

118TH CONGRESS
1ST SESSION

H. R. 2658

To amend title 18, United States Code, to impose criminal penalties on the President for engaging in actions to interfere with the determination of electoral votes in a presidential election, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2023

Mr. TORRES of New York introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to impose criminal penalties on the President for engaging in actions to interfere with the determination of electoral votes in a presidential election, 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 “Conspiracy to Obstruct
5 the Electoral Count Act”.

1 **SEC. 2. IMPOSITION OF CRIMINAL PENALTIES ON PRESI-**
2 **DENT FOR INTERFERING WITH DETERMINA-**
3 **TION OF ELECTORAL VOTES.**

4 (a) PENALTIES.—Chapter 29 of title 18, United
5 States Code, is amended by adding at the end the fol-
6 lowing new section:

7 **“§ 612. Interference by President with determination**
8 **of electoral votes**

9 “(a) It shall be unlawful for the President to—

10 “(1) obstruct the certification of electoral votes
11 by Congress;

12 “(2) pressure the Vice President during the cer-
13 tification of electoral votes by Congress to discount
14 a State-certified slate of electors or count an alter-
15 nate slate of electors;

16 “(3) pressure a Federal, State, or local official
17 to substitute an alternate slate of electors;

18 “(4) pressure a Federal, State, or local official
19 to find votes; or

20 “(5) pressure a Federal, State, or local official
21 to make false claims about a presidential election.

22 “(b) If the President violates subsection (a), the
23 President shall be fined under this title or imprisoned for
24 not more than the maximum term of imprisonment im-
25 posed for a violation of section 1505 of this title (relating
26 to obstruction of proceedings), or both.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 for chapter 29 of such title is amended by adding at the
3 end the following:

“612. Interference by President with determination of electoral votes.”.

