

AMENDMENT TO RULES COMMITTEE PRINT 118-

36

OFFERED BY MR. LAWLER OF NEW YORK

Add at the end of title XVII the following:

1 **Subtitle D—American Victims of**
2 **Terrorism Compensation**

3 **SEC. 17____. TRANSFER OF CERTAIN FUNDS INTO UNITED**
4 **STATES VICTIMS OF STATE SPONSORED TER-**
5 **RORISM FUND.**

6 (a) IN GENERAL.—Section 404 of the Justice for
7 United States Victims of State Sponsored Terrorism Act
8 (34 U.S.C. 20144) is amended—

9 (1) in subsection (d)(4), by adding at the end
10 the following:

11 “(E) FIFTH-ROUND PAYMENTS.—

12 “(i) IN GENERAL.—The Special Mas-
13 ter shall authorize fifth-round payments to
14 satisfy eligible claims under this section
15 not later than July 1, 2025. All authorized
16 payments shall be distributed to eligible
17 claimants not later than December 31,
18 2024, or, if an eligible claimant has not
19 provided the Special Master with the pay-

1 ment information required for distribution,
2 as soon as practicable after the date of re-
3 ceipt by the Special Master of such infor-
4 mation.”; and

5 (2) in subsection (e)—

6 (A) in paragraph (2), by adding at the end
7 the following:

8 “(C) CERTAIN ASSIGNED AND FORFEITED
9 ASSETS.—

10 “(i) BINANCE HOLDINGS LIMITED.—

11 “(I) IN GENERAL.—Funds and
12 the net proceeds from the sale of
13 property, forfeited or paid to the
14 United States as a criminal penalty or
15 fine in connection with the plea agree-
16 ment in the proceedings captioned as
17 United States v. Binance Holdings
18 Limited, No. 2:23-cr-00178 (RAJ)
19 (W.D. Wash. filed Nov. 14, 2023)—

20 “(aa) which shall include the
21 \$898,618,825 that is required to
22 be paid within 30 days of sen-
23 tencing; and

24 “(bb) which may include
25 other funds and net proceeds

1 that qualify for deposit or trans-
2 fer into the Fund.

3 “(II) TIMING.—An agency of the
4 United States shall deposit or transfer
5 into the Fund any amount paid by a
6 defendant in such proceedings pursu-
7 ant to the plea agreement that is to
8 be deposited or transferred into the
9 Fund in accordance with subclause (I)
10 not later than the later of—

11 “(aa) 30 days after the re-
12 ceipt of such amount by the
13 agency; or

14 “(bb) 15 days after the date
15 of enactment of this subpara-
16 graph.

17 “(ii) DOJ ASSETS FORFEITURE
18 FUND.—Fifty percent of the excess unobli-
19 gated balance of the Department of Justice
20 Assets Forfeiture Fund established under
21 524(e)(1) of title 28, United States Code,
22 to be paid on annually on December 1, be-
23 ginning on December 1, 2024.

24 “(iii) TREASURY FORFEITURE
25 FUND.—Fifty percent of the excess unobli-

1 gated balance of the Department of the
2 Treasury Forfeiture Fund established
3 under section 9705 of title 31, United
4 States Code, to be paid annually on De-
5 cember 1, beginning on December 1, 2024.

6 “(iv) DEFINITION.—In this subpara-
7 graph:

8 “(I) IN GENERAL.—The term
9 ‘excess unobligated balance’ with re-
10 spect to a fund, means the difference
11 between—

12 “(aa) the unobligated bal-
13 ance of the fund, as of Sep-
14 tember 30 of the fiscal year be-
15 fore the date specified in clause
16 (ii) or clause (iii), as applicable;
17 and

18 “(bb) the amount that is re-
19 quired to be retained in the fund
20 to ensure the availability of
21 amounts in the fiscal year after
22 the fiscal year described in item
23 (aa) for the purposes for which
24 amounts in the fund are author-
25 ized to be used.

