

106TH CONGRESS
2D SESSION

H. R. 3623

To assure protection for the innocent to the fundamental right to life by providing a temporary moratorium on carrying out of the death penalty to assure that persons able to prove their innocence are not executed.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 2000

Mr. JACKSON of Illinois (for himself, Mr. FATTAH, Mr. MEEKS of New York, Ms. SCHAKOWSKY, Mr. CLAY, and Ms. NORTON) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To assure protection for the innocent to the fundamental right to life by providing a temporary moratorium on carrying out of the death penalty to assure that persons able to prove their innocence are not executed.

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. SHORT TITLE.**

4 This Act may be cited as the “Accuracy in Judicial
5 Administration Act of 2000”.

6 **SEC. 2. TEMPORARY MORATORIUM.**

7 (a) IN GENERAL.—

6 (2) STANDARDS.—

16 (C) POST CONVICTION PROCEDURES.—
17 Such standards shall include procedures to as-
18 sure that each individual convicted of a capital
19 offense has a full and fair opportunity—

20 (i) to produce any exculpatory DNA
21 or similar evidence which was not available
22 to that individual at the time of the trial
23 that resulted in the sentence of death; and
24 (ii) to obtain an effective judicial viti-
25 ation of the conviction and sentence of

4 (b) PERIOD OF MORATORIUM.—The period referred
5 to in subsection (a) begins on the date of the enactment
6 of this Act and ends on the later of—

7 (1) 7 years after that date; or

16 (c) DECLARATORY JUDGMENT.—In a civil action
17 commenced by a governmental authority of a State, an
18 appropriate United States district court may enter a de-
19 claratory judgment under subsection (b) ending the period
20 of moratorium for the relevant State if the court finds that
21 the State has established procedures consistent with the
22 standards prescribed by the Attorney General under sub-
23 section (a).

