

119TH CONGRESS
1ST SESSION

S. 115

To amend title 18, United States Code, to establish a criminal penalty for unauthorized access to Department of Defense facilities.

IN THE SENATE OF THE UNITED STATES

JANUARY 16, 2025

Mr. CRUZ (for himself, Mrs. BLACKBURN, Mrs. BRITT, and Mrs. CAPITO) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to establish a criminal penalty for unauthorized access to Department of Defense facilities.

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 “Guarding and Admin-
5 istering Trespass Enforcement, Controlling Restricted
6 Areas, and Stopping High-risk Encroachment Recidivism
7 and Sabotage Act” or the “GATE CRASHERS Act”.

1 **SEC. 2. UNAUTHORIZED ACCESS TO DEPARTMENT OF DE-**
2 **FENSE FACILITIES.**

3 (a) IN GENERAL.—Chapter 67 of title 18, United
4 States Code, is amended by adding at the end the fol-
5 lowing:

6 **“§ 1390. Unauthorized access to Department of De-**
7 **fense facilities**

8 “(a) IN GENERAL.—It shall be unlawful, within the
9 jurisdiction of the United States, without authorization to
10 go upon any property that—

11 “(1) is under the jurisdiction of the Depart-
12 ment of Defense; and

13 “(2) has been clearly marked as closed or re-
14 stricted.

15 “(b) PENALTIES.—Any person who violates sub-
16 section (a) shall—

17 “(1) in the case of the first offense, be fined
18 under this title, imprisoned not more than 180 days,
19 or both;

20 “(2) in the case of the second offense, be fined
21 under this title, imprisoned not more than 3 years,
22 or both; and

23 “(3) in the case of the third or subsequent of-
24 fense, be fined under this title, imprisoned not more
25 than 10 years, or both.”.

1 (b) TABLE OF SECTIONS AMENDMENT.—The table of
2 sections for chapter 67 of title 18, United States Code,
3 is amended by adding at the end the following:

“1390. Unauthorized access to Department of Defense facilities.”.

