

118TH CONGRESS
2D SESSION

H. R. 7497

To amend the Federal Election Campaign Act of 1971 to reduce the number of members of the Federal Election Commission from 6 to 5, to revise the method of selection and terms of service of members of the Commission, to distribute the powers of the Commission between the Chair and the remaining members, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 29, 2024

Mr. KILMER (for himself and Mr. FITZPATRICK) introduced the following bill;
which was referred to the Committee on House Administration

A BILL

To amend the Federal Election Campaign Act of 1971 to reduce the number of members of the Federal Election Commission from 6 to 5, to revise the method of selection and terms of service of members of the Commission, to distribute the powers of the Commission between the Chair and the remaining members, 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 “Restoring Integrity
5 to America’s Elections Act”.

1 **SEC. 2. MEMBERSHIP OF FEDERAL ELECTION COMMIS-**
2 **SION.**

3 (a) REDUCTION IN NUMBER OF MEMBERS; REMOVAL
4 OF SECRETARY OF SENATE AND CLERK OF HOUSE AS
5 EX OFFICIO MEMBERS.—

6 (1) IN GENERAL; QUORUM.—Section 306(a)(1)
7 of the Federal Election Campaign Act of 1971 (52
8 U.S.C. 30106(a)(1)) is amended by striking the sec-
9 ond and third sentences and inserting the following:
10 “The Commission is composed of 5 members ap-
11 pointed by the President by and with the advice and
12 consent of the Senate, of whom no more than 2 may
13 be affiliated with the same political party. A member
14 shall be treated as affiliated with a political party if
15 the member was affiliated, including as a registered
16 voter, employee, consultant, donor, officer, or attor-
17 ney, with such political party or any of its can-
18 didates or elected public officials at any time during
19 the 5-year period ending on the date on which such
20 individual is nominated to be a member of the Com-
21 mission. A majority of the number of members of
22 the Commission who are serving at the time shall
23 constitute a quorum.”.

24 (2) CONFORMING AMENDMENTS RELATING TO
25 REDUCTION IN NUMBER OF MEMBERS.—(A) Section
26 306(c) of such Act (52 U.S.C. 30106(c)) is amended

1 by striking the period at the end of the first sen-
 2 tence and all that follows and inserting the fol-
 3 lowing: “, except that an affirmative vote of a major-
 4 ity of the members of the Commission who are serv-
 5 ing at the time shall be required in order for the
 6 Commission to take any action in accordance with
 7 paragraph (6), (7), (8), or (9) of section 307(a) or
 8 with chapter 95 or chapter 96 of the Internal Rev-
 9 enue Code of 1986. A member of the Commission
 10 may not delegate to any person his or her vote or
 11 any decision-making authority or duty vested in the
 12 Commission by the provisions of this Act”.

13 (B) Such Act is further amended by striking
 14 “affirmative vote of 4 of its members” and inserting
 15 “affirmative vote of a majority of the members of
 16 the Commission who are serving at the time” each
 17 place it appears in the following sections:

18 (i) Section 309(a)(2) (52 U.S.C.
 19 30109(a)(2)).

20 (ii) Section 309(a)(4)(A)(i) (52 U.S.C.
 21 30109(a)(4)(A)(i)).

22 (iii) Section 309(a)(5)(C) (52 U.S.C.
 23 30109(a)(5)(C)).

24 (iv) Section 309(a)(6)(A) (52 U.S.C.
 25 30109(a)(6)(A)).

1 (v) Section 311(b) (52 U.S.C. 30111(b)).

2 (3) CONFORMING AMENDMENT RELATING TO
3 REMOVAL OF EX OFFICIO MEMBERS.—Section
4 306(a) of such Act (52 U.S.C. 30106(a)) is amend-
5 ed by striking “(other than the Secretary of the Sen-
6 ate and the Clerk of the House of Representatives)”
7 each place it appears in paragraphs (4) and (5).

