

AMENDMENT TO
RULES COMMITTEE PRINT 119–8
OFFERED BY MRS. WAGNER OF MISSOURI

Add at the end the following:

1 DIVISION F—SENTENCING EN-
2 HANCEMENTS FOR CERTAIN
3 CRIMINAL OFFENSES DI-
4 RECTED BY OR COORDI-
5 NATED WITH FOREIGN GOV-
6 ERNMENTS

7 SEC. 6001. SHORT TITLE.

8 This division may be cited as the “Deterring External
9 Threats and Ensuring Robust Responses to Egregious and
10 Nefarious Criminal Endeavors Act” or the “DETER-
11 RENCE Act”.

12 SEC. 6002. KIDNAPPING.

13 Section 1201 of title 18, United States Code, is
14 amended—

15 (1) by redesignating subsection (h) as sub-
16 section (i);

17 (2) by inserting after subsection (g) the fol-
18 lowing:

1 “(h) SENTENCE ENHANCEMENTS FOR OFFENSES DI-
2 RECTED BY OR COORDINATED WITH FOREIGN GOVERN-
3 MENTS.—

4 “(1) IN GENERAL.—The sentence of a person
5 convicted of an offense under subsection (a) may be
6 increased by up to 10 years if such offense was com-
7 mitted knowingly at the direction of or in coordina-
8 tion with a foreign government or an agent of a for-
9 eign government.

10 “(2) CONSPIRACY.—The sentence of a person
11 convicted of conspiring to commit a violation of sub-
12 section (a) as part of a conspiracy under the ele-
13 ments specified in subsection (c) may be increased
14 by up to 10 years if—

15 “(A) 1 or more of the persons involved in
16 such conspiracy were knowingly acting in co-
17 ordination with a foreign government or an
18 agent of a foreign government; and

19 “(B) the person convicted of conspiring to
20 commit a violation of subsection (a) knew that
21 1 or more of the persons involved in such con-
22 spiracy were knowingly acting in coordination
23 with a foreign government or an agent of a for-
24 eign government.

1 “(3) ATTEMPT.—The sentence of a person con-
2 victed of an attempt to violate subsection (a) may be
3 increased by up to 5 years if such attempt was
4 knowingly at the direction of or in coordination with
5 a foreign government or an agent of a foreign gov-
6 ernment.”; and

7 (3) in subsection (i), as so designated, by in-
8 serting “DEFINITION.—” before “As used in this
9 section”.

10 **SEC. 6003. USE OF INTERSTATE COMMERCE FACILITIES IN**
11 **THE COMMISSION OF MURDER-FOR-HIRE.**

12 (a) IN GENERAL.—Section 1958 of title 18, United
13 States Code, is amended—

14 (1) by redesignating subsection (b) as sub-
15 section (c);

16 (2) by inserting after subsection (a) the fol-
17 lowing:

18 “(b) SENTENCE ENHANCEMENTS FOR OFFENSES DI-
19 RECTED BY OR COORDINATED WITH FOREIGN GOVERN-
20 MENTS.—The sentence of a person convicted of an offense
21 under subsection (a)—

22 “(1) may be increased by up to 5 years, if such
23 offense was committed knowingly at the direction of
24 or in coordination with a foreign government or an
25 agent of a foreign government; and

1 “(2) may be increased by up to 10 years—

2 “(A) if such offense was committed know-
3 ingly at the direction of or in coordination with
4 a foreign government or an agent of a foreign
5 government; and

6 “(B) personal injury results.”; and

7 (3) in subsection (c), as so redesignated, by in-
8 serting “DEFINITIONS.—” before “As used in this
9 section”.

10 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

11 (1) Section 2332b(g)(2) of title 18, United
12 States Code, is amended by striking “section
13 1958(b)(2)” and inserting “section 1958”.

14 (2) Section 1010A(d) of the Controlled Sub-
15 stances Import and Export Act (21 U.S.C. 960a(d))
16 is amended by striking “section 1958(b)(1)” and in-
17 serting “section 1958”.

18 **SEC. 6004. INFLUENCING, IMPEDING, OR RETALIATING**
19 **AGAINST A FEDERAL OFFICIAL BY THREAT-**
20 **ENING OR INJURING A FAMILY MEMBER.**

21 Section 115(b) of title 18, United States Code, is
22 amended by adding at the end the following:

23 “(5) The sentence of a person convicted of an offense
24 under subsection (a), if such offense was committed know-

1 ingly at the direction of or in coordination with a foreign
2 government or an agent of a foreign government—

3 “(A) may be increased by up to 5 years if the
4 offense committed was an assault involving physical
5 contact with the victim of that assault or the intent
6 to commit another felony;

7 “(B) may be increased by up to 10 years if—

8 “(i) the offense committed was an assault
9 resulting in bodily injury (including serious bod-
10 ily injury (as that term is defined in section
11 1365 of this title));

12 “(ii) the offense involved any conduct that,
13 if the conduct occurred in the special maritime
14 and territorial jurisdiction of the United States,
15 would violate section 2241 or 2242 of this title;
16 or

17 “(iii) a dangerous weapon was used during
18 and in relation to the offense; and

19 “(C) may be increased by up to 10 years if the
20 offense committed was a murder, attempted murder,
21 or conspiracy to murder.”.

