

115TH CONGRESS  
1ST SESSION

# H. R. 3364

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## AN ACT

To provide congressional review and to counter aggression by the Governments of Iran, the Russian Federation, and North Korea, 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. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the  
 3 “Countering America’s Adversaries Through Sanctions  
 4 Act”.

5 (b) **TABLE OF CONTENTS.**—The table of contents for  
 6 this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—SANCTIONS WITH RESPECT TO IRAN**

Sec. 101. Short title.

Sec. 102. Definitions.

Sec. 103. Regional strategy for countering conventional and asymmetric Iranian threats in the Middle East and North Africa.

Sec. 104. Imposition of additional sanctions in response to Iran’s ballistic missile program.

Sec. 105. Imposition of terrorism-related sanctions with respect to the IRGC.

Sec. 106. Imposition of additional sanctions with respect to persons responsible for human rights abuses.

Sec. 107. Enforcement of arms embargos.

Sec. 108. Review of applicability of sanctions relating to Iran’s support for terrorism and its ballistic missile program.

Sec. 109. Report on coordination of sanctions between the United States and the European Union.

Sec. 110. Report on United States citizens detained by Iran.

Sec. 111. Exceptions for national security and humanitarian assistance; rule of construction.

Sec. 112. Presidential waiver authority.

**TITLE II—SANCTIONS WITH RESPECT TO THE RUSSIAN FEDERATION AND COMBATING TERRORISM AND ILLICIT FINANCING**

Sec. 201. Short title.

**Subtitle A—Sanctions and Other Measures With Respect to the Russian Federation**

Sec. 211. Findings.

Sec. 212. Sense of Congress.

**PART 1—CONGRESSIONAL REVIEW OF SANCTIONS IMPOSED WITH RESPECT TO THE RUSSIAN FEDERATION**

Sec. 215. Short title.

Sec. 216. Congressional review of certain actions relating to sanctions imposed with respect to the Russian Federation.

**PART 2—SANCTIONS WITH RESPECT TO THE RUSSIAN FEDERATION**

Sec. 221. Definitions.

Sec. 222. Codification of sanctions relating to the Russian Federation.

- Sec. 223. Modification of implementation of Executive Order No. 13662.
- Sec. 224. Imposition of sanctions with respect to activities of the Russian Federation undermining cybersecurity.
- Sec. 225. Imposition of sanctions relating to special Russian crude oil projects.
- Sec. 226. Imposition of sanctions with respect to Russian and other foreign financial institutions.
- Sec. 227. Mandatory imposition of sanctions with respect to significant corruption in the Russian Federation.
- Sec. 228. Mandatory imposition of sanctions with respect to certain transactions with foreign sanctions evaders and serious human rights abusers in the Russian Federation.
- Sec. 229. Notifications to Congress under Ukraine Freedom Support Act of 2014.
- Sec. 230. Standards for termination of certain sanctions with respect to the Russian Federation.
- Sec. 231. Imposition of sanctions with respect to persons engaging in transactions with the intelligence or defense sectors of the Government of the Russian Federation.
- Sec. 232. Sanctions with respect to the development of pipelines in the Russian Federation.
- Sec. 233. Sanctions with respect to investment in or facilitation of privatization of state-owned assets by the Russian Federation.
- Sec. 234. Sanctions with respect to the transfer of arms and related materiel to Syria.
- Sec. 235. Sanctions described.
- Sec. 236. Exceptions, waiver, and termination.
- Sec. 237. Exception relating to activities of the National Aeronautics and Space Administration.
- Sec. 238. Rule of construction.

#### PART 3—REPORTS

- Sec. 241. Report on oligarchs and parastatal entities of the Russian Federation.
- Sec. 242. Report on effects of expanding sanctions to include sovereign debt and derivative products.
- Sec. 243. Report on illicit finance relating to the Russian Federation.

#### Subtitle B—Countering Russian Influence in Europe and Eurasia

- Sec. 251. Findings.
- Sec. 252. Sense of Congress.
- Sec. 253. Statement of policy.
- Sec. 254. Coordinating aid and assistance across Europe and Eurasia.
- Sec. 255. Report on media organizations controlled and funded by the Government of the Russian Federation.
- Sec. 256. Report on Russian Federation influence on elections in Europe and Eurasia.
- Sec. 257. Ukrainian energy security.
- Sec. 258. Termination.
- Sec. 259. Appropriate congressional committees defined.

#### Subtitle C—Combating Terrorism and Illicit Financing

### PART 1—NATIONAL STRATEGY FOR COMBATING TERRORIST AND OTHER ILLCIT FINANCING

- Sec. 261. Development of national strategy.
- Sec. 262. Contents of national strategy.

PART 2—ENHANCING ANTITERRORISM TOOLS OF THE DEPARTMENT OF THE  
TREASURY

- Sec. 271. Improving antiterror finance monitoring of funds transfers.
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- Sec. 274. Inclusion of Secretary of the Treasury on the National Security Council.
- Sec. 275. Inclusion of all funds.

PART 3—DEFINITIONS

- Sec. 281. Definitions.

Subtitle D—Rule of Construction

- Sec. 291. Rule of construction.
- Sec. 292. Sense of Congress on the strategic importance of Article 5 of the North Atlantic Treaty.

TITLE III—SANCTIONS WITH RESPECT TO NORTH KOREA

- Sec. 301. Short title.
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Subtitle A—Sanctions to Enforce and Implement United Nations Security  
Council Sanctions Against North Korea

- Sec. 311. Modification and expansion of requirements for the designation of persons.
- Sec. 312. Prohibition on indirect correspondent accounts.
- Sec. 313. Limitations on foreign assistance to noncompliant governments.
- Sec. 314. Amendments to enhance inspection authorities.
- Sec. 315. Enforcing compliance with United Nations shipping sanctions against North Korea.
- Sec. 316. Report on cooperation between North Korea and Iran.
- Sec. 317. Report on implementation of United Nations Security Council resolutions by other governments.
- Sec. 318. Briefing on measures to deny specialized financial messaging services to designated North Korean financial institutions.

Subtitle B—Sanctions With Respect to Human Rights Abuses by the  
Government of North Korea

- Sec. 321. Sanctions for forced labor and slavery overseas of North Koreans.
- Sec. 322. Modifications to sanctions suspension and waiver authorities.
- Sec. 323. Reward for informants.
- Sec. 324. Determination on designation of North Korea as a state sponsor of terrorism.

Subtitle C—General Authorities

- Sec. 331. Authority to consolidate reports.

Sec. 332. Rule of construction.  
Sec. 333. Regulatory authority.  
Sec. 334. Limitation on funds.

1           **TITLE I—SANCTIONS WITH**  
2                           **RESPECT TO IRAN**

3   **SEC. 101. SHORT TITLE.**

4           This title may be cited as the “Countering Iran’s De-  
5 stabilizing Activities Act of 2017”.

6   **SEC. 102. DEFINITIONS.**

7           In this title:

8                   (1) **ACT OF INTERNATIONAL TERRORISM.**—The  
9           term “act of international terrorism” has the mean-  
10          ing given that term in section 14 of the Iran Sanc-  
11          tions Act of 1996 (Public Law 104–172; 50 U.S.C.  
12          1701 note).

13                   (2) **APPROPRIATE CONGRESSIONAL COMMIT-**  
14          **TEES.**—The term “appropriate congressional com-  
15          mittees” has the meaning given that term in section  
16          14 of the Iran Sanctions Act of 1996 (Public Law  
17          104–172; 50 U.S.C. 1701 note).

18                   (3) **FOREIGN PERSON.**—The term “foreign per-  
19          son” means a person that is not a United States  
20          person.

21                   (4) **IRANIAN PERSON.**—The term “Iranian per-  
22          son” means—

23                           (A) an individual who is a citizen or na-  
24                           tional of Iran; or

1 (B) an entity organized under the laws of  
2 Iran or otherwise subject to the jurisdiction of  
3 the Government of Iran.

4 (5) IRGC.—The term “IRGC” means Iran’s Is-  
5 lamic Revolutionary Guard Corps.

6 (6) KNOWINGLY.—The term “knowingly” has  
7 the meaning given that term in section 14 of the  
8 Iran Sanctions Act of 1996 (Public Law 104–172;  
9 50 U.S.C. 1701 note).

10 (7) UNITED STATES PERSON.—The term  
11 “United States person” means—

12 (A) a United States citizen or an alien law-  
13 fully admitted for permanent residence to the  
14 United States; or

15 (B) an entity organized under the laws of  
16 the United States or of any jurisdiction within  
17 the United States, including a foreign branch of  
18 such an entity.

19 **SEC. 103. REGIONAL STRATEGY FOR COUNTERING CON-**  
20 **VENTIONAL AND ASYMMETRIC IRANIAN**  
21 **THREATS IN THE MIDDLE EAST AND NORTH**  
22 **AFRICA.**

23 (a) IN GENERAL.—Not later than 180 days after the  
24 date of the enactment of this Act, and every 2 years there-  
25 after, the Secretary of State, the Secretary of Defense,

1 the Secretary of the Treasury, and the Director of Na-  
2 tional Intelligence shall jointly develop and submit to the  
3 appropriate congressional committees and leadership a  
4 strategy for deterring conventional and asymmetric Ira-  
5 nian activities and threats that directly threaten the  
6 United States and key allies in the Middle East, North  
7 Africa, and beyond.

8 (b) ELEMENTS.—The strategy required by subsection  
9 (a) shall include at a minimum the following:

10 (1) A summary of the near- and long-term  
11 United States objectives, plans, and means for coun-  
12 tering Iran’s destabilizing activities, including identi-  
13 fication of countries that share the objective of coun-  
14 tering Iran’s destabilizing activities.

15 (2) A summary of the capabilities and contribu-  
16 tions of individual countries to shared efforts to  
17 counter Iran’s destabilizing activities, and a sum-  
18 mary of additional actions or contributions that each  
19 country could take to further contribute.

20 (3) An assessment of Iran’s conventional force  
21 capabilities and an assessment of Iran’s plans to up-  
22 grade its conventional force capabilities, including its  
23 acquisition, development, and deployment of ballistic  
24 and cruise missile capabilities, unmanned aerial vehi-

1       cles, and maritime offensive and anti-access or area  
2       denial capabilities.

3               (4) An assessment of Iran’s chemical and bio-  
4       logical weapons capabilities and an assessment of  
5       Iranian plans to upgrade its chemical or biological  
6       weapons capabilities.

7               (5) An assessment of Iran’s asymmetric activi-  
8       ties in the region, including—

9                       (A) the size, capabilities, and activities of  
10       the IRGC, including the Quds Force;

11                      (B) the size, capabilities, and activities of  
12       Iran’s cyber operations;

13                      (C) the types and amount of support, in-  
14       cluding funding, lethal and nonlethal contribu-  
15       tions, and training, provided to Hezbollah,  
16        Hamas, special groups in Iraq, the regime of  
17        Bashar al-Assad in Syria, Houthi fighters in  
18        Yemen, and other violent groups across the  
19        Middle East; and

20                      (D) the scope and objectives of Iran’s in-  
21       formation operations and use of propaganda.

22               (6) A summary of United States actions, unilat-  
23       erally and in cooperation with foreign governments,  
24       to counter destabilizing Iranian activities, includ-  
25       ing—

1 (A) interdiction of Iranian lethal arms  
2 bound for groups designated as foreign terrorist  
3 organizations under section 219 of the Immi-  
4 gration and Nationality Act (8 U.S.C. 1189);

5 (B) Iran’s interference in international  
6 commercial shipping lanes;

7 (C) attempts by Iran to undermine or sub-  
8 vert internationally recognized governments in  
9 the Middle East region; and

10 (D) Iran’s support for the regime of  
11 Bashar al-Assad in Syria, including—

12 (i) financial assistance, military equip-  
13 ment and personnel, and other support  
14 provided to that regime; and

15 (ii) support and direction to other  
16 armed actors that are not Syrian or Ira-  
17 nian and are acting on behalf of that re-  
18 gime.

19 (c) FORM OF STRATEGY.—The strategy required by  
20 subsection (a) shall be submitted in unclassified form, but  
21 may include a classified annex.

22 (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
23 AND LEADERSHIP DEFINED.—In this section, the term  
24 “appropriate congressional committees and leadership”  
25 means—



1 gram, or any other program in Iran for developing,  
2 deploying, or maintaining systems capable of deliv-  
3 ering weapons of mass destruction, including any ef-  
4 forts to manufacture, acquire, possess, develop,  
5 transport, transfer, or use such capabilities;

6 (2) is a successor entity to a person referred to  
7 in paragraph (1);

8 (3) owns or controls or is owned or controlled  
9 by a person referred to in paragraph (1);

10 (4) forms an entity with the purpose of evading  
11 sanctions that would otherwise be imposed pursuant  
12 to paragraph (3);

13 (5) is acting for or on behalf of a person re-  
14 ferred to in paragraph (1), (2), (3), or (4); or

15 (6) knowingly provides or attempts to provide  
16 financial, material, technological, or other support  
17 for, or goods or services in support of, a person re-  
18 ferred to in paragraph (1), (2), (3), (4) or (5).

19 (c) SANCTIONS DESCRIBED.—The sanctions de-  
20 scribed in this subsection are the following:

21 (1) BLOCKING OF PROPERTY.—The President  
22 shall block, in accordance with the International  
23 Emergency Economic Powers Act (50 U.S.C. 1701  
24 et seq.), all transactions in all property and interests  
25 in property of any person subject to subsection (b)

1 if such property and interests in property are in the  
2 United States, come within the United States, or are  
3 or come within the possession or control of a United  
4 States person.

5 (2) EXCLUSION FROM UNITED STATES.—The  
6 Secretary of State shall deny a visa to, and the Sec-  
7 retary of Homeland Security shall exclude from the  
8 United States, any person subject to subsection (b)  
9 that is an alien.

10 (d) PENALTIES.—A person that violates, attempts to  
11 violate, conspires to violate, or causes a violation of sub-  
12 section (c)(1) or any regulation, license, or order issued  
13 to carry out that subsection shall be subject to the pen-  
14 alties set forth in subsections (b) and (c) of section 206  
15 of the International Emergency Economic Powers Act (50  
16 U.S.C. 1705) to the same extent as a person that commits  
17 an unlawful act described in subsection (a) of that section.

18 (e) REPORT ON CONTRIBUTIONS TO IRAN'S BAL-  
19 LISTIC MISSILE PROGRAM.—

20 (1) IN GENERAL.—Not later than 180 days  
21 after the date of the enactment of this Act, and  
22 every 180 days thereafter, the President shall sub-  
23 mit to the appropriate congressional committees a  
24 report describing each person that—

1           (A) has, during the period specified in  
2 paragraph (2), conducted any activity that has  
3 materially contributed to the activities of the  
4 Government of Iran with respect to its ballistic  
5 missile program, or any other program in Iran  
6 for developing, deploying, or maintaining sys-  
7 tems capable of delivering weapons of mass de-  
8 struction, including any efforts to manufacture,  
9 acquire, possess, develop, transport, transfer, or  
10 use such capabilities;

11           (B) is a successor entity to a person re-  
12 ferred to in subparagraph (A);

13           (C) owns or controls or is owned or con-  
14 trolled by a person referred to in subparagraph  
15 (A);

16           (D) forms an entity with the purpose of  
17 evading sanctions that could be imposed as a  
18 result of a relationship described in subpara-  
19 graph (C);

20           (E) is acting for or on behalf of a person  
21 referred to in subparagraph (A), (B), (C), or  
22 (D); or

23           (F) is known or believed to have provided,  
24 or attempted to provide, during the period spec-  
25 ified in paragraph (2), financial, material, tech-

1 nological, or other support for, or goods or serv-  
2 ices in support of, any material contribution to  
3 a program described in subparagraph (A) car-  
4 ried out by a person described in subparagraph  
5 (A), (B), (C), (D), or (E).

6 (2) PERIOD SPECIFIED.—The period specified  
7 in this paragraph is—

8 (A) in the case of the first report sub-  
9 mitted under paragraph (1), the period begin-  
10 ning January 1, 2016, and ending on the date  
11 the report is submitted; and

12 (B) in the case of a subsequent such re-  
13 port, the 180-day period preceding the submis-  
14 sion of the report.

15 (3) FORM OF REPORT.—Each report required  
16 by paragraph (1) shall be submitted in unclassified  
17 form but may include a classified annex.

18 **SEC. 105. IMPOSITION OF TERRORISM-RELATED SANC-**  
19 **TIONS WITH RESPECT TO THE IRGC.**

20 (a) FINDINGS.—Congress makes the following find-  
21 ings:

22 (1) The IRGC is subject to sanctions pursuant  
23 to Executive Order No. 13382 (50 U.S.C. 1701  
24 note; relating to blocking property of weapons of  
25 mass destruction delivery system proliferators and

1 their supporters), the Comprehensive Iran Sanctions,  
2 Accountability, and Divestment Act of 2010 (22  
3 U.S.C. 8501 et seq.), Executive Order No. 13553  
4 (50 U.S.C. 1701 note; relating to blocking property  
5 of certain persons with respect to serious human  
6 rights abuses by the Government of Iran), and Exec-  
7 utive Order No. 13606 (50 U.S.C. 1701 note; relat-  
8 ing to blocking the property and suspending entry  
9 into the United States of certain persons with re-  
10 spect to grave human rights abuses by the Govern-  
11 ments of Iran and Syria via information technology).

12 (2) The Iranian Revolutionary Guard Corps–  
13 Quds Force (in this section referred to as the  
14 “IRGC–QF”) is the primary arm of the Government  
15 of Iran for executing its policy of supporting ter-  
16 rorist and insurgent groups. The IRGC–QF provides  
17 material, logistical assistance, training, and financial  
18 support to militants and terrorist operatives  
19 throughout the Middle East and South Asia and was  
20 designated for the imposition of sanctions by the  
21 Secretary of the Treasury pursuant to Executive  
22 Order No. 13224 (50 U.S.C. 1701 note; relating to  
23 blocking property and prohibiting transactions with  
24 persons who commit, threaten to commit, or support

1 terrorism) in October 2007 for its support of ter-  
2 rorism.

3 (3) The IRGC, not just the IRGC-QF, is re-  
4 sponsible for implementing Iran's international pro-  
5 gram of destabilizing activities, support for acts of  
6 international terrorism, and ballistic missile pro-  
7 gram.

8 (b) IN GENERAL.—Beginning on the date that is 90  
9 days after the date of the enactment of this Act, the Presi-  
10 dent shall impose the sanctions described in subsection (c)  
11 with respect to the IRGC and foreign persons that are  
12 officials, agents, or affiliates of the IRGC.

13 (c) SANCTIONS DESCRIBED.—The sanctions de-  
14 scribed in this subsection are sanctions applicable with re-  
15 spect to a foreign person pursuant to Executive Order No.  
16 13224 (50 U.S.C. 1701 note; relating to blocking property  
17 and prohibiting transactions with persons who commit,  
18 threaten to commit, or support terrorism).

19 **SEC. 106. IMPOSITION OF ADDITIONAL SANCTIONS WITH**  
20 **RESPECT TO PERSONS RESPONSIBLE FOR**  
21 **HUMAN RIGHTS ABUSES.**

22 (a) IN GENERAL.—Not later than 90 days after the  
23 date of the enactment of this Act, and annually thereafter,  
24 the Secretary of State shall submit to the appropriate con-  
25 gressional committees a list of each person the Secretary

1 determines, based on credible evidence, on or after the  
2 date of the enactment of this Act—

3 (1) is responsible for extrajudicial killings, tor-  
4 ture, or other gross violations of internationally rec-  
5 ognized human rights committed against individuals  
6 in Iran who seek—

7 (A) to expose illegal activity carried out by  
8 officials of the Government of Iran; or

9 (B) to obtain, exercise, defend, or promote  
10 internationally recognized human rights and  
11 freedoms, such as the freedoms of religion, ex-  
12 pression, association, and assembly, and the  
13 rights to a fair trial and democratic elections;  
14 or

15 (2) acts as an agent of or on behalf of a foreign  
16 person in a matter relating to an activity described  
17 in paragraph (1).

18 (b) SANCTIONS DESCRIBED.—

19 (1) IN GENERAL.—The President may, in ac-  
20 cordance with the International Emergency Eco-  
21 nomic Powers Act (50 U.S.C. 1701 et seq.), block  
22 all transactions in all property and interests in prop-  
23 erty of a person on the list required by subsection  
24 (a) if such property and interests in property are in  
25 the United States, come within the United States, or

1 are or come within the possession or control of a  
2 United States person.

3 (2) PENALTIES.—A person that violates, at-  
4 tempts to violate, conspires to violate, or causes a  
5 violation of paragraph (1) or any regulation, license,  
6 or order issued to carry out paragraph (1) shall be  
7 subject to the penalties set forth in subsections (b)  
8 and (c) of section 206 of the International Emer-  
9 gency Economic Powers Act (50 U.S.C. 1705) to the  
10 same extent as a person that commits an unlawful  
11 act described in subsection (a) of that section.

12 **SEC. 107. ENFORCEMENT OF ARMS EMBARGOS.**

13 (a) IN GENERAL.—Except as provided in subsection  
14 (d), the President shall impose the sanctions described in  
15 subsection (b) with respect to any person that the Presi-  
16 dent determines—

17 (1) knowingly engages in any activity that ma-  
18 terially contributes to the supply, sale, or transfer  
19 directly or indirectly to or from Iran, or for the use  
20 in or benefit of Iran, of any battle tanks, armored  
21 combat vehicles, large caliber artillery systems, com-  
22 bat aircraft, attack helicopters, warships, missiles or  
23 missile systems, as defined for the purpose of the  
24 United Nations Register of Conventional Arms, or  
25 related materiel, including spare parts; or

1           (2) knowingly provides to Iran any technical  
2 training, financial resources or services, advice, other  
3 services or assistance related to the supply, sale,  
4 transfer, manufacture, maintenance, or use of arms  
5 and related materiel described in paragraph (1).

6           (b) SANCTIONS DESCRIBED.—

7           (1) BLOCKING OF PROPERTY.—The President  
8 shall block, in accordance with the International  
9 Emergency Economic Powers Act (50 U.S.C. 1701  
10 et seq.), all transactions in all property and interests  
11 in property of any person subject to subsection (a)  
12 if such property and interests in property are in the  
13 United States, come within the United States, or are  
14 or come within the possession or control of a United  
15 States person.

16           (2) EXCLUSION FROM UNITED STATES.—The  
17 Secretary of State shall deny a visa to, and the Sec-  
18 retary of Homeland Security shall exclude from the  
19 United States, any person subject to subsection (a)  
20 that is an alien.

21           (c) PENALTIES.—A person that violates, attempts to  
22 violate, conspires to violate, or causes a violation of sub-  
23 section (b)(1) or any regulation, license, or order issued  
24 to carry out that subsection shall be subject to the pen-  
25 alties set forth in subsections (b) and (c) of section 206

1 of the International Emergency Economic Powers Act (50  
2 U.S.C. 1705) to the same extent as a person that commits  
3 an unlawful act described in subsection (a) of that section.

4 (d) EXCEPTION.—The President is not required to  
5 impose sanctions under subsection (a) with respect to a  
6 person for engaging in an activity described in that sub-  
7 section if the President certifies to the appropriate con-  
8 gressional committees that—

9 (1) permitting the activity is in the national se-  
10 curity interest of the United States;

11 (2) Iran no longer presents a significant threat  
12 to the national security of the United States and to  
13 the allies of the United States; and

14 (3) the Government of Iran has ceased pro-  
15 viding operational or financial support for acts of  
16 international terrorism and no longer satisfies the  
17 requirements for designation as a state sponsor of  
18 terrorism.

19 (e) STATE SPONSOR OF TERRORISM DEFINED.—In  
20 this section, the term “state sponsor of terrorism” means  
21 a country the government of which the Secretary of State  
22 has determined to be a government that has repeatedly  
23 provided support for acts of international terrorism for  
24 purposes of—

1 (1) section 6(j)(1)(A) of the Export Administra-  
2 tion Act of 1979 (50 U.S.C. 4605(j)(1)(A)) (as con-  
3 tinued in effect pursuant to the International Emer-  
4 gency Economic Powers Act (50 U.S.C. 1701 et  
5 seq.));

6 (2) section 620A(a) of the Foreign Assistance  
7 Act of 1961 (22 U.S.C. 2371(a));

8 (3) section 40(d) of the Arms Export Control  
9 Act (22 U.S.C. 2780(d)); or

10 (4) any other provision of law.

11 **SEC. 108. REVIEW OF APPLICABILITY OF SANCTIONS RE-**  
12 **LATING TO IRAN'S SUPPORT FOR TERRORISM**  
13 **AND ITS BALLISTIC MISSILE PROGRAM.**

14 (a) IN GENERAL.—Not later than 5 years after the  
15 date of the enactment of this Act, the President shall con-  
16 duct a review of all persons on the list of specially des-  
17 ignated nationals and blocked persons maintained by the  
18 Office of Foreign Assets Control of the Department of the  
19 Treasury for activities relating to Iran—

20 (1) to assess the conduct of such persons as  
21 that conduct relates to—

22 (A) any activity that materially contributes  
23 to the activities of the Government of Iran with  
24 respect to its ballistic missile program; or

1 (B) support by the Government of Iran for  
2 acts of international terrorism; and

3 (2) to determine the applicability of sanctions  
4 with respect to such persons under—

5 (A) Executive Order No. 13382 (50 U.S.C.  
6 1701 note; relating to blocking property of  
7 weapons of mass destruction delivery system  
8 proliferators and their supporters); or

9 (B) Executive Order No. 13224 (50 U.S.C.  
10 1701 note; relating to blocking property and  
11 prohibiting transactions with persons who com-  
12 mit, threaten to commit, or support terrorism).

13 (b) IMPLEMENTATION OF SANCTIONS.—If the Presi-  
14 dent determines under subsection (a) that sanctions under  
15 an Executive order specified in paragraph (2) of that sub-  
16 section are applicable with respect to a person, the Presi-  
17 dent shall—

18 (1) impose sanctions with respect to that person  
19 pursuant to that Executive order; or

20 (2) exercise the waiver authority provided under  
21 section 112.

