

AMENDMENT TO
RULES COMMITTEE PRINT 116-35
OFFERED BY MS. LOFGREN OF CALIFORNIA

Page 5, strike lines 5 through 17 and insert the following:

1 “(B) EXCEPTIONS.—
2 “(i) CONTACTS IN OFFICIAL CAPACITY
3 AS ELECTED OFFICIAL.—The term ‘report-
4 able foreign contact’ shall not include any
5 contact or communication with a covered
6 foreign national by an elected official or an
7 employee of an elected official solely in an
8 official capacity as such an official or em-
9 ployee.
10 “(ii) CONTACTS FOR PURPOSES OF
11 ENABLING OBSERVATION OF ELECTIONS
12 BY INTERNATIONAL OBSERVERS.—The
13 term ‘reportable foreign contact’ shall not
14 include any contact or communication with
15 a covered foreign national by any person
16 which is made for purposes of enabling the
17 observation of elections in the United
18 States by a foreign national or the obser-

1 vation of elections outside of the United
2 States by a candidate, political committee,
3 or any official, employee, or agent of such
4 committee.

5 “(iii) EXCEPTIONS NOT APPLICABLE
6 IF CONTACTS OR COMMUNICATIONS IN-
7 VOLVE PROHIBITED DISBURSEMENTS.—A
8 contact or communication by an elected of-
9 ficial or an employee of an elected official
10 shall not be considered to be made solely
11 in an official capacity for purposes of
12 clause (i), and a contact or communication
13 shall not be considered to be made for pur-
14 poses of enabling the observation of elec-
15 tions for purposes of clause (ii), if the con-
16 tact or communication involves a contribu-
17 tion, donation, expenditure, disbursement,
18 or solicitation described in section 319.”

Page 54, insert after line 14 the following new sub-
title:

1 **Subtitle C—Inadmissibility and De-**
2 **portability of Aliens Engaging**
3 **in Improper Election Inter-**
4 **ference**

5 **SEC. 321. INADMISSIBILITY AND DEPORTABILITY OF**
6 **ALIENS ENGAGING IN IMPROPER INTER-**
7 **ERENCE IN UNITED STATES ELECTIONS.**

8 (a) INADMISSIBILITY.—Section 212(a)(3) of the Im-
9 migration and Nationality Act (8 U.S.C. 1182(a)(3)) is
10 amended by adding at the end the following:

11 “(H) IMPROPER INTERFERENCE IN A
12 UNITED STATES ELECTION.—Any alien who a
13 consular officer, the Secretary of Homeland Se-
14 curity, the Secretary of State, or the Attorney
15 General knows, or has reasonable grounds to
16 believe, is seeking admission to the United
17 States to engage in improper interference in a
18 United States election, or has engaged in im-
19 proper interference in a United States election,
20 is inadmissible.”.

21 (b) DEPORTABILITY.—Section 237(a) of such Act (8
22 U.S.C. 1227(a)) is amended by adding at the fol-
23 lowing:

24 “(8) IMPROPER INTERFERENCE IN A UNITED
25 STATES ELECTION.—Any alien who has engaged, is

1 engaged, or at any time after admission engages in
2 improper interference in a United States election is
3 deportable.”.

4 (c) DEFINITION.—Section 101(a) of such Act (8
5 U.S.C. 1101(a)) is amended by adding at the end the fol-
6 lowing:

7 “(53) The term ‘improper interference in a
8 United States election’ means conduct by an alien
9 that—

10 “(A)(i) violates Federal criminal, voting
11 rights, or campaign finance law, or

12 “(ii) is performed by any person acting as
13 an agent of or on behalf of a foreign govern-
14 ment or criminal enterprise; and

15 “(B) includes any covert, fraudulent, de-
16 ceptive, or unlawful act or attempted act, un-
17 dertaken with the purpose or effect of under-
18 mining public confidence in election processes
19 or institutions, or influencing, undermining con-
20 fidence in, or altering the result or reported re-
21 sult of, a general or primary Federal, State, or
22 local election or caucus, including—

23 “(i) the campaign of a candidate; or

1 “(ii) a ballot measure, including an
2 amendment, a bond issue, an initiative, a
3 recall, a referral, or a referendum.”.

