

results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire shall be fined under title 18 or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under title 18 or imprisoned for any term of years or for life, or both.

(Pub. L. 90-284, title IX, §901, Apr. 11, 1968, 82 Stat. 89; Pub. L. 93-383, title VIII, §808(b)(4), Aug. 22, 1974, 88 Stat. 729; Pub. L. 100-430, §9, Sept. 13, 1988, 102 Stat. 1635; Pub. L. 103-322, title XXXII, §320103(e), Sept. 13, 1994, 108 Stat. 2110; Pub. L. 104-294, title VI, §604(b)(15), (27), Oct. 11, 1996, 110 Stat. 3507, 3508.)

AMENDMENTS

1996—Pub. L. 104-294, §604(b)(27), substituted “under title 18” for “under this title” wherever appearing in closing provisions.

Pub. L. 104-294, §604(b)(15), made technical amendment to directory language of Pub. L. 103-322, §320103(e). See 1994 Amendment note below.

1994—Pub. L. 103-322, §320103(e)(1), as amended by Pub. L. 104-294, §604(b)(15), which directed amendment in the caption by striking “bodily injury; death;”, could not be executed because the words “bodily injury; death;” do not appear in the section catchline in the original.

Pub. L. 103-322, §320103(e)(2)-(7), as amended by Pub. L. 104-294, §604(b)(15), in concluding provisions, substituted “under this title” for “not more than \$1,000,” before “or imprisoned not more than one year”, inserted “from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire” after “bodily injury results”, substituted “under this title” for “not more than \$10,000,” before “or imprisoned not more than ten years”, inserted “from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill,” after “death results”, substituted “fined under this title or imprisoned” for “subject to imprisonment” before “for any term of years”, and inserted “, or both” before period at end.

1988—Cls. (a), (b)(1), (c). Pub. L. 100-430 inserted “, handicap (as such term is defined in section 3602 of this title), familial status (as such term is defined in section 3602 of this title),” after “sex”.

1974—Pub. L. 93-383 inserted “, sex” after “religion” wherever appearing in cls. (a), (b)(1), and (c).

EFFECTIVE DATE OF 1996 AMENDMENT

Amendment by Pub. L. 104-294 effective Sept. 13, 1994, see section 604(d) of Pub. L. 104-294, set out as a note under section 13 of Title 18, Crimes and Criminal Procedure.

EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-430 effective on 180th day beginning after Sept. 13, 1988, see section 13(a) of Pub. L. 100-430, set out as a note under section 3601 of this title.

FEDERALLY PROTECTED ACTIVITIES; PENALTIES

Penalties for violations respecting federally protected activities not applicable to and not affecting activities under fair housing provisions of subchapter I of this chapter, see section 101(b) of Pub. L. 90-284, set out as a note under section 245 of Title 18, Crimes and Criminal Procedure.

CHAPTER 46—JUSTICE SYSTEM IMPROVEMENT

Sec.	
3701.	Repealed.
3702.	State and local governments to consider courts.

SUBCHAPTER I—OFFICE OF JUSTICE PROGRAMS

3711.	Establishment of Office of Justice Programs.
3712.	Duties and functions of Assistant Attorney General.
3712a.	Office of Weed and Seed Strategies.
3712b.	Weed and Seed strategies.
3712c.	Inclusion of Indian tribes.
3712d.	Transferred.
3712e.	Community Capacity Development Office.
3712f.	Division of Applied Law Enforcement Technology.
3712g.	Availability of funds.
3712h.	Office of Audit, Assessment, and Management.
3713.	State grant program for training and prosecution of computer crimes.
3713a.	Local law enforcement grants.
3713b.	Improved investigative and forensic resources for enforcement of laws related to intellectual property crimes.
3713c.	Additional funding for resources to investigate and prosecute intellectual property crimes and other criminal activity involving computers.
3713d.	Annual reports.
3714.	Grant program for State and local domestic preparedness support.
3714a.	Grants to States for threat assessment databases.
3715.	Office of Justice Programs grants, cooperative agreements, and contracts.
3715a.	Consolidation of financial management systems of Office of Justice Programs.
3716.	Support for criminal investigations and prosecutions by State, local, and tribal law enforcement officials.
3716a.	Grant program.

SUBCHAPTER II—NATIONAL INSTITUTE OF JUSTICE

3721.	Statement of purpose.
3722.	National Institute of Justice.
3723.	Authority for 100 per centum grants.
3724.	Repealed.