1 **SEC. 109. REPORT ON COORDINATION OF SANCTIONS BE-**  
2 **TWEEN THE UNITED STATES AND THE EURO-**  
3 **PEAN UNION.**

4 (a) IN GENERAL.—Not later than 180 days after the  
5 date of the enactment of this Act, and every 180 days  
6 thereafter, the President shall submit to the appropriate  
7 congressional committees a report that includes the fol-  
8 lowing:

9 (1) A description of each instance, during the  
10 period specified in subsection (b)—

11 (A) in which the United States has im-  
12 posed sanctions with respect to a person for ac-  
13 tivity related to the proliferation of weapons of  
14 mass destruction or delivery systems for such  
15 weapons to or by Iran, support for acts of inter-  
16 national terrorism by Iran, or human rights  
17 abuses in Iran, but in which the European  
18 Union has not imposed corresponding sanctions;  
19 and

20 (B) in which the European Union has im-  
21 posed sanctions with respect to a person for ac-  
22 tivity related to the proliferation of weapons of  
23 mass destruction or delivery systems for such  
24 weapons to or by Iran, support for acts of inter-  
25 national terrorism by Iran, or human rights

1 abuses in Iran, but in which the United States  
2 has not imposed corresponding sanctions.

3 (2) An explanation for the reason for each dis-  
4 crepancy between sanctions imposed by the Euro-  
5 pean Union and sanctions imposed by the United  
6 States described in subparagraphs (A) and (B) of  
7 paragraph (1).

8 (b) PERIOD SPECIFIED.—The period specified in this  
9 subsection is—

10 (1) in the case of the first report submitted  
11 under subsection (a), the period beginning on the  
12 date of the enactment of this Act and ending on the  
13 date the report is submitted; and

14 (2) in the case of a subsequent such report, the  
15 180-day period preceding the submission of the re-  
16 port.

17 (c) FORM OF REPORT.—The report required by sub-  
18 section (a) shall be submitted in unclassified form but may  
19 include a classified annex.

20 **SEC. 110. REPORT ON UNITED STATES CITIZENS DETAINED**  
21 **BY IRAN.**

22 (a) IN GENERAL.—Not later than 90 days after the  
23 date of the enactment of this Act, and every 180 days  
24 thereafter, the President shall submit to the appropriate  
25 congressional committees and leadership a report on

1 United States citizens, including United States citizens  
2 who are also citizens of other countries, detained by Iran  
3 or groups supported by Iran that includes—

4 (1) information regarding any officials of the  
5 Government of Iran involved in any way in the de-  
6 tentions; and

7 (2) a summary of efforts the United States  
8 Government has taken to secure the swift release of  
9 those United States citizens.

10 (b) FORM OF REPORT.—The report required by sub-  
11 section (a) shall be submitted in unclassified form, but  
12 may include a classified annex.

13 (c) APPROPRIATE CONGRESSIONAL COMMITTEES  
14 AND LEADERSHIP DEFINED.—In this section, the term  
15 “appropriate congressional committees and leadership”  
16 means—

17 (1) the Committee on Finance, the Committee  
18 on Banking, Housing, and Urban Affairs, the Com-  
19 mittee on Foreign Relations, and the majority and  
20 minority leaders of the Senate; and

21 (2) the Committee on Ways and Means, the  
22 Committee on Financial Services, the Committee on  
23 Foreign Affairs, and the Speaker, the majority lead-  
24 er, and the minority leader of the House of Rep-  
25 resentatives.

1 **SEC. 111. EXCEPTIONS FOR NATIONAL SECURITY AND HU-**  
2 **MANITARIAN ASSISTANCE; RULE OF CON-**  
3 **STRUCTION.**

4 (a) IN GENERAL.—The following activities shall be  
5 exempt from sanctions under sections 104, 105, 106, and  
6 107:

7 (1) Any activity subject to the reporting re-  
8 quirements under title V of the National Security  
9 Act of 1947 (50 U.S.C. 3091 et seq.), or to any au-  
10 thorized intelligence activities of the United States.

11 (2) The admission of an alien to the United  
12 States if such admission is necessary to comply with  
13 United States obligations under the Agreement be-  
14 tween the United Nations and the United States of  
15 America regarding the Headquarters of the United  
16 Nations, signed at Lake Success June 26, 1947, and  
17 entered into force November 21, 1947, or under the  
18 Convention on Consular Relations, done at Vienna  
19 April 24, 1963, and entered into force March 19,  
20 1967, or other applicable international obligations of  
21 the United States.

22 (3) The conduct or facilitation of a transaction  
23 for the sale of agricultural commodities, food, medi-  
24 cine, or medical devices to Iran or for the provision  
25 of humanitarian assistance to the people of Iran, in-  
26 cluding engaging in a financial transaction relating

1 to humanitarian assistance or for humanitarian pur-  
2 poses or transporting goods or services that are nec-  
3 essary to carry out operations relating to humani-  
4 tarian assistance or humanitarian purposes.

5 (b) IMPLEMENTATION.—The President may exercise  
6 all authorities provided under sections 203 and 205 of the  
7 International Emergency Economic Powers Act (50  
8 U.S.C. 1702 and 1704) to carry out this Act.

9 (c) RULE OF CONSTRUCTION.—Nothing in this Act  
10 shall be construed to limit the authority of the President  
11 under the International Emergency Economic Powers Act  
12 (50 U.S.C. 1701 et seq.).

13 (d) DEFINITIONS.—In this section:

14 (1) AGRICULTURAL COMMODITY.—The term  
15 “agricultural commodity” has the meaning given  
16 that term in section 102 of the Agricultural Trade  
17 Act of 1978 (7 U.S.C. 5602).

18 (2) GOOD.—The term “good” has the meaning  
19 given that term in section 16 of the Export Adminis-  
20 tration Act of 1979 (50 U.S.C. 4618) (as continued  
21 in effect pursuant to the International Emergency  
22 Economic Powers Act (50 U.S.C. 1701 et seq.)).

23 (3) MEDICAL DEVICE.—The term “medical de-  
24 vice” has the meaning given the term “device” in

1 section 201 of the Federal Food, Drug, and Cos-  
2 metic Act (21 U.S.C. 321).

3 (4) MEDICINE.—The term “medicine” has the  
4 meaning given the term “drug” in section 201 of the  
5 Federal Food, Drug, and Cosmetic Act (21 U.S.C.  
6 321).

7 **SEC. 112. PRESIDENTIAL WAIVER AUTHORITY.**

8 (a) CASE-BY-CASE WAIVER AUTHORITY.—

9 (1) IN GENERAL.—The President may waive,  
10 on a case-by-case basis and for a period of not more  
11 than 180 days, a requirement under section 104,  
12 105, 106, 107, or 108 to impose or maintain sanc-  
13 tions with respect to a person, and may waive the  
14 continued imposition of such sanctions, not less than  
15 30 days after the President determines and reports  
16 to the appropriate congressional committees that it  
17 is vital to the national security interests of the  
18 United States to waive such sanctions.

19 (2) RENEWAL OF WAIVERS.—The President  
20 may, on a case-by-case basis, renew a waiver under  
21 paragraph (1) for an additional period of not more  
22 than 180 days if, not later than 15 days before that  
23 waiver expires, the President makes the determina-  
24 tion and submits to the appropriate congressional  
25 committees a report described in paragraph (1).

1           (3) SUCCESSIVE RENEWAL.—The renewal au-  
2           thority provided under paragraph (2) may be exer-  
3           cised for additional successive periods of not more  
4           than 180 days if the President follows the proce-  
5           dures set forth in paragraph (2), and submits the  
6           report described in paragraph (1), for each such re-  
7           newal.

8           (b) CONTENTS OF WAIVER REPORTS.—Each report  
9           submitted under subsection (a) in connection with a waiv-  
10          er of sanctions under section 104, 105, 106, 107, or 108  
11          with respect to a person, or the renewal of such a waiver,  
12          shall include—

13               (1) a specific and detailed rationale for the de-  
14               termination that the waiver is vital to the national  
15               security interests of the United States;

16               (2) a description of the activity that resulted in  
17               the person being subject to sanctions;

18               (3) an explanation of any efforts made by the  
19               United States, as applicable, to secure the coopera-  
20               tion of the government with primary jurisdiction  
21               over the person or the location where the activity de-  
22               scribed in paragraph (2) occurred in terminating or,  
23               as appropriate, penalizing the activity; and

24               (4) an assessment of the significance of the ac-  
25               tivity described in paragraph (2) in contributing to

1 the ability of Iran to threaten the interests of the  
2 United States or allies of the United States, develop  
3 systems capable of delivering weapons of mass de-  
4 struction, support acts of international terrorism, or  
5 violate the human rights of any person in Iran.

6 (c) EFFECT OF REPORT ON WAIVER.—If the Presi-  
7 dent submits a report under subsection (a) in connection  
8 with a waiver of sanctions under section 104, 105, 106,  
9 107, or 108 with respect to a person, or the renewal of  
10 such a waiver, the President shall not be required to im-  
11 pose or maintain sanctions under section 104, 105, 106,  
12 107, or 108, as applicable, with respect to the person de-  
13 scribed in the report during the 30-day period referred to  
14 in subsection (a).

15 **TITLE II—SANCTIONS WITH RE-**  
16 **SPECT TO THE RUSSIAN FED-**  
17 **ERATION AND COMBATING**  
18 **TERRORISM AND ILLICIT FI-**  
19 **NANCING**

20 **SEC. 201. SHORT TITLE.**

21 This title may be cited as the “Countering Russian  
22 Influence in Europe and Eurasia Act of 2017”.

1 **Subtitle A—Sanctions and Other**  
2 **Measures With Respect to the**  
3 **Russian Federation**

4 **SEC. 211. FINDINGS.**

5 Congress makes the following findings:

6 (1) On March 6, 2014, President Barack  
7 Obama issued Executive Order No. 13660 (79 Fed.  
8 Reg. 13493; relating to blocking property of certain  
9 persons contributing to the situation in Ukraine),  
10 which authorizes the Secretary of the Treasury, in  
11 consultation with the Secretary of State, to impose  
12 sanctions on those determined to be undermining  
13 democratic processes and institutions in Ukraine or  
14 threatening the peace, security, stability, sov-  
15 ereignty, and territorial integrity of Ukraine. Presi-  
16 dent Obama subsequently issued Executive Order  
17 No. 13661 (79 Fed. Reg. 15535; relating to block-  
18 ing property of additional persons contributing to  
19 the situation in Ukraine) and Executive Order No.  
20 13662 (79 Fed. Reg. 16169; relating to blocking  
21 property of additional persons contributing to the  
22 situation in Ukraine) to expand sanctions on certain  
23 persons contributing to the situation in Ukraine.

24 (2) On December 18, 2014, the Ukraine Free-  
25 dom Support Act of 2014 was enacted (Public Law

1 113–272; 22 U.S.C. 8921 et seq.), which includes  
2 provisions directing the President to impose sanc-  
3 tions on foreign persons that the President deter-  
4 mines to be entities owned or controlled by the Gov-  
5 ernment of the Russian Federation or nationals of  
6 the Russian Federation that manufacture, sell,  
7 transfer, or otherwise provide certain defense articles  
8 into Syria.

9 (3) On April 1, 2015, President Obama issued  
10 Executive Order No. 13694 (80 Fed. Reg. 18077;  
11 relating to blocking the property of certain persons  
12 engaging in significant malicious cyber-enabled ac-  
13 tivities), which authorizes the Secretary of the  
14 Treasury, in consultation with the Attorney General  
15 and the Secretary of State, to impose sanctions on  
16 persons determined to be engaged in malicious  
17 cyber-hacking.

18 (4) On July 26, 2016, President Obama ap-  
19 proved a Presidential Policy Directive on United  
20 States Cyber Incident Coordination, which states,  
21 “certain cyber incidents that have significant im-  
22 pacts on an entity, our national security, or the  
23 broader economy require a unique approach to re-  
24 sponse efforts”.

1           (5) On December 29, 2016, President Obama  
2 issued an annex to Executive Order No. 13694,  
3 which authorized sanctions on the following entities  
4 and individuals:

5           (A) The Main Intelligence Directorate  
6 (also known as Glavnoe Razvedyvatel'noe  
7 Upravlenie or the GRU) in Moscow, Russian  
8 Federation.

9           (B) The Federal Security Service (also  
10 known as Federalnaya Sluzhba Bezopasnosti or  
11 the FSB) in Moscow, Russian Federation.

12           (C) The Special Technology Center (also  
13 known as STLC, Ltd. Special Technology Cen-  
14 ter St. Petersburg) in St. Petersburg, Russian  
15 Federation.

16           (D) Zorsecurity (also known as Esage  
17 Lab) in Moscow, Russian Federation.

18           (E) The autonomous noncommercial orga-  
19 nization known as the Professional Association  
20 of Designers of Data Processing Systems (also  
21 known as ANO PO KSI) in Moscow, Russian  
22 Federation.

23           (F) Igor Valentinovich Korobov.

24           (G) Sergey Aleksandrovich Gizunov.

25           (H) Igor Olegovich Kostyukov.

1 (I) Vladimir Stepanovich Alexseyev.

2 (6) On January 6, 2017, an assessment of the  
3 United States intelligence community entitled, “As-  
4 ssuming Russian Activities and Intentions in Recent  
5 U.S. Elections” stated, “Russian President Vladimir  
6 Putin ordered an influence campaign in 2016 aimed  
7 at the United States presidential election.” The as-  
8 sessment warns that “Moscow will apply lessons  
9 learned from its Putin-ordered campaign aimed at  
10 the U.S. Presidential election to future influence ef-  
11 forts worldwide, including against U.S. allies and  
12 their election processes”.

13 **SEC. 212. SENSE OF CONGRESS.**

14 It is the sense of Congress that the President—

15 (1) should continue to uphold and seek unity  
16 with European and other key partners on sanctions  
17 implemented against the Russian Federation, which  
18 have been effective and instrumental in countering  
19 Russian aggression in Ukraine;

20 (2) should engage to the fullest extent possible  
21 with partner governments with regard to closing  
22 loopholes, including the allowance of extended pre-  
23 payment for the delivery of goods and commodities  
24 and other loopholes, in multilateral and unilateral  
25 restrictive measures against the Russian Federation,

1 with the aim of maximizing alignment of those  
2 measures; and

3 (3) should increase efforts to vigorously enforce  
4 compliance with sanctions in place as of the date of  
5 the enactment of this Act with respect to the Rus-  
6 sian Federation in response to the crisis in eastern  
7 Ukraine, cyber intrusions and attacks, and human  
8 rights violators in the Russian Federation.

9 **PART 1—CONGRESSIONAL REVIEW OF SANC-**  
10 **TIONS IMPOSED WITH RESPECT TO THE RUS-**  
11 **SIAN FEDERATION**

12 **SEC. 215. SHORT TITLE.**

13 This part may be cited as the “Russia Sanctions Re-  
14 view Act of 2017”.

15 **SEC. 216. CONGRESSIONAL REVIEW OF CERTAIN ACTIONS**  
16 **RELATING TO SANCTIONS IMPOSED WITH RE-**  
17 **SPECT TO THE RUSSIAN FEDERATION.**

18 (a) SUBMISSION TO CONGRESS OF PROPOSED AC-  
19 TION.—

20 (1) IN GENERAL.—Notwithstanding any other  
21 provision of law, before taking any action described  
22 in paragraph (2), the President shall submit to the  
23 appropriate congressional committees and leadership  
24 a report that describes the proposed action and the  
25 reasons for that action.

1 (2) ACTIONS DESCRIBED.—

2 (A) IN GENERAL.—An action described in  
3 this paragraph is—

4 (i) an action to terminate the applica-  
5 tion of any sanctions described in subpara-  
6 graph (B);

7 (ii) with respect to sanctions described  
8 in subparagraph (B) imposed by the Presi-  
9 dent with respect to a person, an action to  
10 waive the application of those sanctions  
11 with respect to that person; or

12 (iii) a licensing action that signifi-  
13 cantly alters United States' foreign policy  
14 with regard to the Russian Federation.

15 (B) SANCTIONS DESCRIBED.—The sanc-  
16 tions described in this subparagraph are—

17 (i) sanctions provided for under—

18 (I) this title or any provision of  
19 law amended by this title, including  
20 the Executive orders codified under  
21 section 222;

22 (II) the Support for the Sov-  
23 ereignty, Integrity, Democracy, and  
24 Economic Stability of Ukraine Act of  
25 2014 (22 U.S.C. 8901 et seq.); or

1 (III) the Ukraine Freedom Sup-  
2 port Act of 2014 (22 U.S.C. 8921 et  
3 seq.); and

4 (ii) the prohibition on access to the  
5 properties of the Government of the Rus-  
6 sian Federation located in Maryland and  
7 New York that the President ordered va-  
8 cated on December 29, 2016.

9 (3) DESCRIPTION OF TYPE OF ACTION.—Each  
10 report submitted under paragraph (1) with respect  
11 to an action described in paragraph (2) shall include  
12 a description of whether the action—

13 (A) is not intended to significantly alter  
14 United States foreign policy with regard to the  
15 Russian Federation; or

16 (B) is intended to significantly alter  
17 United States foreign policy with regard to the  
18 Russian Federation.

19 (4) INCLUSION OF ADDITIONAL MATTER.—

20 (A) IN GENERAL.—Each report submitted  
21 under paragraph (1) that relates to an action  
22 that is intended to significantly alter United  
23 States foreign policy with regard to the Russian  
24 Federation shall include a description of—

1 (i) the significant alteration to United  
2 States foreign policy with regard to the  
3 Russian Federation;

4 (ii) the anticipated effect of the action  
5 on the national security interests of the  
6 United States; and

7 (iii) the policy objectives for which the  
8 sanctions affected by the action were ini-  
9 tially imposed.

10 (B) REQUESTS FROM BANKING AND FI-  
11 NANCIAL SERVICES COMMITTEES.—The Com-  
12 mittee on Banking, Housing, and Urban Affairs  
13 of the Senate or the Committee on Financial  
14 Services of the House of Representatives may  
15 request the submission to the Committee of the  
16 matter described in clauses (ii) and (iii) of sub-  
17 paragraph (A) with respect to a report sub-  
18 mitted under paragraph (1) that relates to an  
19 action that is not intended to significantly alter  
20 United States foreign policy with regard to the  
21 Russian Federation.

22 (5) CONFIDENTIALITY OF PROPRIETARY INFOR-  
23 MATION.—Proprietary information that can be asso-  
24 ciated with a particular person with respect to an  
25 action described in paragraph (2) may be included

1 in a report submitted under paragraph (1) only if  
2 the appropriate congressional committees and lead-  
3 ership provide assurances of confidentiality, unless  
4 such person otherwise consents in writing to such  
5 disclosure.

6 (6) RULE OF CONSTRUCTION.—Paragraph  
7 (2)(A)(iii) shall not be construed to require the sub-  
8 mission of a report under paragraph (1) with respect  
9 to the routine issuance of a license that does not sig-  
10 nificantly alter United States foreign policy with re-  
11 gard to the Russian Federation.

12 (b) PERIOD FOR REVIEW BY CONGRESS.—

13 (1) IN GENERAL.—During the period of 30 cal-  
14 endar days beginning on the date on which the  
15 President submits a report under subsection  
16 (a)(1)—

17 (A) in the case of a report that relates to  
18 an action that is not intended to significantly  
19 alter United States foreign policy with regard  
20 to the Russian Federation, the Committee on  
21 Banking, Housing, and Urban Affairs of the  
22 Senate and the Committee on Financial Serv-  
23 ices of the House of Representatives should, as  
24 appropriate, hold hearings and briefings and

1 otherwise obtain information in order to fully  
2 review the report; and

3 (B) in the case of a report that relates to  
4 an action that is intended to significantly alter  
5 United States foreign policy with regard to the  
6 Russian Federation, the Committee on Foreign  
7 Relations of the Senate and the Committee on  
8 Foreign Affairs of the House of Representatives  
9 should, as appropriate, hold hearings and brief-  
10 ings and otherwise obtain information in order  
11 to fully review the report.

12 (2) EXCEPTION.—The period for congressional  
13 review under paragraph (1) of a report required to  
14 be submitted under subsection (a)(1) shall be 60 cal-  
15 endar days if the report is submitted on or after  
16 July 10 and on or before September 7 in any cal-  
17 endar year.

18 (3) LIMITATION ON ACTIONS DURING INITIAL  
19 CONGRESSIONAL REVIEW PERIOD.—Notwithstanding  
20 any other provision of law, during the period for  
21 congressional review provided for under paragraph  
22 (1) of a report submitted under subsection (a)(1)  
23 proposing an action described in subsection (a)(2),  
24 including any additional period for such review as  
25 applicable under the exception provided in paragraph

1 (2), the President may not take that action unless  
2 a joint resolution of approval with respect to that ac-  
3 tion is enacted in accordance with subsection (c).

4 (4) LIMITATION ON ACTIONS DURING PRESI-  
5 DENTIAL CONSIDERATION OF A JOINT RESOLUTION  
6 OF DISAPPROVAL.—Notwithstanding any other pro-  
7 vision of law, if a joint resolution of disapproval re-  
8 lating to a report submitted under subsection (a)(1)  
9 proposing an action described in subsection (a)(2)  
10 passes both Houses of Congress in accordance with  
11 subsection (c), the President may not take that ac-  
12 tion for a period of 12 calendar days after the date  
13 of passage of the joint resolution of disapproval.

14 (5) LIMITATION ON ACTIONS DURING CONGRES-  
15 SIONAL RECONSIDERATION OF A JOINT RESOLUTION  
16 OF DISAPPROVAL.—Notwithstanding any other pro-  
17 vision of law, if a joint resolution of disapproval re-  
18 lating to a report submitted under subsection (a)(1)  
19 proposing an action described in subsection (a)(2)  
20 passes both Houses of Congress in accordance with  
21 subsection (c), and the President vetoes the joint  
22 resolution, the President may not take that action  
23 for a period of 10 calendar days after the date of  
24 the President's veto.

1           (6) EFFECT OF ENACTMENT OF A JOINT RESO-  
2           LUTION OF DISAPPROVAL.—Notwithstanding any  
3           other provision of law, if a joint resolution of dis-  
4           approval relating to a report submitted under sub-  
5           section (a)(1) proposing an action described in sub-  
6           section (a)(2) is enacted in accordance with sub-  
7           section (c), the President may not take that action.

8           (c) JOINT RESOLUTIONS OF DISAPPROVAL OR AP-  
9           PROVAL DEFINED.—In this subsection:

10           (1) JOINT RESOLUTION OF APPROVAL.—The  
11           term “joint resolution of approval” means only a  
12           joint resolution of either House of Congress—

13                   (A) the title of which is as follows: “A joint  
14                   resolution approving the President’s proposal to  
15                   take an action relating to the application of cer-  
16                   tain sanctions with respect to the Russian Fed-  
17                   eration.”; and

18                   (B) the sole matter after the resolving  
19                   clause of which is the following: “Congress ap-  
20                   proves of the action relating to the application  
21                   of sanctions imposed with respect to the Rus-  
22                   sian Federation proposed by the President in  
23                   the report submitted to Congress under section  
24                   216(a)(1) of the Russia Sanctions Review Act  
25                   of 2017 on \_\_\_\_\_ relating to

1 \_\_\_\_\_.”, with the first blank space  
2 being filled with the appropriate date and the  
3 second blank space being filled with a short de-  
4 scription of the proposed action.

5 (2) JOINT RESOLUTION OF DISAPPROVAL.—The  
6 term “joint resolution of disapproval” means only a  
7 joint resolution of either House of Congress—

8 (A) the title of which is as follows: “A joint  
9 resolution disapproving the President’s proposal  
10 to take an action relating to the application of  
11 certain sanctions with respect to the Russian  
12 Federation.”; and

13 (B) the sole matter after the resolving  
14 clause of which is the following: “Congress dis-  
15 approves of the action relating to the applica-  
16 tion of sanctions imposed with respect to the  
17 Russian Federation proposed by the President  
18 in the report submitted to Congress under sec-  
19 tion 216(a)(1) of the Russia Sanctions Review  
20 Act of 2017 on \_\_\_\_\_ relating to  
21 \_\_\_\_\_.”, with the first blank space  
22 being filled with the appropriate date and the  
23 second blank space being filled with a short de-  
24 scription of the proposed action.

1           (3) INTRODUCTION.—During the period of 30  
2           calendar days provided for under subsection (b)(1),  
3           including any additional period as applicable under  
4           the exception provided in subsection (b)(2), a joint  
5           resolution of approval or joint resolution of dis-  
6           approval may be introduced—

7                   (A) in the House of Representatives, by  
8                   the majority leader or the minority leader; and

9                   (B) in the Senate, by the majority leader  
10                  (or the majority leader’s designee) or the mi-  
11                  nority leader (or the minority leader’s des-  
12                  ignee).

13           (4) FLOOR CONSIDERATION IN HOUSE OF REP-  
14           PRESENTATIVES.—If a committee of the House of  
15           Representatives to which a joint resolution of ap-  
16           proval or joint resolution of disapproval has been re-  
17           ferred has not reported the joint resolution within  
18           10 calendar days after the date of referral, that  
19           committee shall be discharged from further consider-  
20           ation of the joint resolution.

21           (5) CONSIDERATION IN THE SENATE.—

22                   (A) COMMITTEE REFERRAL.—A joint reso-  
23                  lution of approval or joint resolution of dis-  
24                  approval introduced in the Senate shall be—

1 (i) referred to the Committee on  
2 Banking, Housing, and Urban Affairs if  
3 the joint resolution relates to a report  
4 under subsection (a)(3)(A) that relates to  
5 an action that is not intended to signifi-  
6 cantly alter United States foreign policy  
7 with regard to the Russian Federation;  
8 and

9 (ii) referred to the Committee on For-  
10 eign Relations if the joint resolution relates  
11 to a report under subsection (a)(3)(B) that  
12 relates to an action that is intended to sig-  
13 nificantly alter United States foreign policy  
14 with respect to the Russian Federation.

