

111TH CONGRESS  
1ST SESSION

# S. 1765

To amend the Hate Crime Statistics Act to include crimes against the homeless.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2009

Mr. CARDIN (for himself, Ms. COLLINS, Mr. BROWN, Ms. MIKULSKI, Mr. WHITEHOUSE, Mr. SCHUMER, and Mr. BURRIS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend the Hate Crime Statistics Act to include crimes against the homeless.

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 “Hate Crimes Against  
5       the Homeless Statistics Act of 2009”.

6       **SEC. 2. INCLUSION OF HOMELESS.**

7       Section (1)(b) of the Hate Crime Statistics Act is  
8       amended—

9               (1) in paragraph (1), by inserting “homeless  
10       status,” after “sexual orientation,”; and

1 (2) by adding the end the following:

2 “(6) As used in this subsection, the term  
3 ‘homeless status’ with respect to an individual, re-  
4 fers to an individual who—

5 “(A) lacks a fixed, regular, and adequate  
6 nighttime residence; or

7 “(B) has a primary nighttime residence  
8 that is—

9 “(i) a public or private place not de-  
10 signed for, or ordinarily used as, a regular  
11 sleeping accommodation for human beings,  
12 including cars, parks, public spaces, aban-  
13 doned buildings, substandard housing, bus  
14 or train stations, or similar settings;

15 “(ii) a supervised publicly or privately  
16 operated shelter designed to provide tem-  
17 porary living accommodations, including  
18 motels, hotels, congregate shelters, and  
19 transitional housing; or

20 “(iii) housing of other persons in  
21 which the individual is temporarily staying  
22 due to loss of housing, economic hardship,  
23 or a similar reason.”.

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