8 (b) TERMS OF SERVICE.—Section 306(a)(2) of such
9 Act (52 U.S.C. 30106(a)(2)) is amended to read as fol-
10 lows:

11 “(2) TERMS OF SERVICE.—

12 “(A) IN GENERAL.—Each member of the
13 Commission shall serve for a single term of 6
14 years.

15 “(B) SPECIAL RULE FOR INITIAL APPOINT-
16 MENTS.—Of the members first appointed to
17 serve terms that begin in January 2025, the
18 President shall designate 2 to serve for a 3-year
19 term.

20 “(C) NO REAPPOINTMENT PERMITTED.—
21 An individual who served a term as a member
22 of the Commission may not serve for an addi-
23 tional term, except that—

24 “(i) an individual who served a 3-year
25 term under subparagraph (B) may also be

1 appointed to serve a 6-year term under
2 subparagraph (A); and

3 “(ii) for purposes of this subpara-
4 graph, an individual who is appointed to
5 fill a vacancy under subparagraph (D)
6 shall not be considered to have served a
7 term if the portion of the unexpired term
8 the individual fills is less than 50 percent
9 of the period of the term.

10 “(D) VACANCIES.—Any vacancy occurring
11 in the membership of the Commission shall be
12 filled in the same manner as in the case of the
13 original appointment. Except as provided in
14 subparagraph (C), an individual appointed to
15 fill a vacancy occurring other than by the expi-
16 ration of a term of office shall be appointed
17 only for the unexpired term of the member he
18 or she succeeds.

19 “(E) LIMITATION ON SERVICE AFTER EX-
20 PIRATION OF TERM.—A member of the Com-
21 mission may continue to serve on the Commis-
22 sion after the expiration of the member’s term
23 for an additional period, but only until the ear-
24 lier of—

1 “(i) the date on which the member’s
 2 successor has taken office as a member of
 3 the Commission; or

4 “(ii) the expiration of the 1-year pe-
 5 riod that begins on the last day of the
 6 member’s term.”.

7 (c) QUALIFICATIONS.—Section 306(a)(3) of such Act
 8 (52 U.S.C. 30106(a)(3)) is amended to read as follows:

9 “(3) QUALIFICATIONS.—

10 “(A) IN GENERAL.—The President may
 11 select an individual for service as a member of
 12 the Commission if the individual has experience
 13 in election law and has a demonstrated record
 14 of integrity, impartiality, and good judgment.

15 “(B) ASSISTANCE OF BLUE RIBBON ADVI-
 16 SORY PANEL.—

17 “(i) IN GENERAL.—Prior to the regu-
 18 larly scheduled expiration of the term of a
 19 member of the Commission and upon the
 20 occurrence of a vacancy in the membership
 21 of the Commission prior to the expiration
 22 of a term, the President shall convene a
 23 Blue Ribbon Advisory Panel that includes
 24 individuals representing each major polit-
 25 ical party and individuals who are inde-

pendent of a political party and that consists of an odd number of individuals selected by the President from retired Federal judges, former law enforcement officials, or individuals with experience in election law, except that the President may not select any individual to serve on the panel who holds any public office at the time of selection. The President shall also make reasonable efforts to encourage racial, ethnic, and gender diversity on the panel.

“(ii) RECOMMENDATIONS.—With respect to each member of the Commission whose term is expiring or each vacancy in the membership of the Commission (as the case may be), the Blue Ribbon Advisory Panel shall recommend to the President at least one but not more than 3 individuals for nomination for appointment as a member of the Commission.

“(iii) PUBLICATION.—At the time the President submits to the Senate the nominations for individuals to be appointed as members of the Commission, the President shall publish the Blue Ribbon Advisory

1 Panel’s recommendations for such nomina-
 2 tions.

3 “(iv) EXEMPTION FROM FEDERAL AD-
 4 VISORY COMMITTEE ACT.—The Federal
 5 Advisory Committee Act (5 U.S.C. App.)
 6 does not apply to a Blue Ribbon Advisory
 7 Panel convened under this subparagraph.