15 (B) REPORTING AND DISCHARGE.—If the  
16 committee to which a joint resolution of ap-  
17 proval or joint resolution of disapproval was re-  
18 ferred has not reported the joint resolution  
19 within 10 calendar days after the date of refer-  
20 ral of the joint resolution, that committee shall  
21 be discharged from further consideration of the  
22 joint resolution and the joint resolution shall be  
23 placed on the appropriate calendar.

24 (C) PROCEEDING TO CONSIDERATION.—  
25 Notwithstanding Rule XXII of the Standing

1 Rules of the Senate, it is in order at any time  
2 after the Committee on Banking, Housing, and  
3 Urban Affairs or the Committee on Foreign Re-  
4 lations, as the case may be, reports a joint reso-  
5 lution of approval or joint resolution of dis-  
6 approval to the Senate or has been discharged  
7 from consideration of such a joint resolution  
8 (even though a previous motion to the same ef-  
9 fect has been disagreed to) to move to proceed  
10 to the consideration of the joint resolution, and  
11 all points of order against the joint resolution  
12 (and against consideration of the joint resolu-  
13 tion) are waived. The motion to proceed is not  
14 debatable. The motion is not subject to a mo-  
15 tion to postpone. A motion to reconsider the  
16 vote by which the motion is agreed to or dis-  
17 agreed to shall not be in order.

18 (D) RULINGS OF THE CHAIR ON PROCE-  
19 DURE.—Appeals from the decisions of the Chair  
20 relating to the application of the rules of the  
21 Senate, as the case may be, to the procedure re-  
22 lating to a joint resolution of approval or joint  
23 resolution of disapproval shall be decided with-  
24 out debate.

1           (E) CONSIDERATION OF VETO MES-  
2 SAGES.—Debate in the Senate of any veto mes-  
3 sage with respect to a joint resolution of ap-  
4 proval or joint resolution of disapproval, includ-  
5 ing all debatable motions and appeals in con-  
6 nection with the joint resolution, shall be lim-  
7 ited to 10 hours, to be equally divided between,  
8 and controlled by, the majority leader and the  
9 minority leader or their designees.

10           (6) RULES RELATING TO SENATE AND HOUSE  
11 OF REPRESENTATIVES.—

12           (A) TREATMENT OF SENATE JOINT RESO-  
13 LUTION IN HOUSE.—In the House of Rep-  
14 resentatives, the following procedures shall  
15 apply to a joint resolution of approval or a joint  
16 resolution of disapproval received from the Sen-  
17 ate (unless the House has already passed a  
18 joint resolution relating to the same proposed  
19 action):

20                   (i) The joint resolution shall be re-  
21 ferred to the appropriate committees.

22                   (ii) If a committee to which a joint  
23 resolution has been referred has not re-  
24 ported the joint resolution within 2 cal-  
25 endar days after the date of referral, that

1 committee shall be discharged from further  
2 consideration of the joint resolution.

3 (iii) Beginning on the third legislative  
4 day after each committee to which a joint  
5 resolution has been referred reports the  
6 joint resolution to the House or has been  
7 discharged from further consideration  
8 thereof, it shall be in order to move to pro-  
9 ceed to consider the joint resolution in the  
10 House. All points of order against the mo-  
11 tion are waived. Such a motion shall not be  
12 in order after the House has disposed of a  
13 motion to proceed on the joint resolution.  
14 The previous question shall be considered  
15 as ordered on the motion to its adoption  
16 without intervening motion. The motion  
17 shall not be debatable. A motion to recon-  
18 sider the vote by which the motion is dis-  
19 posed of shall not be in order.

20 (iv) The joint resolution shall be con-  
21 sidered as read. All points of order against  
22 the joint resolution and against its consid-  
23 eration are waived. The previous question  
24 shall be considered as ordered on the joint  
25 resolution to final passage without inter-

1           vening motion except 2 hours of debate  
2           equally divided and controlled by the spon-  
3           sor of the joint resolution (or a designee)  
4           and an opponent. A motion to reconsider  
5           the vote on passage of the joint resolution  
6           shall not be in order.

7           (B) TREATMENT OF HOUSE JOINT RESO-  
8           LUTION IN SENATE.—

9           (i) If, before the passage by the Sen-  
10          ate of a joint resolution of approval or  
11          joint resolution of disapproval, the Senate  
12          receives an identical joint resolution from  
13          the House of Representatives, the following  
14          procedures shall apply:

15                 (I) That joint resolution shall not  
16                 be referred to a committee.

17                 (II) With respect to that joint  
18                 resolution—

19                         (aa) the procedure in the  
20                         Senate shall be the same as if no  
21                         joint resolution had been received  
22                         from the House of Representa-  
23                         tives; but

24                         (bb) the vote on passage  
25                         shall be on the joint resolution

1 from the House of Representa-  
2 tives.

3 (ii) If, following passage of a joint  
4 resolution of approval or joint resolution of  
5 disapproval in the Senate, the Senate re-  
6 ceives an identical joint resolution from the  
7 House of Representatives, that joint reso-  
8 lution shall be placed on the appropriate  
9 Senate calendar.

10 (iii) If a joint resolution of approval  
11 or a joint resolution of disapproval is re-  
12 ceived from the House, and no companion  
13 joint resolution has been introduced in the  
14 Senate, the Senate procedures under this  
15 subsection shall apply to the House joint  
16 resolution.

17 (C) APPLICATION TO REVENUE MEAS-  
18 URES.—The provisions of this paragraph shall  
19 not apply in the House of Representatives to a  
20 joint resolution of approval or joint resolution  
21 of disapproval that is a revenue measure.

22 (7) RULES OF HOUSE OF REPRESENTATIVES  
23 AND SENATE.—This subsection is enacted by Con-  
24 gress—

1           (A) as an exercise of the rulemaking power  
2 of the Senate and the House of Representa-  
3 tives, respectively, and as such is deemed a part  
4 of the rules of each House, respectively, and su-  
5 persedes other rules only to the extent that it  
6 is inconsistent with such rules; and

7           (B) with full recognition of the constitu-  
8 tional right of either House to change the rules  
9 (so far as relating to the procedure of that  
10 House) at any time, in the same manner, and  
11 to the same extent as in the case of any other  
12 rule of that House.

13       (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
14 AND LEADERSHIP DEFINED.—In this section, the term  
15 “appropriate congressional committees and leadership”  
16 means—

17           (1) the Committee on Banking, Housing, and  
18 Urban Affairs, the Committee on Foreign Relations,  
19 and the majority and minority leaders of the Senate;  
20 and

21           (2) the Committee on Financial Services, the  
22 Committee on Foreign Affairs, and the Speaker, the  
23 majority leader, and the minority leader of the  
24 House of Representatives.

1       **PART 2—SANCTIONS WITH RESPECT TO THE**  
2                               **RUSSIAN FEDERATION**

3   **SEC. 221. DEFINITIONS.**

4       In this part:

5               (1) **APPROPRIATE CONGRESSIONAL COMMIT-**  
6       **TEES.**—The term “appropriate congressional com-  
7       mittees” means—

8               (A) the Committee on Banking, Housing,  
9               and Urban Affairs, the Committee on Foreign  
10              Relations, and the Committee on Finance of the  
11              Senate; and

12              (B) the Committee on Foreign Affairs, the  
13              Committee on Financial Services, and the Com-  
14              mittee on Ways and Means of the House of  
15              Representatives.

16              (2) **GOOD.**—The term “good” has the meaning  
17       given that term in section 16 of the Export Adminis-  
18       tration Act of 1979 (50 U.S.C. 4618) (as continued  
19       in effect pursuant to the International Emergency  
20       Economic Powers Act (50 U.S.C. 1701 et seq.)).

21              (3) **INTERNATIONAL FINANCIAL INSTITU-**  
22       **TION.**—The term “international financial institu-  
23       tion” has the meaning given that term in section  
24       1701(c) of the International Financial Institutions  
25       Act (22 U.S.C. 262r(c)).

1           (4) KNOWINGLY.—The term “knowingly”, with  
2           respect to conduct, a circumstance, or a result,  
3           means that a person has actual knowledge, or should  
4           have known, of the conduct, the circumstance, or the  
5           result.

6           (5) PERSON.—The term “person” means an in-  
7           dividual or entity.

8           (6) UNITED STATES PERSON.—The term  
9           “United States person” means—

10           (A) a United States citizen or an alien law-  
11           fully admitted for permanent residence to the  
12           United States; or

13           (B) an entity organized under the laws of  
14           the United States or of any jurisdiction within  
15           the United States, including a foreign branch of  
16           such an entity.

17 **SEC. 222. CODIFICATION OF SANCTIONS RELATING TO THE**  
18 **RUSSIAN FEDERATION.**

19           (a) CODIFICATION.—United States sanctions pro-  
20           vided for in Executive Order No. 13660 (79 Fed. Reg.  
21           13493; relating to blocking property of certain persons  
22           contributing to the situation in Ukraine), Executive Order  
23           No. 13661 (79 Fed. Reg. 15535; relating to blocking  
24           property of additional persons contributing to the situa-  
25           tion in Ukraine), Executive Order No. 13662 (79 Fed.

1 Reg. 16169; relating to blocking property of additional  
2 persons contributing to the situation in Ukraine), Execu-  
3 tive Order No. 13685 (79 Fed. Reg. 77357; relating to  
4 blocking property of certain persons and prohibiting cer-  
5 tain transactions with respect to the Crimea region of  
6 Ukraine), Executive Order No. 13694 (80 Fed. Reg.  
7 18077; relating to blocking the property of certain persons  
8 engaging in significant malicious cyber-enabled activities),  
9 and Executive Order No. 13757 (82 Fed. Reg. 1; relating  
10 to taking additional steps to address the national emer-  
11 gency with respect to significant malicious cyber-enabled  
12 activities), as in effect on the day before the date of the  
13 enactment of this Act, including with respect to all persons  
14 sanctioned under such Executive orders, shall remain in  
15 effect except as provided in subsection (b).

16 (b) TERMINATION OF CERTAIN SANCTIONS.—Subject  
17 to section 216, the President may terminate the applica-  
18 tion of sanctions described in subsection (a) that are im-  
19 posed on a person in connection with activity conducted  
20 by the person if the President submits to the appropriate  
21 congressional committees a notice that—

22 (1) the person is not engaging in the activity  
23 that was the basis for the sanctions or has taken  
24 significant verifiable steps toward stopping the activ-  
25 ity; and

1           (2) the President has received reliable assur-  
2           ances that the person will not knowingly engage in  
3           activity subject to sanctions described in subsection  
4           (a) in the future.

5           (c) APPLICATION OF NEW CYBER SANCTIONS.—The  
6           President may waive the initial application under sub-  
7           section (a) of sanctions with respect to a person under  
8           Executive Order No. 13694 or 13757 only if the President  
9           submits to the appropriate congressional committees—

10           (1) a written determination that the waiver—

11                   (A) is in the vital national security inter-  
12                   ests of the United States; or

13                   (B) will further the enforcement of this  
14                   title; and

15           (2) a certification that the Government of the  
16           Russian Federation has made significant efforts to  
17           reduce the number and intensity of cyber intrusions  
18           conducted by that Government.

19           (d) APPLICATION OF NEW UKRAINE-RELATED SANC-  
20           TIONS.—The President may waive the initial application  
21           under subsection (a) of sanctions with respect to a person  
22           under Executive Order No. 13660, 13661, 13662, or  
23           13685 only if the President submits to the appropriate  
24           congressional committees—

25           (1) a written determination that the waiver—

1 (A) is in the vital national security inter-  
2 ests of the United States; or

3 (B) will further the enforcement of this  
4 title; and

5 (2) a certification that the Government of the  
6 Russian Federation is taking steps to implement the  
7 Minsk Agreement to address the ongoing conflict in  
8 eastern Ukraine, signed in Minsk, Belarus, on Feb-  
9 ruary 11, 2015, by the leaders of Ukraine, Russia,  
10 France, and Germany, the Minsk Protocol, which  
11 was agreed to on September 5, 2014, and any suc-  
12 cessor agreements that are agreed to by the Govern-  
13 ment of Ukraine.

14 **SEC. 223. MODIFICATION OF IMPLEMENTATION OF EXECU-**  
15 **TIVE ORDER NO. 13662.**

16 (a) DETERMINATION THAT CERTAIN ENTITIES ARE  
17 SUBJECT TO SANCTIONS.—The Secretary of the Treasury  
18 may determine that a person meets one or more of the  
19 criteria in section 1(a) of Executive Order No. 13662 if  
20 that person is a state-owned entity operating in the rail-  
21 way or metals and mining sector of the economy of the  
22 Russian Federation.

23 (b) MODIFICATION OF DIRECTIVE 1 WITH RESPECT  
24 TO THE FINANCIAL SERVICES SECTOR OF THE RUSSIAN  
25 FEDERATION ECONOMY.—Not later than 60 days after

1 the date of the enactment of this Act, the Secretary of  
2 the Treasury shall modify Directive 1 (as amended), dated  
3 September 12, 2014, issued by the Office of Foreign As-  
4 sets Control under Executive Order No. 13662, or any  
5 successor directive (which shall be effective beginning on  
6 the date that is 60 days after the date of such modifica-  
7 tion), to ensure that the directive prohibits the conduct  
8 by United States persons or persons within the United  
9 States of all transactions in, provision of financing for,  
10 and other dealings in new debt of longer than 14 days  
11 maturity or new equity of persons determined to be sub-  
12 ject to the directive, their property, or their interests in  
13 property.

14 (c) MODIFICATION OF DIRECTIVE 2 WITH RESPECT  
15 TO THE ENERGY SECTOR OF THE RUSSIAN FEDERATION  
16 ECONOMY.—Not later than 60 days after the date of the  
17 enactment of this Act, the Secretary of the Treasury shall  
18 modify Directive 2 (as amended), dated September 12,  
19 2014, issued by the Office of Foreign Assets Control  
20 under Executive Order No. 13662, or any successor direc-  
21 tive (which shall be effective beginning on the date that  
22 is 60 days after the date of such modification), to ensure  
23 that the directive prohibits the conduct by United States  
24 persons or persons within the United States of all trans-  
25 actions in, provision of financing for, and other dealings

1 in new debt of longer than 60 days maturity of persons  
2 determined to be subject to the directive, their property,  
3 or their interests in property.

4 (d) MODIFICATION OF DIRECTIVE 4.—Not later than  
5 90 days after the date of the enactment of this Act, the  
6 Secretary of the Treasury shall modify Directive 4, dated  
7 September 12, 2014, issued by the Office of Foreign As-  
8 sets Control under Executive Order No. 13662, or any  
9 successor directive (which shall be effective beginning on  
10 the date that is 90 days after the date of such modifica-  
11 tion), to ensure that the directive prohibits the provision,  
12 exportation, or reexportation, directly or indirectly, by  
13 United States persons or persons within the United  
14 States, of goods, services (except for financial services),  
15 or technology in support of exploration or production for  
16 new deepwater, Arctic offshore, or shale projects—

17 (1) that have the potential to produce oil; and

18 (2) that involve any person determined to be  
19 subject to the directive or the property or interests  
20 in property of such a person who has a controlling  
21 interest or a substantial non-controlling ownership  
22 interest in such a project defined as not less than a  
23 33 percent interest.

1 **SEC. 224. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
2 **ACTIVITIES OF THE RUSSIAN FEDERATION**  
3 **UNDERMINING CYBERSECURITY.**

4 (a) IN GENERAL.—On and after the date that is 60  
5 days after the date of the enactment of this Act, the Presi-  
6 dent shall—

7 (1) impose the sanctions described in subsection

8 (b) with respect to any person that the President de-  
9 termines—

10 (A) knowingly engages in significant activi-  
11 ties undermining cybersecurity against any per-  
12 son, including a democratic institution, or gov-  
13 ernment on behalf of the Government of the  
14 Russian Federation; or

15 (B) is owned or controlled by, or acts or  
16 purports to act for or on behalf of, directly or  
17 indirectly, a person described in subparagraph  
18 (A);

19 (2) impose five or more of the sanctions de-  
20 scribed in section 235 with respect to any person  
21 that the President determines knowingly materially  
22 assists, sponsors, or provides financial, material, or  
23 technological support for, or goods or services (ex-  
24 cept financial services) in support of, an activity de-  
25 scribed in paragraph (1)(A); and

1           (3) impose three or more of the sanctions de-  
2           scribed in section 4(c) of the of the Ukraine Free-  
3           dom Support Act of 2014 (22 U.S.C. 8923(c)) with  
4           respect to any person that the President determines  
5           knowingly provides financial services in support of  
6           an activity described in paragraph (1)(A).

7           (b) SANCTIONS DESCRIBED.—The sanctions de-  
8           scribed in this subsection are the following:

9           (1) ASSET BLOCKING.—The exercise of all pow-  
10          ers granted to the President by the International  
11          Emergency Economic Powers Act (50 U.S.C. 1701  
12          et seq.) to the extent necessary to block and prohibit  
13          all transactions in all property and interests in prop-  
14          erty of a person determined by the President to be  
15          subject to subsection (a)(1) if such property and in-  
16          terests in property are in the United States, come  
17          within the United States, or are or come within the  
18          possession or control of a United States person.

19          (2) EXCLUSION FROM THE UNITED STATES  
20          AND REVOCATION OF VISA OR OTHER DOCUMENTA-  
21          TION.—In the case of an alien determined by the  
22          President to be subject to subsection (a)(1), denial  
23          of a visa to, and exclusion from the United States  
24          of, the alien, and revocation in accordance with sec-  
25          tion 221(i) of the Immigration and Nationality Act

1 (8 U.S.C. 1201(i)), of any visa or other documenta-  
2 tion of the alien.

3 (c) APPLICATION OF NEW CYBER SANCTIONS.—The  
4 President may waive the initial application under sub-  
5 section (a) of sanctions with respect to a person only if  
6 the President submits to the appropriate congressional  
7 committees—

8 (1) a written determination that the waiver—

9 (A) is in the vital national security inter-  
10 ests of the United States; or

11 (B) will further the enforcement of this  
12 title; and

13 (2) a certification that the Government of the  
14 Russian Federation has made significant efforts to  
15 reduce the number and intensity of cyber intrusions  
16 conducted by that Government.

17 (d) SIGNIFICANT ACTIVITIES UNDERMINING CYBER-  
18 SECURITY DEFINED.—In this section, the term “signifi-  
19 cant activities undermining cybersecurity” includes—

20 (1) significant efforts—

21 (A) to deny access to or degrade, disrupt,  
22 or destroy an information and communications  
23 technology system or network; or

24 (B) to exfiltrate, degrade, corrupt, destroy,  
25 or release information from such a system or

1 network without authorization for purposes  
2 of—

3 (i) conducting influence operations; or

4 (ii) causing a significant misappropriation of funds, economic resources,  
5 trade secrets, personal identifications, or  
6 financial information for commercial or  
7 competitive advantage or private financial  
8 gain;  
9

10 (2) significant destructive malware attacks; and

11 (3) significant denial of service activities.

12 **SEC. 225. IMPOSITION OF SANCTIONS RELATING TO SPE-**  
13 **CIAL RUSSIAN CRUDE OIL PROJECTS.**

14 Section 4(b)(1) of the Ukraine Freedom Support Act  
15 of 2014 (22 U.S.C. 8923(b)(1)) is amended by striking  
16 “on and after the date that is 45 days after the date of  
17 the enactment of this Act, the President may impose” and  
18 inserting “on and after the date that is 30 days after the  
19 date of the enactment of the Countering Russian Influence  
20 in Europe and Eurasia Act of 2017, the President shall  
21 impose, unless the President determines that it is not in  
22 the national interest of the United States to do so,”.

1 **SEC. 226. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
2 **RUSSIAN AND OTHER FOREIGN FINANCIAL**  
3 **INSTITUTIONS.**

4 Section 5 of the Ukraine Freedom Support Act of  
5 2014 (22 U.S.C. 8924) is amended—

6 (1) in subsection (a)—

7 (A) by striking “may impose” and insert-  
8 ing “shall impose, unless the President deter-  
9 mines that it is not in the national interest of  
10 the United States to do so,”; and

11 (B) by striking “on or after the date of the  
12 enactment of this Act” and inserting “on or  
13 after the date of the enactment of the Coun-  
14 tering Russian Influence in Europe and Eurasia  
15 Act of 2017”; and

16 (2) in subsection (b)—

17 (A) by striking “may impose” and insert-  
18 ing “shall impose, unless the President deter-  
19 mines that it is not in the national interest of  
20 the United States to do so,”; and

21 (B) by striking “on or after the date that  
22 is 180 days after the date of the enactment of  
23 this Act” and inserting “on or after the date  
24 that is 30 days after the date of the enactment  
25 of the Countering Russian Influence in Europe  
26 and Eurasia Act of 2017”.

1 **SEC. 227. MANDATORY IMPOSITION OF SANCTIONS WITH**  
2 **RESPECT TO SIGNIFICANT CORRUPTION IN**  
3 **THE RUSSIAN FEDERATION.**

4 Section 9 of the Sovereignty, Integrity, Democracy,  
5 and Economic Stability of Ukraine Act of 2014 (22 U.S.C.  
6 8908(a)) is amended—

7 (1) in subsection (a)—

8 (A) in the matter preceding paragraph (1),  
9 by striking “is authorized and encouraged to”  
10 and inserting “shall”; and

11 (B) in paragraph (1)—

12 (i) by striking “President determines  
13 is” and inserting “President determines is,  
14 on or after the date of the enactment of  
15 the Countering Russian Influence in Eu-  
16 rope and Eurasia Act of 2017,”; and

17 (ii) by inserting “or elsewhere” after  
18 “in the Russian Federation”;

19 (2) by redesignating subsection (d) as sub-  
20 section (e);

21 (3) in subsection (c), by striking “The Presi-  
22 dent” and inserting “except as provided in sub-  
23 section (d), the President”; and

24 (4) by inserting after subsection (c) the fol-  
25 lowing:

1           “(d) APPLICATION OF NEW SANCTIONS.—The Presi-  
2 dent may waive the initial application of sanctions under  
3 subsection (b) with respect to a person only if the Presi-  
4 dent submits to the appropriate congressional commit-  
5 tees—

6           “(1) a written determination that the waiver—

7                   “(A) is in the vital national security inter-  
8 ests of the United States; or

9                   “(B) will further the enforcement of this  
10 Act; and

11           “(2) a certification that the Government of the  
12 Russian Federation is taking steps to implement the  
13 Minsk Agreement to address the ongoing conflict in  
14 eastern Ukraine, signed in Minsk, Belarus, on Feb-  
15 ruary 11, 2015, by the leaders of Ukraine, Russia,  
16 France, and Germany, the Minsk Protocol, which  
17 was agreed to on September 5, 2014, and any suc-  
18 cessor agreements that are agreed to by the Govern-  
19 ment of Ukraine.”.

1 **SEC. 228. MANDATORY IMPOSITION OF SANCTIONS WITH**  
2 **RESPECT TO CERTAIN TRANSACTIONS WITH**  
3 **FOREIGN SANCTIONS EVADERS AND SERIOUS**  
4 **HUMAN RIGHTS ABUSERS IN THE RUSSIAN**  
5 **FEDERATION.**

6 (a) IN GENERAL.—The Support for the Sovereignty,  
7 Integrity, Democracy, and Economic Stability of Ukraine  
8 Act of 2014 (22 U.S.C. 8901 et seq.) is amended by add-  
9 ing at the end the following:

10 **“SEC. 10. MANDATORY IMPOSITION OF SANCTIONS WITH**  
11 **RESPECT TO CERTAIN TRANSACTIONS WITH**  
12 **PERSONS THAT EVADE SANCTIONS IMPOSED**  
13 **WITH RESPECT TO THE RUSSIAN FEDERA-**  
14 **TION.**

15 “(a) IN GENERAL.—The President shall impose the  
16 sanctions described in subsection (b) with respect to a for-  
17 eign person if the President determines that the foreign  
18 person knowingly, on or after the date of the enactment  
19 of the Countering Russian Influence in Europe and Eur-  
20 asia Act of 2017—

21 “(1) materially violates, attempts to violate,  
22 conspires to violate, or causes a violation of any li-  
23 cense, order, regulation, or prohibition contained in  
24 or issued pursuant to any covered Executive order,  
25 this Act, or the Ukraine Freedom Support Act of  
26 2014 (22 U.S.C. 8921 et seq.); or

1           “(2) facilitates a significant transaction or  
2 transactions, including deceptive or structured trans-  
3 actions, for or on behalf of—

4           “(A) any person subject to sanctions im-  
5 posed by the United States with respect to the  
6 Russian Federation; or

7           “(B) any child, spouse, parent, or sibling  
8 of an individual described in subparagraph (A).

9           “(b) SANCTIONS DESCRIBED.—The sanctions de-  
10 scribed in this subsection are the exercise of all powers  
11 granted to the President by the International Emergency  
12 Economic Powers Act (50 U.S.C. 1701 et seq.) to the ex-  
13 tent necessary to block and prohibit all transactions in all  
14 property and interests in property of a person determined  
15 by the President to be subject to subsection (a) if such  
16 property and interests in property are in the United  
17 States, come within the United States, or are or come  
18 within the possession or control of a United States person.

19           “(c) IMPLEMENTATION; PENALTIES.—

20           “(1) IMPLEMENTATION.—The President may  
21 exercise all authorities provided to the President  
22 under sections 203 and 205 of the International  
23 Emergency Economic Powers Act (50 U.S.C. 1702  
24 and 1704) to carry out subsection (b).

1           “(2) PENALTIES.—A person that violates, at-  
2           tempts to violate, conspires to violate, or causes a  
3           violation of subsection (b) or any regulation, license,  
4           or order issued to carry out subsection (b) shall be  
5           subject to the penalties set forth in subsections (b)  
6           and (c) of section 206 of the International Emer-  
7           gency Economic Powers Act (50 U.S.C. 1705) to the  
8           same extent as a person that commits an unlawful  
9           act described in subsection (a) of that section.

