

118TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

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 SENATE OF THE UNITED STATES

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Mr. GRASSLEY (for himself and Ms. ROSEN) introduced the following bill;  
which was read twice and referred to the Committee on

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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 2023”.

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, indicates gangs are responsible for an average  
9           of 48 percent of violent crime in the United States.

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

16 **SEC. 3. GANG REPORTING REQUIREMENT.**

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

20 **“§ 530E. Report on gang activity, reporting, investiga-**  
21 **tion, and prosecution**

22          “(a) REPORT.—

23               “(1) IN GENERAL.—Not later than 150 days  
24               after the date of enactment of the Gang Activity Re-  
25               porting Act of 2023, and not later than the last day

1 of each fiscal year beginning after the date of enact-  
2 ment, the Attorney General shall, in conjunction  
3 with the Secretary of Homeland Security and the  
4 Director of the Federal Bureau of Investigation,  
5 submit to the Committee on the Judiciary of the  
6 Senate and the Committee on the Judiciary of the  
7 House of Representatives a report on gang activity,  
8 reporting, investigation, and prosecution.

9 “(2) CONTENTS.—The report described in  
10 paragraph (1) shall include information relating  
11 to—

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

17 “(i) with specific numerical data; and

18 “(ii) including changes and trends in  
19 gang membership, location, and activities  
20 and enterprises;

21 “(B) the tools, methods, or networks gangs  
22 are using to commit certain crimes, including—

23 “(i) the extent to which gangs cooper-  
24 ate; and

1                   “(ii) an assessment of the kinds of  
2                   crimes on which gangs cooperate;

3                   “(C) whether and to what extent State-  
4                   based reporting issues affect Federal data col-  
5                   lection and accuracy;

6                   “(D) the initiatives the Department of  
7                   Justice, Department of Homeland Security, and  
8                   Federal Bureau of Investigation undertook dur-  
9                   ing the 5-fiscal-year period preceding the sub-  
10                  mission date to track gang growth and gang ac-  
11                  tivity and to investigate and prosecute related  
12                  unlawful activity, including—

13                  “(i) the date on which each initiative  
14                  was undertaken; and

15                  “(ii) if applicable, the date on which  
16                  each initiative was ended, with a detailed  
17                  explanation as to why the initiative was  
18                  ended;

19                  “(E) the Federal resources allocated by  
20                  each agency described in subparagraph (D) to  
21                  investigating, prosecuting, and containing gangs  
22                  as of the submission date;

23                  “(F) gang enforcement statistics from the  
24                  last fiscal year ending before the submission

1 date, including the quantity, changes, and  
2 trends in—

3 “(i) gang-related arrests, including  
4 comparisons to gang-related arrests during  
5 the 5-fiscal-year period preceding the ap-  
6 plicable fiscal year;

7 “(ii) the number of juveniles arrested  
8 as a result of gang-related activity; and

9 “(iii) the number of firearms seized by  
10 law enforcement agencies during gang en-  
11 forcement operations, including the num-  
12 ber of firearms seized from juveniles;

13 “(G) the data collection procedures utilized  
14 by each agency described in subparagraph (D);  
15 and

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

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

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

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