

**SUBSTITUTE AMENDMENT TO THE AMENDMENT IN
THE NATURE OF A SUBSTITUTE TO H.R. 2513
OFFERED BY MR. DAVIDSON OF OHIO**

Strike all after the enacting clause and insert the
following:

1 **SECTION 1. TERMINATION OF CDD RULE.**

2 The final rule of the Department of the Treasury ti-
3 tled "Customer Due Diligence Requirements for Financial
4 Institutions" (published May 11, 2016; 81 Fed. Reg.
5 29397) shall have no force or effect.

6 **SEC. 2. FINCEN STUDY.**

7 (a) **STUDY.**—FinCEN shall carry out a study that
8 shall include—

9 (1) a review of all existing data collected by the
10 Department of the Treasury (including the Internal
11 Revenue Service), by State Secretaries of State, by
12 financial institutions due to current statutory and
13 regulatory mandates (excluding the CDD rule), or
14 by other Federal Government entities, that in whole
15 or in part would allow FinCEN to discern the bene-
16 ficial owners of companies operating in the United
17 States financial system;

1 (2) recommendations for the sharing of infor-
2 mation described under paragraph (1) with FinCEN
3 along with proposed safeguards for protecting per-
4 sonally identifiable information from unauthorized
5 access, including by Federal intelligence and law en-
6 forcement officials, as well as internal risk control
7 mechanisms for prevention of unauthorized access
8 through a cyber breach; and

9 (3) an estimation of the cost of the compliance
10 burden for the CDD rule.

11 (b) REPORT.—Not later than September 30, 2019,
12 FinCEN shall issue a report to the Congress containing
13 all findings and determinations made in carrying out the
14 study required under subsection (a).

15 (c) DEFINITIONS.—For purposes of this section:

16 (1) CDD RULE.—The term “CDD rule” means
17 the final rule of the Department of the Treasury de-
18 scribed under section 1.

19 (2) FINANCIAL INSTITUTION.—The term “fi-
20 nancial institution” has the meaning given that tem
21 under section 5312 of title 31, United States Code.

22 (3) FINCEN.—The term “FinCEN” means the
23 Financial Crimes Enforcement Network.

Amend the title so as to read: “A bill to terminate
the Customer Due Diligence rule of the Department of
the Treasury, to require the Financial Crimes Enforce-

ment Network to carry out a study on discerning the beneficial owners of companies operating in the United States financial system, and for other purposes.”

