

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1637

To safeguard the Crime Victims Fund.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2011

Mr. POE of Texas (for himself, Mr. COSTA, Mr. PAUL, Mr. GRIJALVA, Mr. LOEBSACK, and Ms. NORTON) 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

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## 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 2011”.

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 (42 U.S.C. 10601)) 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 (42 U.S.C. 10601), 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-

1 graph (1) shall be limited to 1 hour, to be  
2 equally divided between, and controlled by, the  
3 mover and the manager of the measure that  
4 would authorize the payment or use of amounts  
5 in the Crime Victims Fund for a purpose other  
6 than a purpose authorized under the Victims of  
7 Crime Act of 1984 (42 U.S.C. 10601).

8 (B) 60 VOTES REQUIRED.—An affirmative  
9 vote of three-fifths of the Members, duly chosen  
10 and sworn, shall be required in the Senate to  
11 sustain an appeal of the ruling of the Chair on  
12 a point of order raised in relation to paragraph  
13 (1).

14 (c) EXERCISE OF RULEMAKING POWERS.—This sec-  
15 tion is enacted by Congress—

16 (1) as an exercise of the rulemaking power of  
17 the House of Representatives and the Senate, re-  
18 spectively, and as such they shall be considered as  
19 part of the rules of each House, respectively, or of  
20 that House to which they specifically apply, and  
21 such rules shall supersede other rules only to the ex-  
22 tent that they are inconsistent therewith; and

23 (2) with full recognition of the constitutional  
24 right of either House to change the rules (so far as  
25 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.

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