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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To require new ethics obligations and restrictions for Members of Congress,
their spouse, and dependents, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Ms. STEVENS introduced the following bill; which was referred to the
Committee on _____

A BILL

To require new ethics obligations and restrictions for Mem-
bers of Congress, their spouse, and dependents, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Getting Rich in
5 Congress Act”.

1 **SEC. 2. RESTRICTIONS ON TRADE OF COVERED INVEST-**
2 **MENTS.**

3 (a) RESTRICTIONS.—Chapter 131 of title 5, United
4 States Code, is amended by adding at the end the fol-
5 lowing:

6 “SUBCHAPTER IV—RESTRICTIONS ON TRADE
7 OF COVERED INVESTMENTS

8 “§ 13151. Definitions

9 “In this subchapter:

10 “(1) COMMODITY.—The term ‘commodity’—

11 “(A) has the meaning given the term in
12 section 1a of the Commodity Exchange Act (7
13 U.S.C. 1a); and

14 “(B) does not include a precious metal (as
15 defined in section 1027.100 of title 31, Code of
16 Federal Regulations).

17 “(2) COVERED INDIVIDUAL.—The term ‘cov-
18 ered individual’ means any of the following:

19 “(A) A Member of Congress as defined in
20 section 13101.

21 “(B) The President.

22 “(C) The Vice President.

23 “(D) A candidate (as defined in section
24 301 of the Federal Election Campaign Act of
25 1971 (52 U.S.C. 30101)) for nomination for
26 election or for election to the office of Presi-

1 dent, Vice President, or Senator or Representa-
2 tive in, or Delegate or Resident Commissioner
3 to, Congress, beginning on the date the can-
4 didate designates or redesignates a political
5 committee (as required in section 302(e) of
6 such Act (52 U.S.C. 30102(e)), and ending on
7 the earlier of—

8 “(i) the date the candidate announces
9 the suspension of the candidate’s campaign
10 for such nomination or office;

11 “(ii) the date the candidate withdraws
12 from the election or concedes the election
13 for such nomination or office; or

14 “(iii) the date the oath of office for
15 such office is given to the candidate.

16 “(E) A dependent child (as that term is
17 defined in section 13101) or a spouse an indi-
18 vidual described in subparagraph (A) through
19 (D) of this paragraph.

20 “(3) COVERED INVESTMENT.—The term ‘cov-
21 ered investment’—

22 “(A) means an investment in a digital
23 asset, a security, a commodity, a future, or any
24 comparable economic interest acquired through
25 synthetic means, such as the use of a derivative,

1 including an option, warrant, or other similar
2 means; and

3 “(B) does not include—

4 “(i) a widely held investment fund
5 that is diversified and publicly traded on a
6 national or regional stock exchange;

7 “(ii) a United States Treasury bill,
8 note, or bond;

9 “(iii) a State or municipal government
10 bill, note, or bond; or

11 “(iv) any compensation received by
12 the spouse or dependent child of a covered
13 official from their employer.

14 “(4) DIGITAL ASSET.—The term ‘digital asset’
15 has the meaning given the term in section
16 6045(g)(3)(D) of the Internal Revenue Code of 1986
17 (26 U.S.C. 6045(g)(3)(D)).

18 “(5) DIVERSIFIED.—The term ‘diversified’,
19 with respect to an investment fund, means such
20 fund does not have a stated policy of concentrating
21 its investments in any industry, business, single
22 country other than the United States, or bonds of a
23 single State within the United States except for the
24 State in which the Member of Congress resides.

1 “(6) FUTURE.—The term ‘future’ means a fi-
2 nancial contract obligating the buyer to purchase an
3 asset or the seller to sell an asset, such as a physical
4 commodity or a financial investment, at a predeter-
5 mined future date and price.

6 “(7) SECURITY.—The term ‘security’ has the
7 meaning given the term in section 3(a) of the Secu-
8 rities Exchange Act of 1934 (15 U.S.C. 78c(a)).

9 “(8) SUPERVISING ETHICS OFFICE.—The term
10 ‘supervising ethics office’ has the meaning given that
11 term in section 13101.

12 **“§ 13152. Trade of covered investments**

13 “(a) CONDUCT.—Except as described in subsection
14 (b), no covered individual may, directly or indirectly, buy
15 or sell a covered investment, unless such covered invest-
16 ment is located in a qualified blind trust.

