

116TH CONGRESS
1ST SESSION

H. R. 3004

To amend the Federal Election Campaign Act of 1971 to prohibit criminal corporations from making disbursements of funds in connection with a campaign for election for Federal, State, or local office.

IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2019

Ms. OMAR (for herself, Mrs. TRAHAN, Ms. SCHAKOWSKY, Ms. TLAIB, Ms. PRESSLEY, and Ms. OCASIO-CORTEZ) introduced the following bill; which was referred to the Committee on House Administration

A BILL

To amend the Federal Election Campaign Act of 1971 to prohibit criminal corporations from making disbursements of funds in connection with a campaign for election for Federal, State, or local office.

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 “Protect Democracy
5 From Criminal Corporations Act”.

1 **SEC. 2. PROHIBITING POLITICAL SPENDING BY CRIMINAL**
2 **CORPORATIONS.**

3 (a) PROHIBITION.—Title III of the Federal Election
4 Campaign Act of 1971 (52 U.S.C. 30101 et seq.) is
5 amended by adding at the end the following new section:

6 **“SEC. 325. PROHIBITING POLITICAL SPENDING BY CRIMI-**
7 **NAL CORPORATIONS.**

8 “(a) PROHIBITION.—

9 “(1) IN GENERAL.—To the extent that corpora-
10 tions are permitted under law to make a disburse-
11 ment of funds in connection with a campaign for
12 election for Federal, State, or local office, including
13 a disbursement consisting of a contribution or dona-
14 tion of money or other thing of value, an inde-
15 pendent expenditure, or a disbursement for an elec-
16 tioneering communication (as defined in section
17 304(f)(3)), it shall be unlawful for a corporation
18 which is a criminal corporation, or for any separate
19 segregated fund established under section
20 316(b)(2)(C) by a criminal corporation, to make
21 such a disbursement during the applicable period de-
22 scribed in paragraph (2).

23 “(2) APPLICABLE PERIOD DESCRIBED.—In
24 paragraph (1), the ‘applicable period’ with respect to
25 a criminal corporation is the 10-year period which
26 begins—

1 “(A) in the case of a criminal corporation
2 described in paragraph (1) of subsection (b), on
3 the date on which the corporation is finally con-
4 victed of the offense described in such para-
5 graph; or

6 “(B) in the case of a criminal corporation
7 described in paragraph (2) of subsection (b), on
8 the date on which the corporation enters into
9 an agreement described in such paragraph.

10 “(b) CRIMINAL CORPORATION DEFINED.—In this
11 section, the term ‘criminal corporation’ means a corpora-
12 tion—

13 “(1) which has been convicted of violating sec-
14 tion 371 of title 18, United States Code (relating to
15 conspiracy to commit offense or to defraud the
16 United States), or any other felony involving dishon-
17 esty or a breach of trust; or

18 “(2) which has been charged with violating sec-
19 tion 371 of such title or with another felony involv-
20 ing dishonesty or a breach of trust and has entered
21 into a nonprosecution agreement, a deferred pros-
22 ecution agreement, or any other agreement with the
23 Attorney General to resolve the charge, if the terms
24 and conditions of the agreement include a require-

1 ment that the corporation make a payment equal to
2 or greater than \$1,000,000.”.

3 (b) **EFFECTIVE DATE.**—The amendment made by
4 subsection (a) shall apply with respect to a corporation
5 which is convicted of the offense described in paragraph
6 (1) of section 325(b) of the Federal Election Campaign
7 Act of 1971 (as added by subsection (a)), or which enters
8 into an agreement described in paragraph (2) of such sec-
9 tion, on or after the date of the enactment of this Act.

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