (B), as ap-
23 plicable, the individual had served less
24 than 85 percent of the term of imprison-

1 ment to which that individual was sen-
2 tenced for the prior offense.

3 (2) STATE APPLICATIONS.—In order to receive
4 an amount transferred under paragraph (1), the
5 chief executive of a State shall submit to the Attor-
6 ney General an application, in such form and con-
7 taining such information as the Attorney General
8 may reasonably require, which shall include a certifi-
9 cation that the State has convicted an individual of
10 murder, rape, or a dangerous sexual offense, who
11 has a prior conviction for 1 of those offenses in an-
12 other State.

13 (3) SOURCE OF FUNDS.—Any amount trans-
14 ferred under paragraph (1) shall be derived by re-
15 ducing the amount of Federal law enforcement as-
16 sistance funds received by the State that convicted
17 such individual of the prior offense before the dis-
18 tribution of the funds to the State. The Attorney
19 General, in consultation with the chief executive of
20 the State that convicted such individual of the prior
21 offense, shall establish a payment schedule.

22 (4) CONSTRUCTION.—Nothing in this sub-
23 section may be construed to diminish or otherwise
24 affect any court ordered restitution.

1 (5) EXCEPTION.—This subsection does not
2 apply if the individual convicted of murder, rape, or
3 a dangerous sexual offense has been released from
4 prison upon the reversal of a conviction for an of-
5 fense described in paragraph (1) and subsequently
6 been convicted for an offense described in paragraph
7 (1).

8 (d) COLLECTION OF RECIDIVISM DATA.—

9 (1) IN GENERAL.—Beginning with calendar
10 year 1999, and each calendar year thereafter, the
11 Attorney General shall collect and maintain informa-
12 tion relating to, with respect to each State—

13 (A) the number of convictions during that
14 calendar year for murder, rape, and any sex of-
15 fense in the State in which, at the time of the
16 offense, the victim had not attained the age of
17 14 years and the offender had attained the age
18 of 18 years; and

19 (B) the number of convictions described in
20 subparagraph (A) that constitute second or
21 subsequent convictions of the defendant of an
22 offense described in that subparagraph.

23 (2) REPORT.—Not later than March 1, 2000,
24 and on March 1 of each year thereafter, the Attor-

1 ney General shall submit to Congress a report,
2 which shall include—

3 (A) the information collected under para-
4 graph (1) with respect to each State during the
5 preceding calendar year; and

6 (B) the percentage of cases in each State
7 in which an individual convicted of an offense
8 described in paragraph (1)(A) was previously
9 convicted of another such offense in another
10 State during the preceding calendar year.