22 **SEC. 6005. STALKING.**

23 Section 2261A of title 18, United States Code, is
24 amended—

1 (1) by striking “Whoever—” and inserting “(a)
2 IN GENERAL.—Except as provided in subsection (b),
3 whoever—”; and

4 (2) by adding at the end the following:

5 “(b) ENHANCED PENALTIES FOR OFFENSES IN-
6 VOLVING FOREIGN GOVERNMENTS.—The sentence of a
7 person convicted of an offense under paragraph (1) or (2)
8 of subsection (a), if such offense was committed knowingly
9 at the direction of or in coordination with a foreign gov-
10 ernment or an agent of a foreign government—

11 “(1) may be increased by up to 5 years if—

12 “(A) serious bodily injury (including per-
13 manent disfigurement or life threatening bodily
14 injury) to the victim results;

15 “(B) the offender uses a dangerous weap-
16 on during the offense; or

17 “(C) the victim of the offense is under the
18 age of 18 years;

19 “(2) may be increased by up to 10 years if
20 death of the victim results; and

21 “(3) may be increased by up to 30 months in
22 any other case.”.

1 **SEC. 6006. PROTECTION OF OFFICERS AND EMPLOYEES OF**
2 **THE UNITED STATES.**

3 Section 1114 of title 18, United States Code, is
4 amended—

5 (1) by redesignating subsection (b) as sub-
6 section (c); and

7 (2) by inserting after subsection (a) the fol-
8 lowing:

9 “(b) SENTENCE ENHANCEMENTS FOR OFFENSES DI-
10 RECTED BY OR COORDINATED WITH FOREIGN GOVERN-
11 MENTS.—The sentence of a person convicted of an offense
12 under subsection (a) may be increased by up to 10 years
13 if such offense was committed knowingly at the direction
14 of or in coordination with a foreign government or an
15 agent of a foreign government.”.

16 **SEC. 6007. PRESIDENTIAL AND PRESIDENTIAL STAFF AS-**
17 **SASSINATION, KIDNAPPING, AND ASSAULT.**

18 Section 1751 of title 18, United States Code, is
19 amended—

20 (1) by redesignating subsections (f) through (k)
21 as subsections (g) through (i), respectively; and

22 (2) by inserting after subsection (e) the fol-
23 lowing:

24 “(f)(1) The sentence of a person convicted of an of-
25 fense under subsection (a), (b), or (c) may be increased
26 by up to 10 years if such offense was committed knowingly

1 at the direction of or in coordination with a foreign gov-
2 ernment or an agent of a foreign government.

3 “(2) The sentence of a person convicted of conspiring
4 to kill or kidnap any individual designated in subsection
5 (a) as part of a conspiracy under the elements specified
6 in subsection (d) may be increased by up to 10 years if—

7 “(A) 1 or more of the persons involved in such
8 conspiracy were knowingly acting in coordination
9 with a foreign government or an agent of a foreign
10 government; and

11 “(B) the person convicted of conspiring to kill
12 or kidnap an individual designated in subsection (a)
13 knew that 1 or more of the persons involved in such
14 conspiracy were knowingly acting in coordination
15 with a foreign government or an agent of a foreign
16 government.

17 “(3) The sentence of a person convicted of an offense
18 under subsection (e) may be increased by up to 10 years
19 if—

20 “(A) the victim was any person designated in
21 subsection (a)(1); and

22 “(B) such offense was committed knowingly at
23 the direction of or in coordination with a foreign
24 government or an agent of a foreign government.

1 “(4) The sentence of a person convicted of an offense
2 under subsection (e) may be increased by up to 10 years
3 if—

4 “(A) the victim was any person designated in
5 subsection (a)(2); and

6 “(B) such offense was committed knowingly at
7 the direction of or in coordination with a foreign
8 government or an agent of a foreign government.

9 “(5) The sentence of a person convicted of an offense
10 under subsection (e) may be increased by up to 10 years
11 if—

12 “(A)(i) the offense involved the use of a dan-
13 gerous weapon; or

14 “(ii) personal injury resulted; and

15 “(B) such offense was committed knowingly at
16 the direction of or in coordination with a foreign
17 government or an agent of a foreign government.”.

