

118TH CONGRESS
2D SESSION

S. 4725

To amend title 18, United States Code, to establish a criminal penalty for unauthorized access to Department of Defense facilities.

IN THE SENATE OF THE UNITED STATES

JULY 11 (legislative day, JULY 10), 2024

Mr. CRUZ introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to establish a criminal penalty for unauthorized access to Department of Defense facilities.

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 “Guarding and Admin-
5 istering Trespass Enforcement, Controlling Restricted
6 Areas, and Stopping High-risk Encroachment Recidivism
7 and Sabotage Act” or the “GATE CRASHERS Act”.

1 **SEC. 2. UNAUTHORIZED ACCESS TO DEPARTMENT OF DE-**
2 **FENSE FACILITIES.**

3 (a) IN GENERAL.—Chapter 67 of title 18, United
4 States Code, is amended by adding at the end the fol-
5 lowing:

6 **“§ 1390. Unauthorized access to Department of De-**
7 **fense facilities**

8 “(a) IN GENERAL.—It shall be unlawful, within the
9 jurisdiction of the United States, without authorization to
10 go upon any property that—

11 “(1) is under the jurisdiction of the Depart-
12 ment of Defense; and

13 “(2) has been clearly marked as closed or re-
14 stricted.

15 “(b) PENALTIES.—Any person who violates sub-
16 section (a) shall—

17 “(1) in the case of the first offense, be fined
18 under this title, imprisoned not more than 180 days,
19 or both;

20 “(2) in the case of the second offense, be fined
21 under this title, imprisoned not more than 3 years,
22 or both; and

23 “(3) in the case of the third or subsequent of-
24 fense, be fined under this title, imprisoned not more
25 than 10 years, or both.”.

1 (b) TABLE OF SECTIONS AMENDMENT.—The table of
2 sections for chapter 67 of title 18, United States Code,
3 is amended by adding at the end the following:

“1390. Unauthorized access to Department of Defense facilities.”.

