

115TH CONGRESS
1ST SESSION

S. 15

To impose sanctions with respect to the ballistic missile program of Iran,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 3, 2017

Mr. HELLER introduced the following bill; which was read twice and referred
to the Committee on Banking, Housing, and Urban Affairs

A BILL

To impose sanctions with respect to the ballistic missile
program of Iran, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Iran Ballistic Missile
5 Sanctions Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) On April 2, 2015, President Barack Obama
9 said, “Other American sanctions on Iran for its sup-
10 port of terrorism, its human rights abuses, its bal-

1 listic missile program, will continue to be fully en-
2 forced.”.

3 (2) On July 7, 2015, General Martin Dempsey,
4 then-Chairman of the Joint Chiefs of Staff, said,
5 “Under no circumstances should we relieve the pres-
6 sure on Iran relative to ballistic missile capabili-
7 ties.”.

8 (3) On July 29, 2015, in his role as the top
9 military officer in the United States and advisor to
10 the President, General Dempsey confirmed that his
11 military recommendation was that sanctions relating
12 to the ballistic missile program of Iran not be lifted.

13 (4) The Government of Iran and Iran’s Revolu-
14 tionary Guard Corps have been responsible for the
15 repeated testing of illegal ballistic missiles capable of
16 carrying a nuclear device, including observed tests in
17 October and November 2015 and March 2016, vio-
18 lating United Nations Security Council resolutions.

19 (5) On October 14, 2015, Samantha Power,
20 United States Ambassador to the United Nations,
21 said, “One of the really important features in imple-
22 mentation of the recent Iran deal to dismantle Iran’s
23 nuclear program is going to have to be enforcement
24 of the resolutions and the standards that remain on
25 the books.”.

1 (6) On December 11, 2015, the United Nations
2 Panel of Experts concluded that the missile launch
3 on October 10, 2015, “was a violation by Iran of
4 paragraph 9 of Security Council resolution 1929
5 (2010)”.

6 (7) On January 17, 2016, Adam Szubin, Acting
7 Under Secretary for Terrorism and Financial Intel-
8 ligence, stated, “Iran’s ballistic missile program
9 poses a significant threat to regional and global se-
10 curity, and it will continue to be subject to inter-
11 national sanctions. We have consistently made clear
12 that the United States will vigorously press sanc-
13 tions against Iranian activities outside of the Joint
14 Comprehensive Plan of Action—including those re-
15 lated to Iran’s support for terrorism, regional desta-
16 bilization, human rights abuses, and ballistic missile
17 program.”.

18 (8) On February 9, 2016, James Clapper, Di-
19 rector of National Intelligence, testified that, “We
20 judge that Tehran would choose ballistic missiles as
21 its preferred method of delivering nuclear weapons,
22 if it builds them. Iran’s ballistic missiles are inher-
23 ently capable of delivering WMD, and Tehran al-
24 ready has the largest inventory of ballistic missiles
25 in the Middle East. Iran’s progress on space launch

1 vehicles—along with its desire to deter the United
2 States and its allies—provides Tehran with the
3 means and motivation to develop longer-range mis-
4 siles, including ICBMs.”.

5 (9) On March 9, 2016, Iran reportedly fired
6 two Qadr ballistic missiles with a range of more
7 than 1,000 miles and according to public reports,
8 the missiles were marked with a statement in He-
9 brew reading, “Israel must be wiped off the arena
10 of time.”.

11 (10) On March 11, 2016, Ambassador Power
12 called the recent ballistic missile launches by Iran
13 “provocative and destabilizing” and called on the
14 international community to “degrade Iran’s missile
15 program”.

16 (11) On March 14, 2016, Ambassador Power
17 said that the recent ballistic missile launches by Iran
18 were “in defiance of provisions of UN Security
19 Council Resolution 2231”.

20 (12) Iran has demonstrated the ability to
21 launch multiple rockets from fortified underground
22 facilities and mobile launch sites not previously
23 known.

24 (13) The ongoing procurement by Iran of tech-
25 nologies needed to boost the range, accuracy, and

1 payloads of its diverse ballistic missile arsenal rep-
2 represents a threat to deployed personnel of the United
3 States and allies of the United States in Europe and
4 the Middle East, including Israel.

