

112TH CONGRESS
1ST SESSION

S. 1928

To provide criminal penalties for stalking.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 30, 2011

Ms. KLOBUCHAR (for herself and Mrs. HUTCHISON) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To provide criminal penalties for stalking.

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 “Stalkers Act of 2011”.

5 **SEC. 2. CRIMINAL PROVISION RELATING TO STALKING, IN-**
6 **CLUDING CYBERSTALKING.**

7 Section 2261A of title 18, United States Code, is
8 amended to read as follows:

9 **“§ 2261A. Stalking**

10 “Whoever—

11 “(1) travels in interstate or foreign commerce
12 or is present within the special maritime and terri-

1 torial jurisdiction of the United States, or enters or
2 leaves Indian country, with the intent to kill, injure,
3 harass, intimidate, or place under surveillance with
4 intent to kill, injure, harass, or intimidate another
5 person, and in the course of, or as a result of, such
6 travel or presence engages in conduct that—

7 “(A) places that person in reasonable fear
8 of the death of, or serious bodily injury to—

9 “(i) that person;

10 “(ii) an immediate family member (as
11 defined in section 115) of that person; or

12 “(iii) a spouse or intimate partner of
13 that person; or

14 “(B) causes or attempts to cause or would
15 be reasonably expected to cause substantial
16 emotional distress to a person described in
17 clause (i), (ii), or (iii) of subparagraph (A); or

18 “(2) with the intent to kill, injure, harass, in-
19 timidate, or place under surveillance with intent to
20 kill, injure, harass, or intimidate another person,
21 uses the mail, any interactive computer service or
22 electronic communication service or electronic com-
23 munication system of interstate commerce, or any
24 other facility of interstate or foreign commerce to
25 engage in a course of conduct that—

1 “(A) places that person in reasonable fear
2 of the death of or serious bodily injury to a per-
3 son described in clause (i), (ii), or (iii) of para-
4 graph (1)(A); or

5 “(B) causes or attempts to cause or would
6 be reasonably expected to cause substantial
7 emotional distress to a person described in
8 clause (i), (ii), or (iii) of paragraph (1)(A),
9 shall be punished as provided in section 2261(b) of
10 this title.”.

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