17 “(b) OCCUPATIONAL EXCEPTION.—A covered indi-
18 vidual described in section 13151(2)(C) may buy or sell
19 any covered investment if such covered investment is not
20 owned by a covered individual and if such trade is per-
21 formed as a function of the primary occupation of the
22 spouse or dependent child.

23 “(c) DISCLOSURE.—A covered individual shall pro-
24 vide information or materials on a quarterly basis to the
25 supervising ethics office to ensure that the covered indi-

1 vidual is in compliance with the provisions of this sub-
2 chapter.

3 **“§ 13153. Penalties**

4 “(a) IN GENERAL.—A violation of the restrictions on
5 trading or ownership of covered investments in section
6 13152 shall be handled as follows:

7 “(1) With respect to a violation by any indi-
8 vidual described in any of subparagraphs (A)
9 through (C) of section 13151(2), at the direction of
10 the supervising ethics office, payment into the
11 Treasury in an amount equal to the sum of—

12 “(A) the profits of any transaction that
13 violates the provisions of this subchapter; and

14 “(B) if determined applicable and appro-
15 priate by the supervising ethics office, an
16 amount equal to three times the value of the
17 covered investment at issue.

18 “(2) With respect to any individual described in
19 subparagraph (D) or (E) of section 13151(2), the
20 Attorney General shall assess a civil penalty in an
21 amount equal to the sum of—

22 “(A) the profits of any transaction that
23 violates the provisions of this subchapter; and

24 “(B) if determined applicable and appro-
25 priate by the Attorney General, an amount

1 equal to three times the value of the covered in-
2 vestment at issue.

3 “(b) PAYMENT RESTRICTIONS.—A Member of Con-
4 gress or candidate may not pay any of the penalties under
5 this section by using amounts from the following sources:

6 “(1) The Members’ Representational Allowance.

7 “(2) The Senators’ Official Personnel and Of-
8 fice Expense Account.

9 “(3) Any contribution (as defined in section
10 301(8) of the Federal Election Campaign Act of
11 1971 (52 U.S.C. 30101(8))) accepted as a can-
12 didate, or any other donation received as support for
13 activities of the individual as a holder of Federal of-
14 fice.

15 “(c) PUBLICATION.—Each supervising ethics office
16 shall publish on a publicly available website a description
17 of—

18 “(1) each violation of this subchapter as deter-
19 mined by the supervising ethics office; and

20 “(2) the penalty assessed by the supervising
21 ethics office with respect to each violation under
22 paragraph (1).”.

23 (b) CLERICAL AMENDMENT.—The table of sections
24 for such chapter 131 is amended by adding at the end
25 the following:

13151. Definitions.

13152. Trade of covered investments.

13153. Penalties.

1 **SEC. 3. LIFETIME BAN ON FORMER MEMBERS OF CON-**
2 **GRESS AND INDIVIDUALS APPOINTED TO AD-**
3 **VICE AND CONSENT POSITIONS FROM LOB-**
4 **BYING ON BEHALF OF FOREIGN COUNTRIES**
5 **OF CONCERN.**

6 Section 207 of title 18, United States Code, is
7 amended by adding at the end the following:

8 “(m) RESTRICTIONS RELATING TO FOREIGN COUN-
9 TRIES OF CONCERN.—

10 “(1) IN GENERAL.—Any person who is a Mem-
11 ber of the House of Representatives, a Senator, or
12 was appointed to a position by the President, by and
13 with the advice and consent of the Senate, and who
14 knowingly, at any point after that person leaves of-
15 fice—

16 “(A) represents a foreign country of con-
17 cern before any officer or employee of the
18 United States Government with the intent to
19 influence a decision of such officer or employee
20 in carrying out his or her official duties, or

21 “(B) aids or advises a foreign country of
22 concern with the intent to influence a decision
23 of any officer or employee of the United States

1 Government, in carrying out his or her official
2 duties,
3 shall be punished as provided in section 216 of this
4 title.

5 “(2) FOREIGN COUNTRY OF CONCERN DE-
6 FINED.—In this subsection, the term ‘foreign coun-
7 try of concern’ means the People’s Republic of
8 China, the Democratic People’s Republic of Korea,
9 the Russian Federation, the Islamic Republic of
10 Iran, or any other country determined to be a coun-
11 try of concern by the Secretary of State.”.

