

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

S. 1498

To amend chapter 131 of title 5, United States Code, to prohibit transactions involving certain financial instruments by Members of Congress.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. HAWLEY (for himself and Mr.
PETERS)

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Halting Ownership and
5 Non-Ethical Stock Transactions Act (HONEST) Act”.

1 **SEC. 2. DIVESTMENT OF CERTAIN ASSETS OF MEMBERS OF**
2 **CONGRESS, THE PRESIDENT, THE VICE**
3 **PRESIDENT, AND THEIR SPOUSES AND DE-**
4 **PENDENT CHILDREN.**

5 (a) IN GENERAL.—Chapter 131 of title 5, United
6 States Code, is amended by adding at the end the fol-
7 lowing:

8 **“Subchapter IV—Certain Assets of Members**
9 **of Congress, the President, the Vice**
10 **President, and Their Spouses and De-**
11 **pendent Children**

12 **“§ 13161. Definitions**

13 “In this subchapter:

14 “(1) COMMODITY.—The term ‘commodity’ has
15 the meaning given the term in section 1a of the
16 Commodity Exchange Act (7 U.S.C. 1a).

17 “(2) COVERED INVESTMENT.—

18 “(A) IN GENERAL.—The term ‘covered in-
19 vestment’ means—

20 “(i) an investment in—

21 “(I) a security;

22 “(II) a commodity;

23 “(III) a future; or

24 “(IV) a digital asset;

25 “(ii) any economic interest com-
26 parable to an interest described in clause

(i) that is acquired through synthetic means, such as the use of a derivative, including an option, warrant, or other similar means; or

“(iii) any interest described in clause (i) or (ii) that is held directly, or in which an individual has an indirect, beneficial, or economic interest, through—

“(I) an investment fund or holding company;

“(II) a trust;

“(III) an employee benefit plan;

or

“(IV) a deferred compensation plan, including a carried interest or other agreement tied to the performance of an investment, other than a fixed cash payment.

“(B) EXCLUSIONS.—The term ‘covered investment’ does not include—

“(i) a diversified mutual fund (including any holdings of such a fund);

“(ii) a diversified exchange-traded fund (including any holdings of such a fund);

1 “(iii) a United States Treasury bill,
2 note, or bond;

3 “(iv) compensation from the primary
4 occupation of the spouse of a covered per-
5 son, or any security that is issued or paid
6 by an operating business that is the pri-
7 mary employer of such a spouse that is
8 issued or paid to such a spouse;

9 “(v) holding and acquiring any secu-
10 rity that is issued or paid as compensation
11 from corporate board service by the spouse
12 of a covered person, including the dividend
13 reinvestment in the same security received
14 from the corporate board service by the
15 spouse of a covered person;

16 “(vi) any covered investment that is
17 traded by the spouse of a covered person
18 in the course of performing the primary
19 occupation of such a spouse, provided the
20 investment is not owned by a covered per-
21 son or the spouse or dependent child of a
22 covered person;

23 “(vii) any investment fund held in a
24 Federal, State, or local government em-
25 ployee retirement plan;

1 “(viii) a tax-free State or municipal
2 bond;

3 “(ix) an interest in a small business
4 concern, if the supervising ethics office de-
5 termines that the small business concern
6 does not present a conflict of interest, and,
7 in the case of an investment in a family
8 farm or ranch that qualifies as an interest
9 in a small business concern, a future or
10 commodity directly related to the farming
11 activities and products of the farm or
12 ranch;

13 “(x) holding investment-grade cor-
14 porate bonds, provided that the corporate
15 bonds are held by an individual who is a
16 covered person, or a spouse or dependent
17 child of a covered person, on the date of
18 enactment of the Halting Ownership and
19 Non-Ethical Stock Transactions Act
20 (HONEST) Act;

21 “(xi) any share of Settlement Com-
22 mon Stock issued under section 7(g)(1)(A)
23 of the Alaska Native Claims Settlement
24 Act (43 U.S.C. 1606(g)(1)(A)); or

1 “(xii) any share of Settlement Com-
2 mon Stock, as defined in section 3 of the
3 Alaska Native Claims Settlement Act (43
4 U.S.C. 1602).