8 “(C) PROHIBITING ENGAGEMENT WITH
 9 OTHER BUSINESS OR EMPLOYMENT DURING
 10 SERVICE.—A member of the Commission shall
 11 not engage in any other business, vocation, or
 12 employment. Any individual who is engaging in
 13 any other business, vocation, or employment at
 14 the time of his or her appointment to the Com-
 15 mission shall terminate or liquidate such activ-
 16 ity no later than 90 days after such appoint-
 17 ment.”.

18 **SEC. 3. ASSIGNMENT OF POWERS TO CHAIR OF FEDERAL**
 19 **ELECTION COMMISSION.**

20 (a) APPOINTMENT OF CHAIR BY PRESIDENT.—

21 (1) IN GENERAL.—Section 306(a)(5) of the
 22 Federal Election Campaign Act of 1971 (52 U.S.C.
 23 30106(a)(5)) is amended to read as follows:

24 “(5) CHAIR.—

1 “(A) INITIAL APPOINTMENT.—Of the
2 members first appointed to serve terms that
3 begin in January 2025, one such member (as
4 designated by the President at the time the
5 President submits nominations to the Senate)
6 shall serve as Chair of the Commission.

7 “(B) SUBSEQUENT APPOINTMENTS.—Any
8 individual who is appointed to succeed the
9 member who serves as Chair of the Commission
10 for the term beginning in January 2025 (as
11 well as any individual who is appointed to fill
12 a vacancy if such member does not serve a full
13 term as Chair) shall serve as Chair of the Com-
14 mission.

15 “(C) VICE CHAIR.—The Commission shall
16 select, by majority vote of its members, one of
17 its members to serve as Vice Chair, who shall
18 act as Chair in the absence or disability of the
19 Chair or in the event of a vacancy in the posi-
20 tion of Chair.”.

21 (2) CONFORMING AMENDMENT.—Section
22 309(a)(2) of such Act (52 U.S.C. 30109(a)(2)) is
23 amended by striking “through its chairman or vice
24 chairman” and inserting “through the Chair”.

25 (b) POWERS.—

1 (1) ASSIGNMENT OF CERTAIN POWERS TO
2 CHAIR.—Section 307(a) of such Act (52 U.S.C.
3 30107(a)) is amended to read as follows:

4 “(a) DISTRIBUTION OF POWERS BETWEEN CHAIR
5 AND COMMISSION.—

6 “(1) POWERS ASSIGNED TO CHAIR.—

7 “(A) ADMINISTRATIVE POWERS.—The
8 Chair of the Commission shall be the chief ad-
9 ministrative officer of the Commission and shall
10 have the authority to administer the Commis-
11 sion and its staff, and (in consultation with the
12 other members of the Commission) shall have
13 the power—

14 “(i) to appoint and remove the staff
15 director of the Commission;

16 “(ii) to request the assistance (includ-
17 ing personnel and facilities) of other agen-
18 cies and departments of the United States,
19 whose heads may make such assistance
20 available to the Commission with or with-
21 out reimbursement; and

22 “(iii) to prepare and establish the
23 budget of the Commission and to make
24 budget requests to the President, the Di-

1 rector of the Office of Management and
2 Budget, and Congress.

3 “(B) OTHER POWERS.—The Chair of the
4 Commission shall have the power—

5 “(i) to appoint and remove the gen-
6 eral counsel of the Commission with the
7 concurrence of at least 2 other members of
8 the Commission;

9 “(ii) to require by special or general
10 orders, any person to submit, under oath,
11 such written reports and answers to ques-
12 tions as the Chair may prescribe;

13 “(iii) to administer oaths or affirma-
14 tions;

15 “(iv) to require by subpoena, signed
16 by the Chair, the attendance and testimony
17 of witnesses and the production of all doc-
18 umentary evidence relating to the execu-
19 tion of its duties;

20 “(v) in any proceeding or investiga-
21 tion, to order testimony to be taken by
22 deposition before any person who is des-
23 ignated by the Chair, and shall have the
24 power to administer oaths and, in such in-
25 stances, to compel testimony and the pro-

1 duction of evidence in the same manner as
2 authorized under clause (iv); and

3 “(vi) to pay witnesses the same fees
4 and mileage as are paid in like cir-
5 cumstances in the courts of the United
6 States.

