

119TH CONGRESS
1ST SESSION

H. R. 1908

To prohibit stock trading and ownership by Members of Congress and their spouses and dependent children, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 2025

Mr. BURCHETT introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committees on Agriculture, House Administration, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit stock trading and ownership by Members of Congress and their spouses and dependent children, 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 “End Congressional
5 Stock Trading Act”.

1 **SEC. 2. BAR ON STOCK TRADING AND OWNERSHIP BY MEM-**
2 **BERS OF CONGRESS AND THEIR SPOUSES**
3 **AND DEPENDENT CHILDREN.**

4 (a) DEFINITIONS.—In this section:

5 (1) COMMODITY.—The term “commodity” has
6 the meaning given that term in section 1a of the
7 Commodity Exchange Act (7 U.S.C. 1a).

8 (2) DEPENDENT CHILD.—The term “dependent
9 child” has the meaning given that term in section
10 13101 of title 5, United States Code.

11 (3) DIVERSIFIED.—The term “diversified”,
12 with respect to an investment fund, means that the
13 investment fund does not have a stated policy of
14 overly concentrating its investments.

15 (4) MEMBER OF CONGRESS.—The term “Mem-
16 ber of Congress” has the meaning given that term
17 in section 13101 of title 5, United States Code.

18 (5) SECURITY.—The term “security” has the
19 meaning given that term in section 3(a) of Securities
20 Exchange Act of 1934 (15 U.S.C. 78c(a)).

21 (6) SMALL BUSINESS CONCERN.—The term
22 “small business concern” has the meaning given
23 that term under section 3 of the Small Business Act
24 (15 U.S.C. 632).

25 (7) WIDELY HELD INVESTMENT FUND.—The
26 term “widely held investment fund” means a widely

1 held investment fund described in 13104(f)(8) of
2 title 5, United States Code.

3 (b) DIVESTMENT.—

4 (1) IN GENERAL.—A Member of Congress or a
5 spouse or dependent child of a Member of Congress
6 may not own an interest in or trade (except as a di-
7 vestment) any stock, bond, commodity, future, or
8 other form of security, including an interest in a
9 hedge fund, a derivative, option, or other complex in-
10 vestment vehicle.

11 (2) IMPLEMENTATION.—

12 (A) CURRENT MEMBERS.—

13 (i) IN GENERAL.—Except as provided
14 in clause (ii), an individual who is a Mem-
15 ber of Congress or a spouse or dependent
16 child of a Member of Congress on the date
17 of enactment of this Act shall complete the
18 divestment of any asset described in para-
19 graph (1) by not later than 180 days after
20 the date of enactment of this Act.

21 (ii) CERTAIN ASSETS.—For an asset
22 described in paragraph (1) that is an inter-
23 est in a hedge fund, venture capital fund,
24 or other privately held complex investment
25 vehicle, an individual who is a Member of

1 Congress or a spouse or dependent child of
2 a Member of Congress on the date of en-
3 actment of this Act shall complete the di-
4 vestment of the asset by not later than 5
5 years after the date of enactment of this
6 Act.

7 (B) NEW MEMBERS.—

8 (i) IN GENERAL.—Except as provided
9 in clause (ii), an individual who becomes a
10 Member of Congress or a spouse or de-
11 pendent child of a Member of Congress
12 after the date of enactment of this Act
13 shall complete the divestment of any asset
14 described in paragraph (1) by not later
15 than 90 days after the date on which the
16 individual becomes a Member of Congress
17 or a spouse or dependent child of a Mem-
18 ber of Congress.

19 (ii) CERTAIN ASSETS.—For an asset
20 described in paragraph (1) that is an inter-
21 est in a hedge fund, venture capital fund,
22 or other privately held complex investment
23 vehicle, an individual who becomes a Mem-
24 ber of Congress or a spouse or dependent
25 child of a Member of Congress after the

1 date of enactment of this Act shall com-
2 plete the divestment of the asset by not
3 later than 5 years after the date on which
4 the individual becomes a Member of Con-
5 gress or a spouse or dependent child of a
6 Member of Congress.

7 (C) DIVESTMENT OF ASSETS RECEIVED
8 WHILE A MEMBER.—An individual serving as a
9 Member of Congress or a spouse or dependent
10 child of an individual serving as a Member of
11 Congress who receives any asset described in
12 paragraph (1) during the period of such service,
13 such as from an inheritance, shall complete the
14 divestment of the asset by not later than 180
15 days after the date on which the individual re-
16 ceives the asset.

