

117TH CONGRESS  
1ST SESSION

# H. R. 422

To amend the Federal Election Campaign Act of 1971 to prohibit certain donations to Inaugural Committees, to establish limitations on donations to Inaugural Committees, to require certain reporting by Inaugural Committees, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 21, 2021

Ms. SCANLON introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committee on Oversight and 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

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## A BILL

To amend the Federal Election Campaign Act of 1971 to prohibit certain donations to Inaugural Committees, to establish limitations on donations to Inaugural Committees, to require certain reporting by Inaugural Committees, 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 “Inaugural Fund Integ-  
5 rity Act”.

1 **SEC. 2. LIMITATIONS AND DISCLOSURE OF CERTAIN DONA-**  
 2 **TIONS TO, AND DISBURSEMENTS BY, INAUGURAL COMMITTEES.**  
 3

4 (a) REQUIREMENTS FOR INAUGURAL COMMIT-  
 5 TEES.—Title III of the Federal Election Campaign Act  
 6 of 1971 (52 U.S.C. 30101 et seq.) is amended by adding  
 7 at the end the following new section:

8 **“SEC. 325. INAUGURAL COMMITTEES.**

9 “(a) PROHIBITED DONATIONS.—

10 “(1) IN GENERAL.—It shall be unlawful—

11 “(A) for an Inaugural Committee—

12 “(i) to solicit, accept, or receive a do-  
 13 nation from a person that is not an indi-  
 14 vidual; or

15 “(ii) to solicit, accept, or receive a do-  
 16 nation from a foreign national;

17 “(B) for a person—

18 “(i) to make a donation to an Inau-  
 19 gural Committee in the name of another  
 20 person, or to knowingly authorize his or  
 21 her name to be used to effect such a dona-  
 22 tion;

23 “(ii) to knowingly accept a donation  
 24 to an Inaugural Committee made by a per-  
 25 son in the name of another person; or

1 “(iii) to convert a donation to an In-  
2 augural Committee to personal use as de-  
3 scribed in paragraph (2); and

4 “(C) for a foreign national to, directly or  
5 indirectly, make a donation, or make an express  
6 or implied promise to make a donation, to an  
7 Inaugural Committee.

8 “(2) CONVERSION OF DONATION TO PERSONAL  
9 USE.—For purposes of paragraph (1)(B)(iii), a do-  
10 nation shall be considered to be converted to per-  
11 sonal use if any part of the donated amount is used  
12 to fulfill a commitment, obligation, or expense of a  
13 person that would exist irrespective of the respon-  
14 sibilities of the Inaugural Committee under chapter  
15 5 of title 36, United States Code.

16 “(3) NO EFFECT ON DISBURSEMENT OF UN-  
17 USED FUNDS TO NONPROFIT ORGANIZATIONS.—  
18 Nothing in this subsection may be construed to pro-  
19 hibit an Inaugural Committee from disbursing un-  
20 used funds to an organization which is described in  
21 section 501(c)(3) of the Internal Revenue Code of  
22 1986 and is exempt from taxation under section  
23 501(a) of such Code.

24 “(b) LIMITATION ON DONATIONS.—

1           “(1) IN GENERAL.—It shall be unlawful for an  
 2           individual to make donations to an Inaugural Com-  
 3           mittee which, in the aggregate, exceed \$50,000.

4           “(2) INDEXING.—At the beginning of each  
 5           Presidential election year (beginning with 2028), the  
 6           amount described in paragraph (1) shall be in-  
 7           creased by the cumulative percent difference deter-  
 8           mined in section 315(c)(1)(A) since the previous  
 9           Presidential election year. If any amount after such  
 10          increase is not a multiple of \$1,000, such amount  
 11          shall be rounded to the nearest multiple of \$1,000.

12          “(c) DISCLOSURE OF CERTAIN DONATIONS AND DIS-  
 13          BURSEMENTS.—

14                 “(1) DONATIONS OVER \$1,000.—

15                         “(A) IN GENERAL.—An Inaugural Com-  
 16                         mittee shall file with the Commission a report  
 17                         disclosing any donation by an individual to the  
 18                         committee in an amount of \$1,000 or more not  
 19                         later than 24 hours after the receipt of such do-  
 20                         nation.

