

AMENDMENT NO. _____ Calendar No. _____

Purpose: To strike the retroactivity provisions, and for other purposes.

IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.

S. 1917

To reform sentencing laws and correctional institutions, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by _____

Viz:

1 On page 3, strike lines 9 through 20, and insert the
2 following:

3 “(58) The term ‘violent felony’ means a crime
4 of violence (as defined in section 16 of title 18,
5 United States Code) that is a felony.”.

6 On page 4, line 9, strike “serious”.

7 On page 4, line 19, strike “or serious” and insert
8 “or”.

9 On page 5, line 4, strike “or serious” and insert “or”.

1 On page 5, line 17, strike “or serious” and insert
2 “or”.

3 On page 5, line 23, strike “or serious” and insert
4 “or”.

5 Beginning on page 6, strike line 6 and all that follows
6 through page 7, line 22 and insert the following:

7 (2) PAST CASES.—This section, and the amend-
8 ments made by this section, shall not apply to any
9 offense for which a defendant was convicted and
10 sentenced before the date of enactment of this Act.

11 On page 9, line 15, strike “or serious” and insert
12 “or”.

13 On page 10, line 19, strike “or serious” and insert
14 “or”.

15 On page 14, line 11, strike “serious”.

16 Beginning on page 13, strike line 21 and all that fol-
17 lows through page 15, line 18 and insert the following:

18 (2) PAST CASES.—This section, and the amend-
19 ments made by this section, shall not apply to any

1 offense for which a defendant was convicted and
2 sentenced before the date of enactment of this Act.

3 On page 16, strike lines 1 through 19 and insert the
4 following:

5 (b) DEFENDANTS PREVIOUSLY SENTENCED.—A sen-
6 tence imposed for a covered offense may not be reduced
7 under sections 2 and 3 of the Fair Sentencing Act of 2010
8 (Public Law 111–220; 124 Stat. 2372).

9 At the end of title I, add the following:

10 **SEC. 110. APPLICABILITY.**

11 Notwithstanding any other provision of this title, any
12 amendment made by this title that reduces the statutory
13 term of imprisonment for a Federal criminal offense shall
14 not apply to—

15 (1) an offense that is a crime of violence (as de-
16 fined in section 16 of title 18, United States Code);

17 (2) a defendant who has previously been con-
18 victed of a crime of violence;

19 (3) an offense that has as an element the use
20 or possession of a firearm (as defined in section 921
21 of title 18, United State Code); or

22 (4) a defendant who has previously been con-
23 victed of an offense described in paragraph (3).