

**AMENDMENT TO THE AMENDMENT IN THE NA-
TURE OF A SUBSTITUTE TO THE COMMITTEE
PRINT**

OFFERED BY M__ . _____

Page 6, line 2, strike “and”.

Page 6, line 6, strike the period and insert “; and”.

Page 6, insert after line 6, the following:

1 “(E) is not and has not been a member of
2 a criminal street gang (as defined in subsection
3 (a) of section 521 of title 18, United States
4 Code), and has not participated in the activities
5 of a criminal street gang knowing or having
6 reason to know that such activities will pro-
7 mote, further, aid, or support the illegal activity
8 of the criminal gang.”.

Page 6, line 17, insert before the comma the fol-
lowing: “(except with regard to subparagraph (E))”.

Page 6, insert after line 25 the following:

9 “(4) CONSIDERATION OF CERTAIN EVI-
10 DENCE.—For purposes of paragraph (1)(E), the
11 Secretary may consider any and all credible evidence

1 of membership or participation in a criminal street
2 gang, including evidence obtained from a State or
3 Federal database used for the purpose of recording
4 and sharing activities of alleged gang members
5 across law enforcement agencies.”.

