

110TH CONGRESS
1ST SESSION

S. 118

To give investigators and prosecutors the tools they need to combat public corruption.

IN THE SENATE OF THE UNITED STATES

JANUARY 4, 2007

Mr. LEAHY (for himself and Mr. PRYOR) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To give investigators and prosecutors the tools they need to combat public corruption.

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 “Effective Corruption
5 Prosecutions Act of 2007”.

6 **SEC. 2. EXTENSION OF STATUTE OF LIMITATIONS FOR SE-**

7 **RIOS PUBLIC CORRUPTION OFFENSES.**

8 (a) IN GENERAL.—Chapter 213 of title 18, United
9 States Code, is amended by adding at the end the fol-
10 lowing:

1 **“§ 3299. Corruption offenses**

2 “Unless an indictment is returned or the information
3 is filed against a person within 8 years after the commis-
4 sion of the offense, a person may not be prosecuted, tried,
5 or punished for a violation of, or a conspiracy or an at-
6 tempt to violate the offense in—

7 “(1) section 201 or 666;

8 “(2) section 1341, 1343, or 1346, if the offense
9 involves a scheme or artifice to deprive another of
10 the intangible right of honest services of a public of-
11 ficial;

12 “(3) section 1951, if the offense involves extor-
13 tion under color of official right;

14 “(4) section 1952, to the extent that the unlaw-
15 ful activity involves bribery; or

16 “(5) section 1963, to the extent that the racket-
17 eering activity involves bribery chargeable under
18 State law, or involves a violation of section 201 or
19 666.”.

20 (b) CLERICAL AMENDMENT.—The table of sections
21 at the beginning of chapter 213 of title 18, United States
22 Code, is amended by adding at the end the following:

“3299. Corruption offenses.”.

23 (c) APPLICATION OF AMENDMENT.—The amend-
24 ments made by this section shall not apply to any offense

1 committed more than 5 years before the date of enactment
2 of this Act.

3 **SEC. 3. INCLUSION OF FEDERAL PROGRAM BRIBERY AS A**
4 **PREDICATE FOR INTERCEPTION OF WIRE,**
5 **ORAL OR ELECTRONIC COMMUNICATIONS**
6 **AND AS A PREDICATE FOR A RACKETEER IN-**
7 **FLUENCED AND CORRUPT ORGANIZATIONS**
8 **OFFENSE.**

9 (a) IN GENERAL.—Section 2516(c) of title 18,
10 United States Code, is amended by adding after “section
11 224 (bribery in sporting contests),” the following: “section
12 666 (theft or bribery concerning programs receiving Fed-
13 eral funds),”.

14 (b) IN GENERAL.—Section 1961 of title 18, United
15 States Code, is amended by adding after “section 664 (re-
16 lating to embezzlement from pension and welfare funds),”
17 the following: “section 666 (relating to theft or bribery
18 concerning programs receiving Federal funds),”.

19 **SEC. 4. AUTHORIZATION FOR ADDITIONAL PERSONNEL TO**
20 **INVESTIGATE AND PROSECUTE PUBLIC COR-**
21 **RUPTION OFFENSES.**

22 There are authorized to be appropriated to the De-
23 partment of Justice, including the United States Attor-
24 neys’ Offices, the Federal Bureau of Investigation, and the
25 Public Integrity Section of the Criminal Division,

1 \$25,000,000 for each of the fiscal years 2008, 2009, 2010,
2 and 2011, to increase the number of personnel to inves-
3 tigate and prosecute public corruption offenses including
4 sections 201, 203 through 209, 641, 654, 666, 1001,
5 1341, 1343, 1346, and 1951 of title 18, United States
6 Code.

○