5 “(C) RULE OF CONSTRUCTION.—Nothing
6 in this paragraph shall be construed to imply
7 that particular digital assets are not securities,
8 commodities, or other types of covered invest-
9 ments.

10 “(3) COVERED PERSON.—The term ‘covered
11 person’ means—

12 “(A) a Member of Congress;

13 “(B) the President of the United States; or

14 “(C) the Vice President of the United
15 States.

16 “(4) CUSTODY.—The term ‘custody’ has the
17 meaning given the term in section 275.206(4)–2(d)
18 of title 17, Code of Federal Regulations, as in effect
19 on the date of enactment of the Halting Ownership
20 and Non-Ethical Stock Transactions Act (HON-
21 EST) Act (or any successor regulation).

22 “(5) DEPENDENT CHILD.—The term ‘depend-
23 ent child’ means, with respect to any covered person,
24 any individual who is—

25 “(A) under 19 years of age; and

1 “(B) a dependent of the covered person
2 within the meaning of section 152 of the Inter-
3 nal Revenue Code of 1986.

4 “(6) DIGITAL ASSET.—The term ‘digital asset’
5 means any digital representation of value that is re-
6 corded on a cryptographically secured distributed
7 ledger or any similar technology.

8 “(7) DIVERSIFIED.—The term ‘diversified’,
9 with respect to a fund, trust, or plan, means that
10 the fund, trust, or plan does not have a stated policy
11 of concentrating its investments in any single indus-
12 try, business, or single country other than the
13 United States.

14 “(8) FUTURE.—The term ‘future’ means—

15 “(A) a security future (as defined in sec-
16 tion 3(a) of the Securities Exchange Act of
17 1934 (15 U.S.C. 78c(a))); and

18 “(B) any other contract for the sale of a
19 commodity for future delivery.

20 “(9) ILLIQUID INVESTMENT.—The term ‘il-
21 liquid investment’ means an interest in a private
22 fund, as defined in section 202(a) of the Investment
23 Advisers Act of 1940 (15 U.S.C. 80b–2(a)).

1 “(10) INTERESTED PARTY.—The term ‘inter-
2 ested party’ has the meaning given the term in sec-
3 tion 13104(f)(3)(E).

4 “(11) MEMBER OF CONGRESS; SUPERVISING
5 ETHICS OFFICE.—The terms ‘Member of Congress’
6 and ‘supervising ethics office’ have the meanings
7 given those terms in section 13101.

8 “(12) QUALIFIED BLIND TRUST.—The term
9 ‘qualified blind trust’ has the meaning given the
10 term in section 13104(f)(3).

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

14 “(14) SMALL BUSINESS CONCERN.—The term
15 ‘small business concern’ has the meaning given the
16 term under section 3 of the Small Business Act (15
17 U.S.C. 632).

18 **“§ 13162. Trading covered investments**

19 “(a) BAN ON TRADING.—Except as provided in sub-
20 section (b)—

21 “(1) effective on the date of enactment of the
22 Halting Ownership and Non-Ethical Stock Trans-
23 actions Act (HONEST) Act, a covered person shall
24 not purchase any covered investment;

1 “(2) effective on the date that is 90 days after
2 the date of enactment of the Halting Ownership and
3 Non-Ethical Stock Transactions Act (HONEST)
4 Act, a covered person shall not sell any covered in-
5 vestment, except as provided in section 13163(a)(1);
6 and

7 “(3) on and after the applicable effective date
8 described in section 13163(j), an individual who is
9 a spouse or dependent child of a covered person
10 shall not purchase any covered investment or sell
11 any covered investment, except as provided in sec-
12 tion 13163(a)(1).

13 “(b) EXCEPTION.—Notwithstanding subsection (a), a
14 covered person may divest a covered investment as di-
15 rected by the relevant supervising ethics office pursuant
16 to this Act.

