

## S 443

DISCLOSE Act of 2021

**Congress:** 117 (2021–2023, Ended)

**Chamber:** Senate

**Policy Area:** Government Operations and Politics

**Introduced:** Feb 25, 2021

**Current Status:** Committee on Rules and Administration. Hearings held. Hearings printed: S.Hrg. 117-331.

**Latest Action:** Committee on Rules and Administration. Hearings held. Hearings printed: S.Hrg. 117-331. (Jul 19, 2022)

**Official Text:** <https://www.congress.gov/bill/117th-congress/senate-bill/443>

### Sponsor

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**Name:** Sen. Whitehouse, Sheldon [D-RI]

**Party:** Democratic • **State:** RI • **Chamber:** Senate

**Cosponsors** (49 total)

| <b>Cosponsor</b>                    | <b>Party / State</b> | <b>Role</b> | <b>Date Joined</b> |
|-------------------------------------|----------------------|-------------|--------------------|
| Sen. Baldwin, Tammy [D-WI]          | D · WI               |             | Feb 25, 2021       |
| Sen. Bennet, Michael F. [D-CO]      | D · CO               |             | Feb 25, 2021       |
| Sen. Blumenthal, Richard [D-CT]     | D · CT               |             | Feb 25, 2021       |
| Sen. Booker, Cory A. [D-NJ]         | D · NJ               |             | Feb 25, 2021       |
| Sen. Brown, Sherrod [D-OH]          | D · OH               |             | Feb 25, 2021       |
| Sen. Cantwell, Maria [D-WA]         | D · WA               |             | Feb 25, 2021       |
| Sen. Cardin, Benjamin L. [D-MD]     | D · MD               |             | Feb 25, 2021       |
| Sen. Carper, Thomas R. [D-DE]       | D · DE               |             | Feb 25, 2021       |
| Sen. Casey, Robert P., Jr. [D-PA]   | D · PA               |             | Feb 25, 2021       |
| Sen. Coons, Christopher A. [D-DE]   | D · DE               |             | Feb 25, 2021       |
| Sen. Cortez Masto, Catherine [D-NV] | D · NV               |             | Feb 25, 2021       |
| Sen. Duckworth, Tammy [D-IL]        | D · IL               |             | Feb 25, 2021       |
| Sen. Durbin, Richard J. [D-IL]      | D · IL               |             | Feb 25, 2021       |
| Sen. Feinstein, Dianne [D-CA]       | D · CA               |             | Feb 25, 2021       |
| Sen. Gillibrand, Kirsten E. [D-NY]  | D · NY               |             | Feb 25, 2021       |
| Sen. Hassan, Margaret Wood [D-NH]   | D · NH               |             | Feb 25, 2021       |
| Sen. Heinrich, Martin [D-NM]        | D · NM               |             | Feb 25, 2021       |
| Sen. Hickenlooper, John W. [D-CO]   | D · CO               |             | Feb 25, 2021       |
| Sen. Hirono, Mazie K. [D-HI]        | D · HI               |             | Feb 25, 2021       |
| Sen. Kaine, Tim [D-VA]              | D · VA               |             | Feb 25, 2021       |
| Sen. King, Angus S., Jr. [I-ME]     | I · ME               |             | Feb 25, 2021       |
| Sen. Klobuchar, Amy [D-MN]          | D · MN               |             | Feb 25, 2021       |
| Sen. Leahy, Patrick J. [D-VT]       | D · VT               |             | Feb 25, 2021       |
| Sen. Lujan, Ben Ray [D-NM]          | D · NM               |             | Feb 25, 2021       |
| Sen. Markey, Edward J. [D-MA]       | D · MA               |             | Feb 25, 2021       |
| Sen. Menendez, Robert [D-NJ]        | D · NJ               |             | Feb 25, 2021       |
| Sen. Merkley, Jeff [D-OR]           | D · OR               |             | Feb 25, 2021       |
| Sen. Murphy, Christopher [D-CT]     | D · CT               |             | Feb 25, 2021       |
| Sen. Murray, Patty [D-WA]           | D · WA               |             | Feb 25, 2021       |
| Sen. Ossoff, Jon [D-GA]             | D · GA               |             | Feb 25, 2021       |
| Sen. Padilla, Alex [D-CA]           | D · CA               |             | Feb 25, 2021       |
| Sen. Peters, Gary C. [D-MI]         | D · MI               |             | Feb 25, 2021       |
| Sen. Reed, Jack [D-RI]              | D · RI               |             | Feb 25, 2021       |
| Sen. Rosen, Jacky [D-NV]            | D · NV               |             | Feb 25, 2021       |
| Sen. Sanders, Bernard [I-VT]        | I · VT               |             | Feb 25, 2021       |
| Sen. Schatz, Brian [D-HI]           | D · HI               |             | Feb 25, 2021       |
| Sen. Schumer, Charles E. [D-NY]     | D · NY               |             | Feb 25, 2021       |
| Sen. Shaheen, Jeanne [D-NH]         | D · NH               |             | Feb 25, 2021       |
| Sen. Smith, Tina [D-MN]             | D · MN               |             | Feb 25, 2021       |
| Sen. Stabenow, Debbie [D-MI]        | D · MI               |             | Feb 25, 2021       |
| Sen. Tester, Jon [D-MT]             | D · MT               |             | Feb 25, 2021       |