12 **SEC. 4. REGISTRATION OF SPOUSES OF SENIOR FEDERAL**
13 **OFFICIALS AND DISCLOSURES RELATING TO**
14 **LOBBYING ACTIVITIES.**

15 (a) SENSE OF CONGRESS.—It is the sense of Con-
16 gress that spouses of high-ranking officials—

17 (1) are afforded unique privileges of access to
18 numerous government officials due to their close
19 personal relationship with a high-ranking official;

20 (2) often have the ability to influence a policy
21 decision made by a government official to benefit an
22 individual of their choosing, including themselves, or
23 a private entity;

1 (3) are not covered under the Lobbying Disclo-
2 sure Act, creating loopholes ripe for exploitation for
3 nefarious purposes, including self-enrichment; and

4 (4) must be held to a higher level of scrutiny
5 to prevent abuse of or the appearance of abuse of
6 their close proximity to high-ranking officials.

7 (b) IN GENERAL.—

8 (1) REGISTRATION.—

9 (A) CURRENT OFFICIALS.—Not later than
10 45 days after the date that guidance is issued
11 under subsection (d), a spouse of any individual
12 who is a covered Federal official on such date
13 shall register with the Secretary of the Senate
14 and Clerk of the House of Representatives.

15 (B) FUTURE OFFICIALS.—Not later than
16 45 days after the date that an individual begins
17 service as a covered Federal official after the
18 date that such guidance is issued, the spouse of
19 such official shall register with the Secretary
20 and Clerk

21 (2) EXEMPTION.—A spouse shall be exempt
22 from this section if the spouse has registered, or is
23 registered, with the Secretary and the Clerk in ac-
24 cordance with section 4 of the Lobbying Disclosure
25 Act of 1995 (2 U.S.C. 1603).

1 (3) TERMINATION.—An individual who is a
2 spouse of a covered Federal official shall not be sub-
3 ject to the requirements of this section beginning on
4 the date that is one year after—

5 (A) the date the applicable Federal official
6 is no longer a covered Federal official; or

7 (B) the individual is no longer the spouse
8 of a covered Federal official.

9 (c) DISCLOSURE.—

10 (1) IN GENERAL.—Not later than 20 days after
11 the end of each 3-month period beginning on the
12 first day of January, April, July, and October of
13 each year in which a spouse is registered pursuant
14 to subsection (b), the spouse shall disclose any cov-
15 ered advocacy activities during such quarterly pe-
16 riod.

17 (2) CONTENTS OF REPORT.—Each quarterly re-
18 port filed under paragraph (1) shall contain—

19 (A) the name of the spouse, the name of
20 the client which received such covered advocacy
21 activities, and any changes or updates to the in-
22 formation provided in the initial registration;

23 (B) for each general issue in which the
24 spouse engaged in covered advocacy activities

1 on behalf of the client during the quarterly pe-
2 riod—

3 (i) a list of the specific issues upon
4 which spouse engaged in covered advocacy
5 activities, including, to the maximum ex-
6 tent practicable, a list of bill numbers and
7 references to specific executive branch ac-
8 tions;

9 (ii) a statement to the Houses of Con-
10 gress and the Federal agencies contacted
11 by spouse on behalf of the client; and

12 (iii) a description of the interest, if
13 any, of any foreign entity in such covered
14 advocacy activities;

15 (C) an estimate of any such expenses in-
16 curred in connection with covered advocacy ac-
17 tivities during the quarterly period; and

18 (D) for each client, immediately after list-
19 ing the client, an identification of whether the
20 client—

21 (i) had an interest before a covered
22 executive branch official (as that term is
23 defined in section 3 of the Lobbying Dis-
24 closure Act of 1995 (2 U.S.C. 1602));

1 (ii) had an interest before a covered
2 legislative branch official (as that term is
3 defined in such section 3); and

4 (iii) if the registrant is a spouse of a
5 Member of Congress, if such client has op-
6 erations within the congressional district
7 represented by such Member.

8 (3) ELECTRONIC FILING REQUIRED.—A report
9 required to be filed under this section shall be filed
10 in electronic form, in addition to any other form that
11 the Secretary of the Senate or the Clerk of the
12 House of Representatives may require.

13 (4) PUBLIC DISCLOSURE.—The Secretary or
14 the Clerk shall make available for public inspection
15 and copying at reasonable times the registrations
16 and reports filed under this section and make such
17 report available for public inspection over the Inter-
18 net as soon as practicable after the report is filed.