7 “(2) POWERS ASSIGNED TO COMMISSION.—The
8 Commission shall have the power—

9 “(A) to initiate (through civil actions for
10 injunctive, declaratory, or other appropriate re-
11 lief), defend (in the case of any civil action
12 brought under section 309(a)(8) of this Act) or
13 appeal (including a proceeding before the Su-
14 preme Court on certiorari) any civil action in
15 the name of the Commission to enforce the pro-
16 visions of this Act and chapter 95 and chapter
17 96 of the Internal Revenue Code of 1986,
18 through its general counsel;

19 “(B) to render advisory opinions under
20 section 308 of this Act;

21 “(C) to develop such prescribed forms and
22 to make, amend, and repeal such rules, pursu-
23 ant to the provisions of chapter 5 of title 5,
24 United States Code, as are necessary to carry
25 out the provisions of this Act and chapter 95

1 and chapter 96 of the Internal Revenue Code of
2 1986;

3 “(D) to conduct investigations and hear-
4 ings expeditiously, to encourage voluntary com-
5 pliance, and to report apparent violations to the
6 appropriate law enforcement authorities; and

7 “(E) to transmit to the President and Con-
8 gress not later than June 1 of each year a re-
9 port which states in detail the activities of the
10 Commission in carrying out its duties under
11 this Act, and which includes any recommenda-
12 tions for any legislative or other action the
13 Commission considers appropriate.

14 “(3) PERMITTING COMMISSION TO EXERCISE
15 OTHER POWERS OF CHAIR.—With respect to any in-
16 vestigation, action, or proceeding, the Commission,
17 by an affirmative vote of a majority of the members
18 who are serving at the time, may exercise any of the
19 powers of the Chair described in paragraph (1)(B).”.

20 (2) CONFORMING AMENDMENTS RELATING TO
21 PERSONNEL AUTHORITY.—Section 306(f) of such
22 Act (52 U.S.C. 30106(f)) is amended—

23 (A) by amending the first sentence of
24 paragraph (1) to read as follows: “The Com-
25 mission shall have a staff director who shall be

1 appointed by the Chair of the Commission in
2 consultation with the other members and a gen-
3 eral counsel who shall be appointed by the
4 Chair with the concurrence of at least two other
5 members.”;

6 (B) in paragraph (2), by striking “With
7 the approval of the Commission” and inserting
8 “With the approval of the Chair of the Commis-
9 sion”; and

10 (C) by striking paragraph (3).

11 (3) CONFORMING AMENDMENT RELATING TO
12 BUDGET SUBMISSION.—Section 307(d)(1) of such
13 Act (52 U.S.C. 30107(d)(1)) is amended by striking
14 “the Commission submits any budget” and inserting
15 “the Chair (or, pursuant to subsection (a)(3), the
16 Commission) submits any budget”.

17 (4) OTHER CONFORMING AMENDMENTS.—Sec-
18 tion 306(c) of such Act (52 U.S.C. 30106(c)) is
19 amended by striking “All decisions” and inserting
20 “Subject to section 307(a), all decisions”.

21 (5) TECHNICAL AMENDMENT.—The heading of
22 section 307 of such Act (52 U.S.C. 30107) is
23 amended by striking “THE COMMISSION” and insert-
24 ing “THE CHAIR AND THE COMMISSION”.

