



AJA Monthly Federal Policy Update

Last Updated: September 23, 2023

Legislative Update

August was a relatively quiet month from a legislative perspective, but we wanted to highlight a couple of new bills we are tracking for you:

- H.R.3344 - Justice for Incarcerated Moms Act – Rep. Ayanna Pressley (D-MA)
 - o This bill would prevent the use of restraints on pregnant inmates.
- H.R.3407 / S.1640 - Empowering Law Enforcement Act of 2023 – Rep. Buddy Carter (R-GA) / Sen. Tommy Tuberville
 - o This bill would provide for enhanced Federal enforcement of, and State and local assistance in the enforcement of, the immigration laws of the United States, and for other purposes.
- H.R.4972 - End Solitary Confinement Act – Rep. Cori Bush (D-MO)
 - o To end the use of solitary confinement and other forms of restrictive housing in all Federal agencies and entities they contract with.
- S.1422 - Sexual Abuse Services in Detention Act – Rep. Ben Schatz (D-HI)
 - o To authorize grants for emotional support services for incarcerated victims of sexual abuse, and for other purposes.

Work on the Hill

- Rep. Troy Nehls (R-TX) – Lobbyit met with Rep. Nehls directly and discussed reentry and the Due Process Continuity of Care Act specifically. He was skeptical of the due process bill, but committed to examining the issue and meeting with us down the road. He expressed support for the work AJA's member do and is an advocate for law enforcement.
- Rep. Deb Ross (D-NC) – We presented both reentry and due process legislation to Rep. Ross staff and they are reviewing both to consider cosponsoring.

CONGRESS FALL TO-DO LIST

Lawmakers will be greeted by a long list of to-do's when they return to Washington. The Senate has 17 legislative days from when they return until the end of September, but the House has just 12. Here is a quick overview of the major legislative issues that are on the docket:

1) PAHPA Reauthorization: The law that governs programs for pandemic preparedness is up for reauthorization. Both the Senate's Health, Education, Labor and Pensions panel and the House's Energy and Commerce Committee have approved differing versions of this law, but neither has made it to a floor vote and is unlikely to be resolved by the Sept. 30 deadline.

The Senate's Health, Education, Labor and Pensions panel approved its bipartisan bill (S 2333) to reauthorize the comprehensive pandemic preparedness law (PL 109-417) in July. It includes language to initiate a study potentially replacing drug patents with financial prizes for research and innovation, a proposal opposed by pharmaceutical lobbyists.

The House's version is split into two bills (HR 4421, HR 4420) approved by the Energy and Commerce Committee last month. But Democrats take issue with the absence of language addressing prescription drug shortages in the measure.

And neither bill would overhaul how the FDA oversees lab test oversight. Lobbyists are fighting to have that language included.

2) FAA Reauthorization: When lawmakers land back on the Hill there will be dwindling legislative days until the Federal Aviation Administration's funding authority expires at the end of September. The House passed its version (HR 3935) in mid-July. But senators still need to pass their FAA bill (S 1939) before the two versions can go to conference.

Senate Republicans intend to markup their FAA Reauth bill when they reconvene in September. But with the month's legislative calendar already crowded, Congress likely will need to pass an extension for the agency before the end of the fiscal year on Sept. 30.

Even if the Senate passes its bill, it's unclear if sufficient time would remain to move the legislation through conference in September, given substantive and technical differences between the two chambers' versions.

3) Farm Bill: Writers of the 2023 farm bill face the challenge of very little time and a possible trillion-dollar price tag when they return to Washington. Congress is expected to pass a new farm bill about every five years, setting policy on a range of food and agriculture issues.

The current farm bill (PL 115-334) expires Sept. 30. But enacting a replacement before that deadline looks like a nearly impossible feat.

The Congressional Budget Office's most recent estimate of the cost of the bill is more than \$1.5 trillion over 10 years, with the largest chunk, the Supplemental Nutrition Assistance Program, or SNAP, costing \$1.2 trillion.

One of the biggest debates will be over possible changes to SNAP. Republicans negotiated an expansion of work requirements for SNAP participants in the debt ceiling agreement. But House Democrats worry that GOP members will seek even more changes. They argue that while some recipients may be able to work, they still require food assistance because of low pay and fluctuating weekly work hours. It's not a new clash -- disagreement over SNAP colored debate on previous farm bills.

Inflation could also factor into debate. Commodity groups are campaigning for a variety of potentially expensive changes they say they need to handle higher operating costs fueled by inflation, and to reflect market changes since 2018.

Senate Minority Leader Mitch McConnell (R-KY) has stated that the new farm bill, will not be finalized by its September 30 expiration date. Instead, he suggests that Congress aims to pass the bill by the end of the year. The delay is due to other high-priority legislation and the complexities surrounding the farm bill, including debates over the Supplemental Nutrition Assistance Program (SNAP).

Senate Agriculture Chairwoman Debbie Stabenow (D-MI) and House Agriculture Chairman Glenn Thompson (R-PA) also indicated that work on the farm bill is ongoing, and that missing the September deadline is not unusual. The delay could complicate matters as 2024 is a presidential election year.

4) National Defense: The Senate overwhelmingly passed its National Defense Authorization Act just before leaving town last month. The fiscal 2024 bipartisan policy bill sailed through the chamber with bipartisan support after consideration of largely noncontroversial amendments.

But the Senate version is expected to run headlong into the House NDAA in bicameral negotiations to create a compromise version. The House bill narrowly passed after GOP amendments on hot-button social issues turned all but four Democrats into "no" votes on the typically bipartisan bill. That division threatens to severely complicate work on the policy bill, threatening its record of passing every year for the past six decades. Lawmakers will have to reconcile some of their differences to get a bill to the president's desk.

