

111TH CONGRESS
1ST SESSION

H. R. 1779

To provide for resources for the investigation and prosecution of financial crimes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 30, 2009

Mr. SCOTT of Virginia introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Oversight and Government Reform and Financial Services, 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 provide for resources for the investigation and prosecution of financial crimes, 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 “Financial Crimes Re-
5 sources Act of 2009”.

1 **SEC. 2. ADDITIONAL FUNDING FOR RESOURCES TO INVESTIGATE AND PROSECUTE CRIMINAL ACTIVITY INVOLVING COMPUTERS, CRIMES OF FRAUD INVOLVING FEDERAL ECONOMIC ASSISTANCE AND RELIEF PROGRAMS, AND FINANCIAL CRIMES.**

7 (a) ADDITIONAL FUNDING FOR RESOURCES.—

8 (1) AUTHORIZATION.—For the purposes described in subsection (b), there are authorized to be appropriated for each of the fiscal years 2010 through 2012—

12 (A) to the Director of the United States Secret Service, \$20,000,000;

14 (B) to the Director of the Federal Bureau of Investigation, \$100,000,000;

16 (C) to the Attorney General, for—

17 (i) the Criminal Division of the Department of Justice, \$20,000,000;

19 (ii) the Civil Division of the Department of Justice, \$15,000,000;

21 (iii) the Tax Division of the Department of Justice, \$5,000,000; and

23 (iv) the offices of the United States Attorneys, \$50,000,000;

1 (D) to the Inspector General of the De-
2 partment of Housing and Urban Development,
3 \$30,000,000;

4 (E) to the Chief Postal Inspector of the
5 United States Postal Inspection Service,
6 \$30,000,000; and

7 (F) to the Director of the Administrative
8 Office of the United States Courts,
9 \$20,000,000.

10 (2) ADDITIONAL FUNDING AND AVAIL-
11 ABILITY.—The amounts authorized under paragraph
12 (1) are in addition to amounts otherwise authorized
13 in other Acts, and shall remain available until ex-
14 pended.

15 (b) USE OF ADDITIONAL FUNDING.—Funds made
16 available under subsection (a)(1) shall be used—

17 (1) by the recipients described in subpara-
18 graphs (A) through (E) of such subsection, to pro-
19 vide for resources to investigate and prosecute crimi-
20 nal activity involving computers, crimes of fraud in-
21 volving Federal economic assistance and relief pro-
22 grams, and financial crimes, including mortgage
23 fraud, securities fraud, and financial institution
24 fraud; and

1 (2) by the recipient described in subparagraph
2 (F) of such subsection, for costs associated with pro-
3 viding defense services in cases in which a defendant
4 is charged with criminal activity involving com-
5 puters, crimes of fraud involving Federal economic
6 assistance and relief programs, and financial crimes,
7 including mortgage fraud, securities fraud, and fi-
8 nancial institution fraud.

9 **SEC. 3. GRANTS FOR STATE AND LOCAL LAW ENFORCE-**
10 **MENT.**

11 (a) **IN GENERAL.**—Subject to the availability of
12 amounts provided in advance in appropriations Acts, the
13 Assistant Attorney General for the Office of Justice Pro-
14 grams of the Department of Justice may award grants
15 to States to establish and develop programs to increase
16 and enhance enforcement against criminal activity involv-
17 ing computers and financial crimes, including mortgage
18 fraud, securities fraud, and financial institution fraud.

19 (b) **APPLICATION.**—To be eligible for a grant under
20 subsection (a), a State shall submit an application to the
21 Assistant Attorney General for the Office of Justice Pro-
22 grams of the Department of Justice at such time, in such
23 manner, and containing such information, including as de-
24 scribed in subsection (d), as the Assistant Attorney Gen-
25 eral may require.