17 “(c) JOINT COVERED INVESTMENT.—Any covered in-
18 vestment reported to the supervising ethics office as jointly
19 owned by a covered person and the spouse of the covered
20 person shall be deemed to be a covered investment of the
21 covered person for purposes of this section.

22 **“§ 13163. Addressing owned covered investments**

23 “(a) COVERED PERSONS.—

24 “(1) DIVESTITURE.—

25 “(A) REQUIREMENTS.—

1 “(i) OFFICIALS SWORN IN BEFORE
2 THE DATE OF ENACTMENT.—Subject to
3 paragraph (2) and the amendments made
4 under subsection (b), a covered person who
5 is sworn into office on or before the date
6 of enactment of the Halting Ownership
7 and Non-Ethical Stock Transactions Act
8 (HONEST) Act, not later than the effec-
9 tive date described in subsection (j)(1),
10 subject to any extension granted under
11 subparagraph (C)(iii) of this paragraph,
12 shall divest each covered investment owned
13 or in the custody of—

14 “(I) the covered person; or

15 “(II) a spouse or dependent child
16 of the covered person.

17 “(ii) OFFICIALS SWORN IN AFTER
18 THE DATE OF ENACTMENT.—Subject to
19 paragraph (2) and the amendments made
20 under subsection (b), a covered person who
21 is sworn into office after the date of enact-
22 ment of the Halting Ownership and Non-
23 Ethical Stock Transactions Act (HON-
24 EST) Act, not later than the effective date
25 described in subsection (j)(2), subject to

1 any extension granted under subparagraph
2 (C)(iii) of this paragraph, shall divest each
3 covered investment owned or in the cus-
4 tody of—

5 “(I) the covered person; or

6 “(II) a spouse or dependent child
7 of the covered person.

8 “(B) ILLIQUID INVESTMENTS.—

9 “(i) OFFICIALS SWORN IN BEFORE
10 THE DATE OF ENACTMENT.—In the case
11 of a covered person who is sworn into of-
12 fice on or before the date of enactment of
13 the Halting Ownership and Non-Ethical
14 Stock Transactions Act (HONEST) Act, if
15 the covered person commences a new term
16 of service as a Member of Congress, Presi-
17 dent, or Vice President after such date of
18 enactment and holds an illiquid investment
19 at that time, the covered person shall di-
20 vest the illiquid investment not later than
21 the date that is—

22 “(I) after the effective date de-
23 scribed in subsection (j)(1); and

24 “(II) 90 days after the date on
25 which the covered person is contrac-

1 tually permitted to sell the illiquid in-
2 vestment.

3 “(ii) OFFICIALS SWORN IN AFTER
4 THE DATE OF ENACTMENT.—In the case
5 of a covered person who is sworn after the
6 date of enactment of the Halting Owner-
7 ship and Non-Ethical Stock Transactions
8 Act (HONEST) Act, if the covered person
9 holds an illiquid investment on the date on
10 which the covered person commences such
11 term of service as a Member of Congress,
12 President, or Vice President, the covered
13 person shall divest the illiquid investment
14 on the date that is—

15 “(I) after the effective date de-
16 scribed in subsection (j)(2); and

17 “(II) not later than 90 days after
18 the date on which the covered person
19 is contractually permitted to sell the
20 illiquid investment.

21 “(C) QUALIFIED BLIND TRUSTS.—

22 “(i) PROHIBITION ON FUTURE QUALI-
23 FIED BLIND TRUSTS.—Except as provided
24 in clause (iii), on and after the date that
25 is 180 days after the applicable effective

1 date described in subsection (j), neither a
2 covered person nor any spouse or depend-
3 ent child of the covered person may main-
4 tain a qualified blind trust.

