

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. DURBIN

Viz:

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

3 **SECTION 1. SENSE OF THE SENATE RELATING TO THE 2020**
4 **ELECTION.**

5 It is the sense of the Senate that—

6 (1) the efforts of Federal, State, and local elec-
7 tion public servants and officials throughout the
8 2020 election process ensured that—

9 (A) more than 155,000,000 American vot-
10 ers were able to safely and securely vote in the

1 2020 general election, despite the impact of the
2 COVID–19 pandemic; and

3 (B) the results of the 2020 election were
4 fair and accurate;

5 (2) threats, harassment, and intimidation di-
6 rected toward Federal, State, and local election pub-
7 lic servants and officials are inappropriate, dan-
8 gerous, and must be strongly condemned, includ-
9 ing—

10 (A) the demonstration outside of the resi-
11 dence of the Michigan Secretary of State and
12 her family, in which armed activists gathered
13 and denounced Secretary Benson as a “traitor”
14 and “criminal”;

15 (B) threats directed toward the Georgia
16 Secretary of State and other Georgia election
17 officials and workers, including a young con-
18 tract worker for Dominion Voting Systems who
19 was targeted online, including with a message
20 picturing a swinging noose; and

21 (C) threats directed toward Christopher
22 Krebs, the former Director of the Cybersecurity
23 and Infrastructure Security Agency at the De-
24 partment of Homeland Security, who was fired
25 by President Trump after rejecting the Presi-

1 dent’s meritless claims about widespread voter
2 fraud, leading to a Trump campaign attorney
3 calling for Krebs to be “drawn and quartered”
4 and “shot at dawn”;

5 (3) Gabriel Sterling, the Voting System Imple-
6 mentation Manager in Georgia, was correct in urg-
7 ing President Trump to condemn the violent actions
8 and language targeting State and local election
9 workers and officials and stating that the President
10 must “step up” and “stop inspiring people to com-
11 mit potential acts of violence” because “[s]omeone is
12 going to get hurt, someone is going to get shot,
13 someone is going to get killed, and it’s not right”;

14 (4) Attorney General William P. Barr was cor-
15 rect in stating that “we have not seen fraud on a
16 scale that could have effected a different outcome in
17 the election”; and

18 (5) particularly during the crisis wrought by the
19 COVID–19 pandemic, it is time for—

20 (A) President Trump and Vice President
21 Pence to publicly concede the election to Presi-
22 dent-elect Biden and Vice President-elect Har-
23 ris;

24 (B) Republican elected officials to join
25 their colleagues in recognizing President-elect

1 Biden and Vice President-elect Harris as the
2 next President and Vice President of the United
3 States of America; and

4 (C) the Nation and all elected and govern-
5 ment officials to join together and help the in-
6 coming Biden-Harris Administration prepare to
7 take office, including by supporting the peaceful
8 transition of power as the Joint Congressional
9 Committee on Inaugural Ceremonies prepares
10 for the inauguration of President-elect Biden
11 and Vice President-elect Harris on January 20,
12 2021.