

118TH CONGRESS  
2D SESSION

# H. R. 8205

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide that Byrne grant funds may be used for public safety report systems, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2024

Mr. FITZGERALD (for himself, Mr. NEHLS, Mr. STEIL, Mr. TIFFANY, and Mr. HIGGINS of Louisiana) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to provide that Byrne grant funds may be used for public safety report systems, 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 “Keeping Violent Of-  
5 fenders Off Our Streets Act”.

1 **SEC. 2. USE OF BYRNE GRANT FUNDING FOR PUBLIC SAFE-**  
2 **TY REPORT SYSTEMS.**

3 Section 501 of the Omnibus Crime Control and Safe  
4 Streets Act of 1968 (34 U.S.C. 10152) is amended—

5 (1) in subsection (a)(1), by adding at the end  
6 the following:

7 “(J) A public safety report system de-  
8 scribed in subsection (i).”; and

9 (2) by adding at the end the following:

10 “(i) PUBLIC SAFETY REPORT SYSTEM DE-  
11 SCRIBED.—A public safety report system described in this  
12 subsection shall include the following:

13 “(1) IN GENERAL.—The public safety report  
14 system shall be developed and maintained by the  
15 State or Tribal Court Administration, shall provide  
16 judges and prosecutors in the jurisdiction, at no  
17 cost, a public safety report for each defendant  
18 charged with an offense described in subparagraph  
19 (A), and shall contain the following:

20 “(A) The criteria for setting bail for an in-  
21 dividual charged with—

22 “(i) murder, manslaughter (except in-  
23 voluntary manslaughter), or attempted  
24 murder;

1           “(ii) rape, attempted rape, or any  
2           other felony sexual abuse offense or at-  
3           tempt to commit such an offense;

4           “(iii) any felony assault offense;

5           “(iv) kidnapping;

6           “(v) robbery;

7           “(vi) a felony offense involving resist-  
8           ing or obstructing an officer;

9           “(vii) carjacking;

10           “(viii) unlawful possession of a fire-  
11           arm in the commission of a felony; or

12           “(ix) any other violent felony.

13           “(B) Identifying information regarding  
14           each defendant charged with an offense de-  
15           scribed in subparagraph (A), the case filed  
16           against the defendant, and the offense with  
17           which the defendant is charged.

18           “(C) Information on the eligibility of each  
19           such defendant for a personal bond.

20           “(D) Information regarding the applica-  
21           bility of any required or discretionary bond con-  
22           ditions for each such defendant.

23           “(E) A summary of the criminal history of  
24           the defendant, including information regarding  
25           any—

1 “(i) previous misdemeanor or felony  
2 conviction;

3 “(ii) pending charges;

4 “(iii) previous sentence imposing a  
5 term of imprisonment;

6 “(iv) previous conviction or pending  
7 charges for any offense described in sub-  
8 paragraph (A); and

9 “(v) previous failure of the defendant  
10 to appear in court following release on bail.

11 “(2) USE OF SYSTEM.—The public safety re-  
12 port system shall be used by the jurisdiction as fol-  
13 lows:

14 “(A) In the case of a State or Tribal court  
15 in that jurisdiction that is considering the re-  
16 lease on bail of a defendant charged with an of-  
17 fense described in subparagraph (A) of para-  
18 graph (1)—

19 “(i) the prosecutor shall use the pub-  
20 lic safety report system developed under  
21 section 3 to prepare a public safety report  
22 with respect to the defendant;

23 “(ii) the prosecutor shall provide the  
24 public safety report prepared under clause  
25 (i) to the State or Tribal court as soon as

1                   practicable, but not later than 48 hours  
2                   after the defendant’s arrest; and

3                   “(iii) the court shall consider the pub-  
4                   lic safety report before setting bail; and

5                   “(B) To submit each public safety report  
6                   prepared under subparagraph (A)(i) to the Na-  
7                   tional Crime Information Center.”.

8 **SEC. 3. FRAUD IN CONNECTION WITH POSTING BAIL.**

9                   Section 1033(f)(1)(A) of title 18, United States Code,  
10 is amended by inserting before the comma the following:  
11 “(including the posting of monetary bail, criminal bail  
12 bonds, and Federal immigration bail bonds)”.

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