5 “(ii) MANDATORY SALE OF COVERED
6 INVESTMENTS IN EXISTING QUALIFIED
7 BLIND TRUSTS.—

8 “(I) IN GENERAL.—The trustee
9 of a qualified blind trust holding cov-
10 ered investments shall, at a time elect-
11 ed by the covered person, on behalf of
12 a covered person, and in accordance
13 with clause (iv)—

14 “(aa) divest all covered in-
15 vestments held in the qualified
16 blind trust for the purposes of
17 complying with the divestiture re-
18 quirements under this section, in
19 accordance with subparagraph
20 (A); and

21 “(bb) dissolve the qualified
22 blind trust in accordance with
23 this chapter and guidance from
24 the supervising ethics office.

25 “(II) NOTICE OF COMPLIANCE.—

1 “(aa) NOTICE OF DIVESTI-
2 TURE.—

3 “(AA) IN GENERAL.—

4 Upon the completion of di-
5 vestiture of all covered in-
6 vestments pursuant to sub-
7 clause (I)(aa), the trustee
8 shall submit to the super-
9 vising ethics office and the
10 applicable covered person a
11 written notice stating that
12 the trustee has completed
13 divestiture of all covered in-
14 vestments held in the quali-
15 fied blind trust pursuant to
16 subclause (I)(aa).

17 “(BB) PUBLICATION.—

18 The supervising ethics office
19 shall publish the notice re-
20 quired under subitem (AA)
21 on the website of the super-
22 vising ethics office.

23 “(bb) NOTICE OF DISSOLU-
24 TION.—Upon the dissolution of a
25 qualified blind trust pursuant to

1 subclause (I)(bb), the trustee
2 shall submit to the supervising
3 ethics office and the applicable
4 covered person a written notice
5 stating that the trust has dis-
6 solved the qualified blind trust
7 pursuant to subclause (I)(bb)
8 and shall include a list of the as-
9 sets held in the qualified blind
10 trust on the date of the dissolu-
11 tion of such trust and the cat-
12 egory of value of each such asset.

13 “(iii) EXTENSION OF MANDATORY
14 SALE OF COVERED INVESTMENTS.—

15 “(I) REQUEST.—Each covered
16 person who maintains a qualified
17 blind trust established by the covered
18 person, or a spouse or dependent child
19 of the covered person, in any case in
20 which the trustee of the qualified
21 blind trust believes the size or com-
22 plexity of the covered investments in
23 the qualified blind trust warrant such
24 extension may apply to the super-
25 vising ethics office for an extension of

1 the period described in subparagraph
2 (A).

3 “(II) DURATION.—An extension
4 granted under subclause (I) shall not
5 exceed 90 days.

6 “(iv) COMMUNICATIONS.—A covered
7 person may communicate with and direct
8 the trustee of their qualified blind trust for
9 the purposes of—

10 “(I) determining when divest-
11 ment of covered investments in the
12 qualified blind trust should occur,
13 pursuant to subparagraph (A) of this
14 paragraph, clause (ii) of this subpara-
15 graph, or section 13162(b), as appli-
16 cable;

17 “(II) determining which per-
18 mitted property covered investments
19 should be divested into; and

20 “(III) whether the trustee utilizes
21 a certificate of divestiture pursuant to
22 section 1043(b) of the Internal Rev-
23 enue Code of 1986, as amended by
24 subsection (b) of this section.

1 “(2) EXCEPTION FOR DEPENDENTS.—An indi-
2 vidual who is a dependent child of a covered person
3 may have a legal guardian hold or trade on behalf
4 of the dependent child 1 or more covered invest-
5 ments provided that the value of the covered invest-
6 ments in total does not exceed \$10,000.

7 “(b) TAX TREATMENT OF DIVESTITURES.—

8 “(1) IN GENERAL.—Section 1043(b) of the In-
9 ternal Revenue Code of 1986 is amended—

10 “(A) in paragraph (1)(A), by inserting ‘or
11 a covered person (as defined in section 13161
12 of title 5, United States Code),’ after ‘of the
13 Federal Government,’;

14 “(B) in paragraph (2)(B)—

15 “(i) by striking ‘employees, or’ and in-
16 serting ‘employees,’; and

17 “(ii) by inserting ‘or the applicable su-
18 pervising ethics office (as defined in sec-
19 tion 13101 of title 5, United States Code),
20 in the case of a covered person’ after ‘judi-
21 cial officers,’; and

