



NATIONAL FRATERNAL ORDER OF POLICE®

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STEVE YOUNG
NATIONAL PRESIDENT

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NATIONAL SECRETARY

July 23, 2002

The Honorable F. James Sensenbrenner, Jr.
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman,

I am writing on behalf of the membership of the Fraternal Order of Police to express our concern with respect to Section 7 of the H.R. 5118, the "Corporate Fraud Accountability Act," which the House adopted last week. It is my understanding that you are working to include this language in the conference report.

The language you propose creates hundreds of new, Federal "attempt" crimes and redefines Federal criminal law in areas having nothing to do with financial crime, which is the ostensible aim of the legislation currently in conference. The Fraternal Order of Police has historically resisted the wholesale Federalization of what are actually State and local crimes. With ninety-six percent (96%) of law enforcement resources and manpower at the State and local level, it is unclear that there is a need to address these issues in the Federal criminal code.

We believe that careful decisions must be made regarding which crimes are appropriate for attempt liability and acknowledge that there are cases in which the creation of a new Federal offense is appropriate. But to enact such sweeping changes to the Federal criminal code without even a cursory review or consideration by any House or Senate Committee is, in our view, abhorrent to public policy.

I respectfully urge you to withdraw your proposal and open a dialogue with the Fraternal Order of Police with respect to identifying what Federal crimes would have appropriate "attempt" liability. Please contact me or Executive Director Jim Pasco in my Washington office so that we can work together on this important issue.

Sincerely,

Steve Young
National President