House language to rescind the Pentagon's program reimbursing servicemembers who must travel to obtain reproductive health care, limit access to gender-affirming care for transgender troops, and end various diversity, equity and inclusion initiatives at the Defense Department all could rock the boat in conference negotiations.

The House NDAA would authorize \$874.2 billion in national defense spending, while the Senate's package would authorize \$886.3 billion.

APPROPRIATIONS FY24 BUDGET UPDATE

Congress is preparing to return to Washington in September and among the priorities is a potential government funding lapse set for September 30. Floor movement on spending bills comes as House Republicans are wrestling with how to escape September without a partial government shutdown while still extracting some policy wins out of Democrats who control the Senate and White House.

In the Senate, Democrats are considering a stopgap spending bill possibly combined with a supplemental spending package for aid to Ukraine and disaster relief. In the House, Republicans are proposing to package a temporary spending bill with full-year appropriations for the Defense and Veterans Affairs departments. There are differences between the House and Senate on spending levels, with some House members seeking deeper cuts than what the debt limit law allows. Legislation has moved at different speeds in both chambers: the House has yet to advance two major appropriations bills out of committee, while the Senate has cleared all twelve.

House Update: GOP conservatives float strategy for packaging stopgap bill

The Republican Study Committee (RSC) is considering a strategy to combine a short-term spending bill with full-year appropriations for the Defense and Veterans Affairs departments. This move aims to prevent a partial government shutdown while prioritizing defense and veterans-related funding. The strategy would see other agencies' funding cut below current levels, aligning with the caps that House Republicans initially sought.

The RSC memo suggests that such a strategy would prioritize national defense over what they term as "Biden's woke agencies" and show that Republicans have a plan to keep the government operational responsibly. The memo also indicates that conservatives may seek to separate different aspects of President Biden's supplemental spending request, like splitting off Ukraine aid from disaster relief.

The Senate and House are about \$70 billion apart on fiscal 2024 spending levels. The Senate Appropriations Committee has included nearly \$14 billion in emergency spending above what was initially agreed upon, a point the RSC memo criticizes.

Senate Update: Senate Strategy For Combination Spending Bill Takes Shape

The U.S. Senate is considering a combined appropriations package that would include the fiscal 2024 Military Construction-VA and Agriculture bills, along with supplemental funding for the war in Ukraine, disaster relief, and border security. Initial procedural moves for floor consideration could start as early as next week, but no final decisions have been made. The Senate Appropriations Committee has approved all 12 of the fiscal 2024 appropriations bills, but none have yet reached the Senate floor. The Military Construction-VA and Agriculture bills received unanimous approval in the committee, and there's bipartisan eagerness to bring these uncontroversial measures to the floor.

President Biden has requested \$40.1 billion in emergency spending, which is under review. This request has faced criticism from Republicans, particularly a \$4 billion allocation for border 'security,' which some Republicans argue does not focus enough on security but rather encourages undocumented immigration. The request also includes \$24 billion for the war effort in Ukraine and \$12 billion for FEMA's disaster relief fund. Some lawmakers, like Sen. Rick Scott (R-FA), are calling for separating the FEMA money into a standalone measure to expedite its approval. Others, like Sen. Katie Britt (R-AL), have made it clear that they oppose the border funding in Biden's supplemental request.

Both the Senate and House are also working on temporary stopgap funding bills to prevent a government shutdown, with a potential end date of Dec. 8 being considered. House members have not yet agreed on a unified strategy for even the short-term bill. Regular appropriations bills have not made much progress on the floor in either chamber. If a continuing resolution isn't signed into law by President Biden by midnight on Oct. 1, a partial government shutdown would occur.

Bills by Issue

American Jail Association (51)

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HCONRES 5	Referred To The House Committee On The Judiciary 2023 01 09	In House	None	None	<div style="display: flex; gap: 5px;"><div style="background-color: #f08080; padding: 2px;">13.3%</div><div style="background-color: #f08000; padding: 2px;">68.9%</div></div>
Title		Introduction Date: 2023-01-09				
Expressing support for the Nation's law enforcement agencies and condemning any efforts to defund or dismantle law enforcement agencies.						
Description						
This concurrent resolution offers sincere gratitude and appreciation for the nation's law enforcement officers. It also recognizes the sacrifices of law enforcement officers and rejects efforts to defund and dismantle state and local law enforcement agencies.						
Primary Sponsors						
Tom Tiffany						

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 27	Referred To The House Committee On The Judiciary 2023 01 09	In House	None	None	5.6% 66.6%

Title Prosecutors Need to Prosecute Act **Introduction Date:** 2023-01-09

Description
 Prosecutors Need to Prosecute Act This bill requires certain state and local prosecutors to report data on criminal referrals and outcomes of cases involving murder or non-negligent manslaughter, forcible rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, arson, or any offense involving the illegal use or possession of a firearm. The reporting requirement applies to state and local prosecutors in a jurisdiction with 380,000 or more persons that receives funding under the Edward Byrne Memorial Justice Assistance Grant program. The report must contain data on * cases referred for prosecution, * cases declined for prosecution, * cases resulting in a plea agreement with the defendant, * cases initiated against defendants with previous arrests or convictions, and * defendants charged who were released or eligible for bail.