SUBCHAPTER III—BUREAU OF JUSTICE STATISTICS

3731.	Statement of purpose.
3732.	Bureau of Justice Statistics.
3733.	Authority for 100 per centum grants.
3734.	Repealed.
3735.	Use of data.

SUBCHAPTER IV—ESTABLISHMENT OF BUREAU OF JUSTICE ASSISTANCE

3741.	Establishment of Bureau of Justice Assistance.
3742.	Duties and functions of Director.
3743.	Grants for young witness assistance.

SUBCHAPTER V—BUREAU OF JUSTICE ASSISTANCE GRANT PROGRAMS

PART A—EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM

3750.	Name of program.
3751.	Description.
3752.	Applications.
3753.	Review of applications.
3754.	Rules.

Sec.
3755. Formula.
3756. Reserved funds.
3757. Interest-bearing trust funds.
3758. Authorization of appropriations.

PART B—DISCRETIONARY GRANTS

SUBPART 1—GRANTS TO PUBLIC AND PRIVATE ENTITIES

3760 to 3762. Repealed.

SUBPART 2—GRANTS TO PUBLIC AGENCIES

3762a. Correctional options grants.
3762b. Allocation of funds; administrative provisions.

SUBPART 3—GENERAL REQUIREMENTS

3763. Application requirements.
3764. Period of award.

SUBPART 4—GRANTS TO PRIVATE ENTITIES

3765. Crime prevention campaign grant.

PART C—ADMINISTRATIVE PROVISIONS

3766. Evaluation.
3766a. General provisions.
3766b. Reports.

SUBCHAPTER VI—CRIMINAL JUSTICE FACILITY CONSTRUCTION: PILOT PROGRAM

3769 to 3769d. Repealed.

SUBCHAPTER VII—FBI TRAINING OF STATE AND LOCAL CRIMINAL JUSTICE PERSONNEL

3771. Training and manpower development.

SUBCHAPTER VIII—ADMINISTRATIVE PROVISIONS

3781. Repealed.
3782. Rules, regulations, and procedures; consultations and establishment.
3783. Notice and hearing on denial or termination of grant.
3784. Finality of determinations.
3785. Repealed.
3786. Delegation of functions.
3787. Subpoena power; employment of hearing officers; authority to hold hearings.
3788. Personnel and administrative authority.
3789. Title to personal property.
3789a to 3789c. Repealed.
3789d. Prohibition of Federal control over State and local criminal justice agencies; prohibition of discrimination.
3789e. Report to President and Congress.
3789f. Other administrative provisions.
3789g. Confidentiality of information.
3789h. Repealed.
3789i. Administration of juvenile delinquency programs.
3789j. Prohibition on land acquisition.
3789k. Prohibition on use of Central Intelligence Agency services.
3789l. Indian liability waiver.
3789m. District of Columbia matching fund source.
3789n. Limitation on civil justice matters.
3789o. Repealed.
3789p. Accountability and oversight.

SUBCHAPTER IX—DEFINITIONS

3791. General provisions.

SUBCHAPTER X—FUNDING

3793. Authorization of appropriations.
3793a, 3793b. Repealed.

SUBCHAPTER XI—CRIMINAL PENALTIES

3795. Misuse of Federal assistance.

Sec.
3795a. Falsification or concealment of facts.
3795b. Conspiracy to commit offense against United States.

SUBCHAPTER XII—PUBLIC SAFETY OFFICERS' DEATH BENEFITS

PART A—DEATH BENEFITS

3796. Payment of death benefits.
3796a. Limitations on benefits.
3796a-1. National programs for families of public safety officers who have sustained fatal or catastrophic injury in the line of duty.
3796b. Definitions.
3796c. Administrative provisions.
3796c-1. Expedited payment for public safety officers involved in the prevention, investigation, rescue, or recovery efforts related to a terrorist attack.
3796c-2. Funds available for appeals and expenses of representation of hearing examiners.

PART B—EDUCATIONAL ASSISTANCE TO DEPENDENTS OF CIVILIAN FEDERAL LAW ENFORCEMENT OFFICERS KILLED OR DISABLED IN LINE OF DUTY

3796d. Purposes.
3796d-1. Basic eligibility.
3796d-2. Applications; approval.
3796d-3. Regulations.
3796d-4. Discontinuation for unsatisfactory conduct or progress.
3796d-5. Special rule.
3796d-6. Definitions.
3796d-7. Authorization of appropriations.

SUBCHAPTER XII-A—REGIONAL INFORMATION SHARING SYSTEMS

3796h. Regional information sharing systems grants.