5 (14) Ashton Carter, Secretary of Defense, testi-
6 fied in a hearing before the Armed Services Com-
7 mittee of the Senate on July 7, 2015, that, “[T]he
8 reason that we want to stop Iran from having an
9 ICBM program is that the I in ICBM stands for
10 intercontinental, which means having the capability
11 to fly from Iran to the United States, and we don’t
12 want that. That’s why we oppose ICBMs.”.

13 (15) Through recent ballistic missile launch
14 tests the Government of Iran has shown blatant dis-
15 regard for international laws and its intention to
16 continue tests of that nature throughout the imple-
17 mentation of the Joint Comprehensive Plan of Ac-
18 tion.

19 (16) The banking sector of Iran has facilitated
20 the financing of the ballistic missile programs in
21 Iran and evidence has not been provided that enti-
22 ties in that sector have ceased facilitating the financ-
23 ing of those programs.

24 (17) Iran has been able to amass a large arse-
25 nal of ballistic missiles through its illicit smuggling

1 networks and domestic manufacturing capabilities
2 that have been supported and maintained by Iran's
3 Revolutionary Guard Corps and specific sectors of
4 the economy of Iran.

5 (18) Penetration by Iran's Revolutionary Guard
6 Corps into the economy of Iran is well documented
7 including investments in the construction, auto-
8 motive, telecommunications, electronics, mining,
9 metallurgy, and petrochemical sectors of the econ-
10 omy of Iran.

11 (19) Items procured through sectors of Iran
12 specified in paragraph (18) have dual use applica-
13 tions that are currently being used to create ballistic
14 missiles in Iran and will continue to be a source of
15 materials for the creation of future weapons.

16 (20) In order to curb future illicit activity by
17 Iran, the Government of the United States and the
18 international community must take action against
19 persons that facilitate and profit from the illegal ac-
20 quisition of ballistic missile parts and technology in
21 support of the missile programs of Iran.

22 **SEC. 3. SENSE OF CONGRESS.**

23 It is the sense of Congress that—

24 (1) the ballistic missile program of Iran rep-
25 resents a serious threat to allies of the United States

1 in the Middle East and Europe, members of the
2 Armed Forces deployed in the those regions, and ul-
3 timately the United States;

4 (2) the testing and production by Iran of bal-
5 listic missiles capable of carrying a nuclear device is
6 a clear violation of United Nations Security Council
7 Resolution 2231 (2015), which was unanimously
8 adopted by the international community;

9 (3) Iran is using its space launch program to
10 develop the capabilities necessary to deploy an inter-
11 continental ballistic missile that could threaten the
12 United States, and the Director of National Intel-
13 ligence has assessed that Iran would use ballistic
14 missiles as its “preferred method of delivering nu-
15 clear weapons”; and

16 (4) the Government of the United States should
17 impose tough primary and secondary sanctions
18 against any sector of the economy of Iran or any
19 Iranian person that directly or indirectly supports
20 the ballistic missile program of Iran as well as any
21 foreign person or financial institution that engages
22 in transactions or trade that support that program.

1 **SEC. 4. EXPANSION OF SANCTIONS WITH RESPECT TO EF-**
2 **FORTS BY IRAN TO ACQUIRE BALLISTIC MIS-**
3 **SILE AND RELATED TECHNOLOGY.**

4 (a) CERTAIN PERSONS.—Section 1604(a) of the
5 Iran-Iraq Arms Non-Proliferation Act of 1992 (Public
6 Law 102–484; 50 U.S.C. 1701 note) is amended by insert-
7 ing “, to acquire ballistic missile or related technology,”
8 after “nuclear weapons”.

9 (b) FOREIGN COUNTRIES.—Section 1605(a) of the
10 Iran-Iraq Arms Non-Proliferation Act of 1992 (Public
11 Law 102–484; 50 U.S.C. 1701 note) is amended, in the
12 matter preceding paragraph (1), by inserting “, to acquire
13 ballistic missile or related technology,” after “nuclear
14 weapons”.

15 **SEC. 5. EXPANSION OF SANCTIONS WITH RESPECT TO PER-**
16 **SONS THAT ACQUIRE OR DEVELOP BAL-**
17 **LISTIC MISSILES.**

18 Section 5(b)(1)(B) of the Iran Sanctions Act of 1996
19 (Public Law 104–172; 50 U.S.C. 1701 note) is amend-
20 ed—

21 (1) in clause (i), by striking “would likely” and
22 inserting “may”; and

23 (2) in clause (ii)—

24 (A) in subclause (I), by striking “; or” and
25 inserting a semicolon;

1 (B) by redesignating subclause (II) as sub-
 2 clause (III); and

3 (C) by inserting after subclause (I) the fol-
 4 lowing:

5 “(II) acquire or develop ballistic
 6 missiles and the capability to launch
 7 ballistic missiles; or”.

