

AMENDMENT TO RULES COMMITTEE PRINT

117-20

OFFERED BY MS. OMAR OF MINNESOTA

Page 175, insert after line 18 the following (and re-designate the succeeding provisions accordingly):

1 **DIVISION D—PROTECTING DE-**
2 **MOCRACY FROM CRIMINAL**
3 **CORPORATIONS**

4 **TITLE XV—PROHIBITION**
5 **AGAINST POLITICAL SPEND-**
6 **ING BY CRIMINAL CORPORA-**
7 **TIONS**

8 **SEC. 1501. PROHIBITING POLITICAL SPENDING BY CRIMI-**
9 **NAL CORPORATIONS.**

10 (a) PROHIBITION.—Title III of the Federal Election
11 Campaign Act of 1971 (52 U.S.C. 30101 et seq.) is
12 amended by adding at the end the following new section:

13 **“SEC. 325. PROHIBITING POLITICAL SPENDING BY CRIMI-**
14 **NAL CORPORATIONS.**

15 “(a) PROHIBITION.—

16 “(1) IN GENERAL.—To the extent that corpora-
17 tions are permitted under law to make a disburse-
18 ment of funds in connection with a campaign for

1 election for Federal, State, or local office, including
2 a disbursement consisting of a contribution or dona-
3 tion of money or other thing of value, an inde-
4 pendent expenditure, or a disbursement for an elec-
5 tioneering communication (as defined in section
6 304(f)(3)), it shall be unlawful for a corporation
7 which is a criminal corporation, or for any separate
8 segregated fund established under section
9 316(b)(2)(C) by a criminal corporation, to make
10 such a disbursement during the applicable period de-
11 scribed in paragraph (2).

12 “(2) APPLICABLE PERIOD DESCRIBED.—In
13 paragraph (1), the ‘applicable period’ with respect to
14 a criminal corporation is the 10-year period which
15 begins—

16 “(A) in the case of a criminal corporation
17 described in paragraph (1) of subsection (b), on
18 the date on which the corporation is finally con-
19 victed of the offense described in such para-
20 graph; or

21 “(B) in the case of a criminal corporation
22 described in paragraph (2) of subsection (b), on
23 the date on which the corporation enters into
24 an agreement described in such paragraph.

1 “(b) CRIMINAL CORPORATION DEFINED.—In this
2 section, the term ‘criminal corporation’ means a corpora-
3 tion—

4 “(1) which has been convicted of violating sec-
5 tion 371 of title 18, United States Code (relating to
6 conspiracy to commit offense or to defraud the
7 United States), or any other felony involving dishon-
8 esty or a breach of trust; or

9 “(2) which has been charged with violating sec-
10 tion 371 of such title or with another felony involv-
11 ing dishonesty or a breach of trust and has entered
12 into a nonprosecution agreement, a deferred pros-
13 ecution agreement, or any other agreement with the
14 Attorney General to resolve the charge, if the terms
15 and conditions of the agreement include a require-
16 ment that the corporation make a payment equal to
17 or greater than \$1,000,000.”.

18 (b) EFFECTIVE DATE.—The amendment made by
19 subsection (a) shall apply with respect to a corporation
20 which is convicted of the offense described in paragraph
21 (1) of section 325(b) of the Federal Election Campaign
22 Act of 1971 (as added by subsection (a)), or which enters
23 into an agreement described in paragraph (2) of such sec-
24 tion, on or after the date of the enactment of this Act.

