

HR 1913

Local Law Enforcement Hate Crimes Prevention Act of 2009

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Apr 2, 2009

Current Status: Received in the Senate and Read twice and referred to the Committee on the Judiciary.

Latest Action: Received in the Senate and Read twice and referred to the Committee on the Judiciary. (Apr 30, 2009)

Official Text: <https://www.congress.gov/bill/111th-congress/house-bill/1913>

Sponsor

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

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

Cosponsors (120 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Abercrombie, Neil [D-HI-1]	D · HI		Apr 2, 2009
Rep. Ackerman, Gary L. [D-NY-5]	D · NY		Apr 2, 2009
Rep. Baldwin, Tammy [D-WI-2]	D · WI		Apr 2, 2009
Rep. Berkley, Shelley [D-NV-1]	D · NV		Apr 2, 2009
Rep. Berman, Howard L. [D-CA-28]	D · CA		Apr 2, 2009
Rep. Biggert, Judy [R-IL-13]	R · IL		Apr 2, 2009
Rep. Bishop, Sanford D., Jr. [D-GA-2]	D · GA		Apr 2, 2009
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Apr 2, 2009
Rep. Bono Mack, Mary [R-CA-45]	R · CA		Apr 2, 2009
Rep. Braley, Bruce L. [D-IA-1]	D · IA		Apr 2, 2009
Rep. Brown, Corrine [D-FL-3]	D · FL		Apr 2, 2009
Rep. Cao, Anh "Joseph" [R-LA-2]	R · LA		Apr 2, 2009
Rep. Capps, Lois [D-CA-23]	D · CA		Apr 2, 2009
Rep. Castle, Michael N. [R-DE-At Large]	R · DE		Apr 2, 2009
Rep. Castor, Kathy [D-FL-11]	D · FL		Apr 2, 2009
Rep. Clay, Wm. Lacy [D-MO-1]	D · MO		Apr 2, 2009
Rep. Cummings, Elijah E. [D-MD-7]	D · MD		Apr 2, 2009
Rep. Delahunt, Bill [D-MA-10]	D · MA		Apr 2, 2009
Rep. Driehaus, Steve [D-OH-1]	D · OH		Apr 2, 2009
Rep. Frank, Barney [D-MA-4]	D · MA		Apr 2, 2009
Rep. Green, Gene [D-TX-29]	D · TX		Apr 2, 2009
Rep. Israel, Steve [D-NY-2]	D · NY		Apr 2, 2009
Rep. Kilroy, Mary Jo [D-OH-15]	D · OH		Apr 2, 2009
Rep. Kirk, Mark Steven [R-IL-10]	R · IL		Apr 2, 2009
Rep. Kucinich, Dennis J. [D-OH-10]	D · OH		Apr 2, 2009
Rep. Lance, Leonard [R-NJ-7]	R · NJ		Apr 2, 2009
Rep. Maloney, Carolyn B. [D-NY-14]	D · NY		Apr 2, 2009
Rep. McCollum, Betty [D-MN-4]	D · MN		Apr 2, 2009
Rep. McGovern, James P. [D-MA-3]	D · MA		Apr 2, 2009
Rep. Moore, Dennis [D-KS-3]	D · KS		Apr 2, 2009
Rep. Moran, James P. [D-VA-8]	D · VA		Apr 2, 2009
Rep. Nadler, Jerrold [D-NY-8]	D · NY		Apr 2, 2009
Rep. Olver, John W. [D-MA-1]	D · MA		Apr 2, 2009
Rep. Peters, Gary C. [D-MI-9]	D · MI		Apr 2, 2009
Rep. Polis, Jared [D-CO-2]	D · CO		Apr 2, 2009
Rep. Ros-Lehtinen, Ileana [R-FL-18]	R · FL		Apr 2, 2009
Rep. Serrano, Jose E. [D-NY-16]	D · NY		Apr 2, 2009
Rep. Slaughter, Louise McIntosh [D-NY-28]	D · NY		Apr 2, 2009
Rep. Velazquez, Nydia M. [D-NY-12]	D · NY		Apr 2, 2009
Rep. Wasserman Schultz, Debbie [D-FL-20]	D · FL		Apr 2, 2009
Rep. Watson, Diane E. [D-CA-33]	D · CA		Apr 2, 2009