8 **SEC. 6. IMPOSITION OF SANCTIONS WITH RESPECT TO BAL-**
 9 **LISTIC MISSILE PROGRAM OF IRAN.**

10 (a) IN GENERAL.—Title II of the Iran Threat Reduc-
 11 tion and Syria Human Rights Act of 2012 (22 U.S.C.
 12 8721 et seq.) is amended by adding at the end the fol-
 13 lowing:

14 **“Subtitle C—Measures Relating to**
 15 **Ballistic Missile Program of Iran**

16 **“SEC. 231. DEFINITIONS.**

17 “(a) IN GENERAL.—In this subtitle:

18 “(1) AGRICULTURAL COMMODITY.—The term
 19 ‘agricultural commodity’ has the meaning given that
 20 term in section 102 of the Agricultural Trade Act of
 21 1978 (7 U.S.C. 5602).

22 “(2) APPROPRIATE COMMITTEES OF CON-
 23 GRESS.—The term ‘appropriate committees of Con-
 24 gress’ means—

1 “(A) the committees specified in section
2 14(2) of the Iran Sanctions Act of 1996 (Public
3 Law 104–172; 50 U.S.C. 1701 note); and

4 “(B) the congressional defense committees,
5 as defined in section 101 of title 10, United
6 States Code.

7 “(3) CORRESPONDENT ACCOUNT; PAYABLE-
8 THROUGH ACCOUNT.—The terms ‘correspondent ac-
9 count’ and ‘payable-through account’ have the mean-
10 ings given those terms in section 5318A of title 31,
11 United States Code.

12 “(4) FOREIGN FINANCIAL INSTITUTION.—The
13 term ‘foreign financial institution’ has the meaning
14 of that term as determined by the Secretary of the
15 Treasury pursuant to section 104(i) of the Com-
16 prehensive Iran Sanctions, Accountability, and Di-
17 vestment Act of 2010 (22 U.S.C. 8513(i)).

18 “(5) 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 “(6) GOVERNMENT.—The term ‘Government’,
24 with respect to a foreign country, includes any agen-

1 cies or instrumentalities of that Government and any
2 entities controlled by that Government.

3 “(7) MEDICAL DEVICE.—The term ‘medical de-
4 vice’ has the meaning given the term ‘device’ in sec-
5 tion 201 of the Federal Food, Drug, and Cosmetic
6 Act (21 U.S.C. 321).

7 “(8) MEDICINE.—The term ‘medicine’ has the
8 meaning given the term ‘drug’ in section 201 of the
9 Federal Food, Drug, and Cosmetic Act (21 U.S.C.
10 321).

11 “(b) DETERMINATIONS OF SIGNIFICANCE.—For pur-
12 poses of this subtitle, in determining if financial trans-
13 actions or financial services are significant, the President
14 may consider the totality of the facts and circumstances,
15 including factors similar to the factors set forth in section
16 561.404 of title 31, Code of Federal Regulations (or any
17 corresponding similar regulation or ruling).

18 **“SEC. 232. IMPOSITION OF SANCTIONS WITH RESPECT TO**
19 **PERSONS THAT SUPPORT THE BALLISTIC**
20 **MISSILE PROGRAM OF IRAN.**

21 “(a) IDENTIFICATION OF PERSONS.—

22 “(1) IN GENERAL.—Not later than 120 days
23 after the date of the enactment of the Iran Ballistic
24 Missile Sanctions Act, and not less frequently than
25 once every 180 days thereafter, the President shall,

1 in coordination with the Secretary of Defense, the
2 Director of National Intelligence, the Secretary of
3 the Treasury, and the Secretary of State, submit to
4 the appropriate committees of Congress a report
5 identifying persons that have knowingly aided the
6 Government of Iran in the development of the bal-
7 listic missile program of Iran.