Primary Sponsors
 Nicole Malliotakis

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 44	Referred To The House Committee On The Judiciary 2023 01 09	In House	None	None	8.5% 65.5%

Title Kalief's Law **Introduction Date:** 2023-01-09

Description
 Effective and Humane Treatment of Youth Act of 2023 or Kalief's Law This bill establishes requirements for the treatment of youth in the criminal justice system at the federal, state, and local levels. A youth is an individual who is 21 years of age or younger. At the federal level, the bill * requires federal law enforcement officers to record youth custodial interrogations, * limits the use of solitary confinement for youth at federal facilities, and * limits the use of restraints on youth during federal court proceedings. At the state and local levels, the bill places conditions on existing grants and establishes a new grant to incentivize the implementation of similar policies with respect to youth. First, the bill reauthorizes the Juvenile Accountability Block Grant program for FY2023-FY2027. To be eligible for grant funds, state and local governments must implement policies that, with respect to youth, provide a right to speedy trial, provide a right to timely bail consideration, and restrict the use of solitary confinement. Second, a state or local government that receives funding under the Edward Byrne Memorial Justice Assistance Grant program or the Community Oriented Policing Services program must implement policies and training on police-youth interaction. Third, the bill directs the Department of Justice to award grants to help state and local governments record youth custodial interrogations.

Primary Sponsors
 Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 46	Referred To The Committee On Energy And Commerce And In Addition To The Committee On 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 2023 01 09	In House	None	None	7.4% 72.6%

Title

Mental Health Access and Gun Violence Prevention Act of 2023

Introduction Date: 2023-01-09

Description

Mental Health Access and Gun Violence Prevention Act of 2023 This bill authorizes FY2024 appropriations for the Department of Justice, the Department of Health and Human Services, and the Social Security Administration to (1) increase access to mental health care treatment and services, and (2) promote reporting of mental health information to the National Instant Criminal Background Check System. (This system is used to query federal, state, local, tribal, and territorial criminal history record information and other records to determine an individual's eligibility to receive, transfer, or possess firearms.)

Primary Sponsors

Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 50	Referred To The House Committee On The Judiciary 2023 01 09	In House	None	None	8.5% 62.7%

Title

Terry Technical Correction Act

Introduction Date: 2023-01-09

Description

Terry Technical Correction Act This bill broadens the scope of crack cocaine offenders who are eligible for a retroactive sentencing reduction under the First Step Act of 2018. The First Step Act made the Fair Sentencing Act of 2010 retroactive and authorized sentencing reductions for certain crack cocaine offenders convicted and sentenced before the Fair Sentencing Act became effective. Under current law, crack cocaine offenders whose conduct triggered a mandatory minimum sentence are eligible for a retroactive sentencing reduction under the First Step Act. However, in 2021, the Supreme Court held in Terry v. United States that low-level crack cocaine offenders whose conduct did not trigger a mandatory minimum sentence are not eligible for a retroactive sentencing reduction under the First Step Act. This bill extends eligibility for a retroactive sentencing reduction under the First Step Act to all crack cocaine offenders convicted and sentenced before the Fair Sentencing Act became effective, including low-level offenders whose conduct did not trigger a mandatory minimum sentence.

Primary Sponsors

Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 54	Referred To The House Committee On The Judiciary 2023 01 09	In House	None	None	8.4% 68.3%

Title

Federal Prison Bureau Nonviolent Offender Relief Act of 2023

Introduction Date: 2023-01-09**Description**

Federal Prison Bureau Nonviolent Offender Relief Act of 2023
This bill establishes a new early release option for certain federal prisoners. Specifically, the Bureau of Prisons must release early an offender who has completed at least half of his or her sentence if such offender has attained age 45, has never been convicted of a crime of violence, and has not received any institutional disciplinary violations.

Primary Sponsors

Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 56	Referred To The House Committee On The Judiciary 2023 01 09	In House	None	None	6.0% 68.2%

Title

RAISE Act of 2023

Introduction Date: 2023-01-09**Description**

Reforming Alternatives to Incarceration and Sentencing to Establish a Better Path for Youth Act of 2023 or the RAISE Act of 2023 This bill modifies requirements and procedures related to the sentencing, confinement, and release of youth who are involved in the federal criminal justice system. The term youth means an individual who is prosecuted or sentenced for a criminal offense committed at age 21 or younger. The bill modifies federal sentencing options for youth, including by allowing courts * to depart from the statutory mandatory minimum for certain nonviolent offenses, * to reduce the prison term of a youth who has completed 20 years of the sentence, and * to treat as discretionary a sentence of imprisonment for life. Additionally, it requires the Bureau of Prisons to separately designate youth correctional facilities, minimize contact between youth and other offenders, and establish programs regarding youth education, skills training, reentry, and mental and emotional health. Finally, the bill promotes reentry and reintegration into the community, including by * providing an early release option for youth offenders who complete one half or more of their prison term and meet certain criteria; * authorizing home confinement for a longer period of time; * limiting the maximum prison term for technical violations of probation; * establishing pilot programs for mentorship, government service, and animal service; and * establishing pilot programs for diversion of high-risk, victimized, and primary caretaker youth.

Primary Sponsors

Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 62	Referred To The Committee On Energy And Commerce And In Addition To The Committee On 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 2023 01 09	In House	None	None	<div style="display: flex; justify-content: space-between;"> 7.4% 71.9% </div>

Title
SHIELD Act

Introduction Date: 2023-01-09

Description

Safeguard Healthcare Industry Employees from Litigation and Distress Act or the SHIELD Act This bill establishes a framework to limit interference with persons seeking to provide or access reproductive health services at the state level. For the purposes of this summary, interference with persons seeking to provide or access reproductive health services includes acts to prevent, restrict, impede, or retaliate against * a health care provider who provides reproductive health care services, * any person or entity who helps health care providers to provide such services, * any person who seeks to access such services, or * any person or entity who helps another person to access such services. First, the bill reduces the allocation of funds under certain law enforcement grant programs for a state that has in effect a law authorizing state or local officers or employees to interfere with persons seeking to provide or access reproductive health services. Second, the bill prohibits interference with persons seeking to provide or access reproductive health care services * by state or local officers or employees acting under color of law in any manner that would have a discriminatory effect on a woman, and * by persons who are not state or local officers or employees and are attempting to implement or enforce a state law in circumstances affecting interstate commerce. The bill authorizes civil remedies for a violation, including damages and injunctive relief. Additionally, it authorizes criminal penalties for a violation involving the use of a deadly or dangerous weapon or the infliction of bodily injury.