10          “(d) APPLICATION OF NEW SANCTIONS.—The Presi-  
11         dent may waive the initial application of sanctions under  
12         subsection (b) with respect to a person only if the Presi-  
13         dent submits to the appropriate congressional commit-  
14         tees—

15                 “(1) a written determination that the waiver—

16                         “(A) is in the vital national security inter-  
17                         ests of the United States; or

18                         “(B) will further the enforcement of this  
19                         Act;

20                 “(2) in the case of sanctions imposed under this  
21         section in connection with a covered Executive order  
22         described in subparagraph (A), (B), (C), or (D) of  
23         subsection (f)(1), a certification that the Govern-  
24         ment of the Russian Federation is taking steps to  
25         implement the Minsk Agreement to address the on-

1 going conflict in eastern Ukraine, signed in Minsk,  
2 Belarus, on February 11, 2015, by the leaders of  
3 Ukraine, Russia, France, and Germany, the Minsk  
4 Protocol, which was agreed to on September 5,  
5 2014, and any successor agreements that are agreed  
6 to by the Government of Ukraine; and

7 “(3) in the case of sanctions imposed under this  
8 section in connection with a covered Executive order  
9 described in subparagraphs (E) or (F) of subsection  
10 (f)(1), a certification that the Government of the  
11 Russian Federation has made significant efforts to  
12 reduce the number and intensity of cyber intrusions  
13 conducted by that Government.

14 “(e) TERMINATION.—Subject to section 216 of the  
15 Russia Sanctions Review Act of 2017, the President may  
16 terminate the application of sanctions under subsection  
17 (b) with respect to a person if the President submits to  
18 the appropriate congressional committees—

19 “(1) a notice of and justification for the termi-  
20 nation; and

21 “(2) a notice that—

22 “(A) the person is not engaging in the ac-  
23 tivity that was the basis for the sanctions or  
24 has taken significant verifiable steps toward  
25 stopping the activity; and

1           “(B) the President has received reliable as-  
2           surances that the person will not knowingly en-  
3           gage in activity subject to sanctions under sub-  
4           section (a) in the future.

5           “(f) DEFINITIONS.—In this section:

6           “(1) COVERED EXECUTIVE ORDER.—The term  
7           ‘covered Executive order’ means any of the fol-  
8           lowing:

9           “(A) Executive Order No. 13660 (79 Fed.  
10           Reg. 13493; relating to blocking property of  
11           certain persons contributing to the situation in  
12           Ukraine).

13           “(B) Executive Order No. 13661 (79 Fed.  
14           Reg. 15535; relating to blocking property of ad-  
15           ditional persons contributing to the situation in  
16           Ukraine).

17           “(C) Executive Order No. 13662 (79 Fed.  
18           Reg. 16169; relating to blocking property of ad-  
19           ditional persons contributing to the situation in  
20           Ukraine).

21           “(D) Executive Order No. 13685 (79 Fed.  
22           Reg. 77357; relating to blocking property of  
23           certain persons and prohibiting certain trans-  
24           actions with respect to the Crimea region of  
25           Ukraine).

1           “(E) Executive Order No. 13694 (80 Fed.  
2           Reg. 18077; relating to blocking the property of  
3           certain persons engaging in significant mali-  
4           cious cyber-enabled activities), relating to the  
5           Russian Federation.

6           “(F) Executive Order No. 13757 (82 Fed.  
7           Reg. 1; relating to taking additional steps to  
8           address the national emergency with respect to  
9           significant malicious cyber-enabled activities),  
10          relating to the Russian Federation.

11          “(2) FOREIGN PERSON.—The term ‘foreign per-  
12          son’ has the meaning given such term in section  
13          595.304 of title 31, Code of Federal Regulations (as  
14          in effect on the date of the enactment of this sec-  
15          tion).

16          “(3) STRUCTURED.—The term ‘structured’,  
17          with respect to a transaction, has the meaning given  
18          the term ‘structure’ in paragraph (xx) of section  
19          1010.100 of title 31, Code of Federal Regulations  
20          (or any corresponding similar regulation or ruling).

21       **“SEC. 11. MANDATORY IMPOSITION OF SANCTIONS WITH**  
22                               **RESPECT TO TRANSACTIONS WITH PERSONS**  
23                               **RESPONSIBLE FOR HUMAN RIGHTS ABUSES.**

24          “(a) IN GENERAL.—The President shall impose the  
25          sanctions described in subsection (b) with respect to a for-

1 eign person if the President determines that the foreign  
2 person, based on credible information, on or after the date  
3 of the enactment of this section—

4 “(1) is responsible for, complicit in, or respon-  
5 sible for ordering, controlling, or otherwise directing,  
6 the commission of serious human rights abuses in  
7 any territory forcibly occupied or otherwise con-  
8 trolled by the Government of the Russian Federa-  
9 tion;

10 “(2) materially assists, sponsors, or provides fi-  
11 nancial, material, or technological support for, or  
12 goods or services to, a foreign person described in  
13 paragraph (1); or

14 “(3) is owned or controlled by, or acts or pur-  
15 ports to act for or on behalf of, directly or indirectly,  
16 a foreign person described in paragraph (1).

17 “(b) SANCTIONS DESCRIBED.—

18 “(1) ASSET BLOCKING.—The exercise of all  
19 powers granted to the President by the International  
20 Emergency Economic Powers Act (50 U.S.C. 1701  
21 et seq.) to the extent necessary to block and prohibit  
22 all transactions in all property and interests in prop-  
23 erty of a person determined by the President to be  
24 subject to subsection (a) if such property and inter-  
25 ests in property are in the United States, come with-

1 in the United States, or are or come within the pos-  
2 session or control of a United States person.

3 “(2) EXCLUSION FROM THE UNITED STATES  
4 AND REVOCATION OF VISA OR OTHER DOCUMENTA-  
5 TION.—In the case of an alien determined by the  
6 President to be subject to subsection (a), denial of  
7 a visa to, and exclusion from the United States of,  
8 the alien, and revocation in accordance with section  
9 221(i) of the Immigration and Nationality Act (8  
10 U.S.C. 1201(i)), of any visa or other documentation  
11 of the alien.

12 “(c) APPLICATION OF NEW SANCTIONS.—The Presi-  
13 dent may waive the initial application of sanctions under  
14 subsection (b) with respect to a person only if the Presi-  
15 dent submits to the appropriate congressional commit-  
16 tees—

17 “(1) a written determination that the waiver—

18 “(A) is in the vital national security inter-  
19 ests of the United States; or

20 “(B) will further the enforcement of this  
21 Act; and

22 “(2) a certification that the Government of the  
23 Russian Federation has made efforts to reduce seri-  
24 ous human rights abuses in territory forcibly occu-  
25 pied or otherwise controlled by that Government.

1 “(d) IMPLEMENTATION; PENALTIES.—

2 “(1) IMPLEMENTATION.—The President may  
3 exercise all authorities provided to the President  
4 under sections 203 and 205 of the International  
5 Emergency Economic Powers Act (50 U.S.C. 1702  
6 and 1704) to carry out subsection (b)(1).

7 “(2) PENALTIES.—A person that violates, at-  
8 tempts to violate, conspires to violate, or causes a  
9 violation of subsection (b)(1) or any regulation, li-  
10 cense, or order issued to carry out subsection (b)(1)  
11 shall be subject to the penalties set forth in sub-  
12 sections (b) and (c) of section 206 of the Inter-  
13 national Emergency Economic Powers Act (50  
14 U.S.C. 1705) to the same extent as a person that  
15 commits an unlawful act described in subsection (a)  
16 of that section.

17 “(e) TERMINATION.—Subject to section 216 of Rus-  
18 sia Sanctions Review Act of 2017, the President may ter-  
19minate the application of sanctions under subsection (b)  
20 with respect to a person if the President submits to the  
21 appropriate congressional committees—

22 “(1) a notice of and justification for the termi-  
23 nation; and

24 “(2) a notice—

25 “(A) that—

1           “(i) the person is not engaging in the  
2           activity that was the basis for the sanc-  
3           tions or has taken significant verifiable  
4           steps toward stopping the activity; and

5           “(ii) the President has received reli-  
6           able assurances that the person will not  
7           knowingly engage in activity subject to  
8           sanctions under subsection (a) in the fu-  
9           ture; or

10          “(B) that the President determines that  
11          insufficient basis exists for the determination by  
12          the President under subsection (a) with respect  
13          to the person.”.

14          (b) DEFINITION OF APPROPRIATE CONGRESSIONAL  
15          COMMITTEES.—Section 2(2) of the Support for the Sov-  
16          ereignty, Integrity, Democracy, and Economic Stability of  
17          Ukraine Act of 2014 (22 U.S.C. 8901(2)) is amended—

18                 (1) in subparagraph (A), by inserting “the  
19                 Committee on Banking, Housing, and Urban Af-  
20                 fairs,” before “the Committee on Foreign Rela-  
21                 tions”; and

22                 (2) in subparagraph (B), by inserting “the  
23                 Committee on Financial Services” before “the Com-  
24                 mittee on Foreign Affairs”.

1 **SEC. 229. NOTIFICATIONS TO CONGRESS UNDER UKRAINE**  
2 **FREEDOM SUPPORT ACT OF 2014.**

3 (a) SANCTIONS RELATING TO DEFENSE AND EN-  
4 ERGY SECTORS OF THE RUSSIAN FEDERATION.—Section  
5 4 of the Ukraine Freedom Support Act of 2014 (22  
6 U.S.C. 8923) is amended—

7 (1) by redesignating subsections (g) and (h) as  
8 subsections (h) and (i), respectively;

9 (2) by inserting after subsection (f) the fol-  
10 lowing:

11 “(g) NOTIFICATIONS AND CERTIFICATIONS TO CON-  
12 GRESS.—

13 “(1) IMPOSITION OF SANCTIONS.—The Presi-  
14 dent shall notify the appropriate congressional com-  
15 mittees in writing not later than 15 days after im-  
16 posing sanctions with respect to a foreign person  
17 under subsection (a) or (b).

18 “(2) TERMINATION OF SANCTIONS WITH RE-  
19 SPECT TO RUSSIAN PRODUCERS, TRANSFERORS, OR  
20 BROKERS OF DEFENSE ARTICLES.—Subject to sec-  
21 tion 216 of the Russia Sanctions Review Act of  
22 2017, the President may terminate the imposition of  
23 sanctions under subsection (a)(2) with respect to a  
24 foreign person if the President submits to the appro-  
25 priate congressional committees—

1           “(A) a notice of and justification for the  
2           termination; and

3           “(B) a notice that—

4                   “(i) the foreign person is not engaging  
5                   in the activity that was the basis for the  
6                   sanctions or has taken significant verifiable  
7                   steps toward stopping the activity; and

8                   “(ii) the President has received reli-  
9                   able assurances that the foreign person will  
10                  not knowingly engage in activity subject to  
11                  sanctions under subsection (a)(2) in the  
12                  future.”; and

13           (3) in subparagraph (B)(ii) of subsection  
14           (a)(3), by striking “subsection (h)” and inserting  
15           “subsection (i)”.

16           (b) SANCTIONS ON RUSSIAN AND OTHER FOREIGN  
17           FINANCIAL INSTITUTIONS.—Section 5 of the Ukraine  
18           Freedom Support Act of 2014 (22 U.S.C. 8924) is amend-  
19           ed—

20                   (1) by redesignating subsections (e) and (f) as  
21                   subsections (f) and (g), respectively;

22                   (2) by inserting after subsection (d) the fol-  
23                   lowing:

24                   “(e) NOTIFICATION TO CONGRESS ON IMPOSITION OF  
25                   SANCTIONS.—The President shall notify the appropriate

1 congressional committees in writing not later than 15 days  
2 after imposing sanctions with respect to a foreign financial  
3 institution under subsection (a) or (b).”; and

4 (3) in subsection (g), as redesignated by para-  
5 graph (1), by striking “section 4(h)” and inserting  
6 “section 4(i)”.

7 **SEC. 230. STANDARDS FOR TERMINATION OF CERTAIN**  
8 **SANCTIONS WITH RESPECT TO THE RUSSIAN**  
9 **FEDERATION.**

10 (a) SANCTIONS RELATING TO UNDERMINING THE  
11 PEACE, SECURITY, STABILITY, SOVEREIGNTY, OR TERRI-  
12 TORIAL INTEGRITY OF UKRAINE.—Section 8 of the Sov-  
13 ereignty, Integrity, Democracy, and Economic Stability of  
14 Ukraine Act of 2014 (22 U.S.C. 8907) is amended—

15 (1) by redesignating subsection (d) as sub-  
16 section (e); and

17 (2) by inserting after subsection (e) the fol-  
18 lowing:

19 “(d) TERMINATION.—Subject to section 216 of the  
20 Russia Sanctions Review Act of 2017, the President may  
21 terminate the application of sanctions under subsection  
22 (b) with respect to a person if the President submits to  
23 the appropriate congressional committees a notice that—

24 “(1) the person is not engaging in the activity  
25 that was the basis for the sanctions or has taken

1 significant verifiable steps toward stopping the activ-  
2 ity; and

3 “(2) the President has received reliable assur-  
4 ances that the person will not knowingly engage in  
5 activity subject to sanctions under subsection (a) in  
6 the future.”.

7 (b) SANCTIONS RELATING TO CORRUPTION.—Sec-  
8 tion 9 of the Sovereignty, Integrity, Democracy, and Eco-  
9 nomic Stability of Ukraine Act of 2014 (22 U.S.C. 8908)  
10 is amended—

11 (1) by redesignating subsection (d) as sub-  
12 section (e); and

13 (2) by inserting after subsection (c) the fol-  
14 lowing:

15 “(d) TERMINATION.—Subject to section 216 of the  
16 Russia Sanctions Review Act of 2017, the President may  
17 terminate the application of sanctions under subsection  
18 (b) with respect to a person if the President submits to  
19 the appropriate congressional committees a notice that—

20 “(1) the person is not engaging in the activity  
21 that was the basis for the sanctions or has taken  
22 significant verifiable steps toward stopping the activ-  
23 ity; and

24 “(2) the President has received reliable assur-  
25 ances that the person will not knowingly engage in

1 activity subject to sanctions under subsection (a) in  
2 the future.”.

3 **SEC. 231. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
4 **PERSONS ENGAGING IN TRANSACTIONS WITH**  
5 **THE INTELLIGENCE OR DEFENSE SECTORS**  
6 **OF THE GOVERNMENT OF THE RUSSIAN FED-**  
7 **ERATION.**

8 (a) IN GENERAL.—On and after the date that is 180  
9 days after the date of the enactment of this Act, the Presi-  
10 dent shall impose five or more of the sanctions described  
11 in section 235 with respect to a person the President de-  
12 termines knowingly, on or after such date of enactment,  
13 engages in a significant transaction with a person that is  
14 part of, or operates for or on behalf of, the defense or  
15 intelligence sectors of the Government of the Russian Fed-  
16 eration, including the Main Intelligence Agency of the  
17 General Staff of the Armed Forces of the Russian Federa-  
18 tion or the Federal Security Service of the Russian Fed-  
19 eration.

20 (b) APPLICATION OF NEW SANCTIONS.—The Presi-  
21 dent may waive the initial application of sanctions under  
22 subsection (a) with respect to a person only if the Presi-  
23 dent submits to the appropriate congressional commit-  
24 tees—

25 (1) a written determination that the waiver—

1 (A) is in the vital national security inter-  
2 ests of the United States; or

3 (B) will further the enforcement of this  
4 title; and

5 (2) a certification that the Government of the  
6 Russian Federation has made significant efforts to  
7 reduce the number and intensity of cyber intrusions  
8 conducted by that Government.

9 (c) DELAY OF IMPOSITION OF SANCTIONS.—The  
10 President may delay the imposition of sanctions under  
11 subsection (a) with respect to a person if the President  
12 certifies to the appropriate congressional committees, not  
13 less frequently than every 180 days while the delay is in  
14 effect, that the person is substantially reducing the num-  
15 ber of significant transactions described in subsection (a)  
16 in which that person engages.

17 (d) REQUIREMENT TO ISSUE GUIDANCE.—Not later  
18 than 60 days after the date of the enactment of this Act,  
19 the President shall issue regulations or other guidance to  
20 specify the persons that are part of, or operate for or on  
21 behalf of, the defense and intelligence sectors of the Gov-  
22 ernment of the Russian Federation.

23 (e) PENALTIES.—A person that violates, attempts to  
24 violate, conspires to violate, or causes a violation of sub-  
25 section (a) or any regulation, license, or order issued to

1 carry out subsection (a) shall be subject to the penalties  
2 set forth in subsections (b) and (c) of section 206 of the  
3 International Emergency Economic Powers Act (50  
4 U.S.C. 1705) to the same extent as a person that commits  
5 an unlawful act described in subsection (a) of that section.

6 **SEC. 232. SANCTIONS WITH RESPECT TO THE DEVELOP-**  
7 **MENT OF PIPELINES IN THE RUSSIAN FED-**  
8 **ERATION.**

9 (a) IN GENERAL.—The President, in coordination  
10 with allies of the United States, may impose five or more  
11 of the sanctions described in section 235 with respect to  
12 a person if the President determines that the person know-  
13 ingly, on or after the date of the enactment of this Act,  
14 makes an investment described in subsection (b) or sells,  
15 leases, or provides to the Russian Federation, for the con-  
16 struction of Russian energy export pipelines, goods, serv-  
17 ices, technology, information, or support described in sub-  
18 section (c)—

19 (1) any of which has a fair market value of  
20 \$1,000,000 or more; or

21 (2) that, during a 12-month period, have an ag-  
22 gregate fair market value of \$5,000,000 or more.

23 (b) INVESTMENT DESCRIBED.—An investment de-  
24 scribed in this subsection is an investment that directly  
25 and significantly contributes to the enhancement of the

1 ability of the Russian Federation to construct energy ex-  
2 port pipelines.

3 (c) GOODS, SERVICES, TECHNOLOGY, INFORMATION,  
4 OR SUPPORT DESCRIBED.—Goods, services, technology,  
5 information, or support described in this subsection are  
6 goods, services, technology, information, or support that  
7 could directly and significantly facilitate the maintenance  
8 or expansion of the construction, modernization, or repair  
9 of energy export pipelines by the Russian Federation.

10 **SEC. 233. SANCTIONS WITH RESPECT TO INVESTMENT IN**  
11 **OR FACILITATION OF PRIVATIZATION OF**  
12 **STATE-OWNED ASSETS BY THE RUSSIAN FED-**  
13 **ERATION.**

14 (a) IN GENERAL.—The President shall impose five  
15 or more of the sanctions described in section 235 if the  
16 President determines that a person, with actual knowl-  
17 edge, on or after the date of the enactment of this Act,  
18 makes an investment of \$10,000,000 or more (or any com-  
19 bination of investments of not less than \$1,000,000 each,  
20 which in the aggregate equals or exceeds \$10,000,000 in  
21 any 12-month period), or facilitates such an investment,  
22 if the investment directly and significantly contributes to  
23 the ability of the Russian Federation to privatize state-  
24 owned assets in a manner that unjustly benefits—

1           (1) officials of the Government of the Russian  
2           Federation; or

3           (2) close associates or family members of those  
4           officials.

5           (b) APPLICATION OF NEW SANCTIONS.—The Presi-  
6           dent may waive the initial application of sanctions under  
7           subsection (a) with respect to a person only if the Presi-  
8           dent submits to the appropriate congressional commit-  
9           tees—

10           (1) a written determination that the waiver—

11                   (A) is in the vital national security inter-  
12                   ests of the United States; or

13                   (B) will further the enforcement of this  
14                   title; and

15           (2) a certification that the Government of the  
16           Russian Federation is taking steps to implement the  
17           Minsk Agreement to address the ongoing conflict in  
18           eastern Ukraine, signed in Minsk, Belarus, on Feb-  
19           ruary 11, 2015, by the leaders of Ukraine, Russia,  
20           France, and Germany, the Minsk Protocol, which  
21           was agreed to on September 5, 2014, and any suc-  
22           cessor agreements that are agreed to by the Govern-  
23           ment of Ukraine.

1 **SEC. 234. SANCTIONS WITH RESPECT TO THE TRANSFER OF**  
2 **ARMS AND RELATED MATERIEL TO SYRIA.**

3 (a) IMPOSITION OF SANCTIONS.—

4 (1) IN GENERAL.—The President shall impose  
5 on a foreign person the sanctions described in sub-  
6 section (b) if the President determines that such for-  
7 eign person has, on or after the date of the enact-  
8 ment of this Act, knowingly exported, transferred, or  
9 otherwise provided to Syria significant financial, ma-  
10 terial, or technological support that contributes ma-  
11 terially to the ability of the Government of Syria  
12 to—

13 (A) acquire or develop chemical, biological,  
14 or nuclear weapons or related technologies;

15 (B) acquire or develop ballistic or cruise  
16 missile capabilities;

17 (C) acquire or develop destabilizing num-  
18 bers and types of advanced conventional weap-  
19 ons;

20 (D) acquire significant defense articles, de-  
21 fense services, or defense information (as such  
22 terms are defined under the Arms Export Con-  
23 trol Act (22 U.S.C. 2751 et seq.)); or

24 (E) acquire items designated by the Presi-  
25 dent for purposes of the United States Muni-

1           tions List under section 38(a)(1) of the Arms  
2           Export Control Act (22 U.S.C. 2778(a)(1)).

3           (2) APPLICABILITY TO OTHER FOREIGN PER-  
4           SONS.—The sanctions described in subsection (b)  
5           shall also be imposed on any foreign person that—

6                   (A) is a successor entity to a foreign per-  
7                   son described in paragraph (1); or

8                   (B) is owned or controlled by, or has acted  
9                   for or on behalf of, a foreign person described  
10                  in paragraph (1).

11          (b) SANCTIONS DESCRIBED.—The sanctions to be  
12          imposed on a foreign person described in subsection (a)  
13          are the following:

14                  (1) BLOCKING OF PROPERTY.—The President  
15                  shall exercise all powers granted by the International  
16                  Emergency Economic Powers Act (50 U.S.C. 1701  
17                  et seq.) (except that the requirements of section 202  
18                  of such Act (50 U.S.C. 1701) shall not apply) to the  
19                  extent necessary to block and prohibit all trans-  
20                  actions in all property and interests in property of  
21                  the foreign person if such property and interests in  
22                  property are in the United States, come within the  
23                  United States, or are or come within the possession  
24                  or control of a United States person.

1           (2) ALIENS INELIGIBLE FOR VISAS, ADMISSION,  
2 OR PAROLE.—

3           (A) EXCLUSION FROM THE UNITED  
4 STATES.—If the foreign person is an individual,  
5 the Secretary of State shall deny a visa to, and  
6 the Secretary of Homeland Security shall ex-  
7 clude from the United States, the foreign per-  
8 son.

9           (B) CURRENT VISAS REVOKED.—

10           (i) IN GENERAL.—The issuing con-  
11 sular officer, the Secretary of State, or the  
12 Secretary of Homeland Security (or a des-  
13 ignee of one of such Secretaries) shall re-  
14 voke any visa or other entry documentation  
15 issued to the foreign person regardless of  
16 when issued.

17           (ii) EFFECT OF REVOCATION.—A rev-  
18 ocation under clause (i) shall take effect  
19 immediately and shall automatically cancel  
20 any other valid visa or entry documenta-  
21 tion that is in the possession of the foreign  
22 person.

23           (c) WAIVER.—Subject to section 216, the President  
24 may waive the application of sanctions under subsection  
25 (b) with respect to a person if the President determines

1 that such a waiver is in the national security interest of  
2 the United States.

3 (d) DEFINITIONS.—In this section:

4 (1) FINANCIAL, MATERIAL, OR TECHNOLOGICAL  
5 SUPPORT.—The term “financial, material, or techno-  
6 logical support” has the meaning given such term in  
7 section 542.304 of title 31, Code of Federal Regula-  
8 tions (or any corresponding similar regulation or rul-  
9 ing).

10 (2) FOREIGN PERSON.—The term “foreign per-  
11 son” has the meaning given such term in section  
12 594.304 of title 31, Code of Federal Regulations (or  
13 any corresponding similar regulation or ruling).

14 (3) SYRIA.—The term “Syria” has the meaning  
15 given such term in section 542.316 of title 31, Code  
16 of Federal Regulations (or any corresponding similar  
17 regulation or ruling).

18 **SEC. 235. SANCTIONS DESCRIBED.**

19 (a) SANCTIONS DESCRIBED.—The sanctions to be  
20 imposed with respect to a person under section 224(a)(2),  
21 231(b), 232(a), or 233(a) are the following:

22 (1) EXPORT-IMPORT BANK ASSISTANCE FOR  
23 EXPORTS TO SANCTIONED PERSONS.—The President  
24 may direct the Export-Import Bank of the United  
25 States not to give approval to the issuance of any

1       guarantee, insurance, extension of credit, or partici-  
2       pation in the extension of credit in connection with  
3       the export of any goods or services to the sanctioned  
4       person.

5           (2) EXPORT SANCTION.—The President may  
6       order the United States Government not to issue  
7       any specific license and not to grant any other spe-  
8       cific permission or authority to export any goods or  
9       technology to the sanctioned person under—

10           (A) the Export Administration Act of 1979  
11       (50 U.S.C. 4601 et seq.) (as continued in effect  
12       pursuant to the International Emergency Eco-  
13       nomic Powers Act (50 U.S.C. 1701 et seq.));

14           (B) the Arms Export Control Act (22  
15       U.S.C. 2751 et seq.);

16           (C) the Atomic Energy Act of 1954 (42  
17       U.S.C. 2011 et seq.); or

18           (D) any other statute that requires the  
19       prior review and approval of the United States  
20       Government as a condition for the export or re-  
21       export of goods or services.

22           (3) LOANS FROM UNITED STATES FINANCIAL  
23       INSTITUTIONS.—The President may prohibit any  
24       United States financial institution from making  
25       loans or providing credits to the sanctioned person

1 totaling more than \$10,000,000 in any 12-month  
2 period unless the person is engaged in activities to  
3 relieve human suffering and the loans or credits are  
4 provided for such activities.

5 (4) LOANS FROM INTERNATIONAL FINANCIAL  
6 INSTITUTIONS.—The President may direct the  
7 United States executive director to each inter-  
8 national financial institution to use the voice and  
9 vote of the United States to oppose any loan from  
10 the international financial institution that would  
11 benefit the sanctioned person.

