Federal Update
Law, Criminal Justice, and Public Safety Committee

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Federal Update

- Sex Offender Legislation
- Public Charge Proposed Rule
- FEMA and the Disaster Recovery Reform Act
- Marijuana Legislation – The STATES Act
Sex Offender Legislation

- The Sex Offender Registration and Notification Act (SORNA) is up for reauthorization this year.

- To date, only 18 states are compliant.
  - DOJ Office of Sex Offender Sentencing, Monitoring, Apprehending, and Tracking (SMART) determines state compliance.

- Penalty for non-compliance – 10% of Byrne/JAG $$

- One big sticking point – JUVENILE PROVISIONS OF SORNA

- 2016 Guidelines for SORNA implementation – NCSL seeks to codify

- House and Senate Judiciary Committees, NCMEC, and SMART are on board
Public Charge

Public Charge:
- Been a part of immigration law for decades
- Designed to ID people who rely on gov’t support as main source of income.

Under current law:
- Public charge applied narrowly – SSI, TANF, gov’t funded long-term care

Proposed rule would greatly expand public charge
- Would include a vast array of programs
- Calls for a “look back”
- Calls for a determination whether anyone (even citizen children) would need gov’t assistance at some point
Disaster Recovery on the Federal Level

▪ Disaster Recovery Reform Act (DRRA)
  ▪ Passed House in April, passed Senate HSGA Committee in early June
  ▪ Allows Administrator to adjust the PCI
  ▪ Increases the amount of federal funds allows for use in pre-disaster mitigation

▪ Omnibus: $249 M for FEMA's Pre-Disaster Mitigation Grant Program

▪ Federal Emergency Management Agency (FEMA)
  ▪ National Mitigation Investment Strategy (NMIS)
  ▪ 2018-2022 Strategic Plan
  ▪ FEMA Partner Strategy Session
Marijuana on the Federal Level

- Administration: New Marijuana Law Enforcement Guidance from DOJ
  - Attorney General Sessions rescinded the 2013 Cole Memo in January
  - Emphasis on strict enforcement of federal marijuana laws restored

- Congress: The STATES Act of 2018
  - Co-Sponsored by Senators Cory Gardner (R-CO) and Elizabeth Warren (D-MA)
  - Amends the Controlled Substances Act to leave legalization up to states
  - NCSL issued a letter of support in early June
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