

118TH CONGRESS
1ST SESSION

H. R. 4935

To amend the Commodity Exchange Act to adjust the period during which amounts transferred by the Commodity Futures Trading Commission to the account for customer education initiatives and non-awards expenses shall remain available, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2023

Mr. NUNN of Iowa (for himself and Mr. DAVIS of North Carolina) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Commodity Exchange Act to adjust the period during which amounts transferred by the Commodity Futures Trading Commission to the account for customer education initiatives and non-awards expenses shall remain available, 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,*

1 **SECTION 1. COMMODITY FUTURES TRADING COMMISSION**
2 **CUSTOMER PROTECTION FUND MODIFICA-**
3 **TIONS.**

4 (a) SEPARATE ACCOUNT FOR EDUCATION INITIA-
5 TIVES AND EXPENSES.—Section 23(g) of the Commodity
6 Exchange Act (7 U.S.C. 26(g)) is amended—

7 (1) in paragraph (2)(A), by striking “subsection
8 (a)” and inserting “subsection (b)”; and

9 (2) in paragraph (3)—

10 (A) in subparagraph (A), by striking
11 “\$100,000,000” and inserting “\$300,000,000”;

12 (B) in subparagraph (B), by striking “sub-
13 paragraph (A)” and inserting “clause (i)”;

14 (C) by redesignating subparagraphs (A)
15 through (C) as clauses (i) through (iii), respec-
16 tively, and indenting the clauses appropriately;

17 (D) in the matter preceding clause (i) (as
18 so redesignated), by striking “There shall be
19 deposited into or credited to the Fund:” and in-
20 serting the following:

21 “(A) IN GENERAL.—There shall be depos-
22 ited in, or credited to, the Fund the following:”;
23 and

24 (E) by adding at the end the following:

1 “(B) SEPARATE ACCOUNT FOR EDUCATION
2 INITIATIVES AND ADMINISTRATIVE EX-
3 PENSES.—

4 “(i) IN GENERAL.—Any amounts con-
5 tained in, deposited in, or credited to the
6 Fund under subparagraph (A) may be
7 transferred to a separate account in the
8 Fund described in clause (ii), unless the
9 balance of that separate account at the
10 time the amounts are transferred exceeds
11 \$10,000,000.

12 “(ii) USE OF SEPARATE ACCOUNT.—
13 The separate account referred to in clause
14 (i) shall be available to the Commission,
15 without further appropriation or fiscal year
16 limitation, for—

17 “(I) the purpose described in
18 subparagraph (B) of paragraph (2);
19 and

20 “(II) the funding of administra-
21 tive and salary expenses necessary for
22 personnel to carry out the activities
23 described in subparagraphs (A) and
24 (B) of that paragraph.”.

1 (b) COMMODITY FUTURES TRADING COMMISSION
2 WHISTLEBLOWER PROGRAM.—Section 1(b) of Public Law
3 117–25 (135 Stat. 297; 136 Stat. 2133; 136 Stat. 2309)
4 (as amended by section 301 of division HH of Public Law
5 117–328) is amended—

6 (1) in paragraph (3), by striking “until” and all
7 that follows through the period at the end and in-
8 serting “until expended.”; and

9 (2) by striking paragraph (4).

10 (c) TECHNICAL CORRECTIONS.—Section 23 of the
11 Commodity Exchange Act (7 U.S.C. 26) is amended—

12 (1) in subsection (a)(5), by striking “subsection
13 (a)” and inserting “subsection (b)”;

14 (2) in subsection (c)(1)(B)(i)(III), by striking
15 “the Act” each place it appears and inserting “this
16 Act”; and

17 (3) in subsection (f)(3), by striking “section
18 7064” and inserting “section 706”.

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