

110TH CONGRESS
1ST SESSION

H. CON. RES. 270

To make corrections in the enrollment of the bill H.R. 1593.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 17, 2008

Mr. CONYERS (for himself and Mr. SMITH of Texas) submitted the following concurrent resolution; which was referred to the Committee on the Judiciary, and in addition to the Committee on House Administration, 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

DECEMBER 17, 2007

The Committees on the Judiciary and House Administration discharged; considered and agreed to

CONCURRENT RESOLUTION

To make corrections in the enrollment of the bill H.R. 1593.

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)* That, in the enrollment of the bill H.R. 1593,
3 the Clerk of the House of Representatives shall make the
4 following corrections (with page and line numbers refer-
5 ring to the page and line numbers of the bill as engrossed
6 in the House):

7 (1) Page 17, strike line 21 through page 18,
8 line 23 and insert the following:

“(1) FEDERAL SHARE.—

“(A) IN GENERAL.—The Federal share of a grant received under this section may not exceed 50 percent of the project funded under such grant.

“(B) IN-KIND CONTRIBUTIONS.—

“(i) IN GENERAL.—Subject to clause (ii), the recipient of a grant under this section may meet the matching requirement under subparagraph (A) by making in-kind contributions of goods or services that are directly related to the purpose for which such grant was awarded.

“(ii) MAXIMUM PERCENTAGE.—Not more than 50 percent of the amount provided by a recipient of a grant under this section to meet the matching requirement under subparagraph (A) may be provided through in-kind contributions under clause (i).

1 (2) Page 37, strike line 22 through page 38,

2 line 4 and insert the following:

“(e) FEDERAL SHARE.—

“(1) MATCHING REQUIREMENT.—The Federal share of a grant under this section may not exceed 50 percent of the program funded under such grant.

“(2) IN-KIND CONTRIBUTIONS.—

“(A) IN GENERAL.—Subject to subparagraph (B), the recipient of a grant under this section may meet the matching requirement under paragraph (1) by making in-kind contributions of goods or services that are directly related to the purpose for which such grant was awarded.

“(B) MAXIMUM PERCENTAGE.—Not more than 50 percent of the amount provided by a recipient of a grant under this section to meet the matching requirement under paragraph (1) may be provided through in-kind contributions under subparagraph (A).

“(3) SUPPLEMENT NOT SUPPLANT.—Federal funds received under this section shall be used to supplement, not supplant, non-Federal funds that would otherwise be available for the activities funded under this section.

1 (3) Page 43, strike lines 19 through 24 and in-
2 sert the following:

“SEC. 2904. FEDERAL SHARE.

“(a) MATCHING REQUIREMENT.—The Federal share of a grant under this part may not exceed 50 percent of the total costs of the qualified drug treatment program funded under such grant.

“(b) IN-KIND CONTRIBUTIONS.—

“(1) IN GENERAL.—Subject to paragraph (2), the recipient of a grant under this part may meet the matching requirement under subsection (a) by making in-kind contributions of goods or services that are directly related to the purpose for which such grant was awarded.

“(2) MAXIMUM PERCENTAGE.—Not more than 50 percent of the amount provided by a recipient of a grant under this part to meet the matching requirement under subsection (a) may be provided through in-kind contributions under paragraph (1).

1 (4) Page 80, after line 4 insert the following:

(C) WAIVER.—The Attorney General is authorized to waive the requirements of section 3624 of title 18, United States Code, as necessary to provide for the release of some or all eligible elderly offenders from the Bureau of Prisons facility to home detention for the purposes of the pilot program under this subsection.

1 (5) Page 80, line 18, strike “a Bureau of Pris-
2 ons facility” and insert “at least one Bureau of Pris-
3 ons facility”.

4 (6) Page 81, strike line 11 through page 83,
5 line 12 and insert the following:

(A) ELIGIBLE ELDERLY OFFENDER.—The
term “eligible elderly offender” means an of-
fender in the custody of the Bureau of Pris-
ons—

(i) who is not less than 65 years of
age;

(ii) who is serving a term of imprison-
ment that is not life imprisonment based
on conviction for an offense or offenses
that do not include any crime of violence
(as defined in section 16 of title 18, United
States Code), sex offense (as defined in
section 111(5) of the Sex Offender Reg-
istration and Notification Act), offense de-
scribed in section 2332b(g)(5)(B) of title
18, United States Code, or offense under
chapter 37 of title 18, United States Code,
and has served the greater of 10 years or
75 percent of the term of imprisonment to
which the offender was sentenced;

(iii) who has not been convicted in the past of any Federal or State crime of violence, sex offense, or other offense described in clause (ii);

(iv) who has not been determined by the Bureau of Prisons, on the basis of information the Bureau uses to make custody classifications, and in the sole discretion of the Bureau, to have a history of violence, or of engaging in conduct constituting a sex offense or other offense described in clause (ii);

(v) who has not escaped, or attempted to escape, from a Bureau of Prisons institution;

(vi) with respect to whom the Bureau of Prisons has determined that release to home detention under this section will result in a substantial net reduction of costs to the Federal Government; and

(vii) who has been determined by the Bureau of Prisons to be at no substantial risk of engaging in criminal conduct or of endangering any person or the public if released to home detention.

- 1 (7) Page 84, line 25, strike “section 231” and
- 2 insert “this section”.

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