

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 4371
OFFERED BY M. _____**

Strike section 6 and insert the following:

1 SEC. 6. EFFECTIVE DATE.

2 (a) IN GENERAL.—This Act and the amendments
3 made by this Act shall take effect on the date on which
4 the requirements under subsection (b) have been met.

5 (b) REQUIREMENTS.—

6 (1) IN GENERAL.—The Attorney General shall
7 make publicly available in a searchable and
8 downloadable format all unclassified records, docu-
9 ments, communications, and investigative materials
10 in the possession of the Department of Justice, in-
11 cluding the Federal Bureau of Investigation and
12 United States Attorneys' Offices, that relate to any
13 of the following:

14 (A) Each investigation, prosecution, and
15 custodial matter related to Jeffrey Epstein,
16 with respect to which Alexander Acosta was in-
17 volved.

18 (B) Any immunity deal, non-prosecution
19 agreement, plea bargain, or sealed settlement,

1 into which Jeffrey Epstein, or any individual
2 who aided or abetted the commission of a crime
3 by Epstein or conspired with Epstein to commit
4 a crime, entered, with respect to which Acosta
5 was involved

6 (C) Any internal Department of Justice
7 communication, including emails, memos, and
8 meeting notes, related to any decision to
9 charge, not charge, investigate, or decline to in-
10 vestigate Epstein or any other individual de-
11 scribed in subparagraph (B), with respect to
12 which Acosta was involved.

13 (2) PROHIBITED GROUNDS FOR WITH-
14 HOLDING.—No record shall be withheld, delayed, or
15 redacted on the basis of embarrassment,
16 reputational harm, or political sensitivity, including
17 to any government official, public figure, or foreign
18 dignitary.

19 (3) PERMITTED WITHHOLDINGS.—

20 (A) The Attorney General may withhold or
21 redact the segregable portions of records that—

22 (i) contain personally identifiable in-
23 formation of victims or victims' personal
24 and medical files and similar files, the dis-

1 closure of which would constitute a clearly
2 unwarranted invasion of personal privacy;

3 (ii) depicts or contains child sexual
4 abuse material;

5 (iii) would jeopardize an active Fed-
6 eral investigation or ongoing prosecution,
7 to the extent that such withholding is nar-
8 rowly tailored and temporary;

9 (iv) depicts or contains images of
10 death, physical abuse, or injury of any per-
11 son; or

12 (v) contain information specifically
13 authorized under criteria established by an
14 Executive order to be kept secret in the in-
15 terest of national defense or foreign policy
16 and are in fact properly classified pursuant
17 to such Executive order.

18 (B) All redactions must be accompanied by
19 a written justification published in the Federal
20 Register and submitted to Congress.

21 (C) To the extent that any covered infor-
22 mation would otherwise be redacted or withheld
23 as classified information under this section, the
24 Attorney General shall declassify that classified
25 information to the maximum extent possible. If

1 the Attorney General makes a determination
2 that covered information may not be declas-
3 sified and made available in a manner that pro-
4 tects the national security of the United States,
5 including methods or sources related to national
6 security, the Attorney General shall release an
7 unclassified summary for each of the redacted
8 or withheld classified information.

9 (4) DEFINITION.—In this section, the term
10 “child sexual abuse material” has the meaning given
11 the term “child pornography” in section 2256 of
12 title 18, United States Code.