Primary Sponsors

Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 238	Referred To The House Committee On The Judiciary 2023 01 10	In House	None	None	8.7% 68.3%

Title Residential Substance Use Disorder Treatment Act of 2023 **Introduction Date:** 2023-01-10

Description
 Residential Substance Use Disorder Treatment Act of 2023
 This bill revises and reauthorizes through FY2027 grants for residential substance use disorder treatment programs at state and local correctional and detention facilities. Among the revisions, the bill * replaces statutory references to substance abuse with substance use disorder, * specifies that the term residential substance use disorder treatment program includes a medication-assisted treatment program, * requires the chief medical officer or other staff overseeing a program to complete training on the science of addiction and the latest research and clinical guidance on treating substance use disorders in criminal justice settings, and * allows people who are awaiting trial or in pretrial detention to participate in the programs.

Primary Sponsors
 Sheila Jackson Lee

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 355	Referred To The House Committee On The Judiciary 2023 01 13	In House	None	None	5.6% 67.1%

Title Back the Blue Act of 2023 **Introduction Date:** 2023-01-13

Description
 Back the Blue Act of 2023 This bill establishes new criminal offenses for killing, assaulting, and fleeing to avoid prosecution for killing a judge, law enforcement officer, or public safety officer. Additionally, the bill * expands the list of statutory aggravating factors in death penalty determinations to also include the killing or attempted killing of a law enforcement officer, judge, prosecutor, or firefighter or other first responder; * broadens the authority of federal law enforcement officers to carry firearms; and * limits federal court review of challenges to state court convictions for killing a public safety officer or judge. Finally, it directs the Department of Justice to make grants to law enforcement agencies and nongovernmental organizations to promote trust and improve relations between law enforcement agencies and the communities they serve.

Primary Sponsors
 Don Bacon

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 444	Referred To The House Committee On The Judiciary 2023 01 20	In House	None	None	5.1% 55.6%

Title Introduction Date: 2023-01-20
End For-Profit Prisons Act of 2023

Description
End For-Profit Prisons Act of 2023 This bill establishes a framework to phase out existing Bureau of Prisons (BOP) and U.S. Marshals Service contracts with private companies for correctional facilities and community confinement facilities (e.g., halfway houses). The bill requires the Department of Justice to develop guidelines for community reintegration programs at community confinement facilities. In carrying out prerelease and reentry planning procedures, the bill requires the BOP to ensure prisoners receive information and counseling about criminal record expungement; educational, employment, and treatment programs; and applications for public assistance programs, a driver's license, and voter registration. The BOP must also provide prisoners with postrelease information about fines, assessments, surcharges, restitution, and other penalties.

Primary Sponsors
Bonnie Watson Coleman

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 898	Referred To The House Committee On The Judiciary 2023 02 09	In House	None	None	4.2% 69.1%

Title Introduction Date: 2023-02-09
Recruit and Retain Act of 2023

Description
Recruit and Retain Act of 2023 This bill allows funds under the Community Oriented Policing Services grant program to be used to recruit and retain law enforcement officers for community-oriented policing.

Primary Sponsors
John Carter

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 981	Referred To The House Committee On The Judiciary 2023 02 10	In House	None	None	8.3% 66.8%

Title Introduction Date: 2023-02-10
One Stop Shop Community Reentry Program Act of 2023

Description
One Stop Shop Community Reentry Program Act of 2023 This bill authorizes grants to support community-based reentry resources for previously incarcerated individuals who return to their communities. First, the bill authorizes the Department of Justice (DOJ) to make grants for community-based nonprofit organizations to create community reentry centers. Second, the bill authorizes DOJ to make grants for states, Indian tribes, and local governments to operate reentry services assistance hotlines.

Primary Sponsors
Sydney Kamlager-Dove

State US	Bill Number HR 982	Last Action Referred To The Committee On The Judiciary And In Addition To The Committee On The Budget 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 2023 02 10	Status In House	Position None	Priority None	FN Outlook 6.0% 74.7%
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Title

Pregnant Women in Custody Act

Introduction Date: 2023-02-10

Description

Pregnant Women in Custody Act This bill establishes requirements to address the health needs of incarcerated women related to pregnancy and childbirth. The bill requires the Bureau of Justice Statistics to collect data on the health needs of incarcerated pregnant women at the federal, state, tribal, and local levels. With respect to incarcerated women at the federal level, the bill * requires the Bureau of Prisons (BOP) to provide appropriate services and programs to address the health and safety needs related to pregnancy and childbirth, as well as appropriate health care to a woman with a high-risk pregnancy; * limits the use of restrictive housing for prisoners who are pregnant or in postpartum recovery; * prohibits the use of solitary confinement for an incarcerated pregnant woman in her third trimester; and * requires the BOP to annually report on the number of administrative claims and appeals filed by pregnant inmates. With respect to incarcerated women at the state and local level, the bill requires the Government Accountability Office to study the services and protections for pregnant incarcerated women in state and local correctional settings.

