

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

S. 4632

To amend title 17, United States Code, to establish an alternative dispute resolution program for copyright small claims, to amend the Communications Act of 1934 to modify the scope of protection from civil liability for “good Samaritan” blocking and screening of offensive material, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. BOOKER

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SENSE OF CONGRESS ON COMBATING WHITE**
4 **SUPREMACY.**

5 (a) FINDINGS.—Congress finds the following:

6 (1) The internet has become a dangerous re-
7 cruiting ground for White supremacy and White na-
8 tionalism.

9 (2) The Washington Post published an article
10 on September 17, 2019, entitled “‘Do you have

1 white teenage sons? Listen up.’ How white suprema-
2 cists are recruiting boys online.”.

3 (3) The article described in paragraph (2) re-
4 ported the following: “As extremist groups have
5 grown increasingly visible in the physical world, their
6 influence over malleable young minds in the digital
7 realm has become a particularly urgent concern for
8 parents.”.

9 (4) According to the Anti-Defamation League,
10 White supremacists committed at least 73 murders,
11 39 of which were clearly motivated by hateful and
12 racist ideology, in the 2-year period after a White
13 supremacist murdered protestor Heather Heyer at
14 the 2017 Unite the Right rally in Charlottesville,
15 Virginia.

16 (5) The murders described in paragraph (4) in-
17 clude deadly White supremacist shooting rampages
18 in Pittsburgh, Pennsylvania, Poway, California, and
19 El Paso, Texas (which was one of the deadliest
20 White supremacist attacks in more than 50 years),
21 each of which involved White supremacist murderers
22 acting on the threat embodied in the chant made fa-
23 mous in Charlottesville: “Jews will not replace us!
24 You will not replace us!”.

1 (6) In response to the heinous attack in Char-
2 lottesville, President Trump responded by insinu-
3 ating a moral equivalency and a justification for the
4 racist behavior, saying that “[w]e condemn in the
5 strongest possible terms this egregious display of ha-
6 tred, bigotry, and violence on many sides, on many
7 sides.”. President Trump later said that “you had
8 some very bad people in that group, but you also
9 had people that were very fine people, on both
10 sides.”.

11 (7) On September 17, 2020, the Director of the
12 Federal Bureau of Investigation, Christopher Wray,
13 testified before the Committee on Homeland Secu-
14 rity of the House of Representatives that “people
15 subscribing to some kind of White supremacist-type
16 ideology” constitute the leading domestic terrorism
17 threat.

18 (8) Chad Wolf, the senior official performing
19 the duties of the Secretary of Homeland Security,
20 stated during his confirmation hearing before the
21 Committee on Homeland Security and Governmental
22 Affairs of the Senate on September 23, 2020, that
23 White supremacists posed “the most persistent and
24 lethal threat when we talk about domestic violent ex-

1 tremists”, particularly “from a lethality standpoint
2 over the last 2 years”.

3 (9) According to a study conducted by the
4 Guardian using data compiled by the nonpartisan
5 Center for Strategic and International Studies, since
6 2010, White supremacists and other violent right-
7 wing extremists have killed 117 individuals in politi-
8 cally motivated attacks in the United States.

9 (10) On September 29, 2020, during an ex-
10 change at the first presidential debate, moderator
11 Chris Wallace repeatedly asked President Trump
12 whether he would condemn White supremacists.
13 President Trump refused to do so and ultimately re-
14 sponded by referring to a group that the Southern
15 Poverty Law Center has designated as a “hate
16 group” that regularly expresses White nationalist
17 views, saying “Proud Boys, stand back and stand
18 by”, further emboldening, rather than condemning,
19 the group.

20 (b) SENSE OF CONGRESS.—It is the sense of Con-
21 gress that it is important to—

22 (1) combat White supremacy and White nation-
23 alism in all of its forms; and

- 1 (2) encourage technology platforms to combat
- 2 the dangers of White supremacy and White nation-
- 3 alism.