SUBCHAPTER XII-B—GRANTS FOR CLOSED-CIRCUIT TELEVISIONING OF TESTIMONY OF CHILDREN WHO ARE VICTIMS OF ABUSE

3796aa. Function of Director.
3796aa-1. Description of grant program.
3796aa-2. Applications to receive grants.
3796aa-3. Review of applications.
3796aa-4. Repealed.
3796aa-5. Reports.
3796aa-6. Expenditure of grants; records.
3796aa-7. Repealed.
3796aa-8. Definitions.

SUBCHAPTER XII-C—RURAL DRUG ENFORCEMENT

3796bb. Rural drug enforcement assistance.
3796bb-1. Other requirements.

SUBCHAPTER XII-D—CRIMINAL CHILD SUPPORT ENFORCEMENT

3796cc. Grant authorization.
3796cc-1. State applications.
3796cc-2. Review of State applications.
3796cc-3. Local applications.
3796cc-4. Distribution of funds.
3796cc-5. Evaluation.
3796cc-6. "Local entity" defined.

SUBCHAPTER XII-E—PUBLIC SAFETY AND COMMUNITY POLICING; "COPS ON THE BEAT"

3796dd. Authority to make public safety and community policing grants.
3796dd-1. Applications.
3796dd-2. Renewal of grants.
3796dd-3. Limitation on use of funds.
3796dd-4. Performance evaluation.
3796dd-5. Revocation or suspension of funding.

Sec.		Sec.	
3796dd-6.	Access to documents.	3796jj-5.	Discretionary research grants.
3796dd-7.	General regulatory authority.	3796jj-6.	Reports.
3796dd-8.	Definitions.	3796jj-7.	Definitions.
SUBCHAPTER XII-F—JUVENILE ACCOUNTABILITY BLOCK GRANTS		SUBCHAPTER XII-L—DNA IDENTIFICATION GRANTS	
3796ee.	Program authorized.	3796kk.	Grant authorization.
3796ee-1.	Tribal grant program authorized.	3796kk-1.	Applications.
3796ee-2.	Grant eligibility.	3796kk-2.	Application requirements.
3796ee-3.	Allocation and distribution of funds.	3796kk-3.	Administrative provisions.
3796ee-4.	Guidelines.	3796kk-4.	Restrictions on use of funds.
3796ee-5.	Payment requirements.	3796kk-5.	Reports.
3796ee-6.	Utilization of private sector.	3796kk-6.	Expenditure records.
3796ee-7.	Administrative provisions.	SUBCHAPTER XII-M—MATCHING GRANT PRO- GRAM FOR LAW ENFORCEMENT ARMOR VESTS	
3796ee-8.	Assessment reports.	3796ll.	Program authorized.
3796ee-9.	Definitions.	3796ll-1.	Applications.
3796ee-10.	Authorization of appropriations.	3796ll-2.	Definitions.
SUBCHAPTER XII-G—RESIDENTIAL SUBSTANCE ABUSE TREATMENT FOR STATE PRISONERS		3796ll-3.	James Gueff and Chris McCurley Body Armor Act of 2002.
3796ff.	Grant authorization.	SUBCHAPTER XIII—TRANSITION; EFFECTIVE DATE; REPEALER	
3796ff-1.	State applications.	3797.	Continuation of rules, authorities, and proceedings.
3796ff-2.	Review of State applications.	SUBCHAPTER XIV—MATCHING GRANT PROGRAM FOR SCHOOL SECURITY	
3796ff-3.	Allocation and distribution of funds.	3797a.	Program authorized.
3796ff-4.	Evaluation.	3797b.	Applications.
SUBCHAPTER XII-H—GRANTS TO COMBAT VIOLENT CRIMES AGAINST WOMEN		3797c.	Annual report to Congress.
3796gg.	Purpose of program and grants.	3797d.	Definitions.
3796gg-0.	Establishment of Violence Against Women Office.	3797e.	Authorization of appropriations.
3796gg-0a.	Director of Violence Against Women Of- fice.	SUBCHAPTER XV—PAUL COVERDELL FORENSIC SCIENCES IMPROVEMENT GRANTS	
3796gg-0b.	Duties and functions of Director of Vio- lence Against Women Office.	3797j.	Grant authorization.
3796gg-0c.	Staff of Violence Against Women Office.	3797k.	Applications.
3796gg-0d.	Authorization of appropriations.	3797l.	Allocation.
3796gg-1.	State grants.	3797m.	Use of grants.
3796gg-2.	Definitions and grant conditions.	3797n.	Administrative provisions.
3796gg-3.	General terms and conditions.	3797o.	Reports.
3796gg-4.	Rape exam payments.	SUBCHAPTER XV-A—PROSECUTION DRUG TREAT- MENT ALTERNATIVE TO PRISON PROGRAM	
3796gg-5.	Costs for criminal charges and protec- tion orders.	3797q.	Grant authority.
3796gg-6.	Legal assistance for victims.	3797q-1.	Use of grant funds.
3796gg-7.	Education, training, and enhanced serv- ices to end violence against and abuse of women with disabilities.	3797q-2.	Applications.
3796gg-8.	Polygraph testing prohibition.	3797q-3.	Federal share.
3796gg-9.	Repealed.	3797q-4.	Geographic distribution.
3796gg-10.	Grants to Indian tribal governments.	3797q-5.	Reports and evaluations.
3796gg-11.	Tribal Deputy.	3797q-6.	Definitions.
SUBCHAPTER XII-I—GRANTS TO ENCOURAGE AR- REST POLICIES AND ENFORCEMENT OF PRO- TECTION ORDERS		SUBCHAPTER XV-B—GRANTS FOR FAMILY- BASED SUBSTANCE ABUSE TREATMENT	
3796hh.	Grants.	3797s.	Grants authorized.
3796hh-1.	Applications.	3797s-1.	Use of grant funds.
3796hh-2.	Reports.	3797s-2.	Program requirements.
3796hh-3.	Regulations or guidelines.	3797s-3.	Applications.
3796hh-4.	Definitions and grant conditions.	3797s-4.	Reports.
3796hh-5.	Repealed.	3797s-5.	Authorization of appropriations.
SUBCHAPTER XII-J—MENTAL HEALTH COURTS		3797s-6.	Definitions.
3796ii.	Grant authority.	SUBCHAPTER XVI—DRUG COURTS	
3796ii-1.	Definitions.	3797u.	Grant authority.
3796ii-2.	Administration.	3797u-1.	Prohibition of participation by violent offenders.
3796ii-3.	Applications.	3797u-2.	Definition.
3796ii-4.	Federal share.	3797u-3.	Administration.
3796ii-5.	Geographic distribution.	3797u-4.	Applications.
3796ii-6.	Report.	3797u-5.	Federal share.
3796ii-7.	Technical assistance, training, and eval- uation.	3797u-6.	Distribution and allocation.
SUBCHAPTER XII-K—FAMILY SUPPORT		3797u-7.	Report.
3796jj.	Duties.	3797u-8.	Technical assistance, training, and eval- uation.
3796jj-1.	General authorization.	SUBCHAPTER XVII—OFFENDER REENTRY AND COMMUNITY SAFETY	
3796jj-2.	Uses of funds.	3797w.	Adult and juvenile offender State and local reentry demonstration projects.
3796jj-3.	Applications.		
3796jj-4.	Award of grants; limitation.		