Primary Sponsors

Sydney Kamlager-Dove

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 1359	Referred To The Subcommittee On Health 2023 03 10	In House	None	None	10.2% 76.6%

Title
Modernizing Opioid Treatment Access Act

Introduction Date: 2023-03-03

Description

Modernizing Opioid Treatment Access Act This bill expands access to methadone for an individual's unsupervised use to treat opioid use disorder (OUD). (Typically, methadone must be dispensed to individuals in person through opioid treatment programs.) The bill (1) waives provisions of the Controlled Substances Act that require qualified practitioners to obtain a separate registration from the Drug Enforcement Administration (DEA) to prescribe and dispense methadone to treat OUD, and (2) requires the Substance Abuse and Mental Health Services Administration and the DEA to jointly report on the waiver. Additionally, the bill directs the DEA to register certain practitioners to prescribe methadone that is dispensed through a pharmacy for an individual's unsupervised use. Qualified practitioners must be licensed or authorized to prescribe controlled substances, and they must either work for an opioid treatment program or be a physician or psychiatrist with a specialty certification in addiction medicine. A state may request that the DEA stop registering such practitioners in its jurisdiction. Individuals who receive methadone for unsupervised use must continue to have access to other care through an opioid treatment program. For purposes of the waiver, the bill also requires the exclusive use of electronic prescribing, establishes prescription limits, and sets out requirements for informed consent. Further, the bill permits the use of telehealth to provide methadone treatment and related services if the state and the Department of Health and Human Services jointly determine the use is feasible and appropriate.

Primary Sponsors

Donald Norcross

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 1490	Referred To The House Committee On The Judiciary 2023 03 09	In House	None	None	5.4% 62.7%

Title
Preventing Violence Against Female Inmates Act of 2023

Introduction Date: 2023-03-09

Description

Preventing Violence Against Female Inmates Act of 2023 This bill establishes a framework to prohibit correctional institutions at the federal and state levels from housing inmates of one biological sex with inmates of the other biological sex.

Primary Sponsors

Rick Crawford

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 1776	Ordered To Be Reported By Voice Vote 2023 07 26	In House	None	None	42.3% 78.7%

Title Introduction Date: 2023-03-24
End Tuberculosis Now Act of 2023

Description
End Tuberculosis Now Act of 2023 This bill authorizes actions, including the provision of international assistance, to combat tuberculosis. The President may provide international assistance to prevent, treat, control, and eliminate tuberculosis. The President must also establish goals for U.S. efforts to detect, cure, and prevent all forms of tuberculosis globally by updating the National Action Plan for Combating Multidrug-Resistant Tuberculosis. The Government Accountability Office must periodically report to Congress on the impact of efforts to combat tuberculosis that are supported by U.S. bilateral assistance.

Primary Sponsors
Ami Bera

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 2380	Referred To The Subcommittee On Communications And Technology 2023 04 07	In House	None	None	6.3% 64.1%

Title Introduction Date: 2023-03-29
Cellphone Jamming Reform Act of 2023

Description
Cellphone Jamming Reform Act of 2023 This bill allows a state or federal correctional facility to operate a jamming system to interfere with cellphone signals within inmate housing facilities.

Primary Sponsors
David Kustoff

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 2400	Referred To The Subcommittee On Health 2023 04 07	In House	Support	High	10.3% 75.2%

Title Introduction Date: 2023-03-30
Reentry Act of 2023

Description
Reentry Act of 2023 This bill allows for Medicaid payment of medical services furnished to an incarcerated individual during the 30-day period preceding the individual's release. The Medicaid and Children's Health Insurance Program (CHIP) Payment and Access Commission must report on specified information relating to the accessibility and quality of health care for incarcerated individuals, including the impact of the bill's changes.

Primary Sponsors
Paul Tonko

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 2669	Referred To The House Committee On The Judiciary 2023 04 18	In House	None	None	6.2% 69.7%

Title Introduction Date: 2023-04-18
Ensuring Work Opportunities in Correctional Facilities Act of 2023

Description
Ensuring Work Opportunities in Correctional Facilities Act of 2023 This bill expands job training and education programs in correctional facilities. Specifically, the bill authorizes the Bureau of Prisons to provide additional support for occupational education and training programs. The bill requires an annual report that (1) includes a list of programs receiving funding; and (2) analyzes the efficacy of these programs in providing incarcerated workers with valuable job skills, improving their quality of life, and increasing their job prospects upon release. Additionally, the bill reauthorizes through FY2029 grant programs for (1) evaluating and improving educational methods at prisons, jails, and juvenile facilities; (2) offender reentry demonstration projects; and (3) career training demonstration projects. The bill also increases the number of prison work pilot projects that may be designated by the Bureau of Justice Assistance.

Primary Sponsors
Emanuel Cleaver

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 2825	Referred To The House Committee On The Judiciary 2023 04 25	In House	None	None	7.3% 71.4%

Title Introduction Date: 2023-04-25
Prison Libraries Act of 2023

Primary Sponsors
Emanuel Cleaver

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 2931	Referred To The House Committee On The Judiciary 2023 04 27	In House	None	None	4.4% 69.1%

Title Introduction Date: 2023-04-27
Smart Sentencing Adjustments Act

Primary Sponsors
Tony Cardenas

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 2954	Referred To The Subcommittee On Health 2023 04 28	In House	None	None	9.0% 75.5%

Title Introduction Date: 2023-04-27
Women in Criminal Justice Reform Act

Primary Sponsors
Sydney Kamlager-Dove

State US	Bill Number HR 2994	Last Action Referred To The Committee On The Judiciary And In Addition To The Committee On Financial Services 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 2023 04 28	Status In House	Position None	Priority None	FN Outlook 6.3% 71.6%
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Title Returning Home Act **Introduction Date:** 2023-04-28

