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

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

“(B) Exceptions.—

“(i) Contacts in official capacity as elected official.—The term ‘reportable foreign contact’ shall not include any contact or communication with a covered foreign national by an elected official or an employee of an elected official solely in an official capacity as such an official or employee.

“(ii) Contacts for purposes of enabling observation of elections by international observers.—The term ‘reportable foreign contact’ shall not include any contact or communication with a covered foreign national by any person which is made for purposes of enabling the observation of elections in the United States by a foreign national or the obser-
vation of elections outside of the United States by a candidate, political committee, or any official, employee, or agent of such committee.

“(iii) EXCEPTIONS NOT APPLICABLE IF CONTACTS OR COMMUNICATIONS INVOLVE PROHIBITED DISBURSEMENTS.—A contact or communication by an elected official or an employee of an elected official shall not be considered to be made solely in an official capacity for purposes of clause (i), and a contact or communication shall not be considered to be made for purposes of enabling the observation of elections for purposes of clause (ii), if the contact or communication involves a contribution, donation, expenditure, disbursement, or solicitation described in section 319.”.

Page 54, insert after line 14 the following new sub-title:
Subtitle C—Inadmissibility and Deportability of Aliens Engaging in Improper Election Interference

SEC. 321. INADMISSIBILITY AND DEPORTABILITY OF ALIENS ENGAGING IN IMPROPER INTERFERENCE IN UNITED STATES ELECTIONS.

(a) Inadmissibility.—Section 212(a)(3) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)) is amended by adding at the end the following:

“(H) Improper interference in a United States election.—Any alien who a consular officer, the Secretary of Homeland Security, the Secretary of State, or the Attorney General knows, or has reasonable grounds to believe, is seeking admission to the United States to engage in improper interference in a United States election, or has engaged in improper interference in a United States election, is inadmissible.”.

(b) Deportability.—Section 237(a) of such Act (8 U.S.C. 1227(a)) is amended by adding at the end the following:

“(8) Improper interference in a United States election.—Any alien who has engaged, is
engaged, or at any time after admission engages in improper interference in a United States election is deportable.”.

(c) DEFINITION.—Section 101(a) of such Act (8 U.S.C. 1101(a)) is amended by adding at the end the following:

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

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

“(ii) is performed by any person acting as an agent of or on behalf of a foreign government or criminal enterprise; and

“(B) includes any covert, fraudulent, deceptive, or unlawful act or attempted act, undertaken with the purpose or effect of undermining public confidence in election processes or institutions, or influencing, undermining confidence in, or altering the result or reported result of, a general or primary Federal, State, or local election or caucus, including—

“(i) the campaign of a candidate; or
“(ii) a ballot measure, including an amendment, a bond issue, an initiative, a recall, a referral, or a referendum.”.