

108TH CONGRESS
1ST SESSION

H. R. 456

To amend title 18 of the United States Code to provide life imprisonment for repeat offenders who commit sex offenses against children.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2003

Mr. GREEN of Wisconsin introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18 of the United States Code to provide life imprisonment for repeat offenders who commit sex offenses against children.

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 “Two Strikes and
5 You’re Out Comprehensive Consequences for Child Mo-
6 lesters Act”.

1 **SEC. 2. MANDATORY LIFE IMPRISONMENT FOR REPEAT**
2 **SEX OFFENDERS AGAINST CHILDREN.**

3 Section 3559 of title 18, United States Code, is
4 amended by adding at the end the following new sub-
5 section:

6 “(e) MANDATORY LIFE IMPRISONMENT FOR RE-
7 PEATED SEX OFFENSES AGAINST CHILDREN.—

8 “(1) IN GENERAL.—A person who is convicted
9 of a Federal sex offense in which a minor is the vic-
10 tim shall be sentenced to life imprisonment if the
11 person has a prior sex conviction in which a minor
12 was the victim, unless the sentence of death is im-
13 posed.

14 “(2) DEFINITIONS.—For the purposes of this
15 subsection—

16 “(A) the term ‘Federal sex offense’
17 means—

18 “(i) an offense under section 2241
19 (relating to aggravated sexual abuse),
20 2242 (relating to sexual abuse), 2243(a)
21 (relating to sexual abuse of a minor),
22 2244(a)(1) or (2) (relating to abusive sex-
23 ual contact), 2245 (relating to sexual
24 abuse resulting in death), or 2251A (relat-
25 ing to selling or buying of children); or

1 “(ii) an offense under section 2423(a)
2 (relating to transportation of minors) in-
3 volving prostitution or sexual activity con-
4 stituting a State sex offense;

5 “(B) the term ‘State sex offense’ means an
6 offense under State law that consists of conduct
7 that would be a Federal sex offense if, to the
8 extent or in the manner specified in the applica-
9 ble provision of this title—

10 “(i) the offense involved interstate or
11 foreign commerce, or the use of the mails;
12 or

13 “(ii) the conduct occurred in any com-
14 monwealth, territory, or possession of the
15 United States, within the special maritime
16 and territorial jurisdiction of the United
17 States, in a Federal prison, on any land or
18 building owned by, leased to, or otherwise
19 used by or under the control of the Gov-
20 ernment of the United States, or in the In-
21 dian country (as defined in section 1151);

22 “(C) the term ‘prior sex conviction’ means
23 a conviction for which the sentence was imposed
24 before the conduct occurred constituting the

1 subsequent Federal sex offense, and which was
2 for a Federal sex offense or a State sex offense;

3 “(D) the term ‘minor’ means an individual
4 who has not attained the age of 17 years; and

5 “(E) the term ‘State’ has the meaning
6 given that term in subsection (c)(2).”.

7 **SEC. 3. SUPERVISED RELEASE TERM FOR SEX OFFENDERS.**

8 Section 3583 of title 18, United States Code, is
9 amended by adding at the end the following:

10 “(k) SUPERVISED RELEASE TERMS FOR SEX OF-
11 FENDERS.—Notwithstanding subsection (b), the author-
12 ized term of supervised release for any offense under sec-
13 tion 1201 involving a victim who has not attained the age
14 of 18 years, and for any offense under chapter 109A, 110,
15 or 117 or section 1591, is any term of years or life.”.

16 **SEC. 4. CONFORMING AMENDMENT.**

17 Sections 2247 and 2426 of title 18, United States
18 Code, are each amended by inserting “, unless section
19 3559(e) applies” before the final period.

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