

117TH CONGRESS  
1ST SESSION

# H. R. 2277

To amend title 18, United States Code, to require a Federal court to consider certain factors in imposing a sentence on a caretaker, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2021

Mr. CICILLINE introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, to require a Federal court to consider certain factors in imposing a sentence on a caretaker, 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 “Community-Based  
5       Sentencing Alternatives for Caretakers Act of 2021”.

6       **SEC. 2. FACTORS TO BE CONSIDERED IN IMPOSING A SEN-**  
7       **TENCE ON A PRIMARY CARETAKER.**

8       (a) IN GENERAL.—Section 3553 of title 18, United  
9       States Code, is amended—

10       (1) in subsection (a)—

1 (A) in paragraph (6), by striking “; and”  
2 and inserting a semicolon;

3 (B) in paragraph (7), by striking the pe-  
4 riod at the end and inserting “; and”; and

5 (C) by adding at the end the following new  
6 paragraph:

7 “(8) a community-based alternative sentence for  
8 a defendant if—

9 “(A) such defendant is a caretaker; and

10 “(B) the particular sentence to be imposed  
11 is for an offense that is not a violent offense  
12 under subsection (g).”; and

13 (2) by adding at the end the following new sub-  
14 section:

15 “(h) DEFINITIONS.—In this section:

16 “(1) COMMUNITY-BASED ALTERNATIVE SEN-  
17 TENCE.—

18 “(A) IN GENERAL.—The term ‘community-  
19 based alternative sentence’ means a sentence  
20 that may require the defendant to complete or  
21 participate in community-based programming,  
22 counseling, or other treatment or programming,  
23 as ordered by the court.

1           “(B) TYPES OF TREATMENT.—Commu-  
2           nity-based programming, counseling, or other  
3           treatment, includes—

4                   “(i) drug counseling, treatment, or re-  
5                   habilitation programing;

6                   “(ii) alcohol counseling, treatment, or  
7                   rehabilitation programing;

8                   “(iii) individual or family counseling;

9                   “(iv) family case management serv-  
10                  ices;

11                  “(v) job training and job placement  
12                  programing;

13                  “(vi) educational programming; or

14                  “(vii) any other treatment or pro-  
15                  gramming determined to be appropriate by  
16                  the court.

17           “(2) CARETAKER.—The term ‘caretaker’ means  
18           an individual who has consistently assumed substan-  
19           tial responsibility for the housing, health, and safety  
20           of a child, parent, or other immediate family mem-  
21           ber, including an adult child or family member with  
22           a disability, of such defendant.”.

1       (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) shall take effect on the date that is 90 days  
3 after the date of the enactment of this Act.

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