Primary Sponsors
Nanette Barragan

State US	Bill Number HR 3019	Last Action Referred To The House Committee On Oversight And Accountability 2023 04 28	Status In House	Position None	Priority None	FN Outlook 14.2% 77.7%
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Title Federal Prison Oversight Act **Introduction Date:** 2023-04-28

Primary Sponsors
Lucy McBath

State US	Bill Number HR 3074	Last Action Referred To The Subcommittee On Health 2023 05 05	Status In House	Position None	Priority None	FN Outlook 7.4% 74.5%
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Title Due Process Continuity of Care Act **Introduction Date:** 2023-05-02

Primary Sponsors
David Trone

State US	Bill Number HR 3220	Last Action Referred To The Committee On Education And The Workforce And In Addition To The Committee On 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 2023 05 11	Status In House	Position None	Priority None	FN Outlook 7.9% 71.7%
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Title Correctional Facilities Occupational Safety and Health Act of 2023 **Introduction Date:** 2023-05-11

Primary Sponsors
Emanuel Cleaver

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 3325	Referred To The House Committee On The Judiciary 2023 05 15	In House	None	None	7.5% 76.6%

Title **Introduction Date:** 2023-05-15
Recruit and Retain Act

Description
Recruit and Retain Act This bill expands the Community Oriented Policing Services (COPS) grant program to support recruitment efforts by law enforcement agencies. Specifically, the bill expands the COPS program by * allowing funds to be used for reducing application-related fees (e.g., fees for background checks, psychological evaluations, and testing); and * directing the Department of Justice (DOJ) to award competitive grants to partnerships between law enforcement agencies and educational institutions (e.g., elementary and secondary schools and institutions of higher education) for recruiting activities, such as for career and job fairs. The bill requires DOJ to establish guidance for understaffed law enforcement agencies applying for COPS grants. The Government Accountability Office must study and report on the effects of recruitment and attrition rates on federal, state, tribal, and local law enforcement agencies.

Primary Sponsors
Wesley Hunt

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 3344	Referred To The House Committee On The Judiciary 2023 05 15	In House	None	None	11.3% 64.4%

Title **Introduction Date:** 2023-05-15
Justice for Incarcerated Moms Act

Primary Sponsors
Ayanna Pressley

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 3407	Referred To The House Committee On The Judiciary 2023 05 17	In House	None	None	4.3% 62.9%

Title **Introduction Date:** 2023-05-17
Empowering Law Enforcement Act of 2023

Primary Sponsors
Buddy Carter

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 3567	Referred To The Committee On The Judiciary And In Addition To The Committee On Education And The Workforce 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 2023 05 22	In House	None	None	7.4% 70.6%

Title

Combating Workplace Discrimination in Correctional Facilities Act of 2023

Introduction Date: 2023-05-22

Description

Combating Workplace Discrimination in Correctional Facilities Act of 2023 This bill provides certain rights and protections for prisoners who refuse to or do not work while in prison. Specifically, the bill prohibits the Department of Justice from requiring a prisoner to participate in a work program. Additionally, the bill allows a prisoner to file a civil rights lawsuit under federal law without first exhausting all administrative remedies. Currently, a prisoner must exhaust all administrative remedies before filing such a lawsuit. The bill prohibits any retaliation against a prisoner for refusal to work. It also prohibits the Bureau of Prisons from disciplining a prisoner for refusal to work. Finally, the bill extends other federal statutory protections to prisoners by (1) including correctional facilities as covered employers and prisoners as covered employees under the Civil Rights Act of 1964 with respect to employment-related discrimination against imprisoned workers, and (2) requiring correctional facilities to implement certain policies and procedures to ensure compliance with the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973.

Primary Sponsors

Emanuel Cleaver

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 4531	Ordered To Be Reported Amended By The Yeas And Nays 49 0 2023 07 19	In House	Monitor	Medium	17.1% 77.1%

Title

Support for Patients and Communities Reauthorization Act

Introduction Date: 2023-07-11**Description**

Support for Patients and Communities Reauthorization Act
This bill reauthorizes through FY2028 and modifies various grants, programs, and activities that address substance use and misuse. This includes reauthorizing (1) data collection, education, and surveillance activities; (2) grants and other support for substance use disorder prevention, treatment, and recovery; (3) student loan repayment and other programs for the substance use disorder workforce; and (4) programs for addressing trauma, particularly for children, youth, and their families. Generally, the modifications expand programs. Additionally, the bill modifies provisions related to the scheduling of controlled substances, including by incorporating illicit xylazine (a compound used in veterinary medicine as a nonopioid tranquilizer) into schedule III of the Controlled Substances Act. Further, the bill makes permanent a requirement that Medicaid programs cover medication-assisted treatment for individuals with substance use disorders.

Primary Sponsors

Brett Guthrie

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HR 4972	Referred To The House Committee On The Judiciary 2023 07 27	In House	None	None	10.4% 68.6%

Title

End Solitary Confinement Act

Introduction Date: 2023-07-27**Primary Sponsors**

Cori Bush

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HRES 115	Referred To The House Committee On The Judiciary 2023 02 09	In House	None	None	5.4% 65.8%

Title

Establishing a Women's Bill of Rights to reaffirm legal protections afforded to women under Federal law.

Introduction Date: 2023-02-09**Description**

This resolution expresses the sense of the House of Representatives that (1) for purposes of federal law, a person's sex means the person's biological sex at birth; and (2) distinctions between the sexes are justified in certain settings, laws, and policies.

