

119TH CONGRESS
2D SESSION

S. 4713

To amend title 28, United States Code, to prevent payouts for
insurrectionists.

IN THE SENATE OF THE UNITED STATES

JUNE 9, 2026

Mr. SCHIFF introduced the following bill; which was read twice and referred
to the Committee on the Judiciary

A BILL

To amend title 28, United States Code, to prevent payouts
for insurrectionists.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Preventing Payouts
5 for Insurrectionists Act”.

6 **SEC. 2. PREVENTING PAYOUTS FOR INSURRECTIONISTS.**

7 (a) IN GENERAL.—Section 2680 of title 28, United
8 States Code, is amended by adding at the end the fol-
9 lowing:

1 “(o) Any claim, without regard to when the act or
 2 omission giving rise to the claim occurred, brought by any
 3 individual convicted (including any individual convicted
 4 and subsequently pardoned) of any felony or mis-
 5 demeanor—

6 “(1) arising out of or relating to the January
 7 6, 2021, attack on the United States Capitol build-
 8 ing and grounds;

9 “(2) committed with the intent to disrupt,
 10 delay, or impede the joint session of Congress certi-
 11 fying the results of the 2020 presidential election,
 12 including seditious conspiracy; or

13 “(3) involving an action taken to disrupt, inter-
 14 fere with, or unlawfully influence the administration
 15 of the 2016 presidential election, including con-
 16 spiracy to defraud the United States.”.

17 (b) APPLICABILITY.—The amendment made by sub-
 18 section (a) shall apply to any claim pending on, or brought
 19 on or after, January 20, 2025.

20 (c) RECOUPMENT OF DISBURSED FUNDS.—

21 (1) IN GENERAL.—Any individual described in
 22 section 2680(o) of title 28, United States Code, as
 23 added by subsection (a), who received any monetary
 24 payment, judgment, award, compromise, settlement,
 25 or interest from the United States (including a pay-

1 ment disbursed under section 1304 of title 31,
2 United States Code (commonly known as the “Judg-
3 ment Fund”)) pursuant to a claim described in such
4 section 2680(o) during the period beginning on Jan-
5 uary 20, 2025, and ending on the date of enactment
6 of this Act, shall return the full amount of the pay-
7 ment, judgment, award, compromise, settlement, or
8 interest to the Treasury of the United States.

9 (2) ENFORCEMENT.—

10 (A) CIVIL ACTION.—The attorney general
11 of any State may bring a civil action in an ap-
12 propriate district court of the United States on
13 behalf of the United States against any indi-
14 vidual required to return funds under para-
15 graph (1) who—

16 (i) resides in the State; or

17 (ii) committed an offense described in
18 section 2680(o) of title 28, United States
19 Code, as added by subsection (a), within
20 the State.

21 (B) REMEDIES.—In an action brought by
22 the attorney general of a State under subpara-
23 graph (A), the court shall order the applicable
24 individual to—

1 (i) return the full amount of the funds
2 owed under paragraph (1) to the Treasury
3 of the United States; and

4 (ii) pay damages equal to 25 percent
5 of the amount described in clause (i) to the
6 State to defray the costs of State law en-
7 forcement and the administration of jus-
8 tice.

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