

## HR 5938

Former Vice President Protection Act of 2008

**Congress:** 110 (2007–2009, Ended)

**Chamber:** House

**Policy Area:** Crime and Law Enforcement

**Introduced:** May 1, 2008

**Current Status:** Became Public Law No: 110-326.

**Latest Action:** Became Public Law No: 110-326. (Sep 26, 2008)

**Law:** 110-326 (Enacted Sep 26, 2008)

**Official Text:** <https://www.congress.gov/bill/110th-congress/house-bill/5938>

### Sponsor

**Name:** Rep. Conyers, John, Jr. [D-MI-14]

**Party:** Democratic • **State:** MI • **Chamber:** House

### Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Gohmert, Louie [R-TX-1]	R · TX		May 1, 2008
Rep. Scott, Robert C. "Bobby" [D-VA-3]	D · VA		May 1, 2008
Rep. Smith, Lamar [R-TX-21]	R · TX		May 1, 2008

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Reported by	May 13, 2008
Judiciary Committee	Senate	Discharged From	Jul 30, 2008

### Subjects & Policy Tags

#### Policy Area:

Crime and Law Enforcement

### Related Bills

*No related bills are listed.*

**(This measure has not been amended since it was passed by the Senate on July 30, 2008. The summary of that version is repeated here.)**

**Title I: Former Vice President Protection Act** - Former Vice President Protection Act of 2008 - Amends the federal criminal code to provide secret service protection to former Vice Presidents, their spouses, and their children under 16 years of age for up to six months after a former Vice President leaves office. Authorizes the Secretary of Homeland Security to direct the Secret Service to provide temporary protection to former Vice Presidents and their family members at any time thereafter if warranted. Extends such protection to any Vice President holding office on or after the enactment of this Act.

**Title II: Identity Theft Enforcement and Restitution Act** - Identity Theft Enforcement and Restitution Act of 2008 - Amends the federal criminal code to: (1) authorize criminal restitution orders in identity theft cases to compensate victims for the time spent to remediate the intended or actual harm incurred; (2) allow prosecution of computer fraud offenses for conduct not involving an interstate or foreign communication; (3) eliminate the requirement that damage to a victim's computer aggregate at least \$5,000 before a prosecution can be brought for unauthorized access to a computer; (4) make it a felony, during any one-year period, to damage 10 or more protected computers used by or for the federal government or a financial institution; (5) expand the definition of "cyber-extortion" to include a demand for money in relation to damage to a protected computer, where such damage was caused to facilitate the extortion; (6) prohibit conspiracies to commit computer fraud; (7) expand interstate and foreign jurisdiction for prosecution of computer fraud offenses; and (8) impose criminal and civil forfeitures of property used to commit computer fraud offenses.

Directs the U.S. Sentencing Commission to review its guidelines and policy statements for the sentencing of persons convicted of identity theft, computer fraud, illegal wiretapping, and unlawful access to stored information to reflect the intent of Congress that penalties for such offenses be increased. Sets forth criteria for updating such guidelines and policy statements.

## Actions Timeline

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- **Sep 26, 2008:** Signed by President.
- **Sep 26, 2008:** Became Public Law No: 110-326.
- **Sep 17, 2008:** Presented to President.
- **Sep 15, 2008:** Mr. Scott (VA) moved that the House suspend the rules and agree to the Senate amendments. (consideration: CR H8075-8078)
- **Sep 15, 2008:** The House proceeded with forty minutes of debate on H.R. 5938.
- **Sep 15, 2008:** At the conclusion of debate, the chair put the question on the motion to suspend the rules. Mr. Issa objected to the vote on the grounds that a quorum was not present. Further proceedings on the motion were postponed. The point of no quorum was withdrawn.
- **Sep 15, 2008:** Considered as unfinished business. (consideration: CR H8094)
- **Sep 15, 2008:** Resolving differences -- House actions: On motion that the House suspend the rules and agree to the Senate amendments Agreed to by voice vote.(text as House agreed to Senate amendment: CR H8075-8076)
- **Sep 15, 2008:** On motion that the House suspend the rules and agree to the Senate amendments Agreed to by voice vote. (text as House agreed to Senate amendment: CR H8075-8076)
- **Sep 15, 2008:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 15, 2008:** Cleared for White House.
- **Jul 31, 2008:** Message on Senate action sent to the House.
- **Jul 30, 2008:** Senate Committee on the Judiciary discharged by Unanimous Consent.
- **Jul 30, 2008:** Measure laid before Senate by unanimous consent. (consideration: CR S7797-7798)
- **Jul 30, 2008:** Passed/agreed to in Senate: Passed Senate with amendments by Unanimous Consent.
- **Jul 30, 2008:** Passed Senate with amendments by Unanimous Consent.
- **Jun 10, 2008:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Jun 9, 2008:** Ms. Lofgren, Zoe moved to suspend the rules and pass the bill.
- **Jun 9, 2008:** Considered under suspension of the rules. (consideration: CR H5063-5064)
- **Jun 9, 2008:** DEBATE - The House proceeded with forty minutes of debate on H.R. 5938.
- **Jun 9, 2008:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H5063)
- **Jun 9, 2008:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H5063)
- **Jun 9, 2008:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 5, 2008:** Reported by the Committee on Judiciary. H. Rept. 110-696.
- **Jun 5, 2008:** Placed on the Union Calendar, Calendar No. 439.
- **May 14, 2008:** Committee Consideration and Mark-up Session Held.
- **May 14, 2008:** Ordered to be Reported by Voice Vote.
- **May 13, 2008:** Subcommittee Consideration and Mark-up Session Held.
- **May 13, 2008:** Forwarded by Subcommittee to Full Committee by Voice Vote .
- **May 6, 2008:** Subcommittee Consideration and Mark-up Session Held.
- **May 2, 2008:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **May 1, 2008:** Introduced in House
- **May 1, 2008:** Referred to the House Committee on the Judiciary.

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