Primary Sponsors

Debbie Lesko

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	HRES 285	Referred To The House Committee On The Judiciary 2023 04 10	In House	None	None	4.2% 71.2%

Title

Establishing a "Bill of Rights" to support United States law enforcement personnel nationwide in their work to protect our communities.

Introduction Date: 2023-04-10

Description

This resolution recognizes law enforcement agencies and officers for their tireless work to protect us and make our communities safer. It also condemns calls to defund, disband, dismantle, or abolish the police.

Primary Sponsors

Anthony D'Esposito

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 508	Read Twice And Referred To The Committee On The Judiciary 2023 02 16	In Senate	None	None	9.0% 67.2%

Title

Ensuring Work Opportunities in Correctional Facilities Act of 2023

Introduction Date: 2023-02-16

Description

Ensuring Work Opportunities in Correctional Facilities Act of 2023 This bill expands job training and education programs in correctional facilities. Specifically, the bill authorizes the Bureau of Prisons to provide additional support for occupational education and training programs. The bill requires an annual report that (1) includes a list of programs receiving funding; and (2) analyzes the efficacy of these programs in providing incarcerated workers with valuable job skills, improving their quality of life, and increasing their job prospects upon release. Additionally, the bill reauthorizes through FY2029 grant programs for (1) evaluating and improving educational methods at prisons, jails, and juvenile facilities; (2) offender reentry demonstration projects; and (3) career training demonstration projects. The bill also increases the number of prison work pilot projects that may be designated by the Bureau of Justice Assistance.

Primary Sponsors

Cory Booker

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 516	Read Twice And Referred To The Committee On Health Education Labor And Pensions 2023 02 16	In Senate	None	None	14.4% 69.3%

Title Introduction Date: 2023-02-16
 Fair Wages for Incarcerated Workers Act of 2023

Description
 Fair Wages for Incarcerated Workers Act of 2023 This bill extends the protections under the Fair Labor Standards Act of 1938, including minimum wage requirements, to incarcerated workers. Incarcerated workers include individuals detained in a correctional facility who perform work offered or required by or through the correctional facility, including work associated with prison work programs, work release programs, federal prison industries (i.e., UNICOR program), state prison industries, public works programs, restitution centers, correctional facility operations and maintenance, and private entities.

Primary Sponsors
 Cory Booker

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 517	Read Twice And Referred To The Committee On The Judiciary 2023 02 16	In Senate	None	None	9.5% 68.3%

Title Introduction Date: 2023-02-16
 Combating Workplace Discrimination in Correctional Facilities Act of 2023

Description
 Combating Workplace Discrimination in Correctional Facilities Act of 2023 This bill provides certain rights and protections for prisoners who refuse to or do not work while in prison. Specifically, the bill prohibits the Department of Justice from requiring a prisoner to participate in a work program. Additionally, the bill allows a prisoner to file a civil rights lawsuit under federal law without first exhausting all administrative remedies. Currently, a prisoner must exhaust all administrative remedies before filing such a lawsuit. The bill prohibits any retaliation against a prisoner for refusal to work. It also prohibits the Bureau of Prisons from disciplining a prisoner for refusal to work. Finally, the bill extends other federal statutory protections to prisoners by (1) including correctional facilities as covered employers and prisoners as covered employees under the Civil Rights Act of 1964 with respect to employment-related discrimination against imprisoned workers, and (2) requiring correctional facilities to implement certain policies and procedures to ensure compliance with the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973.

Primary Sponsors
 Cory Booker

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 518	Read Twice And Referred To The Committee On The Judiciary 2023 02 16	In Senate	None	None	6.4% 69.3%

Title

Correctional Facilities Occupational Safety and Health Act of 2023

Introduction Date: 2023-02-16

Description

Correctional Facilities Occupational Safety and Health Act of 2023 This bill extends federal workplace safety and health protections to incarcerated workers. These are individuals who (1) are incarcerated or detained in a federal, state, or local correctional facility (or a private facility operating under government contract); and (2) perform work offered or required by the correctional facility, such as prison work programs or work release programs. States and territories that enforce their own workplace safety and health laws and standards under a plan approved by the Occupational Safety and Health Administration must include workplace protections for incarcerated workers in the plan. In addition, the Department of Labor must establish a grant program to assist states with amending their occupational safety and health laws to cover incarcerated workers and with enforcing those laws. Furthermore, the Bureau of Prisons must ensure that its workplace safety and health program applies to incarcerated workers in the same manner as it applies to employees of the bureau. Additionally, states and localities that participate in the Edward Byrne Memorial Justice Assistance Grant Program must have workplace safety and health protections for incarcerated workers that are appropriately monitored and enforced. The bill reserves a portion of the grants for recipients to use to set up workplace safety and health protections for incarcerated workers. The bill also requires periodic reports to Congress and the Department of Justice about the workplace and safety conditions at correctional facilities, including any potential noncompliance with relevant standards.

Primary Sponsors

Cory Booker

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 546	Held At The Desk 2023 07 27	In House	None	None	8.1% 45.1%

Title

Recruit and Retain Act

Introduction Date: 2023-02-28

Description

Recruit and Retain Act This bill expands the Community Oriented Policing Services (COPS) grant program to support recruitment efforts by law enforcement agencies. Specifically, the bill expands the COPS program by * allowing funds to be used for reducing application-related fees (e.g., fees for background checks, psychological evaluations, and testing); and * directing the Department of Justice (DOJ) to award competitive grants to partnerships between law enforcement agencies and educational institutions (e.g., elementary and secondary schools and institutions of higher education) for recruiting activities, such as for career and job fairs. The bill requires DOJ to establish guidance for understaffed law enforcement agencies applying for COPS grants. The Government Accountability Office must study and report on the effects of recruitment and attrition rates on federal, state, tribal, and local law enforcement agencies.