Cosponsor	Party / State	Role	Date Joined
Rep. Woolsey, Lynn C. [D-CA-6]	D · CA		Apr 2, 2009
Rep. Capuano, Michael E. [D-MA-8]	D · MA		Apr 21, 2009
Rep. Cohen, Steve [D-TN-9]	D · TN		Apr 21, 2009
Rep. Crowley, Joseph [D-NY-7]	D · NY		Apr 21, 2009
Rep. Davis, Susan A. [D-CA-53]	D · CA		Apr 21, 2009
Rep. Filner, Bob [D-CA-51]	D · CA		Apr 21, 2009
Rep. Hare, Phil [D-IL-17]	D · IL		Apr 21, 2009
Rep. Hastings, Alcee L. [D-FL-23]	D · FL		Apr 21, 2009
Rep. Holt, Rush [D-NJ-12]	D · NJ		Apr 21, 2009
Rep. Lee, Barbara [D-CA-9]	D · CA		Apr 21, 2009
Rep. Maffei, Daniel B. [D-NY-25]	D · NY		Apr 21, 2009
Rep. Murphy, Patrick J. [D-PA-8]	D · PA		Apr 21, 2009
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Apr 21, 2009
Rep. Sires, Albio [D-NJ-13]	D · NJ		Apr 21, 2009
Rep. Van Hollen, Chris [D-MD-8]	D · MD		Apr 21, 2009
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Apr 22, 2009
Rep. Brady, Robert A. [D-PA-1]	D · PA		Apr 22, 2009
Rep. Clyburn, James E. [D-SC-6]	D · SC		Apr 22, 2009
Rep. Courtney, Joe [D-CT-2]	D · CT		Apr 22, 2009
Rep. Doggett, Lloyd [D-TX-25]	D · TX		Apr 22, 2009
Rep. Giffords, Gabrielle [D-AZ-8]	D · AZ		Apr 22, 2009
Rep. Gonzalez, Charles A. [D-TX-20]	D · TX		Apr 22, 2009
Rep. Grijalva, Raúl M. [D-AZ-7]	D · AZ		Apr 22, 2009
Rep. Jackson-Lee, Sheila [D-TX-18]	D · TX		Apr 22, 2009
Rep. Lewis, John [D-GA-5]	D · GA		Apr 22, 2009
Rep. Lofgren, Zoe [D-CA-16]	D · CA		Apr 22, 2009
Rep. Matsui, Doris O. [D-CA-5]	D · CA		Apr 22, 2009
Rep. McCarthy, Carolyn [D-NY-4]	D · NY		Apr 22, 2009
Rep. Miller, George [D-CA-7]	D · CA		Apr 22, 2009
Rep. Mitchell, Harry E. [D-AZ-5]	D · AZ		Apr 22, 2009
Rep. Oberstar, James L. [D-MN-8]	D · MN		Apr 22, 2009
Rep. Pastor, Ed [D-AZ-4]	D · AZ		Apr 22, 2009
Rep. Platts, Todd Russell [R-PA-19]	R · PA		Apr 22, 2009
Rep. Price, David E. [D-NC-4]	D · NC		Apr 22, 2009
Rep. Quigley, Mike [D-IL-5]	D · IL		Apr 22, 2009
Rep. Roybal-Allard, Lucille [D-CA-34]	D · CA		Apr 22, 2009
Rep. Sestak, Joe [D-PA-7]	D · PA		Apr 22, 2009
Rep. Smith, Adam [D-WA-9]	D · WA		Apr 22, 2009
Rep. Visclosky, Peter J. [D-IN-1]	D · IN		Apr 22, 2009
Rep. Wu, David [D-OR-1]	D · OR		Apr 22, 2009
Rep. Cooper, Jim [D-TN-5]	D · TN		Apr 23, 2009
Rep. Davis, Danny K. [D-IL-7]	D · IL		Apr 23, 2009