- Sec.
3797w-1. State reentry project evaluation.
3797w-2. State, tribal, and local reentry courts.
- SUBCHAPTER XVIII—CRIME FREE RURAL STATE GRANTS
- 3797y. Grant authority.
3797y-1. Use of funds.
3797y-2. Statewide strategic prevention plan.
3797y-3. Requirements.
3797y-4. Authorization of appropriations.
- SUBCHAPTER XIX—ADULT AND JUVENILE COLLABORATION PROGRAM GRANTS
- 3797aa. Adult and juvenile collaboration programs.
- SUBCHAPTER XX—CONFRONTING USE OF METHAMPHETAMINE
- 3797cc. Authority to make grants to address public safety and methamphetamine manufacturing, sale, and use in hot spots.
3797cc-1. Funding.
3797cc-2. Grants for programs for drug-endangered children.
3797cc-3. Authority to award competitive grants to address methamphetamine use by pregnant and parenting women offenders.
- SUBCHAPTER XX-A—LOAN REPAYMENT FOR PROSECUTORS AND PUBLIC DEFENDERS
- 3797cc-21. Grant authorization.
- SUBCHAPTER XX-B—GRANT PROGRAM TO EVALUATE AND IMPROVE EDUCATIONAL METHODS AT PRISONS, JAILS, AND JUVENILE FACILITIES
- 3797dd. Grant program to evaluate and improve educational methods at prisons, jails, and juvenile facilities.
3797dd-1. Authorization of appropriations.
- SUBCHAPTER XXI—SEX OFFENDER APPREHENSION GRANTS; JUVENILE SEX OFFENDER TREATMENT GRANTS
- 3797ee. Sex offender apprehension grants.
3797ee-1. Juvenile sex offender treatment grants.