1 **SEC. 4. REVISION TO ENFORCEMENT PROCESS.**

2 (a) STANDARD FOR INITIATING INVESTIGATIONS AND
3 DETERMINING WHETHER VIOLATIONS HAVE OC-
4 CURRED.—

5 (1) REVISION OF STANDARDS.—Section 309(a)
6 of the Federal Election Campaign Act of 1971 (52
7 U.S.C. 30109(a)) is amended by striking paragraphs
8 (2) and (3) and inserting the following:

9 “(2)(A) The general counsel, upon receiving a com-
10 plaint filed with the Commission under paragraph (1) or
11 upon the basis of information ascertained by the Commis-
12 sion in the normal course of carrying out its supervisory
13 responsibilities, shall make a determination as to whether
14 or not there is reason to believe that a person has com-
15 mitted, or is about to commit, a violation of this Act or
16 chapter 95 or chapter 96 of the Internal Revenue Code
17 of 1986, and as to whether or not the Commission should
18 either initiate an investigation of the matter or that the
19 complaint should be dismissed. The general counsel shall
20 promptly provide notification to the Commission of such
21 determination and the reasons therefore, together with
22 any written response submitted under paragraph (1) by
23 the person alleged to have committed the violation. Upon
24 the expiration of the 30-day period which begins on the
25 date the general counsel provides such notification, the
26 general counsel’s determination shall take effect, unless

1 during such 30-day period the Commission, by vote of a
2 majority of the members of the Commission who are serv-
3 ing at the time, overrules the general counsel's determina-
4 tion. If the determination by the general counsel that the
5 Commission should investigate the matter takes effect, or
6 if the determination by the general counsel that the com-
7 plaint should be dismissed is overruled as provided under
8 the previous sentence, the general counsel shall initiate an
9 investigation of the matter on behalf of the Commission.

10 “(B) If the Commission initiates an investigation
11 pursuant to subparagraph (A), the Commission, through
12 the Chair, shall notify the subject of the investigation of
13 the alleged violation. Such notification shall set forth the
14 factual basis for such alleged violation. The Commission
15 shall make an investigation of such alleged violation, which
16 may include a field investigation or audit, in accordance
17 with the provisions of this section. The general counsel
18 shall provide notification to the Commission of any intent
19 to issue a subpoena or conduct any other form of discovery
20 pursuant to the investigation. Upon the expiration of the
21 15-day period which begins on the date the general counsel
22 provides such notification, the general counsel may issue
23 the subpoena or conduct the discovery, unless during such
24 15-day period the Commission, by vote of a majority of
25 the members of the Commission who are serving at the

1 time, prohibits the general counsel from issuing the sub-
2 poena or conducting the discovery.

3 “(3)(A) Upon completion of an investigation under
4 paragraph (2), the general counsel shall promptly submit
5 to the Commission the general counsel’s recommendation
6 that the Commission find either that there is probable
7 cause or that there is not probable cause to believe that
8 a person has committed, or is about to commit, a violation
9 of this Act or chapter 95 or chapter 96 of the Internal
10 Revenue Code of 1986, and shall include with the rec-
11 ommendation a brief stating the position of the general
12 counsel on the legal and factual issues of the case.

13 “(B) At the time the general counsel submits to the
14 Commission the recommendation under subparagraph (A),
15 the general counsel shall simultaneously notify the re-
16 spondent of such recommendation and the reasons there-
17 fore, shall provide the respondent with an opportunity to
18 submit a brief within 30 days stating the position of the
19 respondent on the legal and factual issues of the case and
20 replying to the brief of the general counsel. The general
21 counsel and shall promptly submit such brief to the Com-
22 mission upon receipt.

23 “(C) Not later than 30 days after the general counsel
24 submits the recommendation to the Commission under
25 subparagraph (A) (or, if the respondent submits a brief

1 under subparagraph (B), not later than 30 days after the
 2 general counsel submits the respondent’s brief to the Com-
 3 mission under such subparagraph), the Commission shall
 4 approve or disapprove the recommendation by vote of a
 5 majority of the members of the Commission who are serv-
 6 ing at the time.”.

