

119TH CONGRESS
1ST SESSION

S. 1136

To authorize sentencing enhancements for certain criminal offenses directed by or coordinated with foreign governments.

IN THE SENATE OF THE UNITED STATES

MARCH 26, 2025

Ms. HASSAN (for herself, Ms. ERNST, Mr. BANKS, and Ms. SLOTKIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To authorize sentencing enhancements for certain criminal offenses directed by or coordinated with foreign governments.

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 “Deterring External
5 Threats and Ensuring Robust Responses to Egregious and
6 Nefarious Criminal Endeavors Act” or the “DETER-
7 RENCE Act”.

8 **SEC. 2. KIDNAPPING.**

9 Section 1201 of title 18, United States Code, is
10 amended—

1 (1) by redesignating subsection (h) as sub-
2 section (i);

3 (2) by inserting after subsection (g) the fol-
4 lowing:

5 “(h) SENTENCE ENHANCEMENTS FOR OFFENSES DI-
6 RECTED BY OR COORDINATED WITH FOREIGN GOVERN-
7 MENTS.—

8 “(1) IN GENERAL.—The sentence of a person
9 convicted of an offense under subsection (a) may be
10 increased by up to 10 years if such offense was com-
11 mitted knowingly at the direction of or in coordina-
12 tion with a foreign government or an agent of a for-
13 eign government.

14 “(2) CONSPIRACY.—The sentence of a person
15 convicted of conspiring to commit a violation of sub-
16 section (a) as part of a conspiracy under the ele-
17 ments specified in subsection (c) may be increased
18 by up to 10 years if—

19 “(A) 1 or more of the persons involved in
20 such conspiracy were knowingly acting in co-
21 ordination with a foreign government or an
22 agent of a foreign government; and

23 “(B) the person convicted of conspiring to
24 commit a violation of subsection (a) knew that
25 1 or more of the persons involved in such con-

1 spiracy were knowingly acting in coordination
 2 with a foreign government or an agent of a for-
 3 eign government.

4 “(3) ATTEMPT.—The sentence of a person con-
 5 victed of an attempt to violate subsection (a) may be
 6 increased by up to 5 years if such attempt was
 7 knowingly at the direction of or in coordination with
 8 a foreign government or an agent of a foreign gov-
 9 ernment.”; and

10 (3) in subsection (i), as so designated, by in-
 11 serting “DEFINITION.—” before “As used in this
 12 section”.

13 **SEC. 3. USE OF INTERSTATE COMMERCE FACILITIES IN**
 14 **THE COMMISSION OF MURDER-FOR-HIRE.**

15 (a) IN GENERAL.—Section 1958 of title 18, United
 16 States Code, is amended—

17 (1) by redesignating subsection (b) as sub-
 18 section (c);

19 (2) by inserting after subsection (a) the fol-
 20 lowing:

21 “(b) SENTENCE ENHANCEMENTS FOR OFFENSES DI-
 22 RECTED BY OR COORDINATED WITH FOREIGN GOVERN-
 23 MENTS.—The sentence of a person convicted of an offense
 24 under subsection (a)—

1 “(1) may be increased by up to 5 years, if such
 2 offense was committed knowingly at the direction of
 3 or in coordination with a foreign government or an
 4 agent of a foreign government; and

5 “(2) may be increased by up to 10 years—

6 “(A) if such offense was committed know-
 7 ingly at the direction of or in coordination with
 8 a foreign government or an agent of a foreign
 9 government; and

10 “(B) personal injury results.”; and

11 (3) in subsection (c), as so redesignated, by in-
 12 serting “DEFINITIONS.—” before “As used in this
 13 section”.

14 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

15 (1) Section 2332b(g)(2) of title 18, United
 16 States Code, is amended by striking “section
 17 1958(b)(2)” and inserting “section 1958”.

18 (2) Section 1010A(d) of the Controlled Sub-
 19 stances Import and Export Act (21 U.S.C. 960a(d))
 20 is amended by striking “section 1958(b)(1)” and in-
 21 serting “section 1958”.

1 **SEC. 4. INFLUENCING, IMPEDING, OR RETALIATING**
 2 **AGAINST A FEDERAL OFFICIAL BY THREAT-**
 3 **ENING OR INJURING A FAMILY MEMBER.**

4 Section 115(b) of title 18, United States Code, is
 5 amended by adding at the end the following:

6 “(5) The sentence of a person convicted of an offense
 7 under subsection (a), if such offense was committed know-
 8 ingly at the direction of or in coordination with a foreign
 9 government or an agent of a foreign government—

10 “(A) may be increased by up to 5 years if the
 11 offense committed was an assault involving physical
 12 contact with the victim of that assault or the intent
 13 to commit another felony;

14 “(B) may be increased by up to 10 years if—

15 “(i) the offense committed was an assault
 16 resulting in bodily injury (including serious bod-
 17 ily injury (as that term is defined in section
 18 1365 of this title));

19 “(ii) the offense involved any conduct that,
 20 if the conduct occurred in the special maritime
 21 and territorial jurisdiction of the United States,
 22 would violate section 2241 or 2242 of this title;
 23 or

24 “(iii) a dangerous weapon was used during
 25 and in relation to the offense; and

1 “(C) may be increased by up to 10 years if the
2 offense committed was a murder, attempted murder,
3 or conspiracy to murder.”.