| Cosponsor                       | Party / State | Role | Date Joined  |
|---------------------------------|---------------|------|--------------|
| Sen. Van Hollen, Chris [D-MD]   | D · MD        |      | Feb 25, 2021 |
| Sen. Warner, Mark R. [D-VA]     | D · VA        |      | Feb 25, 2021 |
| Sen. Warnock, Raphael G. [D-GA] | D · GA        |      | Feb 25, 2021 |
| Sen. Warren, Elizabeth [D-MA]   | D · MA        |      | Feb 25, 2021 |
| Sen. Wyden, Ron [D-OR]          | D · OR        |      | Feb 25, 2021 |
| Sen. Kelly, Mark [D-AZ]         | D · AZ        |      | May 5, 2022  |
| Sen. Manchin, Joe, III [D-WV]   | D · WV        |      | May 5, 2022  |
| Sen. Sinema, Kyrsten [D-AZ]     | D · AZ        |      | Jul 21, 2022 |

## Committee Activity

| Committee                          | Chamber | Activity                     | Date         |
|------------------------------------|---------|------------------------------|--------------|
| Rules and Administration Committee | Senate  | Hearings By (full committee) | Jul 19, 2022 |

## Subjects & Policy Tags

### Policy Area:

Government Operations and Politics

## Related Bills

| Bill        | Relationship   | Last Action   |
|-------------|----------------|---|
| 117 S 4822  | Related bill   | <b>Sep 22, 2022:</b> Cloture on the motion to proceed to the measure not invoked in Senate by Yea-Nay Vote. 49 - 49. Record Vote Number: 346. (CR S4949-4950) |
| 117 S 2093  | Related bill   | <b>Sep 15, 2021:</b> Cloture motion on the motion to proceed to the measure withdrawn by unanimous consent in Senate. (CR S6516-6517)                         |
| 117 S 1     | Related bill   | <b>Aug 11, 2021:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 123.  |
| 117 S 2671  | Related bill   | <b>Aug 7, 2021:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 120.                                       |
| 117 HR 1279 | Related bill   | <b>Apr 28, 2021:</b> Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.   |
| 117 HR 1334 | Identical bill | <b>Apr 28, 2021:</b> Referred to the Subcommittee on the Constitution, Civil Rights, and Civil Liberties.   |
| 117 HR 1    | Related bill   | <b>Mar 11, 2021:</b> Received in the Senate.  |
| 117 HR 1516 | Related bill   | <b>Mar 2, 2021:</b> Referred to the House Committee on House Administration.  |
| 117 HR 1171 | Related bill   | <b>Feb 18, 2021:</b> Referred to the House Committee on House Administration.   |

## **Democracy Is Strengthened by Casting Light On Spending in Elections Act of 2021 or the DISCLOSE Act of 2021**

This bill addresses campaign finance, including by expanding the prohibition on campaign spending by foreign nationals, requiring additional disclosures of campaign expenditures, and requiring additional disclosures regarding certain political advertisements.

First, the bill prohibits foreign nationals from participating in the decision-making process regarding an election expenditure.

Additionally, the bill expands existing foreign money prohibitions to include disbursements for paid web-based or digital communications and federal judicial nomination communications. It also prohibits foreign nationals from contributing to campaigns related to ballot initiatives and referenda.

The Federal Election Commission (FEC) must conduct an audit after each federal election cycle to determine the incidence of illicit foreign money.

Next, the bill makes it unlawful to establish or use a corporation, company, or other entity with the intent to conceal an election contribution or donation by a foreign national. A violator is subject to criminal penalties—a fine, a prison term of up to five years, or both.

Covered organizations (e.g., corporations, labor organizations, and political organizations) must, within 24 hours, file reports with the FEC to disclose campaign expenditures of more than \$10,000 during an election cycle.

Finally, the bill requires organizations to provide additional disclosures regarding political advertisements, including the donors who contributed the most money to that organization in the last year.

### **Actions Timeline**

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- **Jul 19, 2022:** Committee on Rules and Administration. Hearings held. Hearings printed: S.Hrg. 117-331.
- **Feb 25, 2021:** Introduced in Senate
- **Feb 25, 2021:** Read twice and referred to the Committee on Rules and Administration.

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