

115TH CONGRESS  
2D SESSION

# H. R. 5551

To direct the Attorney General to submit to Congress investigative materials in the event of certain pardons granted by the President, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 18, 2018

Mr. SCHIFF (for himself, Ms. BARRAGÁN, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. CARSON of Indiana, Mr. COHEN, Ms. ESTY of Connecticut, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HECK, Mr. HIMES, Ms. JACKSON LEE, Mr. JOHNSON of Georgia, Mr. PALLONE, Mr. PANETTA, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. QUIGLEY, Mr. RASKIN, Ms. SCHAKOWSKY, Mrs. TORRES, Ms. VELÁZQUEZ, Ms. WASSERMAN SCHULTZ, and Ms. MAXINE WATERS of California) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To direct the Attorney General to submit to Congress investigative materials in the event of certain pardons granted by the President, 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 “Abuse of the Pardon  
5 Prevention Act”.

1 **SEC. 2. CONGRESSIONAL OVERSIGHT RELATING TO CER-**  
2 **TAIN PARDONS.**

3 (a) SUBMISSION OF INFORMATION.—In the event  
4 that the President grants an individual a pardon for an  
5 offense against the United States that arises from an in-  
6 vestigation in which the President, or a relative of the  
7 President, is a target, subject, or witness, not later than  
8 30 days after the date of such pardon, the Attorney Gen-  
9 eral shall submit to the chairmen and ranking members  
10 of the appropriate congressional committees all materials  
11 of an investigation that were obtained by a United States  
12 Attorney, another Federal prosecutor, or an investigative  
13 authority of the Federal Government, relating to the of-  
14 fense for which the individual is so pardoned.

15 (b) TREATMENT OF INFORMATION.—Rule 6(e) of the  
16 Federal Rules of Criminal Procedure may not be con-  
17 strued to prohibit the disclosure of information required  
18 by subsection (a) of this section.

19 (c) APPLICABILITY.—Subsection (a) shall apply with  
20 respect to a pardon granted by the President on or after  
21 January 20, 2017.

22 (d) DEFINITIONS.—In this section:

23 (1) The term “appropriate congressional com-  
24 mittees” means—

1           (A) the Committee on the Judiciary of the  
2           House of Representatives and the Committee  
3           on the Judiciary of the Senate; and

4           (B) if an investigation relates to intel-  
5           ligence or counterintelligence matters, the Per-  
6           manent Select Committee on Intelligence of the  
7           House of Representatives and the Select Com-  
8           mittee on Intelligence of the Senate.

9           (2) The term “pardon” includes a commutation  
10          of sentence.

11          (3) The term “relative” has the meaning given  
12          that term in section 3110(a) of title 5, United  
13          States Code.

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