

TESTIMONY BY PAUL D. BORMAN, CHIEF FEDERAL DEFENDER, LEGAL AID AND DEFENDER ASSOCIATION OF DETROIT, ON BEHALF OF THE FEDERAL DEFENDERS, TO THE U.S. SENTENCING COMMISSION, MARCH 15, 1990, RE PROPOSED GUIDELINE AMENDMENTS (THE POSITION PAPER IN FINAL FORM WILL BE SUBMITTED BY MARCH 30, 1990).

#65, Page 66 -- §5E1.1

We object to the proposed amendment that would require (shall) restitution in every case, instead of the present "may" language.

There are already many restrictions and requirements imposed in every case. We believe the Commission can leave it to the judge's discretion.