19 (d) GUIDANCE.—Not later than 180 days after the
20 date of the enactment of this section, the Secretary of the
21 Senate and the Clerk of the House of Representatives
22 shall issue guidance on the implementation of this section.
23 Such guidance shall provide for the following:

24 (1) Guidance and assistance on the registration
25 and reporting requirements of this section and com-

1 mon standards, rules, and procedures for compliance
2 with this section.

3 (2) Relevant administrative procedures to allow
4 electronic filing of any registration or reporting re-
5 quired under this section and public disclosure of
6 such electronic filings.

7 (3) Procedures for—

8 (A) reviewing and verifying the accuracy,
9 completeness, and timeliness of registration and
10 reports.

11 (B) notifying (in writing) any spouse of a
12 covered Federal official that the spouse may be
13 in noncompliance with this section; and

14 (C) notifying the United States Attorney
15 for the District of Columbia that a spouse may
16 be in noncompliance with this section if the
17 spouse has been notified under subparagraph
18 (B) and has failed to provide an appropriate re-
19 sponse within the 60-day period after such no-
20 tice.

21 (4) Any other requirements necessary to carry
22 out this section.

23 (e) PENALTIES.—

24 (1) CIVIL PENALTY.—Whoever knowingly fails
25 to—

1 (A) remedy a defective registration within
2 60 days after notice of notice of such a defect
3 by the Secretary of the Senate or the Clerk of
4 the House of Representatives; or

5 (B) comply with any other provision of this
6 section;

7 shall, upon proof of such knowing violation by a pre-
8 ponderance of the evidence, be subject to a civil fine
9 of not more than \$200,000, depending on the extent
10 and gravity of the violation.

11 (2) CRIMINAL PENALTY.—Whoever knowingly
12 and corruptly fails to comply with any provision of
13 this section shall be imprisoned for not more than 5
14 years or fined under title 18, United States Code, or
15 both.

16 (f) DEFINITIONS.—In this section—

17 (1) the term “covered advocacy activity” means
18 any support provided to or work on behalf of a client
19 for the preferred outcome of a client, including legis-
20 lative or executive branch actions, which is done out-
21 side of reasonable advocacy work, such as—

22 (A) any utilization of contacts made avail-
23 able due to the service of the covered Federal
24 official;

1 (B) any support provided to or work on be-
2 half of a client completed by the spouse over 2
3 or more quarterly periods; and

4 (C) any activity that qualifies as a lobbying
5 contact (as that term is defined in section 3 of
6 the Lobbying Disclosure Act of 1995 (2 U.S.C.
7 1602)); and

8 (2) the term “covered Federal official” means
9 a—

10 (A) a Senator or a Representative in, or
11 Delegate or Resident Commissioner to, the Con-
12 gress; and

13 (B) any individual occupying a position in
14 the Federal Government for which appointment
15 is required to be made by the President, by and
16 with the advice and consent of the Senate.

17 **SEC. 5. PROHIBITION WITH RESPECT TO SERVING ON COR-**
18 **PORATE BOARDS FOR MEMBERS OF CON-**
19 **GRESS OR SPOUSES OF MEMBERS OF CON-**
20 **GRESS.**

21 (a) PROHIBITION.—Except as provided under sub-
22 section (b), a Member of Congress or the spouse of a
23 Member of Congress may not serve as an officer or mem-
24 ber of any board of any for-profit association, corporation,
25 or other similar for-profit entity.

1 (b) EXCEPTION.—

2 (1) IN GENERAL.—If the spouse of a Member
3 of Congress serves as an officer or member of any
4 board of an entity described in subsection (a) prior
5 to the date of the enactment of this Act or prior to
6 the date that the individual's spouse began serving
7 as a Member of Congress, the spouse—

8 (A) may serve out the remainder of the du-
9 ration of the board term held as of the date of
10 the enactment of this Act, which may include as
11 an officer of such board;

12 (B) may not seek an officer position dur-
13 ing the term described in subparagraph (A);
14 and

15 (C) may not serve out an additional board
16 term, including as an officer, after the conclu-
17 sion of the term described in subparagraph (A)
18 for as long as their respective spouse serves as
19 a Member of Congress.

