

106TH CONGRESS
1ST SESSION

H. R. 1632

To provide that certain attribution rules be applied with respect to the counting of certain prisoners in a decennial census of population.

IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 1999

Mr. GREEN of Wisconsin (for himself and Mr. RYAN of Wisconsin) introduced the following bill; which was referred to the Committee on Government Reform

A BILL

To provide that certain attribution rules be applied with respect to the counting of certain prisoners in a decennial census of population.

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. APPLICABILITY.**

4 This Act applies in the case of an individual if—

5 (1) on the decennial census date involved, such
6 individual is incarcerated (pursuant to having been
7 convicted under the laws of a State) in a prison lo-
8 cated within a different State; and

9 (2) greater than half of the costs associated
10 with such individual's incarceration are, under the

1 terms of an agreement to which the States referred
2 to in paragraph (1) are parties, recoverable by the
3 State in which the prison is located.

4 **SEC. 2. RULES FOR COUNTING PRISONERS.**

5 (a) IN GENERAL.—In tabulating the total population
6 of the respective States in a decennial census of popu-
7 lation, the Secretary of Commerce shall provide that any
8 individual described in section 1 shall be counted as a resi-
9 dent of the State from which those amounts (relating to
10 the costs of such individual’s incarceration) are so recover-
11 able.

12 (b) SPECIAL RULES.—In the event that amounts are
13 recoverable from 2 or more States, this section shall be
14 applied in accordance with such special rules as the Sec-
15 retary of Commerce shall prescribe consistent with car-
16 rying out the purposes of this Act.

17 **SEC. 3. DEFINITIONS.**

18 As used in this Act—

19 (1) the terms “census of population” and “de-
20 cennial census date” have the meanings given them
21 under section 141 of title 13, United States Code;

22 (2) the term “State” includes the District of
23 Columbia; and

1 (3) the term “prison” means a correctional or
2 penal facility.

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