

103^D CONGRESS
1ST SESSION

H. R. 3416

To establish a commission to consider the closing and relocation of the Lorton Correctional Complex.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 28, 1993

Mr. WOLF (for himself, and Mr. BLILEY) introduced the following bill; which was referred jointly to the Committees on the District of Columbia and the Judiciary

A BILL

To establish a commission to consider the closing and relocation of the Lorton Correctional Complex.

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 “Commission on Closure
5 and Relocation of the Lorton Correctional Complex Act”.

6 **SEC. 2. ESTABLISHMENT.**

7 There is established a commission to be known as the
8 Commission on Closure and Relocation of the Lorton Cor-
9 rectional Complex (in this Act referred to as the “Commis-
10 sion”).

1 **SEC. 3. DUTIES OF COMMISSION.**

2 The Commission shall carry out the following:

3 (1) COMPREHENSIVE PLAN FOR CLOSING THE
4 LORTON CORRECTIONAL COMPLEX BY 2010.—Be-
5 cause of the serious operational and safety problems
6 at the Lorton Correctional Complex which adversely
7 affect the inmates of the complex, employees of the
8 District of Columbia Department of Corrections, and
9 residents of the District of Columbia and Fairfax
10 County, Virginia, the Commission shall develop a
11 comprehensive plan for closing the Lorton Correc-
12 tional Complex by the year 2010 and in the plan
13 shall identify and recommend options for the use of
14 the land on which the complex is located.

15 (2) PLAN FOR NEW PRISON FACILITIES LO-
16 CATED WITHIN THE DISTRICT OF COLUMBIA.—The
17 Commission shall develop a comprehensive plan for
18 the establishment of new model prison facilities
19 within the District of Columbia to replace the
20 Lorton Correctional Complex when it is closed in ac-
21 cordance with the plan developed under paragraph
22 (1). The plan shall identify and recommend—

23 (A) appropriate sites for the new prison fa-
24 cilities,

25 (B) strategies for financing, including Fed-
26 eral funding for, the new facilities,

1 (C) plans for expeditiously phasing in the
2 operations of the new facilities, and

3 (D) plans for ensuring that the new facili-
4 ties will be models in education, vocational
5 training, and rehabilitation of the inmates of
6 the facilities.

7 (3) STEPS FOR IMPROVING OPERATIONS AT
8 THE LORTON CORRECTIONAL COMPLEX.—The Com-
9 mission, using existing knowledge, resources and ex-
10 perience, shall identify and recommend appropriate
11 strategies for improving the effectiveness and safety
12 of operations at the Lorton Correctional Complex
13 before it is closed under the plan developed under
14 paragraph (1) and the new facilities are established
15 under the plan developed under paragraph (2).

16 **SEC. 4. MEMBERSHIP.**

17 (a) NUMBER AND APPOINTMENT.—The Commission
18 shall be composed of 21 members appointed as follows:

19 (1) The Fairfax County Board of Supervisors
20 shall appoint 9 members.

21 (2) The Mayor of the District of Columbia shall
22 appoint 9 members.

23 (3) The President shall appoint 3 members.

24 (b) REQUIREMENTS FOR CERTAIN MEMBERS.—

1 (1) MEMBERS APPOINTED BY THE FAIRFAX
2 COUNTY BOARD OF SUPERVISORS.—Of the members
3 of the Commission appointed under subsection
4 (a)(1)—

5 (A) at least one member shall be an indi-
6 vidual who is a member of a local civic associa-
7 tion in northern Virginia,

8 (B) at least one member shall be an em-
9 ployee of the Virginia Department of Correc-
10 tions who is knowledgeable about the establish-
11 ment of new prison facilities,

12 (C) at least one member shall be a member
13 of the Fairfax County Board of Supervisors,

14 (D) at least one member shall be a mem-
15 ber of a chamber of commerce in northern Vir-
16 ginia,

17 (E) at least one member shall be an em-
18 ployee of the Fairfax County Sheriff's Depart-
19 ment, and

20 (F) at least one member shall be an em-
21 ployee of the Fairfax County Police Depart-
22 ment.

23 (2) MEMBERS APPOINTED BY THE MAYOR OF
24 THE DISTRICT OF COLUMBIA.—Of the members of
25 the Commission appointed under subsection (a)(2)—

1 (A) at least one member shall be a member
2 of a local civic association in the District of Co-
3 lumbia,

4 (B) at least one member shall be an em-
5 ployee of the District of Columbia Department
6 of Corrections who is knowledgeable about the
7 establishment of new prison facilities,

8 (C) at least one member shall be either the
9 Mayor of the District of Columbia or a member
10 of the District of Columbia City Council,

11 (D) at least one member shall be a mem-
12 ber of a chamber of commerce in the District
13 of Columbia or the Washington Board of
14 Trade, and

15 (E) at least 2 members shall be employees
16 of the District of Columbia Metropolitan Police
17 Department.

18 (3) MEMBERS APPOINTED BY THE PRESI-
19 DENT.—Of the members of the Commission ap-
20 pointed under subsection (a)(3)—

21 (A) one member shall be the Director of
22 the Bureau of Prisons, and

23 (B) one member shall be the Director of
24 the National Institute of Corrections.