12 (5) PROHIBITIONS ON FINANCIAL INSTITU-  
13 TIONS.—The following prohibitions may be imposed  
14 against the sanctioned person if that person is a fi-  
15 nancial institution:

16 (A) PROHIBITION ON DESIGNATION AS  
17 PRIMARY DEALER.—Neither the Board of Gov-  
18 ernors of the Federal Reserve System nor the  
19 Federal Reserve Bank of New York may des-  
20 ignate, or permit the continuation of any prior  
21 designation of, the financial institution as a pri-  
22 mary dealer in United States Government debt  
23 instruments.

24 (B) PROHIBITION ON SERVICE AS A RE-  
25 POSITORY OF GOVERNMENT FUNDS.—The fi-

1           nancial institution may not serve as agent of  
2           the United States Government or serve as re-  
3           pository for United States Government funds.

4           The imposition of either sanction under subpara-  
5           graph (A) or (B) shall be treated as one sanction for  
6           purposes of subsection (b), and the imposition of  
7           both such sanctions shall be treated as two sanctions  
8           for purposes of subsection (b).

9           (6) PROCUREMENT SANCTION.—The United  
10          States Government may not procure, or enter into  
11          any contract for the procurement of, any goods or  
12          services from the sanctioned person.

13          (7) FOREIGN EXCHANGE.—The President may,  
14          pursuant to such regulations as the President may  
15          prescribe, prohibit any transactions in foreign ex-  
16          change that are subject to the jurisdiction of the  
17          United States and in which the sanctioned person  
18          has any interest.

19          (8) BANKING TRANSACTIONS.—The President  
20          may, pursuant to such regulations as the President  
21          may prescribe, prohibit any transfers of credit or  
22          payments between financial institutions or by,  
23          through, or to any financial institution, to the extent  
24          that such transfers or payments are subject to the

1 jurisdiction of the United States and involve any in-  
2 terest of the sanctioned person.

3 (9) PROPERTY TRANSACTIONS.—The President  
4 may, pursuant to such regulations as the President  
5 may prescribe, prohibit any person from—

6 (A) acquiring, holding, withholding, using,  
7 transferring, withdrawing, transporting, import-  
8 ing, or exporting any property that is subject to  
9 the jurisdiction of the United States and with  
10 respect to which the sanctioned person has any  
11 interest;

12 (B) dealing in or exercising any right,  
13 power, or privilege with respect to such prop-  
14 erty; or

15 (C) conducting any transaction involving  
16 such property.

17 (10) BAN ON INVESTMENT IN EQUITY OR DEBT  
18 OF SANCTIONED PERSON.—The President may, pur-  
19 suant to such regulations or guidelines as the Presi-  
20 dent may prescribe, prohibit any United States per-  
21 son from investing in or purchasing significant  
22 amounts of equity or debt instruments of the sanc-  
23 tioned person.

24 (11) EXCLUSION OF CORPORATE OFFICERS.—  
25 The President may direct the Secretary of State to

1 deny a visa to, and the Secretary of Homeland Secu-  
2 rity to exclude from the United States, any alien  
3 that the President determines is a corporate officer  
4 or principal of, or a shareholder with a controlling  
5 interest in, the sanctioned person.

6 (12) SANCTIONS ON PRINCIPAL EXECUTIVE OF-  
7 FICERS.—The President may impose on the prin-  
8 cipal executive officer or officers of the sanctioned  
9 person, or on persons performing similar functions  
10 and with similar authorities as such officer or offi-  
11 cers, any of the sanctions under this subsection.

12 (b) SANCTIONED PERSON DEFINED.—In this section,  
13 the term “sanctioned person” means a person subject to  
14 sanctions under section 224(a)(2), 231(b), 232(a), or  
15 233(a).

16 **SEC. 236. EXCEPTIONS, WAIVER, AND TERMINATION.**

17 (a) EXCEPTIONS.—The provisions of this part and  
18 amendments made by this part shall not apply with re-  
19 spect to the following:

20 (1) Activities subject to the reporting require-  
21 ments under title V of the National Security Act of  
22 1947 (50 U.S.C. 3091 et seq.), or any authorized in-  
23 telligence activities of the United States.

24 (2) The admission of an alien to the United  
25 States if such admission is necessary to comply with

1 United States obligations under the Agreement be-  
2 tween the United Nations and the United States of  
3 America regarding the Headquarters of the United  
4 Nations, signed at Lake Success June 26, 1947, and  
5 entered into force November 21, 1947, under the  
6 Convention on Consular Relations, done at Vienna  
7 April 24, 1963, and entered into force March 19,  
8 1967, or under other international agreements.

9 (b) WAIVER OF SANCTIONS THAT ARE IMPOSED.—  
10 Subject to section 216, if the President imposes sanctions  
11 with respect to a person under this part or the amend-  
12 ments made by this part, the President may waive the ap-  
13 plication of those sanctions if the President determines  
14 that such a waiver is in the national security interest of  
15 the United States.

16 (c) TERMINATION.—Subject to section 216, the  
17 President may terminate the application of sanctions  
18 under section 224, 231, 232, 233, or 234 with respect to  
19 a person if the President submits to the appropriate con-  
20 gressional committees—

21 (1) a notice of and justification for the termi-  
22 nation; and

23 (2) a notice that—

24 (A) the person is not engaging in the activ-  
25 ity that was the basis for the sanctions or has

1 taken significant verifiable steps toward stop-  
2 ping the activity; and

3 (B) the President has received reliable as-  
4 surances that the person will not knowingly en-  
5 gage in activity subject to sanctions under this  
6 part in the future.

7 **SEC. 237. EXCEPTION RELATING TO ACTIVITIES OF THE NA-**  
8 **TIONAL AERONAUTICS AND SPACE ADMINIS-**  
9 **TRATION.**

10 (a) IN GENERAL.—This Act and the amendments  
11 made by this Act shall not apply with respect to activities  
12 of the National Aeronautics and Space Administration.

13 (b) RULE OF CONSTRUCTION.—Nothing in this Act  
14 or the amendments made by this Act shall be construed  
15 to authorize the imposition of any sanction or other condi-  
16 tion, limitation, restriction, or prohibition, that directly or  
17 indirectly impedes the supply by any entity of the Russian  
18 Federation of any product or service, or the procurement  
19 of such product or service by any contractor or subcon-  
20 tractor of the United States or any other entity, relating  
21 to or in connection with any space launch conducted for—

22 (1) the National Aeronautics and Space Admin-  
23 istration; or

24 (2) any other non-Department of Defense cus-  
25 tomer.

1 **SEC. 238. RULE OF CONSTRUCTION.**

2 Nothing in this part or the amendments made by this  
3 part shall be construed—

4 (1) to supersede the limitations or exceptions on  
5 the use of rocket engines for national security pur-  
6 poses under section 1608 of the Carl Levin and  
7 Howard P. “Buck” McKeon National Defense Au-  
8 thorization Act for Fiscal Year 2015 (Public Law  
9 113–291; 128 Stat. 3626; 10 U.S.C. 2271 note), as  
10 amended by section 1607 of the National Defense  
11 Authorization Act for Fiscal Year 2016 (Public Law  
12 114–92; 129 Stat. 1100) and section 1602 of the  
13 National Defense Authorization Act for Fiscal Year  
14 2017 (Public Law 114–328; 130 Stat. 2582); or

15 (2) to prohibit a contractor or subcontractor of  
16 the Department of Defense from acquiring compo-  
17 nents referred to in such section 1608.

18 **PART 3—REPORTS**

19 **SEC. 241. REPORT ON OLIGARCHS AND PARASTATAL ENTI-**  
20 **TIES OF THE RUSSIAN FEDERATION.**

21 (a) IN GENERAL.—Not later than 180 days after the  
22 date of the enactment of this Act, the Secretary of the  
23 Treasury, in consultation with the Director of National In-  
24 telligence and the Secretary of State, shall submit to the  
25 appropriate congressional committees a detailed report on  
26 the following:

1           (1) Senior foreign political figures and oligarchs  
2           in the Russian Federation, including the following:

3                   (A) An identification of the most signifi-  
4                   cant senior foreign political figures and  
5                   oligarchs in the Russian Federation, as deter-  
6                   mined by their closeness to the Russian regime  
7                   and their net worth.

8                   (B) An assessment of the relationship be-  
9                   tween individuals identified under subparagraph  
10                  (A) and President Vladimir Putin or other  
11                  members of the Russian ruling elite.

12                  (C) An identification of any indices of cor-  
13                  ruption with respect to those individuals.

14                  (D) The estimated net worth and known  
15                  sources of income of those individuals and their  
16                  family members (including spouses, children,  
17                  parents, and siblings), including assets, invest-  
18                  ments, other business interests, and relevant  
19                  beneficial ownership information.

20                  (E) An identification of the non-Russian  
21                  business affiliations of those individuals.

22           (2) Russian parastatal entities, including an as-  
23           sessment of the following:

1           (A) The emergence of Russian parastatal  
2 entities and their role in the economy of the  
3 Russian Federation.

4           (B) The leadership structures and bene-  
5 ficial ownership of those entities.

6           (C) The scope of the non-Russian business  
7 affiliations of those entities.

8           (3) The exposure of key economic sectors of the  
9 United States to Russian politically exposed persons  
10 and parastatal entities, including, at a minimum, the  
11 banking, securities, insurance, and real estate sec-  
12 tors.

13           (4) The likely effects of imposing debt and eq-  
14 uity restrictions on Russian parastatal entities, as  
15 well as the anticipated effects of adding Russian  
16 parastatal entities to the list of specially designated  
17 nationals and blocked persons maintained by the Of-  
18 fice of Foreign Assets Control of the Department of  
19 the Treasury.

20           (5) The potential impacts of imposing sec-  
21 ondary sanctions with respect to Russian oligarchs,  
22 Russian state-owned enterprises, and Russian  
23 parastatal entities, including impacts on the entities  
24 themselves and on the economy of the Russian Fed-

1           eration, as well as on the economies of the United  
2           States and allies of the United States.

3           (b) FORM OF REPORT.—The report required under  
4 subsection (a) shall be submitted in an unclassified form,  
5 but may contain a classified annex.

6           (c) DEFINITIONS.—In this section:

7                 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
8           TEES.—The term “appropriate congressional com-  
9           mittees” means—

10                     (A) the Committee on Banking, Housing,  
11                     and Urban Affairs, the Committee on Foreign  
12                     Relations, and the Committee on Finance of the  
13                     Senate; and

14                     (B) the Committee on Foreign Affairs, the  
15                     Committee on Financial Services, and the Com-  
16                     mittee on Ways and Means of the House of  
17                     Representatives.

18                 (2) SENIOR FOREIGN POLITICAL FIGURE.—The  
19           term “senior foreign political figure” has the mean-  
20           ing given that term in section 1010.605 of title 31,  
21           Code of Federal Regulations (or any corresponding  
22           similar regulation or ruling).

1 **SEC. 242. REPORT ON EFFECTS OF EXPANDING SANCTIONS**  
2 **TO INCLUDE SOVEREIGN DEBT AND DERIVA-**  
3 **TIVE PRODUCTS.**

4 (a) IN GENERAL.—Not later than 180 days after the  
5 date of the enactment of this Act, the Secretary of the  
6 Treasury, in consultation with the Director of National In-  
7 telligence and the Secretary of State, shall submit to the  
8 appropriate congressional committees a report describing  
9 in detail the potential effects of expanding sanctions under  
10 Directive 1 (as amended), dated September 12, 2014,  
11 issued by the Office of Foreign Assets Control under Exec-  
12 utive Order No. 13662 (79 Fed. Reg. 16169; relating to  
13 blocking property of additional persons contributing to the  
14 situation in Ukraine), or any successor directive, to in-  
15 clude sovereign debt and the full range of derivative prod-  
16 ucts.

17 (b) FORM OF REPORT.—The report required under  
18 subsection (a) shall be submitted in an unclassified form,  
19 but may contain a classified annex.

20 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
21 FINED.—In this section, the term “appropriate congres-  
22 sional committees” means—

23 (1) the Committee on Banking, Housing, and  
24 Urban Affairs, the Committee on Foreign Relations,  
25 and the Committee on Finance of the Senate; and



1           (3) Engage and coordinate with allied inter-  
2           national partners on illicit finance, especially in Eu-  
3           rope, to coordinate efforts to uncover and prosecute  
4           the networks responsible for illicit financial flows de-  
5           scribed in paragraph (1), including examples of that  
6           engagement and coordination.

7           (4) Identify foreign sanctions evaders and loop-  
8           holes within the sanctions regimes of foreign part-  
9           ners of the United States.

10          (5) Expand the number of real estate geo-  
11          graphic targeting orders or other regulatory actions,  
12          as appropriate, to degrade illicit financial activity re-  
13          lating to the Russian Federation in relation to the  
14          financial system of the United States.

15          (6) Provide support to counter those involved in  
16          illicit finance relating to the Russian Federation  
17          across all appropriate law enforcement, intelligence,  
18          regulatory, and financial authorities of the Federal  
19          Government, including by imposing sanctions with  
20          respect to or prosecuting those involved.

21          (7) In the case of the Department of the Treas-  
22          ury and the Department of Justice, investigate or  
23          otherwise develop major cases, including a descrip-  
24          tion of those cases.

1           (c) BRIEFING.—After submitting a report under this  
2 section, the Secretary of the Treasury shall provide brief-  
3 ings to the appropriate congressional committees with re-  
4 spect to that report.

5           (d) COORDINATION.—The Secretary of the Treasury  
6 shall coordinate with the Attorney General, the Director  
7 of National Intelligence, the Secretary of Homeland Secu-  
8 rity, and the Secretary of State in preparing each report  
9 under this section.

10          (e) FORM.—Each report submitted under this section  
11 shall be submitted in unclassified form, but may contain  
12 a classified annex.

13          (f) DEFINITIONS.—In this section:

14               (1) APPROPRIATE CONGRESSIONAL COMMIT-  
15 TEES.—The term “appropriate congressional com-  
16 mittees” means—

17                       (A) the Committee on Banking, Housing,  
18                       and Urban Affairs, the Committee on Foreign  
19                       Relations, and the Committee on Finance of the  
20                       Senate; and

21                       (B) the Committee on Foreign Affairs, the  
22                       Committee on Financial Services, and the Com-  
23                       mittee on Ways and Means of the House of  
24                       Representatives.

1           (2) ILLICIT FINANCE.—The term “illicit fi-  
2           nance” means the financing of terrorism, narcotics  
3           trafficking, or proliferation, money laundering, or  
4           other forms of illicit financing domestically or inter-  
5           nationally, as defined by the President.

6           **Subtitle B—Countering Russian**  
7           **Influence in Europe and Eurasia**

8           **SEC. 251. FINDINGS.**

9           Congress makes the following findings:

10           (1) The Government of the Russian Federation  
11           has sought to exert influence throughout Europe and  
12           Eurasia, including in the former states of the Soviet  
13           Union, by providing resources to political parties,  
14           think tanks, and civil society groups that sow dis-  
15           trust in democratic institutions and actors, promote  
16           xenophobic and illiberal views, and otherwise under-  
17           mine European unity. The Government of the Rus-  
18           sian Federation has also engaged in well-documented  
19           corruption practices as a means toward undermining  
20           and buying influence in European and Eurasian  
21           countries.

22           (2) The Government of the Russian Federation  
23           has largely eliminated a once-vibrant Russian-lan-  
24           guage independent media sector and severely curtails  
25           free and independent media within the borders of

1 the Russian Federation. Russian-language media or-  
2 ganizations that are funded and controlled by the  
3 Government of the Russian Federation and dissemi-  
4 nate information within and outside of the Russian  
5 Federation routinely traffic in anti-Western  
6 disinformation, while few independent, fact-based  
7 media sources provide objective reporting for Rus-  
8 sian-speaking audiences inside or outside of the Rus-  
9 sian Federation.

10 (3) The Government of the Russian Federation  
11 continues to violate its commitments under the  
12 Memorandum on Security Assurances in connection  
13 with Ukraine’s Accession to the Treaty on the Non-  
14 Proliferation of Nuclear Weapons, done at Budapest  
15 December 5, 1994, and the Conference on Security  
16 and Co-operation in Europe Final Act, concluded at  
17 Helsinki August 1, 1975 (commonly referred to as  
18 the “Helsinki Final Act”), which laid the ground-  
19 work for the establishment of the Organization for  
20 Security and Co-operation in Europe, of which the  
21 Russian Federation is a member, by its illegal an-  
22 nexation of Crimea in 2014, its illegal occupation of  
23 South Ossetia and Abkhazia in Georgia in 2008, and  
24 its ongoing destabilizing activities in eastern  
25 Ukraine.

1           (4) The Government of the Russian Federation  
2 continues to ignore the terms of the August 2008  
3 ceasefire agreement relating to Georgia, which re-  
4 quires the withdrawal of Russian Federation troops,  
5 free access by humanitarian groups to the regions of  
6 South Ossetia and Abkhazia, and monitoring of the  
7 conflict areas by the European Union Monitoring  
8 Mission.

9           (5) The Government of the Russian Federation  
10 is failing to comply with the terms of the Minsk  
11 Agreement to address the ongoing conflict in eastern  
12 Ukraine, signed in Minsk, Belarus, on February 11,  
13 2015, by the leaders of Ukraine, Russia, France,  
14 and Germany, as well as the Minsk Protocol, which  
15 was agreed to on September 5, 2014.

16           (6) The Government of the Russian Federation  
17 is—

18           (A) in violation of the Treaty between the  
19 United States of America and the Union of So-  
20 viet Socialist Republics on the Elimination of  
21 their Intermediate-Range and Shorter-Range  
22 Missiles, signed at Washington December 8,  
23 1987, and entered into force June 1, 1988  
24 (commonly known as the “INF Treaty”); and

1 (B) failing to meet its obligations under  
2 the Treaty on Open Skies, done at Helsinki  
3 March 24, 1992, and entered into force Janu-  
4 ary 1, 2002 (commonly known as the “Open  
5 Skies Treaty”).

6 **SEC. 252. SENSE OF CONGRESS.**

7 It is the sense of Congress that—

8 (1) the Government of the Russian Federation  
9 bears responsibility for the continuing violence in  
10 Eastern Ukraine, including the death on April 24,  
11 2017, of Joseph Stone, a citizen of the United  
12 States working as a monitor for the Organization for  
13 Security and Co-operation in Europe;

14 (2) the President should call on the Govern-  
15 ment of the Russian Federation—

16 (A) to withdraw all of its forces from the  
17 territories of Georgia, Ukraine, and Moldova;

18 (B) to return control of the borders of  
19 those territories to their respective govern-  
20 ments; and

21 (C) to cease all efforts to undermine the  
22 popularly elected governments of those coun-  
23 tries;

24 (3) the Government of the Russian Federation  
25 has applied, and continues to apply, to the countries

1 and peoples of Georgia and Ukraine, traditional uses  
2 of force, intelligence operations, and influence cam-  
3 paigns, which represent clear and present threats to  
4 the countries of Europe and Eurasia;

5 (4) in response, the countries of Europe and  
6 Eurasia should redouble efforts to build resilience  
7 within their institutions, political systems, and civil  
8 societies;

9 (5) the United States supports the institutions  
10 that the Government of the Russian Federation  
11 seeks to undermine, including the North Atlantic  
12 Treaty Organization and the European Union;

13 (6) a strong North Atlantic Treaty Organiza-  
14 tion is critical to maintaining peace and security in  
15 Europe and Eurasia;

16 (7) the United States should continue to work  
17 with the European Union as a partner against ag-  
18 gression by the Government of the Russian Federa-  
19 tion, coordinating aid programs, development assist-  
20 ance, and other counter-Russian efforts;

21 (8) the United States should encourage the es-  
22 tablishment of a commission for media freedom  
23 within the Council of Europe, modeled on the Venice  
24 Commission regarding rule of law issues, that would  
25 be chartered to provide governments with expert rec-

1 ommendations on maintaining legal and regulatory  
2 regimes supportive of free and independent media  
3 and an informed citizenry able to distinguish be-  
4 tween fact-based reporting, opinion, and  
5 disinformation;

6 (9) in addition to working to strengthen the  
7 North Atlantic Treaty Organization and the Euro-  
8 pean Union, the United States should work with the  
9 individual countries of Europe and Eurasia—

10 (A) to identify vulnerabilities to aggres-  
11 sion, disinformation, corruption, and so-called  
12 hybrid warfare by the Government of the Rus-  
13 sian Federation;

14 (B) to establish strategic and technical  
15 plans for addressing those vulnerabilities;

16 (C) to ensure that the financial systems of  
17 those countries are not being used to shield il-  
18 licit financial activity by officials of the Govern-  
19 ment of the Russian Federation or individuals  
20 in President Vladimir Putin’s inner circle who  
21 have been enriched through corruption;

22 (D) to investigate and prosecute cases of  
23 corruption by Russian actors; and

24 (E) to work toward full compliance with  
25 the Convention on Combating Bribery of For-

1           eign Public Officials in International Business  
2           Transactions (commonly referred to as the  
3           “Anti-Bribery Convention”) of the Organization  
4           for Economic Co-operation and Development;  
5           and

6           (10) the President of the United States should  
7           use the authority of the President to impose sanc-  
8           tions under—

9                   (A) the Sergei Magnitsky Rule of Law Ac-  
10                  countability Act of 2012 (title IV of Public Law  
11                  112–208; 22 U.S.C. 5811 note); and

12                   (B) the Global Magnitsky Human Rights  
13                  Accountability Act (subtitle F of title XII of  
14                  Public Law 114–328; 22 U.S.C. 2656 note).

15 **SEC. 253. STATEMENT OF POLICY.**

16           The United States, consistent with the principle of  
17 *ex injuria jus non oritur*, supports the policy known as  
18 the “Stimson Doctrine” and thus does not recognize terri-  
19 torial changes effected by force, including the illegal inva-  
20 sions and occupations of Abkhazia, South Ossetia, Crimea,  
21 Eastern Ukraine, and Transnistria.

22 **SEC. 254. COORDINATING AID AND ASSISTANCE ACROSS**  
23 **EUROPE AND EURASIA.**

24           (a) **AUTHORIZATION OF APPROPRIATIONS.**—There  
25 are authorized to be appropriated for the Countering Rus-

1 sian Influence Fund \$250,000,000 for fiscal years 2018  
2 and 2019.

3 (b) USE OF FUNDS.—Amounts in the Countering  
4 Russian Influence Fund shall be used to effectively imple-  
5 ment, prioritized in the following order and subject to the  
6 availability of funds, the following goals:

7 (1) To assist in protecting critical infrastruc-  
8 ture and electoral mechanisms from cyberattacks in  
9 the following countries:

10 (A) Countries that are members of the  
11 North Atlantic Treaty Organization or the Eu-  
12 ropean Union that the Secretary of State deter-  
13 mines—

14 (i) are vulnerable to influence by the  
15 Russian Federation; and

16 (ii) lack the economic capability to ef-  
17 fectively respond to aggression by the Rus-  
18 sian Federation without the support of the  
19 United States.

20 (B) Countries that are participating in the  
21 enlargement process of the North Atlantic  
22 Treaty Organization or the European Union,  
23 including Albania, Bosnia and Herzegovina,  
24 Georgia, Macedonia, Moldova, Kosovo, Serbia,  
25 and Ukraine.

1           (2) To combat corruption, improve the rule of  
2 law, and otherwise strengthen independent judi-  
3 cialies and prosecutors general offices in the coun-  
4 tries described in paragraph (1).

5           (3) To respond to the humanitarian crises and  
6 instability caused or aggravated by the invasions and  
7 occupations of Georgia and Ukraine by the Russian  
8 Federation.

9           (4) To improve participatory legislative proc-  
10 esses and legal education, political transparency and  
11 competition, and compliance with international obli-  
12 gations in the countries described in paragraph (1).

13           (5) To build the capacity of civil society, media,  
14 and other nongovernmental organizations countering  
15 the influence and propaganda of the Russian Fed-  
16 eration to combat corruption, prioritize access to  
17 truthful information, and operate freely in all re-  
18 gions in the countries described in paragraph (1).

19           (6) To assist the Secretary of State in exe-  
20 cuting the functions specified in section 1287(b) of  
21 the National Defense Authorization Act for Fiscal  
22 Year 2017 (Public Law 114–328; 22 U.S.C. 2656  
23 note) for the purposes of recognizing, understanding,  
24 exposing, and countering propaganda and  
25 disinformation efforts by foreign governments, in co-

1 ordination with the relevant regional Assistant Sec-  
2 retary or Assistant Secretaries of the Department of  
3 State.

4 (c) REVISION OF ACTIVITIES FOR WHICH AMOUNTS  
5 MAY BE USED.—The Secretary of State may modify the  
6 goals described in subsection (b) if, not later than 15 days  
7 before revising such a goal, the Secretary notifies the ap-  
8 propriate congressional committees of the revision.

9 (d) IMPLEMENTATION.—

10 (1) IN GENERAL.—The Secretary of State shall,  
11 acting through the Coordinator of United States As-  
12 sistance to Europe and Eurasia (authorized pursu-  
13 ant to section 601 of the Support for East European  
14 Democracy (SEED) Act of 1989 (22 U.S.C. 5461)  
15 and section 102 of the Freedom for Russia and  
16 Emerging Eurasian Democracies and Open Markets  
17 Support Act of 1992 (22 U.S.C. 5812)), and in con-  
18 sultation with the Administrator for the United  
19 States Agency for International Development, the  
20 Director of the Global Engagement Center of the  
21 Department of State, the Secretary of Defense, the  
22 Chairman of the Broadcasting Board of Governors,  
23 and the heads of other relevant Federal agencies, co-  
24 ordinate and carry out activities to achieve the goals  
25 described in subsection (b).

1           (2) METHOD.—Activities to achieve the goals  
2 described in subsection (b) shall be carried out  
3 through—

4           (A) initiatives of the United States Gov-  
5 ernment;

6           (B) Federal grant programs such as the  
7 Information Access Fund; or

8           (C) nongovernmental or international orga-  
9 nizations, such as the Organization for Security  
10 and Co-operation in Europe, the National En-  
11 dowment for Democracy, the Black Sea Trust,  
12 the Balkan Trust for Democracy, the Prague  
13 Civil Society Centre, the North Atlantic Treaty  
14 Organization Strategic Communications Centre  
15 of Excellence, the European Endowment for  
16 Democracy, and related organizations.