21                         “(B) CONTENTS OF REPORT.—A report  
 22                         filed under subparagraph (A) shall contain—

23                                 “(i) the amount of the donation;

24                                 “(ii) the date the donation is received;

25                                 and

1 “(iii) the name and address of the in-  
2 dividual making the donation.

3 “(2) FINAL REPORT.—Not later than the date  
4 that is 90 days after the date of the Presidential in-  
5 augural ceremony, the Inaugural Committee shall  
6 file with the Commission a report containing the fol-  
7 lowing information:

8 “(A) For each donation of money or any-  
9 thing of value made to the committee in an ag-  
10 gregate amount equal to or greater than  
11 \$200—

12 “(i) the amount of the donation;

13 “(ii) the date the donation is received;

14 and

15 “(iii) the name and address of the in-  
16 dividual making the donation.

17 “(B) The total amount of all disburse-  
18 ments, and all disbursements in the following  
19 categories:

20 “(i) Disbursements made to meet  
21 committee operating expenses.

22 “(ii) Repayment of all loans.

23 “(iii) Donation refunds and other off-  
24 sets to donations.

25 “(iv) Any other disbursements.

1           “(C) The name and address of each per-  
2           son—

3                   “(i) to whom a disbursement in an ag-  
4                   gregate amount or value in excess of \$200  
5                   is made by the committee to meet a com-  
6                   mittee operating expense, together with  
7                   date, amount, and purpose of such oper-  
8                   ating expense;

9                   “(ii) who receives a loan repayment  
10                  from the committee, together with the date  
11                  and amount of such loan repayment;

12                  “(iii) who receives a donation refund  
13                  or other offset to donations from the com-  
14                  mittee, together with the date and amount  
15                  of such disbursement; and

16                  “(iv) to whom any other disbursement  
17                  in an aggregate amount or value in excess  
18                  of \$200 is made by the committee, to-  
19                  gether with the date and amount of such  
20                  disbursement.

21           “(d) DEFINITIONS.—For purposes of this section:

22                   “(1)(A) The term ‘donation’ includes—

23                           “(i) any gift, subscription, loan, advance,  
24                           or deposit of money or anything of value made  
25                           by any person to the committee; or

1           “(ii) the payment by any person of com-  
2           pensation for the personal services of another  
3           person which are rendered to the committee  
4           without charge for any purpose.

5           “(B) The term ‘donation’ does not include the  
6           value of services provided without compensation by  
7           any individual who volunteers on behalf of the com-  
8           mittee.

9           “(2) The term ‘foreign national’ has the mean-  
10          ing given that term by section 319(b).

11          “(3) The term ‘Inaugural Committee’ has the  
12          meaning given that term by section 501 of title 36,  
13          United States Code.”.

14          (b) CONFIRMING AMENDMENT RELATED TO RE-  
15          PORTING REQUIREMENTS.—Section 304 of the Federal  
16          Election Campaign Act (52 U.S.C. 30104) is amended—

17                 (1) by striking subsection (h); and

18                 (2) by redesignating subsection (i) as subsection  
19          (h).

20          (c) CONFORMING AMENDMENT RELATED TO STATUS  
21          OF COMMITTEE.—Section 510 of title 36, United States  
22          Code, is amended to read as follows:

1   **“§ 510. Disclosure of and prohibition on certain dona-**  
2                   **tions**

3           “A committee shall not be considered to be the Inau-  
4 gural Committee for purposes of this chapter unless the  
5 committee agrees to, and meets, the requirements of sec-  
6 tion 325 of the Federal Election Campaign Act of 1971.”.

7           (d) EFFECTIVE DATE.—The amendments made by  
8 this Act shall apply with respect to Inaugural Committees  
9 established under chapter 5 of title 36, United States  
10 Code, for inaugurations held in 2025 and any succeeding  
11 year.

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