

114TH CONGRESS
1ST SESSION

S. 1018

To increase the penalties for fraudulent 9–1–1 calls that result in an emergency response from law enforcement agencies, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 21, 2015

Mr. SCHUMER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To increase the penalties for fraudulent 9–1–1 calls that result in an emergency response from law enforcement agencies, and for other purposes.

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 “Swatting Won’t be Ac-
5 cepted or Tolerated Act of 2015” or the “SWAT Act”.

6 **SEC. 2. INCREASED PENALTIES.**

7 Part I of title 18, United States Code, is amended—

8 (1) in section 1001—

9 (A) in subsection (a), in the flush text fol-

10 lowing paragraph (3), by adding at the end the

1 following: “If the offense involves a false, ficti-
2 tious, or fraudulent statement or representa-
3 tion, whether written or oral, to a Federal law
4 enforcement agency that causes an emergency
5 Federal law enforcement response, the term of
6 imprisonment shall be not more than 8 years.”;
7 and

8 (B) by adding at the end the following:

9 “(d) REIMBURSEMENT.—

10 “(1) IN GENERAL.—The court, in imposing a
11 sentence on a defendant who has been convicted of
12 an offense under subsection (a) that involves a false,
13 fictitious, or fraudulent statement or representation,
14 whether written or oral, to a Federal law enforce-
15 ment agency that causes an emergency Federal law
16 enforcement response, shall order the defendant to
17 reimburse any Federal, State, or local government
18 incurring expenses incident to any law enforcement
19 emergency or investigative response to that conduct,
20 for those expenses up to \$10,000.

21 “(2) LIABILITY.—A person ordered to make re-
22 imbursement under this subsection shall be jointly
23 and severally liable for such expenses with each
24 other person, if any, who is ordered to make reim-

1 bursement under this subsection for the same ex-
2 penses.

3 “(3) CIVIL JUDGMENT.—An order of reim-
4 bursement under this subsection shall, for the pur-
5 poses of enforcement, be treated as a civil judg-
6 ment.”; and

7 (2) in section 1038(c)(1), by—

8 (A) striking “state or local” and inserting
9 “Federal, State, or local”; and

10 (B) striking “fire or rescue service” and
11 inserting “fire, rescue, or law enforcement serv-
12 ice”.

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