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(Original Signature of Member)

116TH CONGRESS
1ST SESSION

H. R.

To amend title 18, United States Code, to provide penalty enhancements for committing certain offenses while in disguise, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. BURCHETT introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 18, United States Code, to provide penalty enhancements for committing certain offenses while in disguise, 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 “Unmasking Antifa Act
5 of 2019”.

1 **SEC. 2. INTERFERENCE WITH PROTECTED RIGHTS WHILE**
2 **IN DISGUISE.**

3 (a) IN GENERAL.—Chapter 13 of title 18, United
4 States Code, is amended by inserting after section 249 the
5 following:

6 **“§ 250. Interference with protected rights while in**
7 **disguise**

8 “(a) IN GENERAL.—Whoever, whether or not acting
9 under color of law, while in disguise, including while wear-
10 ing a mask, injures, oppresses, threatens, or intimidates
11 any person in any State, Territory, Commonwealth, Pos-
12 session, or District in the free exercise or enjoyment of
13 any right or privilege secured to him by the Constitution
14 or laws of the United States, or because of his having so
15 exercised the same, shall be fined under this title, impris-
16 oned not more than 15 years, or both.

17 “(b) RULE OF CONSTRUCTION.—Nothing in this sec-
18 tion shall be construed so as to deter any law enforcement
19 officer from lawfully carrying out the duties of his office;
20 and no law enforcement officer shall be considered to be
21 in violation of this section for lawfully carrying out the
22 duties of his office or lawfully enforcing ordinances and
23 laws of the United States, the District of Columbia, any
24 of the several States, or any political subdivision of a
25 State. For purposes of the preceding sentence, the term
26 ‘law enforcement officer’ means any officer of the United

1 States, the District of Columbia, a State, or political sub-
2 division of a State, who is empowered by law to conduct
3 investigations of, or make arrests because of, offenses
4 against the United States, the District of Columbia, a
5 State, or a political subdivision of a State.”.

6 (b) CLERICAL AMENDMENT.—The table of sections
7 for chapter 13 of title 18, United States Code, is amended
8 by inserting after the item related to section 249 the fol-
9 lowing:

“250. Interference with protected rights while in disguise.”.

10 **SEC. 3. DESTROYING BUILDINGS OR PROPERTY WITHIN**
11 **SPECIAL MARITIME AND TERRITORIAL JU-**
12 **RISDICTION WHILE IN DISGUISE.**

13 Section 1363 of title 18, United States Code, is
14 amended by adding at the end the following: “Whoever,
15 during the commission of an offense under this section,
16 wears a disguise, including a mask, shall, in addition to
17 any term of imprisonment otherwise imposed under this
18 section, be imprisoned for 2 years.”.