

118TH CONGRESS
2D SESSION

S. 5284

AN ACT

To increase the penalty for prohibited provision of a phone
in a correctional facility, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Lieutenant Osvaldo
3 Albarati Stopping Prison Contraband Act”.

4 **SEC. 2. PROHIBITED PROVISION OF A PHONE.**

5 Section 1791(b) of title 18, United States Code, is
6 amended—

7 (1) by redesignating paragraphs (4) and (5) as
8 paragraphs (5) and (6), respectively;

9 (2) by inserting after paragraph (3) the fol-
10 lowing:

11 “(4) in the case of a violation of subsection
12 (a)(1), imprisonment for not more than 2 years, or
13 both, if the object is specified in subsection
14 (d)(1)(F) of this section;”; and

15 (3) in paragraph (5), as so redesignated, by in-
16 serting “, in the case of a violation of subsection
17 (a)(2),” before “(d)(1)(F)”.

18 **SEC. 3. REVIEW OF POLICIES.**

19 Not later than 1 year after the date of enactment
20 of this Act, the Director of the Bureau of Prisons shall—

21 (1) conduct a review of the policies of the Bu-
22 reau of Prisons pertaining to inmates who make,
23 possess, obtain, or attempt to make or obtain a pro-
24 hibited object, as defined in section 1791(d)(1) of
25 title 18, United States Code; and

- 1 (2) update those policies as needed to improve
- 2 protections for incarcerated individuals and staff.

Passed the Senate September 25, 2024.

Attest:

Secretary.

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