1 (c) USE OF GRANT AMOUNTS.—A grant awarded to
2 a State under subsection (a) shall be used by a State to
3 establish and develop programs to—

4 (1) assist State and local law enforcement agen-
5 cies in enforcing State and local criminal laws relat-
6 ing to criminal activity involving computers and fi-
7 nancial crimes;

8 (2) assist State and local law enforcement agen-
9 cies in educating the public to prevent and identify
10 criminal activity involving computers and financial
11 crimes;

12 (3) educate and train State and local law en-
13 forcement officers and prosecutors to conduct inves-
14 tigations, forensic analyses of evidence, and prosecu-
15 tions of criminal activity involving computers and fi-
16 nancial crimes;

17 (4) assist State and local law enforcement offi-
18 cers and prosecutors in acquiring computer and
19 other equipment to conduct investigations and foren-
20 sic analysis of evidence of criminal activity involving
21 computers and financial crimes;

22 (5) assist public defenders with providing de-
23 fense services to defendants in cases in which the de-
24 fendant is charged with criminal activity involving
25 computers or a financial crime, including mortgage

1 fraud, securities fraud, and financial institution
2 fraud; and

3 (6) facilitate and promote communication be-
4 tween Federal, State, and local law enforcement to
5 improve the sharing of Federal law enforcement ex-
6 pertise and information about the investigation, fo-
7 rensic analysis of evidence, and prosecution of crimi-
8 nal activity involving computers and financial crimes
9 with State and local law enforcement officers and
10 prosecutors, including the use of multi-jurisdictional
11 task forces.

12 (d) ASSURANCES AND ELIGIBILITY.—To be eligible
13 to receive a grant under subsection (a), a State shall pro-
14 vide assurances to the Assistant Attorney General for the
15 Office of Justice Programs of the Department of Justice
16 that the State—

17 (1) will provide an assessment of the resource
18 needs of the State and units of local government
19 within that State, including criminal justice re-
20 sources being devoted to the investigation and en-
21 forcement of laws related to criminal activity involv-
22 ing computers and financial crimes;

23 (2) will develop a plan for coordinating the pro-
24 grams funded under this section with other federally

1 funded technical assistance and training programs;
2 and

3 (3) will submit to the Assistant Attorney Gen-
4 eral for the Office of Justice Programs of the De-
5 partment of Justice applicable reports in accordance
6 with subsection (f).

7 (e) MATCHING FUNDS.—The Federal share of a
8 grant received under this section may not exceed 90 per-
9 cent of the total cost of a program or proposal funded
10 under this section unless the Assistant Attorney General
11 for the Office of Justice Programs of the Department of
12 Justice waives, wholly or in part, the requirements of this
13 subsection.

14 (f) REPORTS.—For each year that a State receives
15 a grant under subsection (a) for a program, the State shall
16 submit to the Assistant Attorney General for the Office
17 of Justice Programs of the Department of Justice a report
18 on the results, including the effectiveness, of such program
19 during such year.

20 (g) AUTHORIZATION OF APPROPRIATIONS.—

21 (1) IN GENERAL.—There is authorized to be
22 appropriated to carry out this section \$250,000,000
23 for each of the fiscal years 2010 through 2012.

24 (2) LIMITATIONS.—Of the amount made avail-
25 able to carry out this section in any fiscal year, not

1 more than 3 percent may be used for salaries and
2 administrative expenses for the Department of Jus-
3 tice.

4 (3) MINIMUM AMOUNT.—Each State submitting
5 an application for, and eligible to receive, a grant
6 under this section for a fiscal year shall be allocated
7 under this section, in each such fiscal year, not less
8 than 0.75 percent of the total amount appropriated
9 in such fiscal year for grants pursuant to this sec-
10 tion, except that not less than 0.25 percent of such
11 total amount shall be allocated to the United States
12 Virgin Islands, American Samoa, Guam, and the
13 Northern Mariana Islands, collectively.

14 (4) GRANTS TO INDIAN TRIBES.—Notwith-
15 standing any other provision of this section, the As-
16 sistant Attorney General for the Office of Justice
17 Programs of the Department of Justice may use
18 amounts made available under this section to make
19 grants to Indian tribes for use in accordance with
20 this section.

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