17       (3) REPORT ON IMPLEMENTATION.—

18           (A) IN GENERAL.—Not later than April 1  
19 of each year, the Secretary of State, acting  
20 through the Coordinator of United States As-  
21 sistance to Europe and Eurasia, shall submit to  
22 the appropriate congressional committees a re-  
23 port on the programs and activities carried out  
24 to achieve the goals described in subsection (b)  
25 during the preceding fiscal year.

1 (B) ELEMENTS.—Each report required by  
2 subparagraph (A) shall include, with respect to  
3 each program or activity described in that sub-  
4 paragraph—

5 (i) the amount of funding for the pro-  
6 gram or activity;

7 (ii) the goal described in subsection  
8 (b) to which the program or activity re-  
9 lates; and

10 (iii) an assessment of whether or not  
11 the goal was met.

12 (e) COORDINATION WITH GLOBAL PARTNERS.—

13 (1) IN GENERAL.—In order to maximize cost  
14 efficiency, eliminate duplication, and speed the  
15 achievement of the goals described in subsection (b),  
16 the Secretary of State shall ensure coordination  
17 with—

18 (A) the European Union and its institu-  
19 tions;

20 (B) the governments of countries that are  
21 members of the North Atlantic Treaty Organi-  
22 zation or the European Union; and

23 (C) international organizations and quasi-  
24 governmental funding entities that carry out

1 programs and activities that seek to accomplish  
2 the goals described in subsection (b).

3 (2) REPORT BY SECRETARY OF STATE.—Not  
4 later than April 1 of each year, the Secretary of  
5 State shall submit to the appropriate congressional  
6 committees a report that includes—

7 (A) the amount of funding provided to  
8 each country referred to in subsection (b) by—

9 (i) the European Union or its institu-  
10 tions;

11 (ii) the government of each country  
12 that is a member of the European Union  
13 or the North Atlantic Treaty Organization;  
14 and

15 (iii) international organizations and  
16 quasi-governmental funding entities that  
17 carry out programs and activities that seek  
18 to accomplish the goals described in sub-  
19 section (b); and

20 (B) an assessment of whether the funding  
21 described in subparagraph (A) is commensurate  
22 with funding provided by the United States for  
23 those goals.

24 (f) RULE OF CONSTRUCTION.—Nothing in this sec-  
25 tion shall be construed to apply to or limit United States

1 foreign assistance not provided using amounts available in  
2 the Countering Russian Influence Fund.

3 (g) ENSURING ADEQUATE STAFFING FOR GOVERN-  
4 ANCE ACTIVITIES.—In order to ensure that the United  
5 States Government is properly focused on combating cor-  
6 ruption, improving rule of law, and building the capacity  
7 of civil society, media, and other nongovernmental organi-  
8 zations in countries described in subsection (b)(1), the  
9 Secretary of State shall establish a pilot program for For-  
10 eign Service officer positions focused on governance and  
11 anticorruption activities in such countries.

12 **SEC. 255. REPORT ON MEDIA ORGANIZATIONS CON-**  
13 **TROLLED AND FUNDED BY THE GOVERN-**  
14 **MENT OF THE RUSSIAN FEDERATION.**

15 (a) IN GENERAL.—Not later than 90 days after the  
16 date of the enactment of this Act, and annually thereafter,  
17 the President shall submit to the appropriate congres-  
18 sional committees a report that includes a description of  
19 media organizations that are controlled and funded by the  
20 Government of the Russian Federation, and any affiliated  
21 entities, whether operating within or outside the Russian  
22 Federation, including broadcast and satellite-based tele-  
23 vision, radio, Internet, and print media organizations.

1 (b) FORM OF REPORT.—The report required by sub-  
2 section (a) shall be submitted in unclassified form but may  
3 include a classified annex.

4 **SEC. 256. REPORT ON RUSSIAN FEDERATION INFLUENCE**  
5 **ON ELECTIONS IN EUROPE AND EURASIA.**

6 (a) IN GENERAL.—Not later than 90 days after the  
7 date of the enactment of this Act, and annually thereafter,  
8 the President shall submit to the appropriate congres-  
9 sional committees and leadership a report on funds pro-  
10 vided by, or funds the use of which was directed by, the  
11 Government of the Russian Federation or any Russian  
12 person with the intention of influencing the outcome of  
13 any election or campaign in any country in Europe or Eur-  
14 asia during the preceding year, including through direct  
15 support to any political party, candidate, lobbying cam-  
16 paign, nongovernmental organization, or civic organiza-  
17 tion.

18 (b) FORM OF REPORT.—Each report required by  
19 subsection (a) shall be submitted in unclassified form but  
20 may include a classified annex.

21 (c) DEFINITIONS.—In this section:

22 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
23 TEES AND LEADERSHIP.—The term “appropriate  
24 congressional committees and leadership” means—

1 (A) the Committee on Foreign Relations,  
2 the Committee on Banking, Housing, and  
3 Urban Affairs, the Committee on Armed Serv-  
4 ices, the Committee on Homeland Security and  
5 Governmental Affairs, the Committee on Appro-  
6 priations, the Select Committee on Intelligence,  
7 and the majority and minority leaders of the  
8 Senate; and

9 (B) the Committee on Foreign Affairs, the  
10 Committee on Financial Services, the Com-  
11 mittee on Armed Services, the Committee on  
12 Homeland Security, the Committee on Appro-  
13 priations, the Permanent Select Committee on  
14 Intelligence, and the Speaker, the majority  
15 leader, and the minority leader of the House of  
16 Representatives.

17 (2) RUSSIAN PERSON.—The term “Russian per-  
18 son” means—

19 (A) an individual who is a citizen or na-  
20 tional of the Russian Federation; or

21 (B) an entity organized under the laws of  
22 the Russian Federation or otherwise subject to  
23 the jurisdiction of the Government of the Rus-  
24 sian Federation.

1 **SEC. 257. UKRANIAN ENERGY SECURITY.**

2 (a) STATEMENT OF POLICY.—It is the policy of the  
3 United States—

4 (1) to support the Government of Ukraine in  
5 restoring its sovereign and territorial integrity;

6 (2) to condemn and oppose all of the desta-  
7 bilizing efforts by the Government of the Russian  
8 Federation in Ukraine in violation of its obligations  
9 and international commitments;

10 (3) to never recognize the illegal annexation of  
11 Crimea by the Government of the Russian Federa-  
12 tion or the separation of any portion of Ukrainian  
13 territory through the use of military force;

14 (4) to deter the Government of the Russian  
15 Federation from further destabilizing and invading  
16 Ukraine and other independent countries in Central  
17 and Eastern Europe and the Caucasus;

18 (5) to assist in promoting reform in regulatory  
19 oversight and operations in Ukraine’s energy sector,  
20 including the establishment and empowerment of an  
21 independent regulatory organization;

22 (6) to encourage and support fair competition,  
23 market liberalization, and reliability in Ukraine’s en-  
24 ergy sector;

25 (7) to help Ukraine and United States allies  
26 and partners in Europe reduce their dependence on

1 Russian energy resources, especially natural gas,  
2 which the Government of the Russian Federation  
3 uses as a weapon to coerce, intimidate, and influence  
4 other countries;

5 (8) to work with European Union member  
6 states and European Union institutions to promote  
7 energy security through developing diversified and  
8 liberalized energy markets that provide diversified  
9 sources, suppliers, and routes;

10 (9) to continue to oppose the NordStream 2  
11 pipeline given its detrimental impacts on the Euro-  
12 pean Union's energy security, gas market develop-  
13 ment in Central and Eastern Europe, and energy re-  
14 forms in Ukraine; and

15 (10) that the United States Government should  
16 prioritize the export of United States energy re-  
17 sources in order to create American jobs, help  
18 United States allies and partners, and strengthen  
19 United States foreign policy.

20 (b) PLAN TO PROMOTE ENERGY SECURITY IN  
21 UKRAINE.—

22 (1) IN GENERAL.—The Secretary of State, in  
23 coordination with the Administrator of the United  
24 States Agency for International Development and  
25 the Secretary of Energy, shall work with the Govern-

1 ment of Ukraine to develop a plan to increase energy  
2 security in Ukraine, increase the amount of energy  
3 produced in Ukraine, and reduce Ukraine's reliance  
4 on energy imports from the Russian Federation.

5 (2) ELEMENTS.—The plan developed under  
6 paragraph (1) shall include strategies for market lib-  
7 eralization, effective regulation and oversight, supply  
8 diversification, energy reliability, and energy effi-  
9 ciency, such as through supporting—

10 (A) the promotion of advanced technology  
11 and modern operating practices in Ukraine's oil  
12 and gas sector;

13 (B) modern geophysical and meteorological  
14 survey work as needed followed by international  
15 tenders to help attract qualified investment into  
16 exploration and development of areas with un-  
17 tapped resources in Ukraine;

18 (C) a broadening of Ukraine's electric  
19 power transmission interconnection with Eu-  
20 rope;

21 (D) the strengthening of Ukraine's capa-  
22 bility to maintain electric power grid stability  
23 and reliability;

1 (E) independent regulatory oversight and  
2 operations of Ukraine’s gas market and elec-  
3 tricity sector;

4 (F) the implementation of primary gas law  
5 including pricing, tariff structure, and legal reg-  
6 ulatory implementation;

7 (G) privatization of government owned en-  
8 ergy companies through credible legal frame-  
9 works and a transparent process compliant with  
10 international best practices;

11 (H) procurement and transport of emer-  
12 gency fuel supplies, including reverse pipeline  
13 flows from Europe;

14 (I) provision of technical assistance for cri-  
15 sis planning, crisis response, and public out-  
16 reach;

17 (J) repair of infrastructure to enable the  
18 transport of fuel supplies;

19 (K) repair of power generating or power  
20 transmission equipment or facilities; and

21 (L) improved building energy efficiency  
22 and other measures designed to reduce energy  
23 demand in Ukraine.

24 (3) REPORTS.—

1 (A) IMPLEMENTATION OF UKRAINE FREE-  
2 DOM SUPPORT ACT OF 2014 PROVISIONS.—Not  
3 later than 180 days after the date of the enact-  
4 ment of this Act, the Secretary of State shall  
5 submit to the appropriate congressional com-  
6 mittees a report detailing the status of imple-  
7 menting the provisions required under section  
8 7(c) of the Ukraine Freedom Support Act of  
9 2014 (22 U.S.C. 8926(c)), including detailing  
10 the plans required under that section, the level  
11 of funding that has been allocated to and ex-  
12 pended for the strategies set forth under that  
13 section, and progress that has been made in im-  
14 plementing the strategies developed pursuant to  
15 that section.

16 (B) IN GENERAL.—Not later than 180  
17 days after the date of the enactment of this  
18 Act, and every 180 days thereafter, the Sec-  
19 retary of State shall submit to the appropriate  
20 congressional committees a report detailing the  
21 plan developed under paragraph (1), the level of  
22 funding that has been allocated to and ex-  
23 pended for the strategies set forth in paragraph  
24 (2), and progress that has been made in imple-  
25 menting the strategies.

1           (C) BRIEFINGS.—The Secretary of State,  
2           or a designee of the Secretary, shall brief the  
3           appropriate congressional committees not later  
4           than 30 days after the submission of each re-  
5           port under subparagraph (B). In addition, the  
6           Department of State shall make relevant offi-  
7           cials available upon request to brief the appro-  
8           priate congressional committees on all available  
9           information that relates directly or indirectly to  
10          Ukraine or energy security in Eastern Europe.

11          (D) APPROPRIATE CONGRESSIONAL COM-  
12          MITTEES DEFINED.—In this paragraph, the  
13          term “appropriate congressional committees”  
14          means—

15                 (i) the Committee on Foreign Rela-  
16                 tions and the Committee on Appropriations  
17                 of the Senate; and

18                 (ii) the Committee on Foreign Affairs  
19                 and the Committee on Appropriations of  
20                 the House of Representatives.

21          (e) SUPPORTING EFFORTS OF COUNTRIES IN EU-  
22          ROPE AND EURASIA TO DECREASE THEIR DEPENDENCE  
23          ON RUSSIAN SOURCES OF ENERGY.—

24                 (1) FINDINGS.—Congress makes the following  
25          findings:

1 (A) The Government of the Russian Fed-  
2 eration uses its strong position in the energy  
3 sector as leverage to manipulate the internal  
4 politics and foreign relations of the countries of  
5 Europe and Eurasia.

6 (B) This influence is based not only on the  
7 Russian Federation's oil and natural gas re-  
8 sources, but also on its state-owned nuclear  
9 power and electricity companies.

10 (2) SENSE OF CONGRESS.—It is the sense of  
11 Congress that—

12 (A) the United States should assist the ef-  
13 forts of the countries of Europe and Eurasia to  
14 enhance their energy security through diver-  
15 sification of energy supplies in order to lessen  
16 dependencies on Russian Federation energy re-  
17 sources and state-owned entities; and

18 (B) the Export-Import Bank of the United  
19 States and the Overseas Private Investment  
20 Corporation should play key roles in supporting  
21 critical energy projects that contribute to that  
22 goal.

23 (3) USE OF COUNTERING RUSSIAN INFLUENCE  
24 FUND TO PROVIDE TECHNICAL ASSISTANCE.—  
25 Amounts in the Countering Russian Influence Fund

1       pursuant to section 254 shall be used to provide  
2       technical advice to countries described in subsection  
3       (b)(1) of such section designed to enhance energy se-  
4       curity and lessen dependence on energy from Rus-  
5       sian Federation sources.

6       (d) **AUTHORIZATION OF APPROPRIATIONS.**—There is  
7       authorized to be appropriated for the Department of State  
8       a total of \$30,000,000 for fiscal years 2018 and 2019 to  
9       carry out the strategies set forth in subsection (b)(2) and  
10      other activities under this section related to the promotion  
11      of energy security in Ukraine.

12      (e) **RULE OF CONSTRUCTION.**—Nothing in this sec-  
13      tion shall be construed as affecting the responsibilities re-  
14      quired and authorities provided under section 7 of the  
15      Ukraine Freedom Support Act of 2014 (22 U.S.C. 8926).

16      **SEC. 258. TERMINATION.**

17      The provisions of this subtitle shall terminate on the  
18      date that is 5 years after the date of the enactment of  
19      this Act.

20      **SEC. 259. APPROPRIATE CONGRESSIONAL COMMITTEES**

21                      **DEFINED.**

22      Except as otherwise provided, in this subtitle, the  
23      term “appropriate congressional committees” means—

24              (1) the Committee on Foreign Relations, the  
25      Committee on Banking, Housing, and Urban Af-

1       fairs, the Committee on Armed Services, the Com-  
2       mittee on Homeland Security and Governmental Af-  
3       fairs, the Committee on Appropriations, and the Se-  
4       lect Committee on Intelligence of the Senate; and

5               (2) the Committee on Foreign Affairs, the  
6       Committee on Financial Services, the Committee on  
7       Armed Services, the Committee on Homeland Secu-  
8       rity, the Committee on Appropriations, and the Per-  
9       manent Select Committee on Intelligence of the  
10      House of Representatives.

11      **Subtitle C—Combating Terrorism**  
12                              **and Illicit Financing**

13      **PART 1—NATIONAL STRATEGY FOR COMBATING**  
14              **TERRORIST AND OTHER ILLICIT FINANCING**

15      **SEC. 261. DEVELOPMENT OF NATIONAL STRATEGY.**

16           (a) IN GENERAL.—The President, acting through the  
17      Secretary, shall, in consultation with the Attorney Gen-  
18      eral, the Secretary of State, the Secretary of Homeland  
19      Security, the Director of National Intelligence, the Direc-  
20      tor of the Office of Management and Budget, and the ap-  
21      propriate Federal banking agencies and Federal functional  
22      regulators, develop a national strategy for combating the  
23      financing of terrorism and related forms of illicit finance.

24           (b) TRANSMITTAL TO CONGRESS.—

1           (1) IN GENERAL.—Not later than 1 year after  
2           the date of the enactment of this Act, the President  
3           shall submit to the appropriate congressional com-  
4           mittees a comprehensive national strategy developed  
5           in accordance with subsection (a).

6           (2) UPDATES.—Not later than January 31,  
7           2020, and January 31, 2022, the President shall  
8           submit to the appropriate congressional committees  
9           updated versions of the national strategy submitted  
10          under paragraph (1).

11          (c) SEPARATE PRESENTATION OF CLASSIFIED MA-  
12          TERIAL.—Any part of the national strategy that involves  
13          information that is properly classified under criteria estab-  
14          lished by the President shall be submitted to Congress sep-  
15          arately in a classified annex and, if requested by the chair-  
16          man or ranking member of one of the appropriate congres-  
17          sional committees, as a briefing at an appropriate level  
18          of security.

19          **SEC. 262. CONTENTS OF NATIONAL STRATEGY.**

20          The strategy described in section 261 shall contain  
21          the following:

22               (1) EVALUATION OF EXISTING EFFORTS.—An  
23               assessment of the effectiveness of and ways in which  
24               the United States is currently addressing the highest  
25               levels of risk of various forms of illicit finance, in-

1 including those identified in the documents entitled  
2 “2015 National Money Laundering Risk Assess-  
3 ment” and “2015 National Terrorist Financing Risk  
4 Assessment”, published by the Department of the  
5 Treasury and a description of how the strategy is in-  
6 tegrated into, and supports, the broader counter ter-  
7 rorism strategy of the United States.

8 (2) GOALS, OBJECTIVES, AND PRIORITIES.—A  
9 comprehensive, research-based, long-range, quantifi-  
10 able discussion of goals, objectives, and priorities for  
11 disrupting and preventing illicit finance activities  
12 within and transiting the financial system of the  
13 United States that outlines priorities to reduce the  
14 incidence, dollar value, and effects of illicit finance.

15 (3) THREATS.—An identification of the most  
16 significant illicit finance threats to the financial sys-  
17 tem of the United States.

18 (4) REVIEWS AND PROPOSED CHANGES.—Re-  
19 views of enforcement efforts, relevant regulations  
20 and relevant provisions of law and, if appropriate,  
21 discussions of proposed changes determined to be  
22 appropriate to ensure that the United States pur-  
23 sues coordinated and effective efforts at all levels of  
24 government, and with international partners of the  
25 United States, in the fight against illicit finance.

1           (5) DETECTION AND PROSECUTION INITIA-  
2 TIVES.—A description of efforts to improve, as nec-  
3 essary, detection and prosecution of illicit finance,  
4 including efforts to ensure that—

5           (A) subject to legal restrictions, all appro-  
6 priate data collected by the Federal Govern-  
7 ment that is relevant to the efforts described in  
8 this section be available in a timely fashion to—

9           (i) all appropriate Federal depart-  
10 ments and agencies; and

11           (ii) as appropriate and consistent with  
12 section 314 of the International Money  
13 Laundering Abatement and Financial  
14 Anti-Terrorism Act of 2001 (31 U.S.C.  
15 5311 note), to financial institutions to as-  
16 sist the financial institutions in efforts to  
17 comply with laws aimed at curbing illicit fi-  
18 nance; and

19           (B) appropriate efforts are undertaken to  
20 ensure that Federal departments and agencies  
21 charged with reducing and preventing illicit fi-  
22 nance make thorough use of publicly available  
23 data in furtherance of this effort.

24           (6) THE ROLE OF THE PRIVATE FINANCIAL  
25 SECTOR IN PREVENTION OF ILLICIT FINANCE.—A

1 discussion of ways to enhance partnerships between  
2 the private financial sector and Federal departments  
3 and agencies with regard to the prevention and de-  
4 tection of illicit finance, including—

5 (A) efforts to facilitate compliance with  
6 laws aimed at stopping such illicit finance while  
7 maintaining the effectiveness of such efforts;  
8 and

9 (B) providing guidance to strengthen inter-  
10 nal controls and to adopt on an industry-wide  
11 basis more effective policies.

12 (7) ENHANCEMENT OF INTERGOVERNMENTAL  
13 COOPERATION.—A discussion of ways to combat il-  
14 licit finance by enhancing—

15 (A) cooperative efforts between and among  
16 Federal, State, and local officials, including  
17 State regulators, State and local prosecutors,  
18 and other law enforcement officials; and

19 (B) cooperative efforts with and between  
20 governments of countries and with and between  
21 multinational institutions with expertise in  
22 fighting illicit finance, including the Financial  
23 Action Task Force and the Egmont Group of  
24 Financial Intelligence Units.

1           (8) TREND ANALYSIS OF EMERGING ILLICIT FI-  
2           NANCE THREATS.—A discussion of and data regard-  
3           ing trends in illicit finance, including evolving forms  
4           of value transfer such as so-called cryptocurrencies,  
5           other methods that are computer, telecommuni-  
6           cations, or Internet-based, cyber crime, or any other  
7           threats that the Secretary may choose to identify.

8           (9) BUDGET PRIORITIES.—A multiyear budget  
9           plan that identifies sufficient resources needed to  
10          successfully execute the full range of missions called  
11          for in this section.

12          (10) TECHNOLOGY ENHANCEMENTS.—An anal-  
13          ysis of current and developing ways to leverage tech-  
14          nology to improve the effectiveness of efforts to stop  
15          the financing of terrorism and other forms of illicit  
16          finance, including better integration of open-source  
17          data.

18   **PART 2—ENHANCING ANTITERRORISM TOOLS OF**  
19           **THE DEPARTMENT OF THE TREASURY**  
20   **SEC. 271. IMPROVING ANTITERROR FINANCE MONITORING**  
21           **OF FUNDS TRANSFERS.**

22          (a) STUDY.—

23           (1) IN GENERAL.—To improve the ability of the  
24          Department of the Treasury to better track cross-  
25          border fund transfers and identify potential financ-

1       ing of terrorist or other forms of illicit finance, the  
2       Secretary shall carry out a study to assess—

3               (A) the potential efficacy of requiring  
4       banking regulators to establish a pilot program  
5       to provide technical assistance to depository in-  
6       stitutions and credit unions that wish to provide  
7       account services to money services businesses  
8       serving individuals in Somalia;

9               (B) whether such a pilot program could be  
10       a model for improving the ability of United  
11       States persons to make legitimate funds trans-  
12       fers through transparent and easily monitored  
13       channels while preserving strict compliance with  
14       the Bank Secrecy Act (Public Law 91–508; 84  
15       Stat. 1114) and related controls aimed at stop-  
16       ping money laundering and the financing of ter-  
17       rorism; and

18              (C) consistent with current legal require-  
19       ments regarding confidential supervisory infor-  
20       mation, the potential impact of allowing money  
21       services businesses to share certain State exam-  
22       ination information with depository institutions  
23       and credit unions, or whether another appro-  
24       priate mechanism could be identified to allow a  
25       similar exchange of information to give the de-

1           pository institutions and credit unions a better  
2           understanding of whether an individual money  
3           services business is adequately meeting its anti-  
4           money laundering and counter-terror financing  
5           obligations to combat money laundering, the fi-  
6           nancing of terror, or related illicit finance.

7           (2) PUBLIC INPUT.—The Secretary should so-  
8           licit and consider public input as appropriate in de-  
9           veloping the study required under subsection (a).

10          (b) REPORT.—Not later than 270 days after the date  
11         of the enactment of this Act, the Secretary shall submit  
12         to the Committee on Banking, Housing, and Urban Af-  
13         fairs and the Committee on Foreign Relations of the Sen-  
14         ate and the Committee on Financial Services and the  
15         Committee on Foreign Affairs of the House of Representa-  
16         tives a report that contains all findings and determina-  
17         tions made in carrying out the study required under sub-  
18         section (a).

19         **SEC. 272. SENSE OF CONGRESS ON INTERNATIONAL CO-**  
20                                 **OPERATION REGARDING TERRORIST FINANC-**  
21                                 **ING INTELLIGENCE.**

22           It is the sense of Congress that the Secretary, acting  
23         through the Under Secretary for Terrorism and Financial  
24         Crimes, should intensify work with foreign partners to  
25         help the foreign partners develop intelligence analytic ca-

1 pacities, in a financial intelligence unit, finance ministry,  
2 or other appropriate agency, that are—

3 (1) commensurate to the threats faced by the  
4 foreign partner; and

5 (2) designed to better integrate intelligence ef-  
6 forts with the anti-money laundering and counter-  
7 terrorist financing regimes of the foreign partner.

8 **SEC. 273. EXAMINING THE COUNTER-TERROR FINANCING**  
9 **ROLE OF THE DEPARTMENT OF THE TREAS-**  
10 **URY IN EMBASSIES.**

11 Not later than 180 days after the date of the enact-  
12 ment of this Act, the Secretary shall submit to the Com-  
13 mittee on Banking, Housing, and Urban Affairs and the  
14 Committee on Foreign Relations of the Senate and the  
15 Committee on Financial Services and the Committee on  
16 Foreign Affairs of the House of Representatives a report  
17 that contains—

18 (1) a list of the United States embassies in  
19 which a full-time Department of the Treasury finan-  
20 cial attaché is stationed and a description of how the  
21 interests of the Department of the Treasury relating  
22 to terrorist financing and money laundering are ad-  
23 dressed (via regional attachés or otherwise) at  
24 United States embassies where no such attachés are  
25 present;

1           (2) a list of the United States embassies at  
2           which the Department of the Treasury has assigned  
3           a technical assistance advisor from the Office of  
4           Technical Assistance of the Department of the  
5           Treasury;

6           (3) an overview of how Department of the  
7           Treasury financial attachés and technical assistance  
8           advisors assist in efforts to counter illicit finance, to  
9           include money laundering, terrorist financing, and  
10          proliferation financing; and

11          (4) an overview of patterns, trends, or other  
12          issues identified by the Department of the Treasury  
13          and whether resources are sufficient to address these  
14          issues.

15 **SEC. 274. INCLUSION OF SECRETARY OF THE TREASURY ON**  
16 **THE NATIONAL SECURITY COUNCIL.**

17          (a) **IN GENERAL.**—Section 101(c)(1) of the National  
18 Security Act of 1947 (50 U.S.C. 3021(c)(1)) is amended  
19 by inserting “the Secretary of the Treasury,” before “and  
20 such other officers”.

