

AMENDMENT TO RULES COMMITTEE PRINT 116-7
OFFERED BY MS. CASTOR OF FLORIDA

Page 391, strike lines 1 and 2 and insert the following:

1 **Subtitle I—Honest Elections and**
2 **Campaign, No Gain Act**

3 **SEC. 4801. SHORT TITLE.**

4 This subtitle may be cited as the “Honest Elections
5 and Campaign, No Gain Act”.

6 **SEC. 4802. REQUIRING AUTHORIZED COMMITTEES OF CAN-**
7 **DIDATES TO DISBURSE FUNDS REMAINING**
8 **UNEXPENDED AFTER DATE OF ELECTION.**

9 (a) REQUIRING DISBURSEMENT.—Title III of the
10 Federal Election Campaign Act of 1971 (52 U.S.C. 30101
11 et seq.) is amended by inserting after section 303 the fol-
12 lowing new section:

13 **“SEC. 303A. DISBURSEMENT OF FUNDS REMAINING UNEX-**
14 **PENDED AFTER DATE OF ELECTION.**

15 “(a) REQUIRING DISBURSEMENT.—

16 “(1) IN GENERAL.—Each authorized committee
17 or leadership PAC of a candidate shall, in accord-
18 ance with subsection (b) and prior to the expiration
19 of the applicable disbursement period, disburse any

1 funds of the committee or PAC which remain unex-
2 pended as of the date of the election for the office
3 sought by the candidate.

4 “(2) EXCEPTION FOR CANDIDATES IN NEXT
5 ELECTION.—Paragraph (1) does not apply to the
6 committee or PAC of a candidate who, prior to the
7 first day of the applicable disbursement period, pro-
8 vides the appropriate State election official with the
9 information and fees (if any) required under State
10 law for the individual to qualify as a candidate for
11 the next election for the office sought by the can-
12 didate or the next election for another Federal of-
13 fice.

14 “(3) APPLICABLE DISBURSEMENT PERIOD.—In
15 this subsection, the ‘applicable disbursement period’
16 is, with respect to a candidate seeking election for
17 an office, the 2-year period which begins on the day
18 after the latest date on which an individual may pro-
19 vide the appropriate State election official with the
20 information and fees (if any) required under State
21 law for the individual to qualify as a candidate for
22 the next election for such office.

23 “(b) RULES FOR DISBURSEMENT OF FUNDS.—

24 “(1) PAYMENT OF OBLIGATIONS.—In carrying
25 out subsection (a), an authorized committee or lead-

1 ership PAC shall first disburse funds to pay obliga-
2 tions incurred in connection with the operation of
3 the committee.

4 “(2) OTHER PERMITTED DISBURSEMENTS.—If,
5 after disbursing all of the funds necessary to pay ob-
6 ligations under paragraph (1), funds of a committee
7 or PAC remain unexpended, the committee or PAC
8 may disburse the funds for any of the following pur-
9 poses, in such manner and combination as the com-
10 mittee or PAC considers appropriate:

11 “(A) To return to any person a contribu-
12 tion the person made to the committee or PAC.

13 “(B) To make a contribution to an organi-
14 zation described in section 170(c) of the Inter-
15 nal Revenue Code of 1986.

16 “(C) To make a transfer without limitation
17 to a national, State, or local committee of a po-
18 litical party.

19 “(c) RESTRICTIONS ON DISBURSEMENT TO REL-
20 ATIVES.—

21 “(1) RESTRICTION.—In disbursing funds pur-
22 suant to the requirements of this section, an author-
23 ized committee or leadership PAC may not disburse
24 funds to a relative of the candidate unless the funds
25 are disbursed to pay an obligation of the committee

1 as described in paragraph (1) of subsection (b)
2 which is reported by the committee or PAC as a dis-
3 bursement under section 304(b)(5) or which would
4 be so reported if the amount of the disbursement
5 were in excess of \$200.

6 “(2) RELATIVE DEFINED.—In this subsection,
7 the term ‘relative’ means, with respect to a can-
8 didate, an individual who is related to the candidate
9 as father, mother, son, daughter, brother, sister,
10 uncle, aunt, first cousin, nephew, niece, husband,
11 wife, father-in-law, mother-in-law, son-in-law, daugh-
12 ter-in-law, brother-in-law, sister-in-law, stepfather,
13 stepmother, stepson, stepdaughter, stepbrother, step-
14 sister, half brother, or half sister.

15 “(d) DEFINITION.—In this section, the term ‘leader-
16 ship PAC’ has the meaning given such term in section
17 304(i)(8)(B).”.

18 (b) CONFORMING AMENDMENT RELATING TO PER-
19 MITTED USES OF CONTRIBUTIONS.—Section 313(a) of
20 such Act (52 U.S.C. 30114(a)) is amended by striking “A
21 contribution” and inserting “Subject to section 303A, a
22 contribution”.

23 (c) EFFECTIVE DATE.—The amendments made by
24 this section shall apply with respect to the regularly sched-

1 uled general election for Federal office held in November
2 2020 and each succeeding election for Federal office.

3 **SEC. 4803. REQUIRING FORMER CANDIDATES SERVING AS**
4 **REGISTERED LOBBYISTS TO CERTIFY COM-**
5 **PLIANCE WITH DISBURSEMENT REQUIRE-**
6 **MENTS.**

7 (a) CERTIFICATION OF COMPLIANCE.—Section 4(b)
8 of the Lobbying Disclosure Act of 1995 (2 U.S.C.
9 1603(b)) is amended—

10 (1) by striking “and” at the end of paragraph
11 (5);

12 (2) by striking the period at the end of para-
13 graph (6) and inserting “; and”; and

14 (3) by inserting after paragraph (6) the fol-
15 lowing new paragraph:

16 “(7) in the case of an individual who was a can-
17 didate for election for Federal office, a certification
18 (under penalty of perjury) that each authorized com-
19 mittee and leadership PAC (as defined in section
20 304(i)(8)(B) of the Federal Election Campaign Act
21 of 1971) of the individual is in compliance with sec-
22 tion 303A of the Federal Election Campaign Act of
23 1971 (relating to the disbursement of funds of the
24 committee or leadership PAC which remain unex-
25 pended after the date of the election).”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) shall apply with respect to registration
3 statements filed under section 4(a) of the Lobbying Dis-
4 closure Act on or after the date of the regularly scheduled
5 general election for Federal office held in November 2020.

6 **Subtitle J—Severability**

7 **SEC. 4901. SEVERABILITY.**