22 “(C) in paragraph (3), by striking ‘or any
23 diversified investment fund approved by regula-
24 tions issued by the Office of Government Eth-
25 ics’ and inserting ‘, any diversified investment

1 fund approved by regulations issued by the Of-
2 fice of Government Ethics (in the case of any
3 eligible person who is not a covered person (as
4 defined in section 13161 of title 5, United
5 States Code)), or any diversified mutual fund or
6 a diversified exchange-traded fund described in
7 clause (i) or (ii) of section 13161(2)(B) of title
8 5, United States Code (in the case of any eligi-
9 ble person who is a covered person (as so de-
10 fined)).’.

11 “(2) EFFECTIVE DATE.—The amendments
12 made by this subsection shall apply to sales after the
13 date of enactment of the Halting Ownership and
14 Non-Ethical Stock Transactions Act (HONEST)
15 Act.

16 “(c) ACQUISITIONS DURING SERVICE.—

17 “(1) IN GENERAL.—Subject to paragraph (2),
18 and any applicable rules issued pursuant to sub-
19 section (h)(3), effective beginning on the date of en-
20 actment of the Halting Ownership and Non-Ethical
21 Stock Transactions Act (HONEST) Act, no covered
22 person, or spouse or dependent child of a covered
23 person, may acquire any covered investment.

24 “(2) INHERITANCES.—

1 “(A) IN GENERAL.—Subject to subpara-
2 graph (B), a covered person, or a spouse or de-
3 pendent child of a covered person, who inherits
4 a covered investment shall come into compliance
5 as required under subsection (a) by not later
6 than 120 days after the date on which the cov-
7 ered investment is inherited.

8 “(B) EXTENSIONS.—If a covered person,
9 or a spouse or dependent child of a covered per-
10 son, is unable to meet the requirements of sub-
11 paragraph (A), the applicable covered person
12 may request, and the supervising ethics office
13 may grant, 1 or more reasonable extensions,
14 subject to the conditions that—

15 “(i) the total period of time covered
16 by all extensions granted for the covered
17 investment shall not exceed 150 days; and

18 “(ii) the period covered by a single ex-
19 tension shall be not longer than 45 days.

20 “(d) FAMILY TRUSTS.—

21 “(1) IN GENERAL.—A supervising ethics office
22 may grant an exemption for a family trust only if—

23 “(A) no covered person, or spouse or de-
24 pendent child of a covered person—

25 “(i) is a grantor of the family trust;

1 “(ii) contributed any asset to the fam-
2 ily trust; or

3 “(iii) has any authority over a trustee
4 of the family trust, including the authority
5 to appoint, replace, or direct the actions of
6 such a trustee; and

7 “(B) the grantor of the family trust is or
8 was a family member of the covered person, or
9 the spouse or dependent child of the covered
10 person.

11 “(2) REQUESTS.—A covered person seeking an
12 exemption under paragraph (1) shall submit to the
13 applicable supervising ethics office a request for the
14 exemption, in writing, certifying that the conditions
15 described in that paragraph are met.

16 “(3) PUBLICATION.—A supervising ethics office
17 shall publish on the public website of the supervising
18 ethics office—

19 “(A) a copy of each request submitted
20 under paragraph (2); and

21 “(B) the written response of the super-
22 vising ethics office to each request described in
23 subparagraph (A).

24 “(e) SEPARATION FROM SERVICE AND COOLING-OFF
25 PERIOD REQUIRED FOR CONTROL.—During the period

1 beginning on the date on which an individual becomes a
2 Member of Congress, President, or Vice President and
3 ending on the date that is 90 days after the date on which
4 the individual ceases to serve as a Member of Congress,
5 President, or Vice President, the covered person, and any
6 spouse or dependent child of the covered person, may not,
7 except as provided in this section, otherwise control a cov-
8 ered investment, including purchasing new covered invest-
9 ments.