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Rep. Doyle, Michael F. [D-PA-14]	D · PA		Apr 23, 2009
Rep. Harman, Jane [D-CA-36]	D · CA		Apr 23, 2009
Rep. Hinchey, Maurice D. [D-NY-22]	D · NY		Apr 23, 2009
Rep. Inslee, Jay [D-WA-1]	D · WA		Apr 23, 2009
Rep. Klein, Ron [D-FL-22]	D · FL		Apr 23, 2009
Rep. Langevin, James R. [D-RI-2]	D · RI		Apr 23, 2009
Rep. McDermott, Jim [D-WA-7]	D · WA		Apr 23, 2009
Rep. Pingree, Chellie [D-ME-1]	D · ME		Apr 23, 2009
Rep. Rothman, Steven R. [D-NJ-9]	D · NJ		Apr 23, 2009
Rep. Sherman, Brad [D-CA-27]	D · CA		Apr 23, 2009
Rep. Snyder, Vic [D-AR-2]	D · AR		Apr 23, 2009
Rep. Waxman, Henry A. [D-CA-30]	D · CA		Apr 23, 2009
Rep. Baca, Joe [D-CA-43]	D · CA		Apr 27, 2009
Rep. Carnahan, Russ [D-MO-3]	D · MO		Apr 27, 2009
Rep. Carson, Andre [D-IN-7]	D · IN		Apr 27, 2009
Rep. Clarke, Yvette D. [D-NY-11]	D · NY		Apr 27, 2009
Rep. Cleaver, Emanuel [D-MO-5]	D · MO		Apr 27, 2009
Rep. Connolly, Gerald E. [D-VA-11]	D · VA		Apr 27, 2009
Rep. DeGette, Diana [D-CO-1]	D · CO		Apr 27, 2009
Rep. Engel, Eliot L. [D-NY-17]	D · NY		Apr 27, 2009
Rep. Farr, Sam [D-CA-17]	D · CA		Apr 27, 2009
Rep. Fattah, Chaka [D-PA-2]	D · PA		Apr 27, 2009
Rep. Fudge, Marcia L. [D-OH-11]	D · OH		Apr 27, 2009
Rep. Green, Al [D-TX-9]	D · TX		Apr 27, 2009
Rep. Hirono, Mazie K. [D-HI-2]	D · HI		Apr 27, 2009
Rep. Jackson, Jesse L., Jr. [D-IL-2]	D · IL		Apr 27, 2009
Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]	D · GA		Apr 27, 2009
Rep. Kennedy, Patrick J. [D-RI-1]	D · RI		Apr 27, 2009
Rep. Loebsack, David [D-IA-2]	D · IA		Apr 27, 2009
Rep. Markey, Edward J. [D-MA-7]	D · MA		Apr 27, 2009
Rep. McMahon, Michael E. [D-NY-13]	D · NY		Apr 27, 2009
Rep. Miller, Brad [D-NC-13]	D · NC		Apr 27, 2009
Rep. Moore, Gwen [D-WI-4]	D · WI		Apr 27, 2009
Rep. Pascrell, Bill, Jr. [D-NJ-8]	D · NJ		Apr 27, 2009
Rep. Sanchez, Loretta [D-CA-47]	D · CA		Apr 27, 2009
Rep. Yarmuth, John A. [D-KY-3]	D · KY		Apr 27, 2009
Resident Commissioner Pierluisi, Pedro R. [D-PR-At Large]	D · PR		Apr 27, 2009

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Reported By	Apr 29, 2009
Judiciary Committee	Senate	Referred To	Apr 30, 2009

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
111 HRES 372	Procedurally related	Apr 29, 2009: Motion to reconsider laid on the table Agreed to without objection.
111 S 909	Related bill	Apr 28, 2009: Read twice and referred to the Committee on the Judiciary.

Local Law Enforcement Hate Crimes Prevention Act of 2009 - (Sec. 2) Adopts the definition of "hate crime" as set forth in the Violent Crime Control and Law Enforcement Act of 1994 (i.e., a crime in which the defendant intentionally selects a victim, or in the case of a property crime, the property that is the object of the crime, because of the actual or perceived race, color, religion, national origin, ethnicity, gender, disability, or sexual orientation of any person).

(Sec. 3) Authorizes the Attorney General, at the request of a state, local, or tribal law enforcement agency, to provide technical, forensic, prosecutorial, or other assistance in the criminal investigation or prosecution of a violent crime, a hate crime, or a crime that constitutes a felony under state, local, or tribal law. Directs the Attorney General, in providing such assistance, to give priority to cases involving crimes committed in more than one state and to rural jurisdictions that have difficulty covering extraordinary investigation or prosecution expenses.

Authorizes the Attorney General to award grants to state, local, and tribal law enforcement agencies for extraordinary expenses associated with the investigation and prosecution of hate crimes. Requires the Office of Justice Programs of the Department of Justice (DOJ) to work with grantees to address the needs and concerns of all affected parties in implementing grants. Sets forth requirements governing the submission and approval of grant applications. Limits the amount of any grant to \$100,000 for any single jurisdiction in any one-year period.

Requires the Attorney General to: (1) approve or deny a grant application within 180 days after receipt of such application; and (2) report to Congress by December 31, 2011, on the grant program.