4 **SEC. 5. STALKING.**

5 Section 2261A of title 18, United States Code, is
6 amended—

7 (1) by striking “Whoever—” and inserting “(a)
8 IN GENERAL.—Except as provided in subsection (b),
9 whoever—”; and

10 (2) by adding at the end the following:

11 “(b) ENHANCED PENALTIES FOR OFFENSES IN-
12 VOLVING FOREIGN GOVERNMENTS.—The sentence of a
13 person convicted of an offense under paragraph (1) or (2)
14 of subsection (a), if such offense was committed knowingly
15 at the direction of or in coordination with a foreign gov-
16 ernment or an agent of a foreign government—

17 “(1) may be increased by up to 5 years if—

18 “(A) serious bodily injury (including per-
19 manent disfigurement or life threatening bodily
20 injury) to the victim results;

21 “(B) the offender uses a dangerous weap-
22 on during the offense; or

23 “(C) the victim of the offense is under the
24 age of 18 years;

1 “(2) may be increased by up to 10 years if
2 death of the victim results; and

3 “(3) may be increased by up to 30 months in
4 any other case.”.

5 **SEC. 6. PROTECTION OF OFFICERS AND EMPLOYEES OF**
6 **THE UNITED STATES.**

7 Section 1114 of title 18, United States Code, is
8 amended—

9 (1) by redesignating subsection (b) as sub-
10 section (c); and

11 (2) by inserting after subsection (a) the fol-
12 lowing:

13 “(b) SENTENCE ENHANCEMENTS FOR OFFENSES DI-
14 RECTED BY OR COORDINATED WITH FOREIGN GOVERN-
15 MENTS.—The sentence of a person convicted of an offense
16 under subsection (a) may be increased by up to 10 years
17 if such offense was committed knowingly at the direction
18 of or in coordination with a foreign government or an
19 agent of a foreign government.”.

20 **SEC. 7. PRESIDENTIAL AND PRESIDENTIAL STAFF ASSAS-**
21 **SINATION, KIDNAPPING, AND ASSAULT.**

22 Section 1751 of title 18, United States Code, is
23 amended—

24 (1) by redesignating subsections (f) through (k)
25 as subsections (g) through (i), respectively; and

1 (2) by inserting after subsection (e) the fol-
2 lowing:

3 “(f)(1) The sentence of a person convicted of an of-
4 fense under subsection (a), (b), or (c) may be increased
5 by up to 10 years if such offense was committed knowingly
6 at the direction of or in coordination with a foreign gov-
7 ernment or an agent of a foreign government.

8 “(2) The sentence of a person convicted of conspiring
9 to kill or kidnap any individual designated in subsection
10 (a) as part of a conspiracy under the elements specified
11 in subsection (d) may be increased by up to 10 years if—

12 “(A) 1 or more of the persons involved in such
13 conspiracy were knowingly acting in coordination
14 with a foreign government or an agent of a foreign
15 government; and

16 “(B) the person convicted of conspiring to kill
17 or kidnap an individual designated in subsection (a)
18 knew that 1 or more of the persons involved in such
19 conspiracy were knowingly acting in coordination
20 with a foreign government or an agent of a foreign
21 government.

22 “(3) The sentence of a person convicted of an offense
23 under subsection (e) may be increased by up to 10 years
24 if—

1 “(A) the victim was any person designated in
2 subsection (a)(1); and

3 “(B) such offense was committed knowingly at
4 the direction of or in coordination with a foreign
5 government or an agent of a foreign government.

6 “(4) The sentence of a person convicted of an offense
7 under subsection (e) may be increased by up to 10 years
8 if—

9 “(A) the victim was any person designated in
10 subsection (a)(2); and

11 “(B) such offense was committed knowingly at
12 the direction of or in coordination with a foreign
13 government or an agent of a foreign government.

14 “(5) The sentence of a person convicted of an offense
15 under subsection (e) may be increased by up to 10 years
16 if—

17 “(A)(i) the offense involved the use of a dan-
18 gerous weapon; or

19 “(ii) personal injury resulted; and

20 “(B) such offense was committed knowingly at
21 the direction of or in coordination with a foreign
22 government or an agent of a foreign government.”.

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