

TO PRESCRIBE PENALTIES FOR CERTAIN ACTS OF VIOLENCE OR INTIMIDATION

TUESDAY, APRIL 2, 1968

HOUSE OF REPRESENTATIVES,
COMMITTEE ON RULES,
Washington, D.C.

The committee met at 10:30 a.m., pursuant to recess, in room H-313, the Capitol, Hon. William M. Colmer (chairman of the committee) presiding.

The CHAIRMAN. The committee will come to order, please.

When the committee recessed last on H.R. 2516, the gentleman from New York, famous chairman of the Judiciary Committee, was being questioned by various members of the committee. If the gentleman will have his seat again at the table, the gentleman from Illinois, Mr. Anderson, would be glad to resume the questioning.

STATEMENT OF HON. EMANUEL CELLER, A REPRESENTATIVE IN CONGRESS FROM THE STATE OF NEW YORK, ACCOMPANIED BY HON. JAMES C. CORMAN, A REPRESENTATIVE IN CONGRESS FROM THE STATE OF CALIFORNIA

Mr. CELLER. Mr. Chairman, may I before this second interrogation make a brief statement on one or two of the matters I did not touch upon in my previous testimony. It is not long.

The CHAIRMAN. Very well, sir.

Mr. CELLER. Mr. Chairman, I understand that the committee has heard testimony concerning criticism of title X of H.R. 2516 and suggesting that it may be violative of rights protected by the second amendment to the Constitution. I should like at this time to amplify my earlier remarks and describe in somewhat greater detail the provisions of title X.

This title prescribes a fine of not more than \$10,000 or imprisonment of not more than 5 years, or both, for whoever teaches or demonstrates to another person the use, application, or making of any firearm or explosive or incendiary device capable of causing injury or death, knowing that the same will be unlawfully used in furtherance of civil disorders which may adversely affect commerce or the conduct of any federally protected function, such as the U.S. mails.

Similar penalties are prescribed with respect to transportation in commerce of firearms or incendiary devices knowing that they will be used unlawfully in furtherance of civil disorder. The term civil disorder is defined as any public disturbance involving acts of violence by assemblages which cause an immediate danger of or results in damage or injury to the property or person of any other individual.