1 “(II) EXCLUSION OF RESCIS-
2 SIONS FOR FISCAL YEAR AFTER DE-
3 TERMINATION OF AMOUNT.—For pur-
4 poses of subclause (I)(aa), the amount
5 of the unobligated balance of a fund,
6 as of September 30 of a fiscal year,
7 shall be determined without regard to
8 any rescission of amounts in the fund
9 for the next fiscal year included in an
10 appropriation Act referred to in sec-
11 tion 105 of title 1, United States
12 Code, including any anticipated or po-
13 tential rescission and any rescission
14 given continuing effect for such next
15 fiscal year under an Act making con-
16 tinuing appropriations for such next
17 fiscal year.”.

18 (b) RULE OF CONSTRUCTION.—Nothing in the
19 amendments made by subsection (a) shall be construed to
20 harm, jeopardize, or impair equitable sharing with law en-
21 forcement or restitution owed to crime victims.

1 **SEC. 17____. DEPOSIT OF TERRORISM-RELATED PENALTIES**
2 **AND FINES INTO THE UNITED STATES VIC-**
3 **TIMS OF STATE SPONSORED TERRORISM**
4 **FUND.**

5 (a) **CRIMINAL FUNDS AND PROPERTY.**—Section
6 404(e)(2)(A) of the Justice for United States Victims of
7 State Sponsored Terrorism Act (34 U.S.C.
8 20144(e)(2)(A)) is amended by striking clause (i) and in-
9 serting the following:

10 “(i) **CRIMINAL FUNDS AND PROP-**
11 **ERTY.**—

12 “(I) **IN GENERAL.**—All funds,
13 and the net proceeds from the sale of
14 property, forfeited or paid to the
15 United States after the date of enact-
16 ment of the Servicemember Quality of
17 Life Improvement and National De-
18 fense Authorization Act for Fiscal
19 Year 2025 as a criminal penalty or
20 fine in a matter or proceeding involv-
21 ing, relating to, or arising from the
22 actions of, or doing business with, or
23 acting on behalf of, a state sponsor of
24 terrorism, without regard to the na-
25 ture of the offense.

1 “(II) SCOPE.—All funds and net
2 proceeds described in this clause shall
3 be deposited or transferred into the
4 Fund if the state sponsor of terrorism
5 was so designated at the time of the
6 penalty or fine, at any time during the
7 course of any related legal pro-
8 ceedings, or at the time of any related
9 conduct.

10 “(III) RULE OF CONSTRUC-
11 TION.—Nothing in this clause shall be
12 construed to limit any rights to court-
13 ordered restitution of any direct vic-
14 tim of an offense in a matter or pro-
15 ceeding from which amounts are to be
16 deposited into the Fund pursuant to
17 this clause.”.

18 (b) CIVIL FUNDS AND PROPERTY.—Section
19 404(e)(2)(A) of the Justice for United States Victims of
20 State Sponsored Terrorism Act (34 U.S.C.
21 20144(e)(2)(A)) is amended by striking clause (ii) and in-
22 serting the following:

23 “(ii) CIVIL FUNDS AND PROPERTY.—
24 “(I) IN GENERAL.—Seventy-five
25 percent of all funds, and seventy-five

1 percent of the net proceeds from the
2 sale of property, forfeited or paid to
3 the United States after the date of en-
4 actment of the Servicemember Quality
5 of Life Improvement and National
6 Defense Authorization Act for Fiscal
7 Year 2025, as a civil penalty or fine
8 in a matter or proceeding involving,
9 relating to, or arising from the actions
10 of, or doing business with, or acting
11 on behalf of, a state sponsor of ter-
12 rorism, without regard to the nature
13 of the offense.

14 “(II) SCOPE.—All funds and net
15 proceeds described in this clause shall
16 be deposited or transferred into the
17 Fund if the state sponsor of terrorism
18 was so designated at the time of the
19 penalty or fine, at any time during the
20 course of any related legal pro-
21 ceedings, or at the time of any related
22 conduct.

23 “(III) RULE OF CONSTRUC-
24 TION.—Nothing in this clause shall be
25 construed to limit any rights to court-

1 ordered restitution of any direct vic-
2 tim of an offense in a matter or pro-
3 ceeding from which amounts are to be
4 deposited into the Fund pursuant to
5 this clause.”.

