

Cardin First Degree 4

AMENDMENT NO. _____ Calendar No. _____

Purpose: To modify the provision relating to judicial review.

IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.**S. 2003**

To authorize the Secretary of State to provide additional assistance to Ukraine using assets confiscated from the Central Bank of the Russian Federation and other sovereign assets of the Russian Federation, 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 intended to be proposed by Mr. CARDIN

Viz:

- 1 Strike section 104(e) and insert the following:
- 2 (e) JUDICIAL REVIEW.—
- 3 (1) EXCLUSIVENESS OF REMEDY.—Notwith-
- 4 standing any other provision of law, any action
- 5 taken under this section shall not be subject to judi-
- 6 cial review, except as provided in this subsection.
- 7 (2) LIMITATIONS FOR FILING CLAIMS.—A claim
- 8 may only be brought with respect to an action under
- 9 this section—

1 (A) that alleges that the action will deny
2 rights under the Constitution of the United
3 States; and

4 (B) if the claim is brought not later than
5 60 days after the date of such action.

6 (3) JURISDICTION.—

7 (A) IN GENERAL.—A claim under para-
8 graph (2) of this subsection shall be barred un-
9 less a complaint is filed prior to the expiration
10 of such time limits in the United States District
11 Court for the District of Columbia.

12 (B) APPEAL.—An appeal of an order of
13 the United States District Court for the Dis-
14 trict of Columbia issued pursuant to a claim
15 brought under this subsection shall be taken by
16 a notice of appeal filed with the United States
17 Court of Appeals for the District of Columbia
18 Circuit not later than 10 days after the date on
19 which the order is entered.

20 (C) EXPEDITED CONSIDERATION.—It shall
21 be the duty of the United States District Court
22 for the District of Columbia and the United
23 States Court of Appeals for the District of Co-
24 lumbia Circuit to advance on the docket and to
25 expedite to the greatest possible extent the dis-

1 position of any claim brought under this sub-
2 section.