

104TH CONGRESS
1ST SESSION

H. R. 2073

To disapprove sentencing guideline amendments relating to cocaine base and money laundering.

IN THE HOUSE OF REPRESENTATIVES

JULY 19, 1995

Mr. STUPAK (for himself and Mr. McCOLLUM) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To disapprove sentencing guideline amendments relating to cocaine base and money laundering.

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. DISAPPROVAL OF AMENDMENTS RELATING TO**
4 **EQUALIZATION OF CRACK AND COCAINE**
5 **POWDER QUANTITIES.**

6 In accordance with section 994(p) of title 28, United
7 States Code, Amendment number 5 of the “Amendments
8 to the Sentencing Guidelines, Policy Statements, and Offi-
9 cial Commentary”, submitted by the United States Sen-

1 tencing Commission to Congress on May 1, 1995, is here-
2 by disapproved and shall not take effect to the extent it—

3 (1) amends §2D1.1(c) (1) through (14) of the
4 sentencing guidelines;

5 (2) inserts the following sentence in §2D1.1(c)
6 of the sentencing guidelines: “ ‘Cocaine,’ for the
7 purposes of this guideline, includes cocaine hydro-
8 chloride, cocaine base, and crack cocaine.”;

9 (3) deletes “1 gm of Cocaine Base (‘Crack’) =
10 20 kg of marihuana” from the Commentary to
11 §2D1.1 of the sentencing guidelines captioned “Ap-
12 plication Notes” in Note 10 in the subdivision cap-
13 tioned “Cocaine and Other Schedule I and II Stimu-
14 lants”; and

15 (4) provides reasons for the amendment, except
16 the reasons set forth in the seventh paragraph of the
17 discussion entitled “Reason for Amendment”.

18 **SEC. 2. DISAPPROVAL OF AMENDMENTS RELATING TO**
19 **MONEY LAUNDERING AND TRANSACTIONS IN**
20 **PROPERTY DERIVED FROM UNLAWFUL AC-**
21 **TIVITY.**

22 In accordance with section 994(p) of title 28, United
23 States Code, Amendment number 18 of the “Amendments
24 to the Sentencing Guidelines, Policy Statements, and Offi-
25 cial Commentary”, submitted by the United States Sen-

1 tencing Commission to Congress on May 1, 1995, is here-
2 by disapproved and shall not take effect.