CODIFICATION

Title I of the Omnibus Crime Control and Safe Streets Act of 1968, comprising this chapter, was originally enacted by Pub. L. 90-351, June 19, 1968, 82 Stat. 197, and amended by Pub. L. 91-644, Jan. 2, 1971, 84 Stat. 1880; Pub. L. 93-83, Aug. 6, 1973, 87 Stat. 197; Pub. L. 93-415, Sept. 7, 1974, 88 Stat. 1109; Pub. L. 94-237, Mar. 19, 1976, 90 Stat. 241; Pub. L. 94-273, Apr. 21, 1976, 90 Stat. 375; Pub. L. 94-430, Sept. 29, 1976, 90 Stat. 1346; Pub. L. 94-503, Oct. 15, 1976, 90 Stat. 2407; Pub. L. 95-115, Oct. 3, 1977, 91 Stat. 1048. Such title is shown herein, however, as having been added by Pub. L. 96-157, Dec. 27, 1979, 93 Stat. 1167, without reference to such intervening amendments because of the extensive revision of the title's provisions by Pub. L. 96-157.

§ 3701. Repealed. Pub. L. 98-473, title II, § 602, Oct. 12, 1984, 98 Stat. 2077

Section, Pub. L. 90-351, title I, § 100, as added Pub. L. 96-157, § 2, Dec. 27, 1979, 93 Stat. 1169, set out the Congressional findings, declaration of policy, and statement of purpose for this chapter.

A prior section 3701, Pub. L. 90-351, title I, § 100, June 19, 1968, 82 Stat. 197; Pub. L. 93-83, § 2, Aug. 6, 1973, 87 Stat. 197; Pub. L. 93-415, title V, § 541, Sept. 7, 1974, 88 Stat. 1142; Pub. L. 94-503, title I, § 101, Oct. 15, 1976, 90 Stat. 2407, set out the Congressional findings, declaration of policy, and statement of purpose in enacting this chapter, prior to the general amendment of this chapter by Pub. L. 96-157.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 12, 1984, see section 609AA(a) of Pub. L. 98-473, set out as an Effective Date note under section 3711 of this title.

§ 3702. State and local governments to consider courts

The Attorney General may require, as appropriate, that whenever a State or unit of local government or Indian tribe applies for a grant from the Department of Justice, the State, unit, or tribe demonstrate that, in developing the application and distributing funds, the State, unit, or tribe—

(1) considered the needs of the judicial branch of the State, unit, or tribe, as the case may be;

(2) consulted with the chief judicial officer of the highest court of the State, unit, or tribe, as the case may be; and

(3) consulted with the chief law enforcement officer of the law enforcement agency responsible for the security needs of the judicial branch of the State, unit, or tribe, as the case may be.

(Pub. L. 110-177, title III, § 302(c), Jan. 7, 2008, 121 Stat. 2539.)

CODIFICATION

Section was enacted as part of the Court Security Improvement Act of 2007, and not as part of title I of the Omnibus Crime Control and Safe Streets Act of 1968 which comprises this chapter.

SUBCHAPTER I—OFFICE OF JUSTICE PROGRAMS

§ 3711. Establishment of Office of Justice Programs

There is hereby established an Office of Justice Programs within the Department of Justice under the general authority of the Attorney General. The Office of Justice Programs (hereinafter referred to in this chapter as the "Office") shall be headed by an Assistant Attorney General (hereinafter in this chapter referred to as the "Assistant Attorney General") appointed by the President, by and with the advice and consent of the Senate.

(Pub. L. 90-351, title I, § 101, as added Pub. L. 98-473, title II, § 603(a), Oct. 12, 1984, 98 Stat. 2077.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original "this title", meaning title I of Pub. L. 90-351, as added by Pub. L. 96-157, § 2, Dec. 27, 1979, 93 Stat. 1167, as amended, which is classified principally to this chapter. For complete classification of title I to the Code, see Tables.

PRIOR PROVISIONS

A prior section 3711, Pub. L. 90-351, title I, § 101, as added Pub. L. 96-157, § 2, Dec. 27, 1979, 93 Stat. 1170, established Law Enforcement Assistance Administration, prior to the general amendment of this subchapter by Pub. L. 98-473.

Another prior section 3711, Pub. L. 90-351, title I, § 101, June 19, 1968, 82 Stat. 198; Pub. L. 91-644, title I, § 2, Jan. 2, 1971, 84 Stat. 1881; Pub. L. 93-83, § 2, Aug. 6, 1973, 87 Stat. 197; Pub. L. 94-503, title I, §§ 102, 103, Oct. 15, 1976, 90 Stat. 2407, established Law Enforcement Assistance