

110TH CONGRESS  
1ST SESSION

# H. R. 1291

To authorize the Attorney General to carry out a program, known as the Northern Border Prosecution Initiative, to provide funds to northern border States to reimburse county and municipal governments for costs associated with certain criminal activities, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2007

Mr. LARSEN of Washington (for himself and Mrs. McMORRIS RODGERS) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To authorize the Attorney General to carry out a program, known as the Northern Border Prosecution Initiative, to provide funds to northern border States to reimburse county and municipal governments for costs associated with certain criminal activities, 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 “Northern Border Pros-  
5 ecution Initiative Reimbursement Act”.

1 **SEC. 2. NORTHERN BORDER PROSECUTION INITIATIVE.**

2 (a) INITIATIVE REQUIRED.—From amounts made  
3 available to carry out this section, the Attorney General,  
4 acting through the Director of the Bureau of Justice As-  
5 sistance of the Office of Justice Programs, shall carry out  
6 a program, to be known as the Northern Border Prosecu-  
7 tion Initiative, to provide funds to reimburse eligible  
8 northern border entities for costs incurred by those enti-  
9 ties for handling case dispositions of criminal cases that  
10 are federally initiated but federally declined-referred. This  
11 program shall be modeled after the Southwestern Border  
12 Prosecution Initiative and shall serve as a partner pro-  
13 gram to that initiative to reimburse local jurisdictions for  
14 processing Federal cases.

15 (b) PROVISION AND ALLOCATION OF FUNDS.—  
16 Funds provided under the program shall be provided in  
17 the form of direct reimbursements and shall be allocated  
18 in a manner consistent with the manner under which  
19 funds are allocated under the Southwestern Border Pros-  
20 ecution Initiative.

21 (c) USE OF FUNDS.—Funds provided to an eligible  
22 northern border entity may be used by the entity for any  
23 lawful purpose, including the following purposes:

24 (1) Prosecution and related costs.  
25 (2) Court costs.  
26 (3) Costs of courtroom technology.

#### 1 (4) Costs of constructing holding spaces.

2 (5) Costs of administrative staff.

3 (6) Costs of defense counsel for indigent de-  
4 fendants.

5 (7) Detention costs, including pre-trial and  
6 post-trial detention.

7 (d) DEFINITIONS.—In this section:

15 (B) any unit of local government within a  
16 State referred to in subparagraph (A).

1 Attorney or a Federal law enforcement agency during  
2 a Federal investigation to no longer pursue Federal  
3 criminal charges against a defendant and to refer  
4 the investigation to a State or local jurisdiction for possible  
5 prosecution. The term includes a decision made on an individualized case-by-case basis as  
6 well as a decision made pursuant to a general policy or practice or pursuant to prosecutorial discretion.

## 17 SEC. 3. AUTHORIZATION OF APPROPRIATIONS.

18 There are authorized to be appropriated to carry out  
19 this section \$28,000,000 for fiscal year 2008 and such  
20 sums as may be necessary for succeeding fiscal years.

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