Authorizes appropriations for FY2010-FY2011.

(Sec. 4) Authorizes the Office of Justice Programs to award grants to combat hate crimes committed by juveniles. Authorizes appropriations.

(Sec. 5) Authorizes appropriations for FY2010-FY2012 to increase DOJ personnel to assist state, local, and tribal law enforcement agencies in combating hate crimes.

(Sec. 6) Amends the federal criminal code to prohibit willfully causing bodily injury to any person through the use of fire, a firearm, a dangerous weapon, or an explosive or incendiary device because of the actual or perceived race, color, religion, national origin, gender, sexual orientation, gender identity, or disability of any person. Imposes a fine and/or prison term of up to 10 years for violations and a life term if a death results from a violation or certain other violent crimes are involved. Requires the Attorney General or other designated DOJ official to certify certain findings before initiating a prosecution for a hate crime. Sets a seven-year statute of limitations on prosecuting such an offense not resulting in death. Prohibits the admission of evidence as substantive evidence in a hate crime prosecution of the expression or associations of a defendant unless the evidence specifically relates to the hate crime offense.

(Sec. 7) Provides that any provision of this Act that is held to be unconstitutional shall be severable from the remaining provisions of this Act.

(Sec. 8) Declares that nothing in this Act shall be construed to prohibit the exercise of constitutionally-protected free speech.

Actions Timeline

- **Apr 30, 2009:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Apr 29, 2009:** Rule H. Res. 372 passed House.
- **Apr 29, 2009:** Considered under the provisions of rule H. Res. 372. (consideration: CR H4940-4958)
- **Apr 29, 2009:** Rule provides for consideration of H.R. 1913 with 1 hour and 20 minutes of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. A specified amendment is in order. The resolution waives all points of order against consideration of the bill except those arising under clause 9 or 10 of rule XXI. The resolution provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary, modified by the amendment printed in this report, shall be considered as adopted and the bill, as amended, shall be considered as read.
- **Apr 29, 2009:** DEBATE - The House proceeded with one hour and twenty minutes of debate on H.R. 1913.
- **Apr 29, 2009:** The previous question was ordered pursuant to the rule. (consideration: CR H4956)
- **Apr 29, 2009:** Mr. Gohmert moved to recommit with instructions to Judiciary. (consideration: CR H4956-4958; text: CR H4956)
- **Apr 29, 2009:** DEBATE - The House proceeded with 10 minutes of debate on the Gohmert motion to recommit with instructions. The instructions contained in the motion seek to require the bill to be reported back to the House with amendments that expand the punishments outlined in the bill to include the death penalty. The amendments also seek to expand the applicability requirements to include age, status as a current or former member of the Armed Forces, or status as a law enforcement officer beyond what is currently contained in the bill.
- **Apr 29, 2009:** On motion to recommit with instructions Failed by the Yeas and Nays: 185 - 241 (Roll no. 222).
- **Apr 29, 2009:** Passed/agreed to in House: On passage Passed by recorded vote: 249 - 175 (Roll no. 223).
- **Apr 29, 2009:** On passage Passed by recorded vote: 249 - 175 (Roll no. 223).
- **Apr 29, 2009:** Motion to reconsider laid on the table Agreed to without objection.
- **Apr 28, 2009:** Rules Committee Resolution H. Res. 372 Reported to House. Rule provides for consideration of H.R. 1913 with 1 hour and 20 minutes of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. A specified amendment is in order. The resolution waives all points of order against consideration of the bill except those arising under clause 9 or 10 of rule XXI. The resolution provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary, modified by the amendment printed in this report, shall be considered as adopted and the bill, as amended, shall be considered as read.
- **Apr 28, 2009:** Supplemental report filed by the Committee on Judiciary, H. Rept. 111-86, Part II.
- **Apr 27, 2009:** Reported (Amended) by the Committee on Judiciary. H. Rept. 111-86.
- **Apr 27, 2009:** Placed on the Union Calendar, Calendar No. 40.
- **Apr 23, 2009:** Committee Consideration and Mark-up Session Held.
- **Apr 23, 2009:** Ordered to be Reported (Amended) by the Yeas and Nays: 15 - 12.
- **Apr 22, 2009:** Committee Consideration and Mark-up Session Held.
- **Apr 2, 2009:** Introduced in House
- **Apr 2, 2009:** Sponsor introductory remarks on measure. (CR E878-879)
- **Apr 2, 2009:** Referred to the House Committee on the Judiciary.