

114TH CONGRESS
2D SESSION

H. R. 5345

To require the Attorney General to establish procedures for expedited review of the case of any person who unlawfully solicits personal information for purposes of committing identity theft, while purporting to be acting on behalf of the IRS, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 26, 2016

Mr. YOUNG of Iowa (for himself and Ms. SINEMA) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, 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 require the Attorney General to establish procedures for expedited review of the case of any person who unlawfully solicits personal information for purposes of committing identity theft, while purporting to be acting on behalf of the IRS, 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 “Justice for Victims
5 of IRS Scams and Identity Theft Act of 2016”.

1 **SEC. 2. PROCEDURES FOR EXPEDITED REVIEW OF IRS IM-**
2 **PERSONATION FRAUD.**

3 (a) ESTABLISHMENT OF PROCEDURES.—By not later
4 than 30 days after the date of enactment of this Act, the
5 Attorney General shall establish procedures for expediting
6 review of, and, where appropriate, seeking an indictment
7 in, any case involving an offense described in subsection
8 (b).

9 (b) OFFENSE DESCRIBED.—An offense described in
10 this subsection is any violation of section 1028(a) or
11 1028A(a) of title 18, United States Code, wherein the de-
12 fendant misrepresented himself or herself to be engaged
13 in lawful activities on behalf of, or carrying out lawful du-
14 ties as an officer or employee of the Internal Revenue
15 Service.

16 **SEC. 3. REPORTING REQUIREMENTS.**

17 (a) SECRETARY OF THE TREASURY REPORT.—Not
18 later than 120 days after the date of enactment of this
19 Act, the Secretary of the Treasury shall submit a report
20 to Congress detailing—

21 (1) current efforts by the Secretary to assist
22 with the prosecution of offenses described in section
23 2(b);

24 (2) overall trends in the commission of such of-
25 fenses;

1 (3) the Secretary’s recommendations regarding
2 what resources are needed to facilitate improved re-
3 view and prosecution of such cases; and

4 (4) information on what assistance the Internal
5 Revenue Service may offer victims of such offenses.

6 (b) ATTORNEY GENERAL REPORT.—Not later than
7 120 days after the date of enactment of this Act, the At-
8 torney General shall submit to Congress a report on the
9 status of prosecutions for violations of section 1028(a) or
10 1028A(a) of title 18, United States Code, including—

11 (1) the number of cases referred to the Attor-
12 ney General during the 5-year period immediately
13 preceding the date of the report by any agency of
14 the Federal Government, disaggregated by the type
15 and number of complaints referred by each agency;

16 (2) a map of the United States indicating how
17 many cases were referred for prosecution by agen-
18 cies of the Federal Government in each judicial dis-
19 trict;

20 (3) the rate, by year and judicial district, of
21 conviction for cases so referred; and

22 (4) the Attorney General’s recommendations re-
23 garding—

24 (A) identification of trends in the commis-
25 sion of such offenses;

1 (B) how to improve collaboration with
2 other Federal agencies;

3 (C) how to improve law enforcement deter-
4 rence and prevention of such offenses; and

5 (D) whether such offenses are being com-
6 mitted by individuals or criminal organizations.

7 **SEC. 4. PUBLICATION OF REPORT.**

8 Not later than 120 days after the date of enactment
9 of this Act, the Attorney General shall make the report
10 submitted under section 3(b) publically available on an
11 Internet webpage of the Attorney General.

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