

HR 6029

Foreign and Economic Espionage Penalty Enhancement Act of 2012

Congress: 112 (2011–2013, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Jun 27, 2012

Current Status: Became Public Law No: 112-269.

Latest Action: Became Public Law No: 112-269. (Jan 14, 2013)

Law: 112-269 (Enacted Jan 14, 2013)

Official Text: <https://www.congress.gov/bill/112th-congress/house-bill/6029>

Sponsor

Name: Rep. Smith, Lamar [R-TX-21]

Party: Republican • **State:** TX • **Chamber:** House

Cosponsors (11 total)

| Cosponsor | Party / State | Role | Date Joined |
|------------------------------------|---------------|------|--------------|
| Rep. Berman, Howard L. [D-CA-28] | D · CA | | Jun 27, 2012 |
| Rep. Chabot, Steve [R-OH-1] | R · OH | | Jun 27, 2012 |
| Rep. Chaffetz, Jason [R-UT-3] | R · UT | | Jun 27, 2012 |
| Rep. Coble, Howard [R-NC-6] | R · NC | | Jun 27, 2012 |
| Rep. Conyers, John, Jr. [D-MI-14] | D · MI | | Jun 27, 2012 |
| Rep. Deutch, Theodore E. [D-FL-19] | D · FL | | Jun 27, 2012 |
| Rep. Goodlatte, Bob [R-VA-6] | R · VA | | Jun 27, 2012 |
| Rep. Poe, Ted [R-TX-2] | R · TX | | Jun 27, 2012 |
| Rep. Schiff, Adam B. [D-CA-29] | D · CA | | Jun 27, 2012 |
| Rep. Watt, Melvin L. [D-NC-12] | D · NC | | Jun 27, 2012 |
| Rep. Wolf, Frank R. [R-VA-10] | R · VA | | Jun 27, 2012 |

Committee Activity

| Committee | Chamber | Activity | Date |
|---------------------|---------|-------------|--------------|
| Judiciary Committee | House | Reported By | Jul 19, 2012 |

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

| Bill | Relationship | Last Action |
|-----------|--------------|--|
| 112 S 678 | Related bill | Dec 8, 2011: Placed on Senate Legislative Calendar under General Orders. Calendar No. 255. |

(This measure has not been amended since it was passed by the Senate on December 19, 2012. The summary of that version is repeated here.)

Foreign and Economic Espionage Penalty Enhancement Act of 2012 - Amends the federal criminal code to increase the maximum fine for economic espionage (i.e., stealing or obtaining, duplicating or conveying, or buying or possessing trade secrets without authorization, intending or knowing that the offense will benefit any foreign government, foreign instrumentality, or foreign agent) committed by individuals (from \$500,000 to \$5 million) or by organizations (from \$10 million to \$10 million or 3 times the value of the stolen trade secret to the organization).

Directs the U.S. Sentencing Commission to review and amend the federal sentencing guidelines and policy statements applicable to offenses relating to the transmission of a stolen trade secret outside of the United States or economic espionage in order to reflect the intent of Congress that penalties for such offenses reflect the seriousness of, and potential and actual harm caused by, such offenses and provide adequate deterrence. Directs the Commission to: (1) consider the extent to which such guidelines and statements appropriately account for the simple misappropriation of a trade secret; (2) consider whether additional enhancements are appropriate to account for any transmission of a stolen trade secret outside of the United States and any such transmission that is committed for the benefit of a foreign government, instrumentality, or agent; and (3) ensure reasonable consistency with other relevant directives, guidelines and statements, and related federal statutes.

Actions Timeline

- **Jan 14, 2013:** Signed by President.
- **Jan 14, 2013:** Became Public Law No: 112-269.
- **Jan 3, 2013:** Presented to President.
- **Jan 1, 2013:** Resolving differences -- House actions: On motion that the House suspend the rules and agree to the Senate amendment Agreed to by voice vote.(consideration: CR H7559; text as House agreed to Senate amendment: CR 12/30/2012 H7453-7454)
- **Jan 1, 2013:** On motion that the House suspend the rules and agree to the Senate amendment Agreed to by voice vote. (consideration: CR H7559; text as House agreed to Senate amendment: CR 12/30/2012 H7453-7454)
- **Jan 1, 2013:** Motion to reconsider laid on the table Agreed to without objection.
- **Dec 30, 2012:** Mr. Smith (TX) moved that the House suspend the rules and agree to the Senate amendment. (consideration: CR H7453-7455)
- **Dec 30, 2012:** DEBATE - The House proceeded with forty minutes of debate on the motion to suspend the rules and agree to the Senate amendment to H.R. 6029.
- **Dec 30, 2012:** At the conclusion of debate, the chair put the question on the motion to suspend the rules. Mr. Scott (VA) objected to the vote on the grounds that a quorum was not present. Further proceedings on the motion were postponed. The point of no quorum was considered as withdrawn.
- **Dec 20, 2012:** Message on Senate action sent to the House.
- **Dec 19, 2012:** Measure laid before Senate by unanimous consent. (consideration: CR S8229-8230)
- **Dec 19, 2012:** Passed/agreed to in Senate: Passed Senate with an amendment by Unanimous Consent.
- **Dec 19, 2012:** Passed Senate with an amendment by Unanimous Consent.
- **Aug 2, 2012:** Received in the Senate. Read twice. Placed on Senate Legislative Calendar under General Orders. Calendar No. 493.
- **Aug 1, 2012:** Considered as unfinished business. (consideration: CR H5619)
- **Aug 1, 2012:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR 7/31/2012 H5506)
- **Aug 1, 2012:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR 7/31/2012 H5506)
- **Aug 1, 2012:** Motion to reconsider laid on the table Agreed to without objection.
- **Jul 31, 2012:** Mr. Smith (TX) moved to suspend the rules and pass the bill.
- **Jul 31, 2012:** Considered under suspension of the rules. (consideration: CR H5506-5507)
- **Jul 31, 2012:** DEBATE - The House proceeded with forty minutes of debate on H.R. 6029.
- **Jul 31, 2012:** At the conclusion of debate, the chair put the question on the motion to suspend the rules. Mr. Scott (VA) objected to the vote on the grounds that a quorum was not present. Further proceedings on the motion were postponed. The point of no quorum was withdrawn.
- **Jul 19, 2012:** Reported by the Committee on Judiciary. H. Rept. 112-610.
- **Jul 19, 2012:** Placed on the Union Calendar, Calendar No. 443.
- **Jul 10, 2012:** Committee Consideration and Mark-up Session Held.
- **Jul 10, 2012:** Ordered to be Reported by Voice Vote.
- **Jun 27, 2012:** Introduced in House
- **Jun 27, 2012:** Referred to the House Committee on the Judiciary.