21          (b) **RULE OF CONSTRUCTION.**—The amendment  
22 made by subsection (a) may not be construed to authorize  
23 the National Security Council to have a professional staff  
24 level that exceeds the limitation set forth under section

1 101(e)(3) of the National Security Act of 1947 (50 U.S.C.  
2 3021(e)(3)).

3 **SEC. 275. INCLUSION OF ALL FUNDS.**

4 (a) IN GENERAL.—Section 5326 of title 31, United  
5 States Code, is amended—

6 (1) in the heading of such section, by striking  
7 “coin and currency”;

8 (2) in subsection (a)—

9 (A) by striking “subtitle and” and insert-  
10 ing “subtitle or to”; and

11 (B) in paragraph (1)(A), by striking  
12 “United States coins or currency (or such other  
13 monetary instruments as the Secretary may de-  
14 scribe in such order)” and inserting “funds (as  
15 the Secretary may describe in such order),”;  
16 and

17 (3) in subsection (b)—

18 (A) in paragraph (1)(A), by striking “coins  
19 or currency (or monetary instruments)” and in-  
20 sserting “funds”; and

21 (B) in paragraph (2), by striking “coins or  
22 currency (or such other monetary instruments  
23 as the Secretary may describe in the regulation  
24 or order)” and inserting “funds (as the Sec-



1           (2) the term “appropriate Federal banking  
2 agencies” has the meaning given the term in section  
3 3 of the Federal Deposit Insurance Act (12 U.S.C.  
4 1813);

5           (3) the term “Bank Secrecy Act” means—

6                 (A) section 21 of the Federal Deposit In-  
7 surance Act (12 U.S.C. 1829b);

8                 (B) chapter 2 of title I of Public Law 91–  
9 508 (12 U.S.C. 1951 et seq.); and

10                (C) subchapter II of chapter 53 of title 31,  
11 United States Code;

12           (4) the term “Federal functional regulator” has  
13 the meaning given that term in section 509 of the  
14 Gramm-Leach-Bliley Act (15 U.S.C. 6809);

15           (5) the term “illicit finance” means the financ-  
16 ing of terrorism, narcotics trafficking, or prolifera-  
17 tion, money laundering, or other forms of illicit fi-  
18 nancing domestically or internationally, as defined  
19 by the President;

20           (6) the term “money services business” has the  
21 meaning given the term under section 1010.100 of  
22 title 31, Code of Federal Regulations;

23           (7) the term “Secretary” means the Secretary  
24 of the Treasury; and

1           (8) the term “State” means each of the several  
2           States, the District of Columbia, and each territory  
3           or possession of the United States.

## 4       **Subtitle D—Rule of Construction**

### 5       **SEC. 291. RULE OF CONSTRUCTION.**

6           Nothing in this title or the amendments made by this  
7           title (other than sections 216 and 236(b)) shall be con-  
8           strued to limit the authority of the President under the  
9           International Emergency Economic Powers Act (50  
10          U.S.C. 1701 et seq.).

### 11       **SEC. 292. SENSE OF CONGRESS ON THE STRATEGIC IMPOR-** 12                               **TANCE OF ARTICLE 5 OF THE NORTH ATLAN-** 13                               **TIC TREATY.**

14          (a) FINDINGS.—Congress makes the following find-  
15          ings:

16               (1) The principle of collective defense of the  
17               North Atlantic Treaty Organization (NATO) is im-  
18               mortalized in Article 5 of the North Atlantic Treaty  
19               in which members pledge that “an armed attack  
20               against one or more of them in Europe or North  
21               America shall be considered an attack against them  
22               all”.

23               (2) For almost 7 decades, the principle of col-  
24               lective defense has effectively served as a strategic  
25               deterrent for the member nations of the North At-

1        lantic Treaty Organization and provided stability  
2        throughout the world, strengthening the security of  
3        the United States and all 28 other member nations.

4            (3) Following the September 11, 2001, terrorist  
5        attacks in New York, Washington, and Pennsyl-  
6        vania, the Alliance agreed to invoke Article 5 for the  
7        first time, affirming its commitment to collective de-  
8        fense.

9            (4) Countries that are members of the North  
10        Atlantic Treaty Organization have made historic  
11        contributions and sacrifices while combating ter-  
12        rorism in Afghanistan through the International Se-  
13        curity Assistance Force and the Resolute Support  
14        Mission.

15           (5) The recent attacks in the United Kingdom  
16        underscore the importance of an international alli-  
17        ance to combat hostile nation states and terrorist  
18        groups.

19           (6) At the 2014 NATO summit in Wales, the  
20        member countries of the North Atlantic Treaty Or-  
21        ganization decided that all countries that are mem-  
22        bers of NATO would spend an amount equal to 2  
23        percent of their gross domestic product on defense  
24        by 2024.

1           (7) Collective defense unites the 29 members of  
2 the North Atlantic Treaty Organization, each com-  
3 mitting to protecting and supporting one another  
4 from external adversaries, which bolsters the North  
5 Atlantic Alliance.

6           (b) SENSE OF CONGRESS.—It is the sense of Con-  
7 gress—

8           (1) to express the vital importance of Article 5  
9 of the North Atlantic Treaty, the charter of the  
10 North Atlantic Treaty Organization, as it continues  
11 to serve as a critical deterrent to potential hostile  
12 nations and terrorist organizations;

13           (2) to remember the first and only invocation of  
14 Article 5 by the North Atlantic Treaty Organization  
15 in support of the United States after the terrorist  
16 attacks of September 11, 2001;

17           (3) to affirm that the United States remains  
18 fully committed to the North Atlantic Treaty Orga-  
19 nization and will honor its obligations enshrined in  
20 Article 5; and

21           (4) to condemn any threat to the sovereignty,  
22 territorial integrity, freedom, or democracy of any  
23 country that is a member of the North Atlantic  
24 Treaty Organization.

1       **TITLE III—SANCTIONS WITH**  
2       **RESPECT TO NORTH KOREA**

3       **SEC. 301. SHORT TITLE.**

4           This title may be cited as the “Korean Interdiction  
5 and Modernization of Sanctions Act”.

6       **SEC. 302. DEFINITIONS.**

7           (a) AMENDMENTS TO DEFINITIONS IN THE NORTH  
8 KOREA SANCTIONS AND POLICY ENHANCEMENT ACT OF  
9 2016.—

10           (1) APPLICABLE EXECUTIVE ORDER.—Section  
11 3(1)(A) of the North Korea Sanctions and Policy  
12 Enhancement Act of 2016 (22 U.S.C. 9202(1)(A))  
13 is amended—

14           (A) by striking “or Executive Order  
15 13694” and inserting “Executive Order No.  
16 13694”; and

17           (B) by inserting “or Executive Order No.  
18 13722 (50 U.S.C. 1701 note; relating to block-  
19 ing the property of the Government of North  
20 Korea and the Workers’ Party of Korea, and  
21 Prohibiting Certain Transactions With Respect  
22 to North Korea),” before “to the extent”.

23           (2) APPLICABLE UNITED NATIONS SECURITY  
24 COUNCIL RESOLUTION.—Section 3(2)(A) of the  
25 North Korea Sanctions and Policy Enhancement Act

1 of 2016 (22 U.S.C. 9202(2)(A)) is amended by  
2 striking “or 2094 (2013)” and inserting “2094  
3 (2013), 2270 (2016), or 2321 (2016)”.

4 (3) FOREIGN PERSON.—Section 3 of the North  
5 Korea Sanctions and Policy Enhancement Act of  
6 2016 (22 U.S.C. 9202) is amended—

7 (A) by redesignating paragraphs (5)  
8 through (14) as paragraphs (6) through (15),  
9 respectively; and

10 (B) by inserting after paragraph (4) the  
11 following new paragraph:

12 “(5) FOREIGN PERSON.—The term ‘foreign per-  
13 son’ means—

14 “(A) an individual who is not a United  
15 States citizen or an alien lawfully admitted for  
16 permanent residence to the United States; or

17 “(B) an entity that is not a United States  
18 person.”.

19 (4) LUXURY GOODS.—Paragraph (9) of section  
20 3 of the North Korea Sanctions and Policy En-  
21 hancement Act of 2016 (22 U.S.C. 9202), as reded-  
22 icated by paragraph (3) of this subsection, is  
23 amended—

24 (A) in subparagraph (A), by striking  
25 “and” at the end;

1 (B) in subparagraph (B), by striking the  
2 period at the end and inserting “; and”; and

3 (C) by adding at the end the following new  
4 subparagraph:

5 “(C) also includes any items so designated  
6 under an applicable United Nations Security  
7 Council resolution.”.

8 (5) NORTH KOREAN PERSON.—Section 3 of the  
9 North Korea Sanctions and Policy Enhancement Act  
10 of 2016 (22 U.S.C. 9202), as amended by para-  
11 graph (3) of this subsection, is further amended—

12 (A) by redesignating paragraphs (13)  
13 through (15) as paragraphs (14) through (16),  
14 respectively; and

15 (B) by inserting after paragraph (12) the  
16 following new paragraph:

17 “(13) NORTH KOREAN PERSON.—The term  
18 ‘North Korean person’ means—

19 “(A) a North Korean citizen or national;  
20 or

21 “(B) an entity owned or controlled by the  
22 Government of North Korea or by a North Ko-  
23 rean citizen or national.”.

24 (b) DEFINITIONS FOR PURPOSES OF THIS ACT.—In  
25 this title:

1           (1) APPLICABLE UNITED NATIONS SECURITY  
2 COUNCIL RESOLUTION; LUXURY GOODS.—The terms  
3 “applicable United Nations Security Council resolu-  
4 tion” and “luxury goods” have the meanings given  
5 those terms, respectively, in section 3 of the North  
6 Korea Sanctions and Policy Enhancement Act of  
7 2016 (22 U.S.C. 9202), as amended by subsection  
8 (a).

9           (2) APPROPRIATE CONGRESSIONAL COMMIT-  
10 TEES; GOVERNMENT OF NORTH KOREA; UNITED  
11 STATES PERSON.—The terms “appropriate congres-  
12 sional committees”, “Government of North Korea”,  
13 and “United States person” have the meanings  
14 given those terms, respectively, in section 3 of the  
15 North Korea Sanctions and Policy Enhancement Act  
16 of 2016 (22 U.S.C. 9202).

17           (3) FOREIGN PERSON; NORTH KOREAN PER-  
18 SON.—The terms “foreign person” and “North Ko-  
19 rean person” have the meanings given those terms,  
20 respectively, in paragraph (5) and paragraph (13) of  
21 section 3 of the North Korea Sanctions and Policy  
22 Enhancement Act of 2016 (22 U.S.C. 9202(5) and  
23 9202(13)), as added by subsection (a).

24           (4) PROHIBITED WEAPONS PROGRAM.—The  
25 term “prohibited weapons program” means—

1 (A) any program related to the develop-  
2 ment of nuclear, chemical, or biological weap-  
3 ons, and their means of delivery, including bal-  
4 listic missiles; and

5 (B) any program to develop related mate-  
6 rials with respect to a program described in  
7 subparagraph (A).

8 **Subtitle A—Sanctions to Enforce**  
9 **and Implement United Nations**  
10 **Security Council Sanctions**  
11 **Against North Korea**

12 **SEC. 311. MODIFICATION AND EXPANSION OF REQUIRE-**  
13 **MENTS FOR THE DESIGNATION OF PERSONS.**

14 (a) **EXPANSION OF MANDATORY DESIGNATIONS.—**  
15 Section 104(a) of the North Korea Sanctions and Policy  
16 Enhancement Act of 2016 (22 U.S.C. 9214(a)) is amend-  
17 ed—

18 (1) in paragraph (9), by striking “; or” and in-  
19 serting “or any defense article or defense service (as  
20 such terms are defined in section 47 of the Arms  
21 Export Control Act (22 U.S.C. 2794));”;

22 (2) by redesignating paragraph (10) as para-  
23 graph (15);

24 (3) by inserting after paragraph (9) the fol-  
25 lowing new paragraphs:

1           “(10) knowingly, directly or indirectly, pur-  
2           chases or otherwise acquires from North Korea any  
3           significant amounts of gold, titanium ore, vanadium  
4           ore, copper, silver, nickel, zinc, or rare earth min-  
5           erals;

6           “(11) knowingly, directly or indirectly, sells or  
7           transfers to North Korea any significant amounts of  
8           rocket, aviation, or jet fuel (except for use by a civil-  
9           ian passenger aircraft outside North Korea, exclu-  
10          sively for consumption during its flight to North  
11          Korea or its return flight);

12          “(12) knowingly, directly or indirectly, provides  
13          significant amounts of fuel or supplies, provides bun-  
14          kering services, or facilitates a significant trans-  
15          action or transactions to operate or maintain, a ves-  
16          sel or aircraft that is designated under an applicable  
17          Executive order or an applicable United Nations Se-  
18          curity Council resolution, or that is owned or con-  
19          trolled by a person designated under an applicable  
20          Executive order or applicable United Nations Secu-  
21          rity Council resolution;

22          “(13) knowingly, directly or indirectly, insures,  
23          registers, facilitates the registration of, or maintains  
24          insurance or a registration for, a vessel owned or  
25          controlled by the Government of North Korea, ex-

1       cept as specifically approved by the United Nations  
2       Security Council;

3               “(14) knowingly, directly or indirectly, main-  
4       tains a correspondent account (as defined in section  
5       201A(d)(1)) with any North Korean financial insti-  
6       tution, except as specifically approved by the United  
7       Nations Security Council; or”; and

8               (4) in paragraph (15), as so redesignated, by  
9       striking “(9)” and inserting “(14)”.

10       (b) EXPANSION OF ADDITIONAL DISCRETIONARY  
11       DESIGNATIONS.—

12               (1) IN GENERAL.—Section 104(b)(1) of the  
13       North Korea Sanctions and Policy Enhancement Act  
14       of 2016 (22 U.S.C. 9214(b)(1)) is amended—

15               (A) in subparagraph (A), by striking “pur-  
16       suant to an applicable United Nations Security  
17       Council resolution;” and inserting the following:  
18       “pursuant to—

19                       “(i) an applicable United Nations Se-  
20                       curity Council resolution;

21                       “(ii) any regulation promulgated  
22                       under section 404; or

23                       “(iii) any applicable Executive  
24                       order;”;

1 (B) in subparagraph (B)(iii), by striking  
2 “or” at the end;

3 (C) in subparagraph (C), by striking the  
4 period at the end and inserting a semicolon;  
5 and

6 (D) by adding at the end the following new  
7 subparagraphs:

8 “(D) knowingly, directly or indirectly, pur-  
9 chased or otherwise acquired from the Govern-  
10 ment of North Korea significant quantities of  
11 coal, iron, or iron ore, in excess of the limita-  
12 tions provided in applicable United Nations Se-  
13 curity Council resolutions;

14 “(E) knowingly, directly or indirectly, pur-  
15 chased or otherwise acquired significant types  
16 or amounts of textiles from the Government of  
17 North Korea;

18 “(F) knowingly facilitated a significant  
19 transfer of funds or property of the Govern-  
20 ment of North Korea that materially contrib-  
21 utes to any violation of an applicable United  
22 National Security Council resolution;

23 “(G) knowingly, directly or indirectly, fa-  
24 cilitated a significant transfer to or from the  
25 Government of North Korea of bulk cash, pre-

1           cious metals, gemstones, or other stores of  
2           value not described under subsection (a)(10);

3           “(H) knowingly, directly or indirectly, sold,  
4           transferred, or otherwise provided significant  
5           amounts of crude oil, condensates, refined pe-  
6           troleum, other types of petroleum or petroleum  
7           byproducts, liquified natural gas, or other nat-  
8           ural gas resources to the Government of North  
9           Korea (except for heavy fuel oil, gasoline, or  
10          diesel fuel for humanitarian use or as excepted  
11          under subsection (a)(11));

12          “(I) knowingly, directly or indirectly, en-  
13          gaged in, facilitated, or was responsible for the  
14          online commercial activities of the Government  
15          of North Korea, including online gambling;

16          “(J) knowingly, directly or indirectly, pur-  
17          chased or otherwise acquired fishing rights  
18          from the Government of North Korea;

19          “(K) knowingly, directly or indirectly, pur-  
20          chased or otherwise acquired significant types  
21          or amounts of food or agricultural products  
22          from the Government of North Korea;

23          “(L) knowingly, directly or indirectly, en-  
24          gaged in, facilitated, or was responsible for the  
25          exportation of workers from North Korea in a

1 manner intended to generate significant rev-  
2 enue, directly or indirectly, for use by the Gov-  
3 ernment of North Korea or by the Workers'  
4 Party of Korea;

5 “(M) knowingly conducted a significant  
6 transaction or transactions in North Korea’s  
7 transportation, mining, energy, or financial  
8 services industries; or

9 “(N) except as specifically approved by the  
10 United Nations Security Council, and other  
11 than through a correspondent account as de-  
12 scribed in subsection (a)(14), knowingly facili-  
13 tated the operation of any branch, subsidiary,  
14 or office of a North Korean financial institu-  
15 tion.”.

16 (2) EFFECTIVE DATE.—The amendments made  
17 by paragraph (1) take effect on the date of the en-  
18 actment of this Act and apply with respect to con-  
19 duct described in subparagraphs (D) through (N) of  
20 section 104(b)(1) of the North Korea Sanctions and  
21 Policy Enhancement Act of 2016, as added by para-  
22 graph (1), engaged in on or after such date of enact-  
23 ment.

24 (c) MANDATORY AND DISCRETIONARY ASSET  
25 BLOCKING.—Section 104(c) of the North Korea Sanctions

1 and Policy Enhancement Act of 2016 (22 U.S.C. 9214(e))  
2 is amended—

3 (1) by striking “of a designated person” and in-  
4 sserting “of a person designated under subsection  
5 (a)”;

6 (2) by striking “The President” and inserting  
7 the following:

8 “(1) MANDATORY ASSET BLOCKING.—The  
9 President”; and

10 (3) by adding at the end the following new  
11 paragraph:

12 “(2) DISCRETIONARY ASSET BLOCKING.—The  
13 President may also exercise such powers, in the  
14 same manner and to the same extent described in  
15 paragraph (1), with respect to a person designated  
16 under subsection (b).”.

17 (d) DESIGNATION OF ADDITIONAL PERSONS.—

18 (1) IN GENERAL.—Not later than 180 days  
19 after the date of the enactment of this Act, the  
20 President shall submit to the appropriate congres-  
21 sional committees a report including a determination  
22 as to whether reasonable grounds exist, and an ex-  
23 planation of the reasons for any determination that  
24 such grounds do not exist, to designate, pursuant to  
25 section 104 of the North Korea Sanctions and Policy

1 Enhancement Act of 2016 (22 U.S.C. 9214), as  
2 amended by this section, each of the following:

3 (A) The Korea Shipowners' Protection and  
4 Indemnity Association, a North Korean insur-  
5 ance company, with respect to facilitating im-  
6 ports, exports, and reexports of arms and re-  
7 lated materiel to and from North Korea, or for  
8 other activities prohibited by such section 104.

9 (B) Chinpo Shipping Company (Private)  
10 Limited, a Singapore corporation, with respect  
11 to facilitating imports, exports, and reexports of  
12 arms and related materiel to and from North  
13 Korea.

14 (C) The Central Bank of the Democratic  
15 People's Republic of Korea, with respect to the  
16 sale of gold to, the receipt of gold from, or the  
17 import or export of gold by the Government of  
18 North Korea.

19 (D) Kumgang Economic Development Cor-  
20 poration (KKG), with respect to being an entity  
21 controlled by Bureau 39 of the Workers' Party  
22 of the Government of North Korea.

23 (E) Sam Pa, also known as Xu Jinghua,  
24 Xu Songhua, Sa Muxu, Samo, Sampa, or Sam  
25 King, and any entities owned or controlled by

1 such individual, with respect to transactions  
2 with KKG.

3 (F) The Chamber of Commerce of the  
4 Democratic People’s Republic of Korea, with re-  
5 spect to the exportation of workers in violation  
6 of section 104(a)(5) or of section 104(b)(1)(M)  
7 of such Act, as amended by subsection (b) of  
8 this section.

9 (2) FORM.—The report submitted under para-  
10 graph (1) may contain a classified annex.

11 **SEC. 312. PROHIBITION ON INDIRECT CORRESPONDENT**  
12 **ACCOUNTS.**

13 (a) IN GENERAL.—Title II of the North Korea Sanc-  
14 tions and Policy Enhancement Act of 2016 (22 U.S.C.  
15 9221 et seq.) is amended by inserting after section 201  
16 the following new section:

17 **“SEC. 201A. PROHIBITION ON INDIRECT CORRESPONDENT**  
18 **ACCOUNTS.**

19 “(a) IN GENERAL.—Except as provided in subsection  
20 (b), if a United States financial institution has or obtains  
21 knowledge that a correspondent account established,  
22 maintained, administered, or managed by that institution  
23 for a foreign financial institution is being used by the for-  
24 eign financial institution to provide significant financial  
25 services indirectly to any person, foreign government, or

1 financial institution designated under section 104, the  
2 United States financial institution shall ensure that such  
3 correspondent account is no longer used to provide such  
4 services.

5 “(b) EXCEPTION.—A United States financial institu-  
6 tion is authorized to process transfers of funds to or from  
7 North Korea, or for the direct or indirect benefit of any  
8 person, foreign government, or financial institution that  
9 is designated under section 104, only if the transfer—

10 “(1) arises from, and is ordinarily incident and  
11 necessary to give effect to, an underlying transaction  
12 that has been authorized by a specific or general li-  
13 cense issued by the Secretary of the Treasury; and

14 “(2) does not involve debiting or crediting a  
15 North Korean account.

16 “(c) DEFINITIONS.—In this section:

17 “(1) CORRESPONDENT ACCOUNT.—The term  
18 ‘correspondent account’ has the meaning given that  
19 term in section 5318A of title 31, United States  
20 Code.

21 “(2) UNITED STATES FINANCIAL INSTITU-  
22 TION.—The term ‘United States financial institu-  
23 tion’ means has the meaning given that term in sec-  
24 tion 510.310 of title 31, Code of Federal Regula-

1 tions, as in effect on the date of the enactment of  
2 this section.

3 “(3) FOREIGN FINANCIAL INSTITUTION.—The  
4 term ‘foreign financial institution’ has the meaning  
5 given that term in section 1010.605 of title 31, Code  
6 of Federal Regulations, as in effect on the date of  
7 the enactment of this section.”.

8 (b) CLERICAL AMENDMENT.—The table of contents  
9 in section 1(b) of the North Korea Sanctions and Policy  
10 Enhancement Act of 2016 is amended by inserting after  
11 the item relating to section 201 the following new item:  
“Sec. 201A. Prohibition on indirect correspondent accounts.”.

12 **SEC. 313. LIMITATIONS ON FOREIGN ASSISTANCE TO NON-**  
13 **COMPLIANT GOVERNMENTS.**

14 Section 203 of the North Korea Sanctions and Policy  
15 Enhancement Act of 2016 (22 U.S.C. 9223) is amended—

16 (1) in subsection (b)—

17 (A) in the heading, by striking “TRANS-  
18 ACTIONS IN LETHAL MILITARY EQUIPMENT”  
19 and inserting “TRANSACTIONS IN DEFENSE  
20 ARTICLES OR DEFENSE SERVICES”;

21 (B) in paragraph (1), by striking “that  
22 provides lethal military equipment to the Gov-  
23 ernment of North Korea” and inserting “that  
24 provides to or receives from the Government of  
25 North Korea a defense article or defense serv-

1 ice, as such terms are defined in section 47 of  
2 the Arms Export Control Act (22 U.S.C. 2794),  
3 if the President determines that a significant  
4 type or amount of such article or service has  
5 been so provided or received”; and

6 (C) in paragraph (2), by striking “1 year”  
7 and inserting “2 years”;

8 (2) in subsection (d), by striking “or emer-  
9 gency” and inserting “maternal and child health,  
10 disease prevention and response, or”; and

11 (3) by adding at the end the following new sub-  
12 section:

13 “(e) REPORT ON ARMS TRAFFICKING INVOLVING  
14 NORTH KOREA.—

15 “(1) IN GENERAL.—Not later than 180 days  
16 after the date of the enactment of this subsection,  
17 and annually thereafter for 5 years, the Secretary of  
18 State shall submit to the appropriate congressional  
19 committees a report that specifically describes the  
20 compliance of foreign countries and other foreign ju-  
21 risdictions with the requirement to curtail the trade  
22 described in subsection (b)(1).

23 “(2) FORM.—The report required under para-  
24 graph (1) shall be submitted in unclassified form but  
25 may contain a classified annex.”.

1 **SEC. 314. AMENDMENTS TO ENHANCE INSPECTION AU-**  
2 **THORITIES.**

3 Title II of the North Korea Sanctions and Policy En-  
4 hancement Act of 2016 (22 U.S.C. 9221 et seq.), as  
5 amended by section 102 of this Act, is further amended  
6 by striking section 205 and inserting the following:

7 **“SEC. 205. ENHANCED INSPECTION AUTHORITIES.**

8 “(a) REPORT REQUIRED.—

9 “(1) IN GENERAL.—Not later than 180 days  
10 after the date of the enactment of this section, and  
11 annually thereafter for 5 years, the President shall  
12 submit to the appropriate congressional committees  
13 a report—

14 “(A) identifying the operators of foreign  
15 sea ports and airports that knowingly—

16 “(i) significantly fail to implement or  
17 enforce regulations to inspect ships, air-  
18 craft, cargo, or conveyances in transit to or  
19 from North Korea, as required by applica-  
20 ble United Nations Security Council reso-  
21 lutions;

22 “(ii) facilitate the transfer, trans-  
23 shipment, or conveyance of significant  
24 types or quantities of cargo, vessels, or air-  
25 craft owned or controlled by persons des-

1                   ignated under applicable United Nations  
2                   Security Council resolutions; or

3                   “(iii) facilitate any of the activities de-  
4                   scribed in section 104(a);

5                   “(B) describing the extent to which the re-  
6                   quirements of applicable United Nations Secu-  
7                   rity Council resolutions to de-register any vessel  
8                   owned, controlled, or operated by or on behalf  
9                   of the Government of North Korea have been  
10                  implemented by other foreign countries;

11                  “(C) describing the compliance of the Is-  
12                  lamic Republic of Iran with the sanctions man-  
13                  dated in applicable United Nations Security  
14                  Council resolutions;

15                  “(D) identifying vessels, aircraft, and con-  
16                  veyances owned or controlled by the Reconnaissance  
17                  General Bureau of the Workers’ Party of  
18                  Korea; and

19                  “(E) describing the diplomatic and en-  
20                  forcement efforts by the President to secure the  
21                  full implementation of the applicable United  
22                  Nations Security Council resolutions, as de-  
23                  scribed in subparagraphs (A) through (C).

