

S 1247

Terry Technical Correction Act

Congress: 118 (2023–2025, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Apr 20, 2023

Current Status: Read twice and referred to the Committee on the Judiciary. (text: CR S1296)

Latest Action: Read twice and referred to the Committee on the Judiciary. (text: CR S1296) (Apr 20, 2023)

Official Text: <https://www.congress.gov/bill/118th-congress/senate-bill/1247>

Sponsor

Name: Sen. Durbin, Richard J. [D-IL]

Party: Democratic • **State:** IL • **Chamber:** Senate

Cosponsors (5 total)

| Cosponsor | Party / State | Role | Date Joined |
|-----------------------------|---------------|------|--------------|
| Sen. Booker, Cory A. [D-NJ] | D · NJ | | Apr 20, 2023 |
| Sen. Grassley, Chuck [R-IA] | R · IA | | Apr 20, 2023 |
| Sen. Klobuchar, Amy [D-MN] | D · MN | | Apr 20, 2023 |
| Sen. Lee, Mike [R-UT] | R · UT | | Apr 20, 2023 |
| Sen. Paul, Rand [R-KY] | R · KY | | Apr 20, 2023 |

Committee Activity

| Committee | Chamber | Activity | Date |
|---------------------|---------|-------------|--------------|
| Judiciary Committee | Senate | Referred To | Apr 20, 2023 |

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

| Bill | Relationship | Last Action |
|-----------|--------------|--|
| 118 HR 50 | Related bill | Jan 9, 2023: Referred to the House Committee on the Judiciary. |

Terry Technical Correction Act

This bill broadens the scope of crack cocaine offenders who are eligible for a retroactive sentencing reduction under the First Step Act of 2018.

The First Step Act made the Fair Sentencing Act of 2010 retroactive and authorized sentencing reductions for certain crack cocaine offenders convicted and sentenced before the Fair Sentencing Act became effective. Under current law, crack cocaine offenders whose conduct triggered a mandatory minimum sentence are eligible for a retroactive sentencing reduction under the First Step Act. However, in 2021, the Supreme Court held in *Terry v. United States* that low-level crack cocaine offenders whose conduct did not trigger a mandatory minimum sentence are not eligible for a retroactive sentencing reduction under the First Step Act.

This bill extends eligibility for a retroactive sentencing reduction under the First Step Act to all crack cocaine offenders convicted and sentenced before the Fair Sentencing Act became effective, including low-level offenders whose conduct did not trigger a mandatory minimum sentence.

Actions Timeline

- **Apr 20, 2023:** Introduced in Senate
- **Apr 20, 2023:** Read twice and referred to the Committee on the Judiciary. (text: CR S1296)