AMENDMENT TO THE AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 9087 OFFERED BY MRS. KIM OF CALIFORNIA

At the appropriate place, insert the following:

SEC. ___. NORTH KOREAN FAKER ACT.

(a) STATEMENT OF POLICY.—It is the policy of the United States—

(1) to counter illicit revenue generation by the Democratic People's Republic of Korea through deceptive remote employment and identity fraud schemes;

(2) to prevent such revenue from being used to support the Democratic People's Republic of Korea ballistic missile programs and weapons of mass destruction (WMD) proliferation activities, including nuclear, chemical, and biological weapons programs;

(3) to promote international cooperation and strengthen international norms and standards to detect, disrupt, and deter such activities; and

(4) to apply diplomatic tools to prevent foreign persons from facilitating such schemes or contributing to WMD proliferation networks associated with the Democratic People's Republic of Korea.

(b) INTERNATIONAL COORDINATION.—The Secretary of State is authorized to coordinate with the governments of allied and partner countries, to—

(1) align sanctions and other restrictive measures, including with respect to persons who knowingly engage in, facilitate, or are responsible for a remote information technology worker scheme conducted on behalf of the Democratic People's Republic of Korea;

(2) enhance information sharing regarding the Democratic People's Republic of Korea remote information technology worker schemes, money-laundering, and WMD proliferation networks;

(3) prioritize diplomatic engagement with jurisdictions identified as hosting, enabling, or failing to prevent illicit Democratic People's Republic of Korea remote workforce activity, including through security assistance, technical trainings, and, where appropriate, the use of sanctions or economic measures; and

(4) develop and implement coordinated strategies and security assistance to prevent DPRK sanctions evasion and proliferation financing.

(c) EXTERNAL ENGAGEMENT.—The Secretary of State is authorized to engage with private sector entities

with relevant technical expertise, including cybersecurity firms, financial institutions, digital asset platforms, and online labor marketplaces, to enhance the ability of the United States and its partners to detect, attribute, and disrupt activities described in subsection (a), including WMD-related proliferation support as well as to address the use of artificial intelligence, synthetic identities, and other emerging technologies in furtherance of activities described in subsection (a).

(d) REWARDS FOR JUSTICE PROGRAM ENHANCEMENT.—Subject to the limitations set forth in section 36(e) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708(e)), the Secretary of State is authorized to increase the reward offered through the Department of State Rewards for Justice Program with respect to activities described in subsection (a), including Democratic People's Republic of Korea-linked illicit remote information technology worker schemes and WMD proliferation networks. In carrying out this authority, the program should enhance outreach, increase public awareness, and prioritize information that facilitates the identification, disruption, or prevention of such activities.

(e) ATTRIBUTION.—The Secretary of State, in consultation with the relevant heads of other departments and agencies, is authorized to publicly attribute, as appro-

priate, illicit remote workforce schemes and associated entities linked to the Democratic People's Republic of Korea, including through coordinated bilateral or multilateral statements and joint advisories to increase public awareness of the WMD proliferation activities of the Democratic People's Republic of Korea.

(f) REPORT.—Not later than 180 days after the date of enactment of this Act, and annually thereafter for a period of 2 years, the Secretary of State shall provide a report to the appropriate congressional committees that include—

(1) an assessment of illicit remote workforce activities conducted by or on behalf of the Democratic People's Republic of Korea;

(2) a description of efforts to coordinate with allies and partners to counter such activities;

(3) an overview of actions taken to disrupt associated networks;

(4) a description of coordination between the Department of State with interagency partners to achieve the objectives described in subsection (a); and

(5) recommendations for additional diplomatic, economic, or legislative measures to enhance the effectiveness of such efforts.

(g) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term ''appropriate congressional committees'' means—

(A) the Committee on Foreign Affairs of the House of Representatives; and

(B) the Committee on Foreign Relations of the Senate.

(2) ARTIFICIAL INTELLIGENCE.—The term ''artificial intelligence'' has the meaning given such term in section 5002(3) of the National Artificial Intelligence Initiative Act of 2020 (15 U.S.C. 9401(3)).

☒