10 “(f) REPORTING REQUIREMENTS.—

11 “(1) SUPERVISING ETHICS OFFICES.—Each su-
12 pervising ethics office shall make available on the
13 public website of the supervising ethics office—

14 “(A) a copy of—

15 “(i) each notification submitted to the
16 supervising ethics office in accordance with
17 subsection (a)(1)(C)(ii)(II);

18 “(ii) each notice and other docu-
19 mentation submitted to the supervising
20 ethics office under this section; and

21 “(iii) each written response and other
22 documentation issued or received by the
23 supervising ethics office under subsection
24 (d);

1 “(B) not later than 30 days after a quali-
2 fied blind trust maintained by a covered person
3 is dissolved, a written notice of the dissolution
4 of the qualified blind trust; and

5 “(C) a description of each extension grant-
6 ed, and each civil penalty imposed, pursuant to
7 this section.

8 “(2) FEDERAL BENEFITS.—

9 “(A) COVERED PAYMENT.—In this para-
10 graph, the term ‘covered payment’—

11 “(i) means a payment of money or
12 any other item of value made, or promised
13 to be made, by the Federal Government;

14 “(ii) includes—

15 “(I) a loan agreement, contract,
16 or grant made, or promised to be
17 made, by the Federal Government, in-
18 cluding such an agreement, contract,
19 or grant relating to agricultural activ-
20 ity; and

21 “(II) such other types of pay-
22 ment of money or items of value as
23 the supervising ethics office may es-
24 tablish, by guidance; and

25 “(iii) does not include—

1 “(I) any salary or compensation
2 for service performed as, or reim-
3 bursement of personal outlay by, an
4 officer or employee of the Federal
5 Government; or

6 “(II) any tax refund (including a
7 refundable tax credit).

8 “(B) REPORTING REQUIREMENT.—Not
9 later than 30 days after the date of receipt of
10 a notice of any application for, or receipt of, a
11 covered payment by a covered person, or a
12 spouse or dependent child of a covered person,
13 (including any business owned and controlled by
14 the covered person, spouse, or dependent child),
15 but in no case later than 45 days after the date
16 on which the covered payment is made or prom-
17 ised to be made, the covered person shall sub-
18 mit to the applicable supervising ethics office a
19 report describing the covered payment.

20 “(g) ENFORCEMENT.—

21 “(1) IN GENERAL.—The applicable supervising
22 ethics office shall provide a written notice (including
23 notice of the potential for civil penalties under para-
24 graph (2)) to any covered person if the covered per-

1 son, or the spouse or dependent child of the covered
2 person, as applicable—

3 “(A) fails to divest a covered investment
4 owned by, in the custody of, or held in a quali-
5 fied blind trust of, the covered person or spouse
6 or dependent child of a covered person, in ac-
7 cordance with subsection (a)(1), subject to any
8 extension under subsection (a)(1)(C)(iii); or

9 “(B) acquires an interest in a covered in-
10 vestment in violation of this section.

11 “(2) CIVIL PENALTIES.—

12 “(A) IN GENERAL.—In the event of con-
13 tinuing noncompliance after issuance of the no-
14 tice described in paragraph (1), the supervising
15 ethics office shall impose a civil penalty, in the
16 amount described in subparagraph (B), on a
17 covered person to whom a notice is provided
18 under subparagraph (A) or (B) of paragraph
19 (1)—

20 “(i) on the date that is 30 days after
21 the date of provision of the notice; and

22 “(ii) during the period in which such
23 noncompliance continues, not less fre-
24 quently than once every 30 days thereafter.

1 “(B) AMOUNT.—The amount of each civil
2 penalty imposed on a covered person pursuant
3 to subparagraph (A) shall be equal to the great-
4 er of—

5 “(i) the monthly equivalent of the an-
6 nual rate of pay payable to the covered
7 person; and

8 “(ii) an amount equal to 10 percent of
9 the value of each covered investment that
10 was not divested in violation of this section
11 during the period covered by the penalty.

