

108TH CONGRESS
2D SESSION

H. R. 4883

To amend title 18, United States Code, with respect to terrorism against animal-use entities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 21, 2004

Mr. GRAVES introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, with respect to terrorism against animal-use entities, and for other purposes.

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 “Terrorism Against Ani-
5 mal-Use Entities Prohibition Improvement Act of 2004”.

6 **SEC. 2. TERRORISM AGAINST ANIMAL-USE ENTITIES.**

7 (a) IN GENERAL.—Section 43 of title 18, United
8 States Code, is amended—

9 (1) so that subsection (a) reads as follows:

10 “(a) OFFENSES.—

1 “(1) PHYSICAL DISRUPTION.—Whoever—

2 “(A) travels in interstate or foreign com-
3 merce, or uses or causes to be used the mail or
4 any facility in interstate or foreign commerce
5 for the purpose of causing physical disruption
6 to the functioning of an animal enterprise; and

7 “(B) intentionally damages or causes the
8 loss of any property (including animals or
9 records) used by the animal enterprise, or con-
10 spires to do so,

11 shall be punished as provided in subsection (b).

12 “(2) ECONOMIC DISRUPTION.—Whoever—

13 “(A) travels in interstate or foreign com-
14 merce, or uses or causes to be used the mail or
15 any facility in interstate or foreign commerce,
16 for the purpose of causing economic disruption
17 to an animal enterprise; and

18 “(B) intentionally uses threats, acts of
19 vandalism, property damage, trespass, per-
20 sistent and harassing communications, intimi-
21 dation, or coercion, in furtherance of a plan to
22 cause economic disruption to that enterprise, or
23 conspires to do so,

24 shall be punished as provided in subsection (b).”;

1 (2) in subsection (b)(1), by striking “6 months”
2 and inserting “1 year”;

3 (3) in subsection (b)(2), by striking “Major eco-
4 nomic damage” and inserting “Significant economic
5 damage or economic disruption”, by striking “causes
6 economic damage” and inserting “causes economic
7 damage or economic disruption”, by striking “ex-
8 ceeding \$10,000” and inserting “exceeding \$10,000
9 but not exceeding \$100,000”, and by striking “3
10 years” and inserting “5 years”;

11 (4) by redesignating paragraphs (3) and (4) of
12 subsection (b) as paragraphs (4) and (5), respec-
13 tively;

14 (5) in subsection (b), by inserting after para-
15 graph (2) the following:

16 “(3) MAJOR ECONOMIC DAMAGE OR ECONOMIC
17 DISRUPTION.—Any person who, in the course of a
18 violation of subsection (a), causes economic damage
19 or economic disruption exceeding \$100,000 to an
20 animal enterprise shall be fined under this title or
21 imprisoned not more than 10 years, or both.”;

22 (6) in subsection (b)(5) as redesignated above,
23 by striking “and imprisoned” and inserting “and
24 shall be punished by death or imprisoned”; and

25 (7) in subsection (d)—

1 (A) by redesignating paragraphs (3) and
2 (4) as paragraphs (4) and (5), respectively; and
3 (B) by inserting after paragraph (2) the
4 following:

5 “(3) the term ‘economic disruption’ means
6 losses and increased costs that individually or collec-
7 tively exceed \$10,000 to that enterprise. Economic
8 disruption does not include any lawful economic dis-
9 ruption that results from lawful public, govern-
10 mental, or animal enterprise reaction to the disclo-
11 sure of information about an animal enterprise;”.

12 (b) COMMUNICATION INTERCEPTION AUTHORITY.—
13 Section 2516(1)(c) of title 18, United States Code, is
14 amended by inserting before “section 201 (bribery of pub-
15 lic officials and witnesses)” the following: “section 43 (ani-
16 mal enterprise terrorism),”.

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