

118TH CONGRESS
2D SESSION

H. R. 9147

To prohibit the imposition of a sentence for a State criminal offense committed by a major party candidate during a covered time period.

IN THE HOUSE OF REPRESENTATIVES

JULY 25, 2024

Mr. GAETZ introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To prohibit the imposition of a sentence for a State criminal offense committed by a major party candidate during a covered time period.

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 “Prevention of Election
5 Interference Act of 2024”.

6 **SEC. 2. PROHIBITION ON IMPOSITION OF SENTENCE FOR**
7 **STATE CRIMINAL OFFENSE BY A MAJOR**
8 **PARTY CANDIDATE.**

9 (a) IN GENERAL.—No State, or any officer or instru-
10 mentality thereof, may impose or carry out a sentence for

1 a State criminal offense committed by a major party can-
2 didate during the covered time period.

3 (b) INTERFERENCE WITH CAMPAIGN ACTIVITIES.—

4 (1) APPLICATION.—During the covered time pe-
5 riod, a major party candidate may submit an appli-
6 cation to a State or Federal court of jurisdiction
7 demonstrating that such sentence described under
8 subsection (a) may interfere with the campaign ac-
9 tivities of the major party candidate.

10 (2) REMEDY.—Upon receipt of an application
11 under subsection (a), the State or Federal court of
12 jurisdiction shall amend a sentence relating to the
13 major party candidate, including by staying the sen-
14 tence for the duration of the covered period or
15 vacating such sentence.

16 (c) DEFINITIONS.—In this section:

17 (1) COVERED TIME PERIOD.—The term “cov-
18 ered time period” means the time period that is—

19 (A) 120 days prior to a general Presi-
20 dential election; and

21 (B) 60 days after a general Presidential
22 election.

23 (2) MAJOR PARTY CANDIDATE.—The term
24 “major party candidate” shall have the meaning
25 given the term “major Presidential and Vice Presi-

- 1 dential candidates” in section 3056(a)(7) of title 18,
- 2 United States Code.

