

117TH CONGRESS  
2D SESSION

# H. R. 9195

To amend title 28, United States Code, to require the Attorney General to submit an annual report to Congress on gang activity, reporting, investigation, and prosecution, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 18, 2022

Mrs. HINSON (for herself and Ms. KAPTUR) introduced the following bill;  
which was referred to the Committee on the Judiciary

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## A BILL

To amend title 28, United States Code, to require the Attorney General to submit an annual report to Congress on gang activity, reporting, investigation, and prosecution, 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 “Gang Activity Report-  
5 ing Act of 2022”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1           (1) The United States is experiencing an un-  
2           precedented surge in violent crime, including an in-  
3           crease of more than 30 percent in the rate of mur-  
4           ders since 2020.

5           (2) The most recent Department of Justice  
6           data regarding gangs and criminal activity, pub-  
7           lished in the 2011 National Gang Threat Assess-  
8           ment, indicated that gangs were responsible for an  
9           average of 48 percent of violent crime in the United  
10          States.

11          (3) Up-to-date, accurate, and consistent report-  
12          ing from the relevant Federal agencies relating to  
13          gang activity in the United States is a foundational  
14          element in enabling policymakers to enact effective,  
15          evidence-based policy that protects the people of the  
16          United States from gang activity.

17 **SEC. 3. GANG REPORTING REQUIREMENT.**

18          (a) IN GENERAL.—Chapter 31 of title 28, United  
19          States Code, is amended by adding at the end the fol-  
20          lowing:

21 **“§ 530E. Report on gang activity, reporting, investiga-**  
22 **tion, and prosecution**

23          “(a) REPORT.—

24                  “(1) IN GENERAL.—Not later than 150 days  
25          after the date of enactment of the Gang Activity Re-

1 reporting Act of 2022, and not later than the last day  
2 of each fiscal year beginning after the date of enact-  
3 ment, the Attorney General shall, in conjunction  
4 with the Secretary of Homeland Security and the  
5 Director of the Federal Bureau of Investigation, and  
6 in coordination with State and local law enforcement  
7 agencies, submit to the Committee on the Judiciary  
8 and the Committee on Appropriations of the Senate  
9 and the Committee on the Judiciary and the Com-  
10 mittee on Appropriations of the House of Represent-  
11 atives a report on gang activity, reporting, investiga-  
12 tion, and prosecution.

13 “(2) CONTENTS.—The report described in  
14 paragraph (1) shall include information relating  
15 to—

16 “(A) the growth of local, national, and  
17 transnational gangs during the 10-fiscal-year  
18 period preceding the date on which the report  
19 is submitted (referred to in this section as the  
20 ‘submission date’)—

21 “(i) with specific numerical data;

22 “(ii) including changes and trends in  
23 gang membership, location, and activities  
24 and enterprises; and

1                   “(iii) including relevant data from  
2                   State and local law enforcement agencies;

3                   “(B) the tools, methods, or networks that  
4                   gangs are using to commit certain crimes, in-  
5                   cluding—

6                   “(i) the extent to which gangs cooper-  
7                   ate; and

8                   “(ii) an assessment of the kinds of  
9                   crimes on which gangs cooperate;

10                  “(C) whether and to what extent State-  
11                  based reporting issues affect Federal data col-  
12                  lection and accuracy;

13                  “(D) the initiatives the Department of  
14                  Justice, Department of Homeland Security, and  
15                  Federal Bureau of Investigation undertook dur-  
16                  ing the 5-fiscal-year period preceding the sub-  
17                  mission date to track gang growth and gang ac-  
18                  tivity and to investigate and prosecute related  
19                  unlawful activity, including—

20                  “(i) the date on which each initiative  
21                  was undertaken; and

22                  “(ii) if applicable, the date on which  
23                  each initiative was ended, with a detailed  
24                  explanation as to why the initiative was  
25                  ended;

1           “(E) the Federal resources allocated by  
2 each agency described in subparagraph (D) to  
3 investigating, prosecuting, and containing gangs  
4 as of the submission date;

5           “(F) gang enforcement statistics from the  
6 last fiscal year ending before the submission  
7 date, including the quantity, changes, and  
8 trends in—

9           “(i) gang-related arrests, including  
10 comparisons to gang-related arrests during  
11 the 5-fiscal-year period preceding the ap-  
12 plicable fiscal year;

13           “(ii) the number of juveniles arrested  
14 as a result of gang-related activity;

15           “(iii) the number of firearms seized by  
16 law enforcement agencies during gang en-  
17 forcement operations, including the num-  
18 ber of firearms seized from juveniles; and

19           “(iv) the amount in weight of  
20 fentanyl, methamphetamine, and other  
21 synthetic opioids seized by law enforcement  
22 agencies during gang enforcement oper-  
23 ations, including the amount of fentanyl,  
24 methamphetamine, and other synthetic  
25 opioids seized from juveniles;

1           “(G) the data collection procedures utilized  
2           by each agency described in subparagraph (D);  
3           and

4           “(H) any changes to data collection proce-  
5           dures of an agency described in subparagraph  
6           (D) during the 18-month period preceding the  
7           submission date, including explanations as to  
8           why any procedures were changed.

9           “(b) CLASSIFICATION.—The report submitted under  
10          subsection (a), or a portion thereof, may be classified, as  
11          determined appropriate by the Attorney General, the Sec-  
12          retary of Homeland Security, and the Director of the Fed-  
13          eral Bureau of Investigation.”.

14          (b) TECHNICAL AMENDMENT.—The table of sections  
15          for chapter 31 of title 28, United States Code, is amended  
16          by adding at the end the following:

“530E. Report on gang activity, reporting, investigation, and prosecution.”.

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