

104TH CONGRESS
1ST SESSION

H. R. 459

To amend section 207 of title 18, United States Code, to prohibit Members of Congress after leaving office from representing foreign governments before the United States Government.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 1995

Mr. UPTON introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend section 207 of title 18, United States Code, to prohibit Members of Congress after leaving office from representing foreign governments before the United States Government.

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. PERMANENT RESTRICTION ON REPRESENTING**
4 **FOREIGN GOVERNMENTS.**

5 (a) RESTRICTION.—Section 207(f) of title 18, United
6 States Code, is amended—

7 (1) in paragraph (1) by striking “Any” and in-
8 serting “Subject to paragraph (2), any”;

1 (2) by redesignating paragraphs (2) and (3) as
2 paragraphs (3) and (4); and

3 (3) by inserting after paragraph (1) the follow-
4 ing:

5 “(2) ADDITIONAL RESTRICTIONS FOR MEMBERS
6 OF CONGRESS.—Any person who is a Member of
7 Congress and who, after that person leaves office as
8 such Member—

9 “(A) represents a foreign government be-
10 fore any officer or employee of any department
11 or agency of the United States with the intent
12 to influence a decision of such officer or em-
13 ployee in carrying out the officer’s or employ-
14 ee’s official duties; or

15 “(B) aids or advises a foreign government
16 with the intent to influence a decision of any of-
17 ficer or employee of the United States in carry-
18 ing out the officer’s or employee’s official du-
19 ties;

20 shall be punished as provided in section 216 of this
21 title.”.

22 (b) DEFINITIONS.—Section 207(f)(4) of title 18,
23 United States Code, as redesignated by subsection (a)(2)
24 of this section, is amended to read as follows:

1 “(3) DEFINITIONS.—For purposes of this sub-
2 section—

3 “(A) the term ‘foreign entity’ means the
4 government of a foreign country as defined in
5 section 1(e) of the Foreign Agents Registration
6 Act of 1938 or a foreign political party as de-
7 fined in section 1(f) of that Act; and

8 “(B) the term ‘foreign government’ means
9 the government of a foreign country as defined
10 in section 1(e) of the Foreign Agents Registra-
11 tion Act of 1938.”.

12 **SEC. 2. EFFECTIVE DATE.**

13 (a) IN GENERAL.—The amendments made by this
14 Act shall take effect _____ days after the date
15 of the enactment of this Act.

16 (b) APPLICABILITY.—The amendments made by this
17 Act shall apply to any person whose service as a Member
18 of Congress (as defined in section 202(d) of title 18, Unit-
19 ed States Code) terminates before, on, or after the effec-
20 tive date set forth in subsection (a), but shall not apply
21 to activities prohibited by such amendments which are
22 conducted before such effective date.

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