Primary Sponsors

Deb Fischer

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 644	Read Twice And Referred To The Committee On Health Education Labor And Pensions 2023 03 02	In Senate	None	None	5.0% 75.0%

Title Introduction Date: 2023-03-02
Modernizing Opioid Treatment Access Act

Description

Modernizing Opioid Treatment Access Act This bill expands access to methadone for an individual's unsupervised use to treat opioid use disorder (OUD). (Typically, methadone must be dispensed to individuals in person through opioid treatment programs.) The bill (1) waives provisions of the Controlled Substances Act that require qualified practitioners to obtain a separate registration from the Drug Enforcement Administration (DEA) to prescribe and dispense methadone to treat OUD, and (2) requires the Substance Abuse and Mental Health Services Administration and the DEA to jointly report on the waiver. Additionally, the bill directs the DEA to register certain practitioners to prescribe methadone that is dispensed through a pharmacy for an individual's unsupervised use. Qualified practitioners must be licensed or authorized to prescribe controlled substances, and they must either work for an opioid treatment program or be a physician or psychiatrist with a specialty certification in addiction medicine. A state may request that the DEA stop registering such practitioners in its jurisdiction. Individuals who receive methadone for unsupervised use must continue to have access to other care through an opioid treatment program. For purposes of the waiver, the bill also requires the exclusive use of electronic prescribing, establishes prescription limits, and sets out requirements for informed consent. Further, the bill permits the use of telehealth to provide methadone treatment and related services if the state and the Department of Health and Human Services jointly determine the use is feasible and appropriate.

Primary Sponsors

Ed Markey

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 713	Read Twice And Referred To The Committee On The Judiciary 2023 03 08	In Senate	None	None	21.2% 71.3%

Title Introduction Date: 2023-03-08
No Early Release for Carjackers Act of 2023

Description

No Early Release for Carjackers Act of 2023 This bill makes an individual ineligible to receive good time credits to reduce a prison sentence that the individual is serving for a federal carjacking offense.

Primary Sponsors

Tom Cotton

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 971	Read Twice And Referred To The Committee On Finance 2023 03 23	In Senate	None	None	9.1% 78.9%

Title **Introduction Date:** 2023-03-23
Due Process Continuity of Care Act

Description
Due Process Continuity of Care Act This bill allows an otherwise eligible individual who is in custody pending disposition of charges (i.e., pretrial detainees) to receive Medicaid benefits at the option of the state. The bill also provides for state planning grants to support the provision of such benefits.

Primary Sponsors
Bill Cassidy

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1047	Read Twice And Referred To The Committee On Commerce Science And Transportation 2023 03 29	In Senate	None	None	15.5% 70.8%

Title **Introduction Date:** 2023-03-29
Cellphone Jamming Reform Act of 2023

Description
Cellphone Jamming Reform Act of 2023 This bill allows a state or federal correctional facility to operate a jamming system to interfere with cellphone signals within inmate housing facilities.

Primary Sponsors
Tom Cotton

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1165	Read Twice And Referred To The Committee On Finance 2023 04 17	In Senate	None	None	2.4% 79.7%

Title **Introduction Date:** 2023-04-17
Reentry Act of 2023

Description
Reentry Act of 2023 This bill allows for Medicaid payment of medical services furnished to an incarcerated individual during the 30-day period preceding the individual's release. The Medicaid and Children's Health Insurance Program (CHIP) Payment and Access Commission must report on specified information relating to the accessibility and quality of health care for incarcerated individuals, including the impact of the bill's changes.

Primary Sponsors
Tammy Baldwin

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1248	Read Twice And Referred To The Committee On The Judiciary Text Cr S 1296 1297 2023 04 20	In Senate	None	None	5.3% 74.0%

Title Introduction Date: 2023-04-20
Safer Detention Act of 2023

Primary Sponsors
Dick Durbin

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1342	Read Twice And Referred To The Committee On The Judiciary 2023 04 27	In Senate	None	None	8.9% 70.5%

Title Introduction Date: 2023-04-27
Smart Sentencing Adjustments Act

Primary Sponsors
Cory Booker

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1401	Read Twice And Referred To The Committee On The Judiciary 2023 05 02	In Senate	None	None	17.5% 82.5%

Title Introduction Date: 2023-05-02
Federal Prison Oversight Act

Primary Sponsors
Jon Ossoff

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1422	Read Twice And Referred To The Committee On The Judiciary 2023 05 03	In Senate	None	None	7.9% 78.1%

Title Introduction Date: 2023-05-03
Sexual Abuse Services in Detention Act

Primary Sponsors
Brian Schatz

State	Bill Number	Last Action	Status	Position	Priority	FN Outlook
US	S 1640	Read Twice And Referred To The Committee On The Judiciary 2023 05 17	In Senate	None	None	2.8% 71.9%

Title Introduction Date: 2023-05-17
Empowering Law Enforcement Act of 2023

Primary Sponsors
Tommy Tuberville

State
US

Bill Number
S 2433

Last Action
**Read Twice And Referred To The
Committee On Health Education Labor
And Pensions 2023 07 20**

Status
In Senate

Position
Monitor

Priority
Medium

FN Outlook
21.6% 68.4%

Title

SUPPORT for Patients and Communities Reauthorization Act of 2023

Introduction Date: 2023-07-20

Primary Sponsors

Bill Cassidy

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