7 (2) CONFORMING AMENDMENT RELATING TO
 8 INITIAL RESPONSE TO FILING OF COMPLAINT.—Sec-
 9 tion 309(a)(1) of such Act (52 U.S.C. 30109(a)(1))
 10 is amended—

11 (A) in the third sentence, by striking “the
 12 Commission” and inserting “the general coun-
 13 sel”; and

14 (B) by amending the fourth sentence to
 15 read as follows: “Not later than 15 days after
 16 receiving notice from the general counsel under
 17 the previous sentence, the person may provide
 18 the general counsel with a written response that
 19 no action should be taken against such person
 20 on the basis of the complaint.”.

21 (b) REVISION OF STANDARD FOR REVIEW OF DIS-
 22 MISSAL OF COMPLAINTS.—

23 (1) IN GENERAL.—Section 309(a)(8) of such
 24 Act (52 U.S.C. 30109(a)(8)) is amended to read as
 25 follows:

1 “(8)(A)(i) Any party aggrieved by an order of the
2 Commission dismissing a complaint filed by such party
3 after finding either no reason to believe a violation has
4 occurred or no probable cause a violation has occurred
5 may file a petition with the United States District Court
6 for the District of Columbia. Any petition under this sub-
7 paragraph shall be filed within 60 days after the date on
8 which the party received notice of the dismissal of the
9 complaint.

10 “(ii) In any proceeding under this subparagraph, the
11 court shall determine by de novo review whether the agen-
12 cy’s dismissal of the complaint is contrary to law. In any
13 matter in which the penalty for the alleged violation is
14 greater than \$50,000, the court should disregard any
15 claim or defense by the Commission of prosecutorial dis-
16 cretion as a basis for dismissing the complaint.

17 “(B)(i) Any party who has filed a complaint with the
18 Commission and who is aggrieved by a failure of the Com-
19 mission, within one year after the filing of the complaint,
20 to either dismiss the complaint or to find reason to believe
21 a violation has occurred or is about to occur, may file a
22 petition with the United States District Court for the Dis-
23 trict of Columbia.

24 “(ii) In any proceeding under this subparagraph, the
25 court shall treat the failure to act on the complaint as

1 a dismissal of the complaint, and shall determine by de
2 novo review whether the agency's failure to act on the
3 complaint is contrary to law.

4 “(C) In any proceeding under this paragraph the
5 court may declare that the dismissal of the complaint or
6 the failure to act is contrary to law, and may direct the
7 Commission to conform with such declaration within 30
8 days, failing which the complainant may bring, in the
9 name of such complainant, a civil action to remedy the
10 violation involved in the original complaint.”.

11 (2) EFFECTIVE DATE.—The amendments made
12 by paragraph (1) shall apply—

13 (A) in the case of complaints which are
14 dismissed by the Federal Election Commission,
15 with respect to complaints which are dismissed
16 on or after the date of the enactment of this
17 Act; and

18 (B) in the case of complaints upon which
19 the Federal Election Commission failed to act,
20 with respect to complaints which were filed on
21 or after the date of the enactment of this Act.

1 **SEC. 5. PERMITTING APPEARANCE AT HEARINGS ON RE-**
2 **QUESTS FOR ADVISORY OPINIONS BY PER-**
3 **SONS OPPOSING THE REQUESTS.**

4 (a) IN GENERAL.—Section 308 of such Act (52
5 U.S.C. 30108) is amended by adding at the end the fol-
6 lowing new subsection:

7 “(e) To the extent that the Commission provides an
8 opportunity for a person requesting an advisory opinion
9 under this section (or counsel for such person) to appear
10 before the Commission to present testimony in support of
11 the request, and the person (or counsel) accepts such op-
12 portunity, the Commission shall provide a reasonable op-
13 portunity for an interested party who submitted written
14 comments under subsection (d) in response to the request
15 (or counsel for such interested party) to appear before the
16 Commission to present testimony in response to the re-
17 quest.”.

