

115TH CONGRESS
2D SESSION

H. R. 5363

To safeguard the Crime Victims Fund.

IN THE HOUSE OF REPRESENTATIVES

MARCH 21, 2018

Mr. POE of Texas (for himself and Mr. COSTA) introduced the following bill; which was referred to the Committee on the Budget, and in addition to the Committees on Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To safeguard the Crime Victims Fund.

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 “Crime Victims Fund
5 Preservation Act of 2018”.

6 **SEC. 2. EXCLUSION OF CRIME VICTIMS FUND FROM ALL**
7 **BUDGETS.**

8 Notwithstanding any other provision of law, the re-
9 ceipts and disbursements of the Crime Victims Fund (es-
10 tablished under section 1402 of the Victims of Crime Act

1 of 1984 (34 U.S.C. 20101)) shall not be counted as new
2 budget authority, outlays, receipts, or deficit or surplus
3 for purposes of—

4 (1) the budget of the United States Govern-
5 ment, as submitted by the President; or

6 (2) the congressional budget.

7 **SEC. 3. LOCK-BOX PROTECTION.**

8 (a) IN GENERAL.—Notwithstanding any other provi-
9 sion of law, it shall not be in order in the House of Rep-
10 resentatives or the Senate to consider any measure that
11 would authorize the use of, or appropriate, amounts in the
12 Crime Victims Fund, established under section 1402 of
13 the Victims of Crime Act of 1984 (34 U.S.C. 20101), in-
14 cluding amounts in such Fund that are designated to re-
15 main in the Fund for obligation in future fiscal years, for
16 any purpose other than a purpose authorized under such
17 Act.

18 (b) 60-VOTE WAIVER REQUIRED IN THE SENATE.—

19 (1) IN GENERAL.—Subsection (a) may be
20 waived or suspended in the Senate only by the af-
21 firmative vote of three-fifths of the Members, duly
22 chosen and sworn.

23 (2) APPEALS.—

24 (A) PROCEDURE.—Appeals in the Senate
25 from the decisions of the Chair relating to para-

graph (1) shall be limited to 1 hour, to be equally divided between, and controlled by, the mover and the manager of the measure that would authorize the payment or use of amounts in the Crime Victims Fund for a purpose other than a purpose authorized under the Victims of Crime Act of 1984 (34 U.S.C. 20101).

(B) 60 VOTES REQUIRED.—An affirmative vote of three-fifths of the Members, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised in relation to paragraph (1).

(c) EXERCISE OF RULEMAKING POWERS.—This section is enacted by Congress—

(1) as an exercise of the rulemaking power of the House of Representatives and the Senate, respectively, and as such they shall be considered as part of the rules of each House, respectively, or of that House to which they specifically apply, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of either House to change the rules (so far as relating to such House) at any time, in the same

1 manner, and to the same extent as in the case of
2 any other rule of that House.

3 **SEC. 4. EXEMPTION FROM SEQUESTRATION.**

4 The Crime Victims Fund (established under section
5 1402 of the Victims of Crime Act of 1984 (34 U.S.C.
6 20101)) shall be exempt from sequestration, including any
7 reduction under any order issued under the Balanced
8 Budget and Emergency Deficit Control Act of 1985 (2
9 U.S.C. 900 et seq.).

○