AMENDMENT TO H.R. 5682
OFFERED BY MR. Swalwell OF CALIFORNIA

Amendment to the FIRST STEP Act

Page 40, line 25, strike “and” at the end.

Page 41, line 5, strike the period at the end and insert “; and”.

Page 41, after line 5, insert the following:

1     “(C) how to implement paragraphs (10) and (11).”.

Page 42, after line 19, insert the following:

3     “(10) ELECTRONIC MONITORING.—The Director of the Bureau of Prisons shall ensure that—
4     “(A) an officer of the Bureau of Prisons or United States Probation and Pretrial Services supervises each prisoner assigned an electronic monitoring device as a condition of prerelease custody, including by—
10     “(i) conducting a daily review of any data produced by the electronic monitoring device worn by the prisoner;
“(ii) in the case of an alert produced by such an electronic monitoring device that the Director determines requires an investigation, conduct such an investigation as soon as practicable after the alert, including—

“(I) contacting the prisoner;

“(II) inspecting the electronic monitoring device; and

“(III) documenting the alert and the response taken;

“(B) the officer described in subparagraph (A) has not been assigned to supervise a large number of prisoners assigned an electronic monitoring device such that performing the requirements under subparagraph (A) is infeasible; and

“(C) the officer described in subparagraph (A) submits to the respository created under paragraph (11), information on any error, malfunction, or other problem, of which the officer is aware, related to an electronic monitoring device assigned to a prisoner as a condition of prerelease custody, who the officer supervises.
“(11) ELECTRONIC MONITORING CENTRALIZED
REPOSITORY.—The Director of the Bureau of Prisons shall create a centralized repository for the storage and management of information related to errors, malfunctions, or other problems related to electronic monitoring devices assigned to prisoners as a condition of prerelease custody, including problems with such devices that interfere with a prisoner's ability to engage in the activities described in paragraph (2)(A)(i)(II).”.