6 **SEC. 17 ____ . ANNUAL PAYMENTS.**

7 Section 404(d)(4) of the Justice for United States
8 Victims of State Sponsored Terrorism Act (34 U.S.C.
9 20144(d)(4)) is amended by striking subparagraph (A)
10 and inserting the following:

11 “(A) IN GENERAL.—Except as provided in
12 subparagraphs (B), (C), and (D), on January
13 1, 2025, and January 1 of each calendar year
14 thereafter, the Special Master or the Attorney
15 General shall authorize a general distribution of
16 payments on a pro rata basis to those claimants
17 with eligible claims under subsection (c)(2). All
18 authorized payments shall be distributed to the
19 eligible claimants as soon as practicable in the
20 calendar year of authorization, or, if the Special
21 Master or Attorney General authorizes pay-
22 ments prior to January 1, not later than 1 year
23 after the date of such authorization. Except as
24 provided in this subparagraph, the Special Mas-
25 ter shall not be required to authorize more than

1 1 general distribution in any calendar year, but
2 may, in the sole discretion of the Special Mas-
3 ter, authorize any such additional general dis-
4 tributions, if appropriate.”.

5 **SEC. 5. REPORT OF FUND ACTIVITY.**

6 Section 404(b)(1)(A) of the Justice for United States
7 Victims of State Sponsored Terrorism Act (34 U.S.C.
8 20144(b)(1)(A)) is amended by adding at the end the fol-
9 lowing:

10 “(iv) SPECIAL MASTER REPORT.—On
11 January 1 of each year, the Special Master
12 shall submit to the chairman and ranking
13 minority member of the Committee on the
14 Judiciary of the Senate and the chairman
15 and ranking minority member of the Com-
16 mittee on the Judiciary of the House of
17 Representatives a report on the balance
18 and activity of the Fund, which shall in-
19 clude—

20 “(I) the total amount in the
21 Fund at the end of the preceding fis-
22 cal year;

23 “(II) deposits into the Fund dur-
24 ing the preceding fiscal year sufficient
25 to identify the source, including, if ap-

1 plicable, the case name and the
2 amount of each deposit, except to the
3 extent that any sealing order requires
4 any portion of such information to re-
5 main confidential; and

6 “(III) disbursements from the
7 Fund during the preceding fiscal year
8 sufficient to identify specific amounts
9 disbursed for victim compensation and
10 other purposes, including for adminis-
11 trative costs and use of Department
12 of Justice personnel;

13 “(v) GAO REPORT.—Not later than
14 January 1, 2027, and every 3 years there-
15 after, the Comptroller General of the
16 United States shall submit to Congress a
17 report—

18 “(I) evaluating the administra-
19 tion of the Fund and the sufficiency
20 of funding for the Fund; and

21 “(II) making recommendations
22 for any further funding of the
23 Fund.”.

1 **SEC. 17____. DEFINITIONS.**

2 Section 404(j) of the Justice for United States Vic-
3 tims of State Sponsored Terrorism Act (34 U.S.C.
4 20144(d)(4)) is amended by adding at the end the fol-
5 lowing:

6 “(17) GENERAL DISTRIBUTION.—The term
7 ‘general distribution’ means any distribution for all
8 eligible claims pursuant to section (d)(1).”.

9 **SEC. 17____. ADMINISTRATIVE COSTS AND USE OF DEPART-**
10 **MENT OF JUSTICE PERSONNEL.**

11 Section 404(b)(1) of the Justice for United States
12 Victims of State Sponsored Terrorism Act (34 U.S.C.
13 20144(b)(1)) is amended by striking subparagraph (B)
14 and inserting the following:

15 “(B) ADMINISTRATIVE COSTS AND USE OF
16 DEPARTMENT OF JUSTICE PERSONNEL.—The
17 Special Master may use, as necessary, no more
18 than 10 full-time equivalent Department of
19 Justice personnel to assist in carrying out the
20 duties of the Special Master under this section.
21 Any costs associated with the use of such per-
22 sonnel, and any other administrative costs of
23 carrying out this section, shall be paid from the
24 Fund.”.

1 **SEC. 8. ADDITIONAL REPORTS.**

2 Section 404(d)(4)(D)(iv)(IV)(bb) of the Justice for
3 United States Victims of State Sponsored Terrorism Act
4 (34 U.S.C. 20144(d)(4)(D)(iv)(IV)(bb)) is amended by in-
5 serting “not later than 90 days after the date on which
6 the Special Master makes the authorization under sub-
7 clause (II)” before the period at the end.