12 “(h) DUTIES OF SUPERVISING ETHICS OFFICES.—
13 Each supervising ethics office shall—

14 “(1) impose and collect civil penalties in accord-
15 ance with subsection (g);

16 “(2) establish such procedures and standard
17 forms as the supervising ethics office determines to
18 be appropriate to implement this section;

19 “(3) issue such rules and guidelines as the su-
20 pervising ethics office determines to be appropriate
21 for the implementation and application of this title;
22 and

23 “(4) publish on a website all documents and
24 communications described in this subsection.

1 “(i) RULE OF CONSTRUCTION.—Nothing in this sec-
2 tion shall be construed to prevent a covered person, or a
3 spouse or dependent child of a covered person, from own-
4 ing or trading—

5 “(1) a diversified mutual fund; or

6 “(2) a publicly traded, diversified exchange
7 traded fund.

8 “(j) EFFECTIVE DATE.—The effective date described
9 in this subsection is the date on which—

10 “(1) in the case of a covered person who is
11 sworn into office on or before the date of enactment
12 before the date of enactment of the Halting Owner-
13 ship and Non-Ethical Stock Transactions Act
14 (HONEST) Act, or the spouse or dependent child of
15 such a covered person, the date on which the covered
16 person commences a new term of service as a Mem-
17 ber of Congress, President, or Vice President after
18 such date of enactment; or

19 “(2) in the case of a covered person who is
20 sworn into office after the date of enactment of the
21 Halting Ownership and Non-Ethical Stock Trans-
22 actions Act (HONEST) Act, or the spouse or de-
23 pendent child of such a covered person, the date on
24 which the covered person commences such term of

1 service as a Member of Congress, President, or Vice
2 President.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 for chapter 131 of title 5, United States Code, is amended
5 by adding at the end the following:

“SUBCHAPTER IV—CERTAIN ASSETS OF MEMBERS OF CONGRESS, THE PRESI-
DENT, THE VICE PRESIDENT, AND THEIR SPOUSES AND DEPENDENT CHIL-
DREN

“13161. Definitions.

“13162. Trading covered investments

“13163. Addressing owned covered investments”.

6 (c) TECHNICAL AND CONFORMING AMENDMENTS.—

7 (1) TITLE 5.—Title 5, United States Code, is
8 amended—

9 (A) in section 13103(f)—

10 (i) in paragraph (9), by striking “as
11 defined in section 13101 of this title”;

12 (ii) in paragraph (10), by striking “as
13 defined in section 13101 of this title”;

14 (iii) in paragraph (11), by striking
15 “as defined in section 13101 of this title”;

16 and

17 (iv) in paragraph (12), by striking “as
18 defined in section 13101 of this title”; and

19 (B) in section 13122(f)(2)(B)—

20 (i) by striking “Subject to clause (iv)
21 of this subparagraph, before” each place it
22 appears and inserting “Before”; and

1 (ii) by striking clause (iv).

2 (2) LOBBYING DISCLOSURE ACT OF 1995.—Sec-
3 tion 3(4)(D) of the Lobbying Disclosure Act of 1995
4 (2 U.S.C. 1602(4)(D)) is amended by striking “leg-
5 islative branch employee serving in a position de-
6 scribed under section 13101(13) of title 5, United
7 States Code” and inserting “officer or employee of
8 Congress (as defined in section 13101 of title 5,
9 United States Code)”.

10 (3) SECURITIES EXCHANGE ACT OF 1934.—Sec-
11 tion 21A of the Securities Exchange Act of 1934 (15
12 U.S.C. 78u–1) is amended—

13 (A) in subsection (g)(2)(B)(ii), by striking
14 “section 13101(11)” and inserting “section
15 13101”; and

16 (B) in subsection (h)(2)—

17 (i) in subparagraph (B), by striking
18 “in section 13101(9)” and inserting
19 “under section 13101”; and

20 (ii) in subparagraph (C), by striking
21 “section 13101(10)” and inserting “section
22 13101”.