20 (2) DISCLOSURE REQUIREMENTS.—

21 (A) IN GENERAL.—If the spouse of a
22 Member of Congress continues to serve on a
23 board pursuant to paragraph (1), the spouse
24 shall submit a report to the Secretary of the
25 Senate and the Clerk of the House of Rep-

1 representatives disclosing such service not later
2 than 20 days after the end of the quarterly pe-
3 riod beginning on the first day of January,
4 April, July, and October of each year.

5 (B) REPORT.—The report required under
6 subparagraph (A) shall include the following:

7 (i) The details of the individual’s serv-
8 ice as an officer or member of any board
9 of any for-profit association, corporation,
10 or other entity.

11 (ii) A description of any lobbying ac-
12 tivity carried out by the for-profit associa-
13 tion, corporation, or other entity during
14 that quarter, and if the spouse engaged in
15 such activity.

16 (C) PUBLIC DISCLOSURE.—The Secretary
17 of the Senate or the Clerk of the House of Rep-
18 resentatives, as the case may be, shall publicly
19 disclose on their electronic website in a timely
20 fashion any such report filed under subpara-
21 graph (A).

22 (c) MEMBER OF CONGRESS DEFINED.—In this sec-
23 tion, the term “Member of Congress” means a Senator
24 or Representative in, or Delegate or Resident Commis-
25 sioner to, the Congress.

1 **SEC. 6. DISCLOSURE REQUIREMENTS WITH RESPECT TO**
2 **GIFTS RECEIVED BY SPOUSE OF MEMBERS**
3 **OF CONGRESS.**

4 (a) REQUIREMENTS WITH RESPECT TO HOUSE OF
5 REPRESENTATIVES.—Clause 5 of rule XXV of the Rules
6 of the House of Representatives is amended—

7 (1) in paragraph (c)—

8 (A) in subparagraph (1)(A), by inserting “,
9 including a covered relative,” after “or em-
10 ployee of the House”;

11 (B) in subparagraph (2), by inserting “,
12 including a covered relative,” after “or em-
13 ployee of the House”; and

14 (C) in subparagraph (3), by inserting “,
15 including a covered relative,” after “or em-
16 ployee of the House”;

17 (2) in paragraph (d), by inserting “, including
18 a covered relative,” after “or employee of the
19 House”;

20 (3) in paragraph (e)—

21 (A) in subparagraph (1), by inserting “,
22 including a covered relative,” after “or em-
23 ployee of the House”;

24 (B) in subparagraph (2), by inserting “,
25 including a covered relative,” after “or em-
26 ployee of the House”;

1 (C) in subparagraph (3), by inserting “,
2 including a covered relative,” after “or em-
3 ployee of the House”; and

4 (D) in subparagraph (4), by inserting “,
5 including a covered relative,” after “or employ-
6 ees of the House”;

7 (4) in paragraph (f)—

8 (A) in subparagraph (1), by inserting “,
9 including a covered relative,” after “or em-
10 ployee of the House”;

11 (B) in subparagraph (2), by inserting “,
12 including a covered relative,” after “Resident
13 Commissioner, officer, or employee”; and

14 (C) in subparagraph (2)(C), by inserting “,
15 including a covered relative,” after “Member,
16 Delegate, or Resident Commissioner”; and

17 (5) in paragraph (g)—

18 (A) in subparagraph (2), by striking “and”
19 at the end;

20 (B) in subparagraph (3), by striking the
21 semicolon and inserting “; and”; and

22 (C) by adding at the end the following new
23 subparagraph:

24 “(4) the term ‘covered relative’ means an
25 individual who is legally married to a Member,

1 Delegate, or Resident Commissioner, but does
2 not include such an individual if the individual
3 is a lobbyist registered under the Lobbying Dis-
4 closure Act of 1995 (2 U.S.C. 1601 et seq.).”.

5 (b) APPLICATION TO SENATE.—For purposes of rule
6 XXXV of the Standing Rules of the Senate, the require-
7 ments under paragraphs 2(c), 2(d), 2(e), 4(a), and 4(b)
8 of such rule, including the information required to be dis-
9 closed under such paragraphs, shall apply to and include,
10 as the case may be, an individual who is legally married
11 to a Member of the Senate, but does not apply to or in-
12 clude such an individual if the individual is a lobbyist reg-
13 istered under the Lobbying Disclosure Act of 1995 (2
14 U.S.C. 1601 et seq.)