25 (c) CONTINUATION OF MEMBERSHIP.—

1 (1) GENERAL RULE.—Except as provided in
2 paragraph (2), if a member was appointed to the
3 Commission because the member was an officer or
4 employee of any government or if member is ap-
5 pointed to the Commission and later becomes an of-
6 ficer or employee of a government, that member may
7 continue as a member for not longer than the 30-
8 day period beginning on the date that member
9 ceases to be such an officer or employee or becomes
10 such an officer or employee, as the case may be.

11 (2) EXCEPTION.—Service as a member of the
12 Commission shall not be discontinued because of
13 paragraph (1) if an individual has served as a mem-
14 ber of the Commission for not less than 3 months.

15 (d) TERMS.—Each member of the Commission shall
16 be appointed for the life of the Commission.

17 (e) VACANCIES.—Any member appointed to fill a va-
18 cancy occurring before the expiration of the term for which
19 the member's predecessor was appointed shall be ap-
20 pointed only for the remainder of that term. A member
21 may serve after the expiration of that member's term until
22 a successor has taken office. A vacancy in the Commission
23 shall be filled in the manner in which the original appoint-
24 ment was made.

1 (f) COMPENSATION.—Members of the Commission
2 may not receive additional pay, allowances, or benefits by
3 reason of their service on the Commission.

4 (g) QUORUM.—11 members of the Commission shall
5 constitute a quorum but a lesser number may hold hear-
6 ings.

7 (h) CHAIRPERSON; VICE CHAIRPERSON.—The Chair-
8 person and Vice Chairperson of the Commission shall be
9 elected by a majority of the members of the Commission.

10 **SEC. 5. DIRECTOR AND STAFF OF COMMISSION; EXPERTS**
11 **AND CONSULTANTS.**

12 (a) DIRECTOR.—The Commission shall, without re-
13 gard to section 5311(b) of title 5, United States Code,
14 have a Director who shall be appointed by the Commission
15 and paid at the rate of basic pay payable for level III of
16 the Executive Schedule.

17 (b) APPOINTMENT AND PAY OF STAFF.—The Com-
18 mission may appoint personnel as it considers appropriate
19 without regard to the provisions of title 5, United States
20 Code, governing appointment to the competitive service.
21 Such personnel shall be paid in accordance with the provi-
22 sions of chapter 51 and subchapter III of chapter 53 of
23 title 5, United States Code, relating to classification and
24 General Schedule pay rates.

1 (c) EXPERTS AND CONSULTANTS.—The Commission
2 may procure temporary and intermittent services under
3 section 3109(b) of title 5, United States Code.

4 (d) STAFF OF FEDERAL AGENCIES.—Upon request
5 of the Commission, the head of any Federal department
6 or agency may detail, on a reimbursable basis, any of the
7 personnel of that department or agency to the Commission
8 to assist it in carrying out its duties under section 3.

9 **SEC. 6. POWERS OF COMMISSION.**

10 (a) HEARINGS AND SESSIONS.—The Commission
11 may, for the purpose of carrying out this Act, hold hear-
12 ings, sit and act at times and places, take testimony, and
13 receive evidence as the Commission considers appropriate.
14 The Commission may administer oaths or affirmations to
15 witnesses appearing before it.

16 (b) POWERS OF MEMBERS AND AGENTS.—Any mem-
17 ber or agent of the Commission may, if authorized by the
18 Commission, take any action which the Commission is au-
19 thorized to take by this section.

20 (c) INFORMATION.—The Commission may secure di-
21 rectly from any department or agency of the United States
22 information necessary to enable it to carry out section 3.
23 Upon request of the Chairperson or Vice Chairperson of
24 the Commission, the head of that department or agency

1 shall furnish that information to the Commission to the
2 extent otherwise permitted by law.

3 (d) GIFTS AND DONATIONS.—The Commission may
4 accept, use, and dispose of gifts or donations of services
5 or property.

6 (e) MAILS.—The Commission may use the United
7 States mails in the same manner and under the same con-
8 ditions as other departments and agencies of the United
9 States.

10 (f) ADMINISTRATIVE SUPPORT SERVICES.—The Ad-
11 ministrator of General Services shall provide to the Com-
12 mission, on a reimbursable basis, such administrative sup-
13 port services as the Commission may request.

14 **SEC. 7. REPORTS.**

15 (a) INTERIM REPORTS.—The Commission shall sub-
16 mit to the Fairfax County Board of Supervisors, the
17 Mayor of the District of Columbia, and appropriate Com-
18 mittees of Congress interim reports. Such reports shall be
19 submitted at the end of the 6th and 12th month after the
20 date of the enactment of this Act.

21 (b) FINAL REPORT.—The Commission shall transmit
22 a final report to the Fairfax County Board of Supervisors,
23 the Mayor of the District of Columbia, the President, and
24 appropriate committees of the Congress not later than 18
25 months after the date of the enactment of this Act. The

1 final report shall contain a detailed statement of the find-
2 ings and conclusions of the Commission, together with its
3 recommendations for legislation or administrative actions
4 it considers appropriate.

5 **SEC. 8. TERMINATION.**

6 The Commission shall terminate 90 days after sub-
7 mitting its final report pursuant to section 7.

8 **SEC. 9. AUTHORIZATION.**

9 To carry out this Act there is authorized to be appro-
10 priated an amount not to exceed \$1,000,000.

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