23 **SEC. 3. PENALTY FOR STOCK ACT NONCOMPLIANCE.**

24 (a) FINES FOR FAILURE TO REPORT.—

1 (1) IN GENERAL.—The STOCK Act (Public
2 Law 112–105; 126 Stat. 291) is amended by adding
3 at the end the following:

4 **“SEC. 20. FINES FOR FAILURE TO REPORT.**

5 “(a) IN GENERAL.—Notwithstanding any other pro-
6 vision of law (including regulations), a reporting individual
7 shall be assessed a fine, pursuant to regulations issued by
8 the applicable supervising ethics office (including the Ad-
9 ministrative Office of the United States Courts, as appli-
10 cable), of \$500 in each case in which the reporting indi-
11 vidual fails to file a transaction report required under this
12 Act or an amendment made by this Act.

13 “(b) DEPOSIT IN TREASURY.—The fines paid under
14 this section shall be deposited in the miscellaneous receipts
15 of the Treasury.”.

16 (2) EFFECTIVE DATE.—The amendment made
17 by paragraph (1) shall apply on and after March 31,
18 2027.

19 (b) RULES, REGULATIONS, GUIDANCE, AND DOCU-
20 MENTS.—Not later than 1 year after the date of enact-
21 ment of this Act, each supervising ethics office (as defined
22 in section 13101 of title 5, United States Code) (including
23 the Administrative Office of the United States Courts, as
24 applicable) shall amend the rules, regulations, guidance,
25 documents, papers, and other records of the supervising

1 ethics office in accordance with the amendment made by
2 this section.

3 **SEC. 4. ELECTRONIC FILING AND ONLINE PUBLIC AVAIL-**
4 **ABILITY OF FINANCIAL DISCLOSURE FORMS.**

5 (a) MEMBERS OF CONGRESS AND CONGRESSIONAL
6 STAFF.—Section 8(b)(1) of the STOCK Act (5 U.S.C.
7 13107 note) is amended—

8 (1) in the matter preceding subparagraph (A),
9 by inserting “, pursuant to subchapter I of chapter
10 131 of title 5, United States Code, through data-
11 bases maintained on the official websites of the
12 House of Representatives and the Senate” after “en-
13 able”; and

14 (2) by striking subparagraph (B) and the un-
15 designated matter following that subparagraph and
16 inserting the following:

17 “(B) public access—

18 “(i) to each—

19 “(I) financial disclosure report
20 filed by a Member of Congress or a
21 candidate for Congress;

22 “(II) transaction disclosure re-
23 port filed by a Member of Congress or
24 a candidate for Congress pursuant to
25 subsection (l) of that section; and

1 “(III) notice of extension, amend-
2 ment, or blind trust, with respect to a
3 report described in subclause (I) or
4 (II), pursuant to subchapter I of
5 chapter 131 of title 5, United States
6 Code; and

7 “(ii) in a manner that—

8 “(I) allows the public to search,
9 sort, and download data contained in
10 the reports described in subclause (I)
11 or (II) of clause (i) by criteria re-
12 quired to be reported, including by
13 filer name, asset, transaction type,
14 ticker symbol, notification date,
15 amount of transaction, and date of
16 transaction;

17 “(II) allows access through an
18 application programming interface;
19 and

20 “(III) is fully compliant with—

21 “(aa) section 508 of the Re-
22 habilitation Act of 1973 (29
23 U.S.C. 794d); and

1 “(bb) the most recent Web
2 Content Accessibility Guidelines
3 (or successor guidelines).”.

4 (b) EFFECTIVE DATE.—The amendments made by
5 this section shall take effect on the date that is 18 months
6 after the date of enactment of this Act.

7 **SEC. 5. SEVERABILITY.**

8 If any provision of this Act, an amendment made by
9 this Act, or the application of such provision or amend-
10 ment to any person or circumstance is held to be unconsti-
11 tutional, the remainder of this Act and of the amendments
12 made by this Act, and the application of the remaining
13 provisions of this Act and amendments to any person or
14 circumstance, shall not be affected.