

113TH CONGRESS
1ST SESSION

H. R. 2107

To prohibit monetary payments by the Federal Government to employees, officers, and elected officials of foreign countries for purposes of bribery, coercion, or any activity that is illegal or undermines the rule of law or corrupts a public officer or the office such officer represents, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2013

Ms. LEE of California (for herself, Mr. GRIJALVA, Mr. CICILLINE, Mr. NOLAN, Ms. SLAUGHTER, and Ms. MCCOLLUM) introduced the following bill; which was referred to the Select Committee on Intelligence (Permanent Select), and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit monetary payments by the Federal Government to employees, officers, and elected officials of foreign countries for purposes of bribery, coercion, or any activity that is illegal or undermines the rule of law or corrupts a public officer or the office such officer represents, and for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “No More Ghost Money
3 Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds the following:

6 (1) On May 4, 2013, President of Afghanistan
7 Hamid Karzai revealed that the Central Intelligence
8 Agency regularly made cash payments to his office.

9 (2) The corrupt practice of making such pay-
10 ments undermines the rule of law and undercuts a
11 central strategic United States goal in Afghanistan:
12 establishing a credible and transparent Afghan gov-
13 ernment responsive to popular concerns.

14 **SEC. 3. PROHIBITION OF PAYMENTS TO INDIVIDUALS AF-**
15 **FILIATED WITH FOREIGN GOVERNMENTS.**

16 (a) PROHIBITION.—Subject to section 5, no depart-
17 ment or agency of the Federal Government or contractor
18 to the Federal Government may make a monetary pay-
19 ment to an employee, officer, elected official, or represent-
20 ative of the government of a foreign country for the pur-
21 poses of bribery, coercion, or any activity that is illegal
22 or undermines the rule of law or corrupts a public officer
23 or the office such officer represents.

24 (b) PROCEDURES.—The President shall establish
25 procedures to carry out and enforce the prohibition under
26 subsection (a).

1 **SEC. 4. REPORT ON PAYMENTS TO INDIVIDUALS AFFILI-**
2 **ATED WITH THE GOVERNMENT OF AFGHANI-**
3 **STAN.**

4 Subject to section 5, not later than 180 days after
5 the date of the enactment of this Act, the Director of the
6 Central Intelligence Agency shall submit to Congress a re-
7 port on all monetary payments made by the Central Intel-
8 ligence Agency to employees, officers, elected officials, or
9 representatives of the Government of Afghanistan on or
10 after September 11, 2001. Such report shall include—

11 (1) a description of all payments made to em-
12 ployees, officers, elected officials, or representatives
13 of the Government of Afghanistan on or after Sep-
14 tember 11, 2001, including any receipts provided by
15 such employees, officers, elected officials, or rep-
16 resentatives and, to the extent possible, copies of
17 such receipts;

18 (2) the legal basis for making such payments;

19 (3) the strategic goals supported by such pay-
20 ments; and

21 (4) the effectiveness of such payments in
22 achieving such strategic goals.

23 **SEC. 5. NATIONAL SECURITY WAIVER.**

24 The President may waive a requirement of section 3
25 or 4 if the President certifies to Congress that fulfilling

- 1 such requirement would harm the national security of the
- 2 United States or members of the Armed Forces.

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