

112TH CONGRESS
1ST SESSION

H. R. 323

To establish a corporate crime database, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 19, 2011

Mr. CONYERS introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To establish a corporate crime database, 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 “Corporate Crime Data-
5 base Act”.

6 **SEC. 2. ATTORNEY GENERAL TO ACQUIRE DATA ON COR-**
7 **PORATE-RELATED CRIME.**

8 Under the authority of section 534 of title 28, United
9 States Code, and in accordance with this Act, the Attorney

1 General shall acquire data, for each calendar year, regard-
2 ing all administrative, civil, and criminal judicial pro-
3 ceedings initiated or concluded by the Federal Government
4 and State governments against any corporation or cor-
5 porate official acting in an official capacity involving a fel-
6 ony or misdemeanor charge or any civil charge where po-
7 tential fines may be \$1,000 or more.

8 **SEC. 3. ADMINISTRATIVE DETAILS.**

9 (a) REPORTING BY FEDERAL AGENCIES.—Each de-
10 partment and agency within the Federal Government shall
11 report details about all administrative, civil, and criminal
12 judicial proceedings initiated or concluded in that depart-
13 ment or agency’s jurisdiction to the Attorney General in
14 a uniform manner and in a form prescribed by the Attor-
15 ney General.

16 (b) GUIDELINES.—The Attorney General shall estab-
17 lish guidelines for the collection of data and otherwise to
18 carry out the purposes of this Act.

19 (c) TREATMENT OF CAUSES OF ACTION.—Nothing in
20 this Act creates a cause of action or a right to bring an
21 action. This Act does not limit any existing cause of action
22 or right to bring an action.

23 **SEC. 4. PUBLIC WEB SITE.**

24 The Attorney General shall establish and maintain a
25 publicly available Web site with a database of information

1 regarding improper conduct by all corporations with reve-
2 nues, as determined under rules prescribed by the Attor-
3 ney General, of over \$1,000,000,000 per annum.

4 **SEC. 5. INFORMATION INCLUDED IN DATABASE.**

5 The database—

6 (1) shall consist of information regarding all
7 administrative, civil, and criminal judicial pro-
8 ceedings initiated or concluded by the Federal Gov-
9 ernment and State governments against any cor-
10 poration or corporate official acting in an official ca-
11 pacity involving a felony or misdemeanor charge or
12 any civil charge where potential fines may be \$1,000
13 or more; and

14 (2) shall include, for each proceeding, a brief
15 description of the proceeding, including the agency
16 bringing the charge, the charge, the name of the
17 company charged, the ultimate parent company of
18 the company charged, the locations of both the com-
19 pany and parent company, and the outcome of the
20 action if any, including plea agreements, consent de-
21 crees, findings of innocence, convictions, fines and
22 other penalties.

23 **SEC. 6. INPUT OF DATA.**

24 The Attorney General shall design and maintain the
25 database in a manner that allows the appropriate officials

1 of each Federal department or agency directly to input
2 and update in the database information relating to actions
3 that department or agency has taken with regard to crimi-
4 nal or civil enforcement actions.

5 **SEC. 7. REPORT.**

6 The Attorney General shall prepare an annual report
7 to Congress detailing the number of civil, administrative,
8 and criminal enforcement actions brought against any cor-
9 poration or corporate official acting in an official capacity
10 as well as the ultimate disposition (including the mag-
11 nitude and category of any penalties assessed).

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