17 (c) EXCEPTIONS.—Nothing in this section shall be
18 construed to prevent—

19 (1) a Member of Congress or a spouse or de-
20 pendent child of a Member of Congress from owning
21 or trading—

22 (A) a widely held investment fund, if the
23 widely held investment fund—

24 (i) does not present a conflict of inter-
25 est; and

1 (ii) is diversified;

2 (B) shares of Settlement Common Stock
3 issued under section 7(g)(1)(A) of the Alaska
4 Native Claims Settlement Act (43 U.S.C.
5 1606(g)(1)(A));

6 (C) shares of Settlement Common Stock,
7 as defined in section 3 of the Alaska Native
8 Claims Settlement Act (43 U.S.C. 1602);

9 (D) a United States Treasury bill, note, or
10 bond;

11 (E) an investment fund held in a Federal,
12 State, or local government employee retirement
13 plan;

14 (F) an interest in a small business con-
15 cern, if the small business concern does not
16 present a conflict of interest; or

17 (G) any asset described in subsection
18 (b)(1) received as compensation from the pri-
19 mary occupation of the spouse; or

20 (2) a spouse or dependent child of a Member of
21 Congress from trading any asset described in sub-
22 section (b)(1) that is not owned by the spouse or
23 Member of Congress in the course of performing the
24 primary occupation of the spouse.

1 (d) CIVIL FINES.—The Attorney General or the Spe-
2 cial Counsel may bring a civil action in the appropriate
3 United States district court against any Member of Con-
4 gress or spouse or dependent child of a Member of Con-
5 gress who engages in conduct constituting a violation of
6 this section and, upon proof of such conduct by a prepon-
7 derance of the evidence, such Member of Congress or
8 spouse or dependent child of such Member of Congress
9 shall be subject to a civil penalty of not more than
10 \$100,000 for each violation. The imposition of a civil pen-
11 alty under this subsection does not preclude any other
12 criminal or civil statutory, common law, or administrative
13 remedy, which is available by law to the United States or
14 any other person.

15 (e) NONRECOGNITION OF GAIN.—

16 (1) IN GENERAL.—Paragraph (1) of section
17 1043(b) of the Internal Revenue Code of 1986 is
18 amended—

19 (A) by striking “and” at the end of sub-
20 paragraph (A);

21 (B) by redesignating subparagraph (B) as
22 subparagraph (C);

23 (C) by inserting after subparagraph (A)
24 the following new subparagraph:

1 “(B) any Member of Congress or any
2 spouse or dependent child of a Member of Con-
3 gress, but only with respect to a divestment of
4 property required by the End Congressional
5 Stock Trading Act and only if, not later than
6 60 days after the divestment of such property,
7 the individual uses the proceeds of the divest-
8 ment to obtain property which the individual is
9 authorized to own or trade under section
10 2(c)(1) of such Act, and”; and

11 (D) by striking “subparagraph (A)” in
12 subparagraph (C), as so redesignated, and in-
13 serting “subparagraph (A) or (B), whichever is
14 applicable”.

15 (2) CERTIFICATE OF DIVESTITURE.—Subpara-
16 graph (B) of section 1043(b)(2) of such Code is
17 amended—

18 (A) by striking “or by” and inserting
19 “by”; and

20 (B) by inserting “, or by the applicable
21 congressional ethics committee, as defined in
22 section 13101 of title 5, United States Code, in
23 the case of Members of Congress and spouses
24 and dependent children of Members of Con-
25 gress,” after “judicial officers”.

1 (3) NO EFFECT ON SUBSEQUENT SALE OF
2 PROPERTY.—Nothing in the amendments made by
3 this subsection shall be construed to provide for the
4 nonrecognition of gain with respect to the sale of
5 property obtained by a Member of Congress or any
6 spouse or dependent child of a Member of Congress
7 with the proceeds of a divestment required by this
8 Act, as described in section 1043(b)(1)(B) of the In-
9 ternal Revenue Code of 1986 (as added by this sub-
10 section).

11 (4) EFFECTIVE DATE.—The amendments made
12 by this subsection shall apply to sales of property
13 after the date of the enactment of this Act.

14 (f) INTERPRETIVE GUIDANCE.—The Select Com-
15 mittee on Ethics of the Senate and the Committee on Eth-
16 ics of the House of Representatives shall issue interpretive
17 guidance regarding relevant terms not defined in this Act
18 or elsewhere in statute.

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