18 (b) EFFECTIVE DATE.—The amendment made by
19 subsection (a) shall apply with respect to requests for advi-
20 sory opinions under section 308 of the Federal Election
21 Campaign Act of 1971 which are made on or after the
22 date of the enactment of this Act.

23 **SEC. 6. PERMANENT EXTENSION OF ADMINISTRATIVE PEN-**
24 **ALTY AUTHORITY.**

25 (a) EXTENSION OF AUTHORITY.—Section
26 309(a)(4)(C)(v) of the Federal Election Campaign Act of

1 1971 (52 U.S.C. 30109(a)(4)(C)(v)), as amended by Pub-
 2 lic Law 118–26, is amended by striking “, and that end
 3 on or before December 31, 2033”.

4 (b) EFFECTIVE DATE.—The amendment made by
 5 subsection (a) shall take effect on December 31, 2024.

6 **SEC. 7. RESTRICTIONS ON EX PARTE COMMUNICATIONS.**

7 Section 306(e) of the Federal Election Campaign Act
 8 of 1971 (52 U.S.C. 30106(e)) is amended—

9 (1) by striking “(e) The Commission” and in-
 10 serting “(e)(1) The Commission”; and

11 (2) by adding at the end the following new
 12 paragraph:

13 “(2) Members and employees of the Commission shall
 14 be subject to limitations on ex parte communications, as
 15 provided in the regulations promulgated by the Commis-
 16 sion regarding such communications which are in effect
 17 on the date of the enactment of this paragraph.”.

18 **SEC. 8. CLARIFYING AUTHORITY OF FEC ATTORNEYS TO**
 19 **REPRESENT FEC IN SUPREME COURT.**

20 (a) CLARIFYING AUTHORITY.—Section 306(f)(4) of
 21 the Federal Election Campaign Act of 1971 (52 U.S.C.
 22 30106(f)(4)) is amended by striking “any action instituted
 23 under this Act, either (A) by attorneys” and inserting
 24 “any action instituted under this Act, including an action
 25 before the Supreme Court of the United States, either (A)

1 by the General Counsel of the Commission and other at-
 2 torneys”.

3 (b) EFFECTIVE DATE.—The amendment made by
 4 subsection (a) shall apply with respect to actions instituted
 5 before, on, or after the date of the enactment of this Act.

6 **SEC. 9. REQUIRING FORMS TO PERMIT USE OF ACCENT**
 7 **MARKS.**

8 (a) REQUIREMENT.—Section 311(a)(1) of the Fed-
 9 eral Election Campaign Act of 1971 (52 U.S.C.
 10 30111(a)(1)) is amended by striking the semicolon at the
 11 end and inserting the following: “, and shall ensure that
 12 all such forms (including forms in an electronic format)
 13 permit the person using the form to include an accent
 14 mark as part of the person’s identification;”.

15 (b) EFFECTIVE DATE.—The amendment made by
 16 subsection (a) shall take effect upon the expiration of the
 17 90-day period which begins on the date of the enactment
 18 of this Act.

19 **SEC. 10. EFFECTIVE DATE; TRANSITION.**

20 (a) IN GENERAL.—Except as otherwise provided, the
 21 amendments made by this Act shall apply beginning Janu-
 22 ary 1, 2025.

23 (b) TRANSITION.—

24 (1) TERMINATION OF SERVICE OF CURRENT
 25 MEMBERS.—Notwithstanding any provision of the

1 Federal Election Campaign Act of 1971, the term of
2 any individual serving as a member of the Federal
3 Election Commission as of December 31, 2024, shall
4 expire on that date.

5 (2) NO EFFECT ON EXISTING CASES OR PRO-
6 CEEDINGS.—Nothing in this Act or in any amend-
7 ment made by this Act shall affect any of the powers
8 exercised by the Federal Election Commission prior
9 to December 31, 2024, including any investigation
10 initiated by the Commission prior to such date or
11 any proceeding (including any enforcement action)
12 pending as of such date.

○