1           “(2) FORM.—The report required under para-  
2           graph (1) shall be submitted in unclassified form but  
3           may contain a classified annex.

4           “(b) SPECIFIC FINDINGS.—Each report required  
5           under subsection (a) shall include specific findings with  
6           respect to the following ports and airports:

7           “(1) The ports of Dandong, Dalian, and any  
8           other port in the People’s Republic of China that the  
9           President deems appropriate.

10          “(2) The ports of Abadan, Bandar-e-Abbas,  
11          Chabahar, Bandar-e-Khomeini, Bushehr Port,  
12          Asaluyeh Port, Kish, Kharg Island, Bandar-e-Lenge,  
13          and Khorramshahr, and Tehran Imam Khomeini  
14          International Airport, in the Islamic Republic of  
15          Iran.

16          “(3) The ports of Nakhodka, Vanino, and Vlad-  
17          ivostok, in the Russian Federation.

18          “(4) The ports of Latakia, Banias, and  
19          Tartous, and Damascus International Airport, in the  
20          Syrian Arab Republic.

21          “(c) ENHANCED SECURITY TARGETING REQUIRE-  
22          MENTS.—

23          “(1) IN GENERAL.—Except as provided in para-  
24          graph (2), the Secretary of Homeland Security may,  
25          using a layered approach, require enhanced screen-

1 ing procedures to determine whether physical inspec-  
2 tions are warranted of any cargo bound for or land-  
3 ed in the United States that—

4 “(A) has been transported through a sea  
5 port or airport the operator of which has been  
6 identified by the President in accordance with  
7 subsection (a)(1) as having repeatedly failed to  
8 comply with applicable United Nations Security  
9 Council resolutions;

10 “(B) is aboard a vessel or aircraft, or with-  
11 in a conveyance that has, within the last 365  
12 days, entered the territory or waters of North  
13 Korea, or landed in any of the sea ports or air-  
14 ports of North Korea; or

15 “(C) is registered by a country or jurisdic-  
16 tion whose compliance has been identified by  
17 the President as deficient pursuant to sub-  
18 section (a)(2).

19 “(2) EXCEPTION FOR FOOD, MEDICINE, AND  
20 HUMANITARIAN SHIPMENTS.—Paragraph (1) shall  
21 not apply to any vessel, aircraft, or conveyance that  
22 has entered the territory or waters of North Korea,  
23 or landed in any of the sea ports or airports of  
24 North Korea, exclusively for the purposes described  
25 in section 208(b)(3)(B), or to import food, medicine,

1 or supplies into North Korea to meet the humani-  
2 tarian needs of the North Korean people.

3 “(d) SEIZURE AND FORFEITURE.—A vessel, aircraft,  
4 or conveyance used to facilitate any of the activities de-  
5 scribed in section 104(a) under the jurisdiction of the  
6 United States may be seized and forfeited, or subject to  
7 forfeiture, under—

8 “(1) chapter 46 of title 18, United States Code;  
9 or

10 “(2) part V of title IV of the Tariff Act of 1930  
11 (19 U.S.C. 1581 et seq.).”.

12 **SEC. 315. ENFORCING COMPLIANCE WITH UNITED NATIONS**  
13 **SHIPPING SANCTIONS AGAINST NORTH**  
14 **KOREA.**

15 (a) IN GENERAL.—The Ports and Waterways Safety  
16 Act (33 U.S.C. 1221 et seq.) is amended by adding at  
17 the end the following new section:

18 **“SEC. 16. PROHIBITION ON ENTRY AND OPERATION.**

19 “(a) PROHIBITION.—

20 “(1) IN GENERAL.—Except as otherwise pro-  
21 vided in this section, no vessel described in sub-  
22 section (b) may enter or operate in the navigable  
23 waters of the United States or transfer cargo in any  
24 port or place under the jurisdiction of the United  
25 States.

1 “(2) LIMITATIONS ON APPLICATION.—

2 “(A) IN GENERAL.—The prohibition under  
3 paragraph (1) shall not apply with respect to—

4 “(i) a vessel described in subsection  
5 (b)(1), if the Secretary of State determines  
6 that—

7 “(I) the vessel is owned or oper-  
8 ated by or on behalf of a country the  
9 government of which the Secretary of  
10 State determines is closely cooperating  
11 with the United States with respect to  
12 implementing the applicable United  
13 Nations Security Council resolutions  
14 (as such term is defined in section 3  
15 of the North Korea Sanctions and  
16 Policy Enhancement Act of 2016); or

17 “(II) it is in the national security  
18 interest not to apply the prohibition to  
19 such vessel; or

20 “(ii) a vessel described in subsection  
21 (b)(2), if the Secretary of State determines  
22 that the vessel is no longer registered as  
23 described in that subsection.

24 “(B) NOTICE.—Not later than 15 days  
25 after making a determination under subpara-

1 graph (A), the Secretary of State shall submit  
2 to the Committee on Foreign Affairs and the  
3 Committee on Transportation and Infrastruc-  
4 ture of the House of Representatives and the  
5 Committee on Foreign Relations and the Com-  
6 mittee on Commerce, Science, and Transpor-  
7 tation of the Senate written notice of the deter-  
8 mination and the basis upon which the deter-  
9 mination was made.

10 “(C) PUBLICATION.—The Secretary of  
11 State shall publish a notice in the Federal Reg-  
12 ister of each determination made under sub-  
13 paragraph (A).

14 “(b) VESSELS DESCRIBED.—A vessel referred to in  
15 subsection (a) is a foreign vessel for which a notice of ar-  
16 rival is required to be filed under section 4(a)(5), and  
17 that—

18 “(1) is on the most recent list of vessels pub-  
19 lished in Federal Register under subsection (c)(2);  
20 or

21 “(2) more than 180 days after the publication  
22 of such list, is knowingly registered, pursuant to the  
23 1958 Convention on the High Seas entered into  
24 force on September 30, 1962, by a government the  
25 agents or instrumentalities of which are maintaining

1 a registration of a vessel that is included on such  
2 list.

3 “(c) INFORMATION AND PUBLICATION.—The Sec-  
4 retary of the department in which the Coast Guard is op-  
5 erating, with the concurrence of the Secretary of State,  
6 shall—

7 “(1) maintain timely information on the reg-  
8 istrations of all foreign vessels over 300 gross tons  
9 that are known to be—

10 “(A) owned or operated by or on behalf of  
11 the Government of North Korea or a North Ko-  
12 rean person;

13 “(B) owned or operated by or on behalf of  
14 any country in which a sea port is located, the  
15 operator of which the President has identified  
16 in the most recent report submitted under sec-  
17 tion 205(a)(1)(A) of the North Korea Sanctions  
18 and Policy Enhancement Act of 2016; or

19 “(C) owned or operated by or on behalf of  
20 any country identified by the President as a  
21 country that has not complied with the applica-  
22 ble United Nations Security Council resolutions  
23 (as such term is defined in section 3 of such  
24 Act); and

1           “(2) not later than 180 days after the date of  
2 the enactment of this section, and periodically there-  
3 after, publish in the Federal Register a list of the  
4 vessels described in paragraph (1).

5           “(d) NOTIFICATION OF GOVERNMENTS.—

6           “(1) IN GENERAL.—The Secretary of State  
7 shall notify each government, the agents or instru-  
8 mentalities of which are maintaining a registration  
9 of a foreign vessel that is included on a list pub-  
10 lished under subsection (c)(2), not later than 30  
11 days after such publication, that all vessels reg-  
12 istered under such government’s authority are sub-  
13 ject to subsection (a).

14           “(2) ADDITIONAL NOTIFICATION.—In the case  
15 of a government that continues to maintain a reg-  
16 istration for a vessel that is included on such list  
17 after receiving an initial notification under para-  
18 graph (1), the Secretary shall issue an additional no-  
19 tification to such government not later than 120  
20 days after the publication of a list under subsection  
21 (c)(2).

22           “(e) NOTIFICATION OF VESSELS.—Upon receiving a  
23 notice of arrival under section 4(a)(5) from a vessel de-  
24 scribed in subsection (b), the Secretary of the department  
25 in which the Coast Guard is operating shall notify the

1 master of such vessel that the vessel may not enter or op-  
2 erate in the navigable waters of the United States or  
3 transfer cargo in any port or place under the jurisdiction  
4 of the United States, unless—

5           “(1) the Secretary of State has made a deter-  
6 mination under subsection (a)(2); or

7           “(2) the Secretary of the department in which  
8 the Coast Guard is operating allows provisional  
9 entry of the vessel, or transfer of cargo from the ves-  
10 sel, under subsection (f).

11           “(f) PROVISIONAL ENTRY OR CARGO TRANSFER.—  
12 Notwithstanding any other provision of this section, the  
13 Secretary of the department in which the Coast Guard is  
14 operating may allow provisional entry of, or transfer of  
15 cargo from, a vessel, if such entry or transfer is necessary  
16 for the safety of the vessel or persons aboard.

17           “(g) RIGHT OF INNOCENT PASSAGE AND RIGHT OF  
18 TRANSIT PASSAGE.—This section shall not be construed  
19 as authority to restrict the right of innocent passage or  
20 the right of transit passage as recognized under inter-  
21 national law.

22           “(h) FOREIGN VESSEL DEFINED.—In this section,  
23 the term ‘foreign vessel’ has the meaning given that term  
24 in section 110 of title 46, United States Code.”.

25           (b) CONFORMING AMENDMENTS.—



1 (A) the provision of material support to  
2 such programs; or

3 (B) the exchange of information between  
4 North Korea and Iran with respect to such pro-  
5 grams;

6 (3) the names of any other foreign persons that  
7 have facilitated the activities described in paragraph  
8 (1); and

9 (4) a determination whether any of the activi-  
10 ties described in paragraphs (1) and (2) violate  
11 United Nations Security Council Resolution 2231  
12 (2015).

13 (b) FORM.—The report required under subsection (a)  
14 shall be submitted in unclassified form but may contain  
15 a classified annex.

16 (c) APPROPRIATE CONGRESSIONAL COMMITTEES  
17 AND LEADERSHIP DEFINED.—In this section, the term  
18 “appropriate congressional committees and leadership”  
19 means—

20 (1) the Committee on Foreign Relations, the  
21 Committee on Banking, Housing, and Urban Af-  
22 fairs, and the majority and minority leaders of the  
23 Senate; and

24 (2) the Committee on Foreign Affairs, the  
25 Committee on Financial Services, the Committee on

1 Ways and Means, and the Speaker, the majority  
2 leader, and the minority leader of the House of Rep-  
3 resentatives.

4 **SEC. 317. REPORT ON IMPLEMENTATION OF UNITED NA-**  
5 **TIONS SECURITY COUNCIL RESOLUTIONS BY**  
6 **OTHER GOVERNMENTS.**

7 (a) IN GENERAL.—Not later than 180 days after the  
8 date of the enactment of this Act, and annually thereafter  
9 for 5 years, the President shall submit to the appropriate  
10 congressional committees and leadership a report that  
11 evaluates the degree to which the governments of other  
12 countries have knowingly failed to—

13 (1) close the representative offices of persons  
14 designated under applicable United Nations Security  
15 Council resolutions;

16 (2) expel any North Korean nationals, including  
17 diplomats, working on behalf of such persons;

18 (3) prohibit the opening of new branches, sub-  
19 sidiaries, or representative offices of North Korean  
20 financial institutions within the jurisdictions of such  
21 governments; or

22 (4) expel any representatives of North Korean  
23 financial institutions.

1 (b) FORM.—The report required under subsection (a)  
2 shall be submitted in unclassified form but may contain  
3 a classified annex.

4 (c) APPROPRIATE CONGRESSIONAL COMMITTEES  
5 AND LEADERSHIP DEFINED.—In this section, the term  
6 “appropriate congressional committees and leadership”  
7 means—

8 (1) the Committee on Foreign Relations, the  
9 Committee on Banking, Housing, and Urban Af-  
10 fairs, and the majority and minority leaders of the  
11 Senate; and

12 (2) the Committee on Foreign Affairs, the  
13 Committee on Financial Services, the Committee on  
14 Ways and Means, and the Speaker, the majority  
15 leader, and the minority leader of the House of Rep-  
16 resentatives.

17 **SEC. 318. BRIEFING ON MEASURES TO DENY SPECIALIZED**  
18 **FINANCIAL MESSAGING SERVICES TO DES-**  
19 **IGNATED NORTH KOREAN FINANCIAL INSTI-**  
20 **TUTIONS.**

21 (a) IN GENERAL.—Not later than 180 days after the  
22 date of the enactment of this Act, and every 180 days  
23 thereafter for 5 years, the President shall provide to the  
24 appropriate congressional committees a briefing that in-  
25 cludes the following information:

1           (1) A list of each person or foreign government  
2 the President has identified that directly provides  
3 specialized financial messaging services to, or en-  
4 ables or facilitates direct or indirect access to such  
5 messaging services for—

6           (A) any North Korean financial institution  
7 (as such term is defined in section 3 of the  
8 North Korea Sanctions and Policy Enhance-  
9 ment Act of 2016 (22 U.S.C. 9202)) designated  
10 under an applicable United Nations Security  
11 Council resolution; or

12           (B) any other North Korean person, on be-  
13 half of such a North Korean financial institu-  
14 tion.

15           (2) A detailed assessment of the status of ef-  
16 forts by the Secretary of the Treasury to work with  
17 the relevant authorities in the home jurisdictions of  
18 such specialized financial messaging providers to end  
19 such provision or access.

20           (b) FORM.—The briefing required under subsection  
21 (a) may be classified.

1 **Subtitle B—Sanctions With Respect**  
2 **to Human Rights Abuses by the**  
3 **Government of North Korea**

4 **SEC. 321. SANCTIONS FOR FORCED LABOR AND SLAVERY**  
5 **OVERSEAS OF NORTH KOREANS.**

6 (a) SANCTIONS FOR TRAFFICKING IN PERSONS.—

7 (1) IN GENERAL.—Section 302(b) of the North  
8 Korea Sanctions and Policy Enhancement Act of  
9 2016 (22 U.S.C. 9241(b)) is amended—

10 (A) in paragraph (1), by striking “and” at  
11 the end;

12 (B) in paragraph (2), by striking the pe-  
13 riod at the end and inserting “; and”; and

14 (C) by adding at the end the following new  
15 paragraph:

16 “(3) a list of foreign persons that knowingly  
17 employ North Korean laborers, as described in sec-  
18 tion 104(b)(1)(M).”.

19 (2) ADDITIONAL DETERMINATIONS; RE-  
20 PORTS.—With respect to any country identified in  
21 section 302(b)(2) of the North Korea Sanctions and  
22 Policy Enhancement Act of 2016 (22 U.S.C.  
23 9241(b)(2)), as amended by paragraph (1), the re-  
24 port required under section 302(a) of such Act  
25 shall—

1 (A) include a determination whether each  
2 person identified in section 302(b)(3) of such  
3 Act (as amended by paragraph (1)) who is a  
4 national or a citizen of such identified country  
5 meets the criteria for sanctions under—

6 (i) section 111 of the Trafficking Vic-  
7 tims Protection Act of 2000 (22 U.S.C.  
8 7108) (relating to the prevention of traf-  
9 ficking in persons); or

10 (ii) section 104(a) or 104(b)(1) of the  
11 North Korea Sanctions and Policy En-  
12 hancement Act of 2016 (22 U.S.C.  
13 9214(a)), as amended by section 101 of  
14 this Act;

15 (B) be included in the report required  
16 under section 110(b) of the Trafficking Victims  
17 Protection Act of 2000 (22 U.S.C. 7107(b))  
18 (relating to the annual report on trafficking in  
19 persons); and

20 (C) be considered in any determination  
21 that the government of such country has made  
22 serious and sustained efforts to eliminate severe  
23 forms of trafficking in persons, as such term is  
24 defined for purposes of the Trafficking Victims  
25 Protection Act of 2000.

1 (b) SANCTIONS ON FOREIGN PERSONS THAT EM-  
2 PLOY NORTH KOREAN LABOR.—

3 (1) IN GENERAL.—Title III of the North Korea  
4 Sanctions and Policy Enhancement Act of 2016 (22  
5 U.S.C. 9241 et seq.) is amended by inserting after  
6 section 302 the following new sections:

7 **“SEC. 302A. REBUTTABLE PRESUMPTION APPLICABLE TO**  
8 **GOODS MADE WITH NORTH KOREAN LABOR.**

9 “(a) IN GENERAL.—Except as provided in subsection  
10 (b), any significant goods, wares, articles, and merchan-  
11 dise mined, produced, or manufactured wholly or in part  
12 by the labor of North Korean nationals or citizens shall  
13 be deemed to be prohibited under section 307 of the Tariff  
14 Act of 1930 (19 U.S.C. 1307) and shall not be entitled  
15 to entry at any of the ports of the United States.

16 “(b) EXCEPTION.—The prohibition described in sub-  
17 section (a) shall not apply if the Commissioner of U.S.  
18 Customs and Border Protection finds, by clear and con-  
19 vincing evidence, that the goods, wares, articles, or mer-  
20 chandise described in such paragraph were not produced  
21 with convict labor, forced labor, or indentured labor under  
22 penal sanctions.

1 **“SEC. 302B. SANCTIONS ON FOREIGN PERSONS EMPLOYING**  
2 **NORTH KOREAN LABOR.**

3 “(a) IN GENERAL.—Except as provided in subsection  
4 (c), the President shall designate any person identified  
5 under section 302(b)(3) for the imposition of sanctions  
6 under subsection (b).

7 “(b) IMPOSITION OF SANCTIONS.—

8 “(1) IN GENERAL.—The President shall impose  
9 the sanctions described in paragraph (2) with re-  
10 spect to any person designated under subsection (a).

11 “(2) SANCTIONS DESCRIBED.—The sanctions  
12 described in this paragraph are sanctions pursuant  
13 to the International Emergency Economic Powers  
14 Act (50 U.S.C. 1701 et seq.) to block and prohibit  
15 all transactions in property and interests in property  
16 of a person designated under subsection (a), if such  
17 property and interests in property are in the United  
18 States, come within the United States, or are or  
19 come within the possession or control of a United  
20 States person.

21 “(c) EXCEPTION.—

22 “(1) IN GENERAL.—A person may not be des-  
23 ignated under subsection (a) if the President cer-  
24 tifies to the appropriate congressional committees  
25 that the President has received reliable assurances  
26 from such person that—

1           “(A) the employment of North Korean la-  
2           borers does not result in the direct or indirect  
3           transfer of convertible currency, luxury goods,  
4           or other stores of value to the Government of  
5           North Korea;

6           “(B) all wages and benefits are provided  
7           directly to the laborers, and are held, as appli-  
8           cable, in accounts within the jurisdiction in  
9           which they reside in locally denominated cur-  
10          rency; and

11          “(C) the laborers are subject to working  
12          conditions consistent with international stand-  
13          ards.

14          “(2) RECERTIFICATION.—Not later than 180  
15          days after the date on which the President transmits  
16          to the appropriate congressional committees an ini-  
17          tial certification under paragraph (1), and every 180  
18          days thereafter, the President shall—

19                 “(A) transmit a recertification stating that  
20                 the conditions described in such paragraph con-  
21                 tinue to be met; or

22                 “(B) if such recertification cannot be  
23                 transmitted, impose the sanctions described in  
24                 subsection (b) beginning on the date on which

1 the President determines that such recertifi-  
2 cation cannot be transmitted.”.

3 (2) CLERICAL AMENDMENT.—The table of con-  
4 tents in section 1(b) of the North Korea Sanctions  
5 and Policy Enhancement Act of 2016 is amended by  
6 inserting after the item relating to section 302 the  
7 following new items:

“Sec. 302A. Rebuttable presumption applicable to goods made with North Ko-  
rean labor.

“Sec. 302B. Sanctions on foreign persons employing North Korean labor.”.

8 **SEC. 322. MODIFICATIONS TO SANCTIONS SUSPENSION AND**  
9 **WAIVER AUTHORITIES.**

10 (a) EXEMPTIONS.—Section 208(a) of the North  
11 Korea Sanctions and Policy Enhancement Act of 2016 (22  
12 U.S.C. 9228(a)) is amended in the matter preceding para-  
13 graph (1)—

14 (1) by inserting “201A,” after “104,”; and

15 (2) by inserting “302A, 302B,” after “209,”.

16 (b) HUMANITARIAN WAIVER.—Section 208(b) of the  
17 North Korea Sanctions and Policy Enhancement Act of  
18 2016 (22 U.S.C. 9228(b)(1)) is amended—

19 (1) by inserting “201A,” after “104,” in each  
20 place it appears; and

21 (2) by inserting “302A, 302B,” after “209(b),”  
22 in each place it appears.

23 (c) WAIVER.—Section 208(c) of the North Korea  
24 Sanctions and Policy Enhancement Act of 2016 (22

1 U.S.C. 9228(c) is amended in the matter preceding para-  
2 graph (1)—

3 (1) by inserting “201A,” after “104,”; and

4 (2) by inserting “302A, 302B,” after  
5 “209(b),”.

6 **SEC. 323. REWARD FOR INFORMANTS.**

7 Section 36(b) of the State Department Basic Au-  
8 thorities Act of 1956 (22 U.S.C. 2708(b)), is amended—

9 (1) in paragraph (9), by striking “or” at the  
10 end;

11 (2) in paragraph (10), by striking the period at  
12 the end and inserting a semicolon; and

13 (3) by adding at the end the following new  
14 paragraphs:

15 “(11) the identification or location of any per-  
16 son who, while acting at the direction of or under  
17 the control of a foreign government, aids or abets a  
18 violation of section 1030 of title 18, United States  
19 Code; or

20 “(12) the disruption of financial mechanisms of  
21 any person who has engaged in the conduct de-  
22 scribed in sections 104(a) or 104(b)(1) of the North  
23 Korea Sanctions and Policy Enhancement Act of  
24 2016 (22 U.S.C. 2914(a) or (b)(1)).”.

1 **SEC. 324. DETERMINATION ON DESIGNATION OF NORTH**  
2 **KOREA AS A STATE SPONSOR OF TERRORISM.**

3 (a) DETERMINATION.—

4 (1) IN GENERAL.—Not later than 90 days after  
5 the date of the enactment of this Act, the Secretary  
6 of State shall submit to the appropriate congress-  
7 sional committees a determination whether North  
8 Korea meets the criteria for designation as a state  
9 sponsor of terrorism.

10 (2) FORM.—The determination required by  
11 paragraph (1) shall be submitted in unclassified  
12 form but may include a classified annex, if appro-  
13 priate.

14 (b) STATE SPONSOR OF TERRORISM DEFINED.—For  
15 purposes of this section, the term “state sponsor of ter-  
16 rorism” means a country the government of which the  
17 Secretary of State has determined, for purposes of section  
18 6(j) of the Export Administration Act of 1979 (50 U.S.C.  
19 4605(j)) (as in effect pursuant to the International Emer-  
20 gency Economic Powers Act), section 620A of the Foreign  
21 Assistance Act of 1961 (22 U.S.C. 2371), section 40 of  
22 the Arms Export Control Act (22 U.S.C. 2780), or any  
23 other provision of law, is a government that has repeatedly  
24 provided support for acts of international terrorism.

## 1     **Subtitle C—General Authorities**

### 2     **SEC. 331. AUTHORITY TO CONSOLIDATE REPORTS.**

3         Any reports required to be submitted to the appro-  
4     priate congressional committees under this title or any  
5     amendment made by this title that are subject to deadlines  
6     for submission consisting of similar units of time may be  
7     consolidated into a single report that is submitted to ap-  
8     propriate congressional committees pursuant to the earlier  
9     of such deadlines. The consolidated reports must contain  
10    all information required under this title or any amendment  
11    made by this title, in addition to all other elements man-  
12    dated by previous law.

### 13    **SEC. 332. RULE OF CONSTRUCTION.**

14         Nothing in this title shall be construed to limit—

15             (1) the authority or obligation of the President  
16         to apply the sanctions described in section 104 of  
17         the North Korea Sanctions and Policy Enhancement  
18         Act of 2016 (22 U.S.C. 9214), as amended by sec-  
19         tion 311 of this Act, with regard to persons who  
20         meet the criteria for designation under such section,  
21         or in any other provision of law; or

22             (2) the authorities of the President pursuant to  
23         the International Emergency Economic Powers Act  
24         (50 U.S.C. 1701 et seq.).

1 **SEC. 333. REGULATORY AUTHORITY.**

2 (a) IN GENERAL.—The President shall, not later  
3 than 180 days after the date of the enactment of this Act,  
4 promulgate regulations as necessary for the implementa-  
5 tion of this title and the amendments made by this title.

6 (b) NOTIFICATION TO CONGRESS.—Not fewer than  
7 10 days before the promulgation of a regulation under  
8 subsection (a), the President shall notify and provide to  
9 the appropriate congressional committees the proposed  
10 regulation, specifying the provisions of this title or the  
11 amendments made by this title that the regulation is im-  
12 plementing.

13 **SEC. 334. LIMITATION ON FUNDS.**

14 No additional funds are authorized to carry out the  
15 requirements of this title or of the amendments made by  
16 this title. Such requirements shall be carried out using  
17 amounts otherwise authorized.

Passed the House of Representatives July 25, 2017.

Attest:

*Clerk.*



115<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 3364**

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**AN ACT**

To provide congressional review and to counter aggression by the Governments of Iran, the Russian Federation, and North Korea, and for other purposes.