8 “(2) ELEMENTS.—Each report required by
9 paragraph (1) shall include the following:

10 “(A) An identification of persons
11 (disaggregated by Iranian and non-Iranian per-
12 sons) that have knowingly aided the Govern-
13 ment of Iran in the development of the ballistic
14 missile program of Iran, including persons that
15 have—

16 “(i) knowingly engaged in the direct
17 or indirect provision of material support to
18 such program;

19 “(ii) knowingly facilitated, supported,
20 or engaged in activities to further the de-
21 velopment of such program;

22 “(iii) knowingly transmitted informa-
23 tion relating to ballistic missiles to the
24 Government of Iran; or

1 “(iv) otherwise knowingly aided such
2 program.

3 “(B) A description of the character and
4 significance of the cooperation of each person
5 identified under subparagraph (A) with the
6 Government of Iran with respect to such pro-
7 gram.

8 “(C) An assessment of the cooperation of
9 the Government of the Democratic People’s Re-
10 public of Korea with the Government of Iran
11 with respect to such program.

12 “(3) CLASSIFIED ANNEX.—Each report re-
13 quired by paragraph (1) shall be submitted in un-
14 classified form, but may contain a classified annex.

15 “(b) BLOCKING OF PROPERTY.—

16 “(1) IN GENERAL.—Not later than 15 days
17 after submitting a report required by subsection
18 (a)(1), the President shall, in accordance with the
19 International Emergency Economic Powers Act (50
20 U.S.C. 1701 et seq.), block and prohibit all trans-
21 actions in all property and interests in property of
22 any person specified in such report if such property
23 and interests in property are in the United States,
24 come within the United States, or are or come with-

1 in the possession or control of a United States per-
2 son.

3 “(2) INAPPLICABILITY OF NATIONAL EMER-
4 GENCY REQUIREMENT.—The requirements under
5 section 202 of the International Emergency Eco-
6 nomic Powers Act (50 U.S.C. 1701) shall not apply
7 for purposes of this subsection.

8 “(c) EXCLUSION FROM UNITED STATES.—

9 “(1) IN GENERAL.—Except as provided in para-
10 graph (2), the Secretary of State shall deny a visa
11 to, and the Secretary of Homeland Security shall ex-
12 clude from the United States, any alien subject to
13 blocking of property and interests in property under
14 subsection (b).

15 “(2) COMPLIANCE WITH UNITED NATIONS
16 HEADQUARTERS AGREEMENT.—Paragraph (1) shall
17 not apply to the head of state of Iran, or necessary
18 staff of that head of state, if admission to the
19 United States is necessary to permit the United
20 States to comply with the Agreement regarding the
21 Headquarters of the United Nations, signed at Lake
22 Success June 26, 1947, and entered into force No-
23 vember 21, 1947, between the United Nations and
24 the United States.

1 “(d) FACILITATION OF CERTAIN TRANSACTIONS.—
2 The President shall prohibit the opening, and prohibit or
3 impose strict conditions on the maintaining, in the United
4 States of a correspondent account or a payable-through
5 account by a foreign financial institution that the Presi-
6 dent determines knowingly, on or after the date that is
7 180 days after the date of the enactment of the Iran Bal-
8 listic Missile Sanctions Act, conducts or facilitates a sig-
9 nificant financial transaction for a person subject to block-
10 ing of property and interests in property under subsection
11 (b).

12 **“SEC. 233. BLOCKING OF PROPERTY OF PERSONS AFFILI-**
13 **ATED WITH CERTAIN IRANIAN ENTITIES.**

14 “(a) BLOCKING OF PROPERTY.—

15 “(1) IN GENERAL.—The President shall, in ac-
16 cordance with the International Emergency Eco-
17 nomic Powers Act (50 U.S.C. 1701 et seq.), block
18 and prohibit all transactions in all property and in-
19 terests in property of any person described in para-
20 graph (3) if such property and interests in property
21 are in the United States, come within the United
22 States, or are or come within the possession or con-
23 trol of a United States person.

24 “(2) INAPPLICABILITY OF NATIONAL EMER-
25 GENCY REQUIREMENT.—The requirements under

1 section 202 of the International Emergency Eco-
2 nomic Powers Act (50 U.S.C. 1701) shall not apply
3 for purposes of this subsection.

4 “(3) PERSONS DESCRIBED.—A person de-
5 scribed in this paragraph is—

6 “(A) an entity that is owned, directly or
7 indirectly, by a 25 percent or greater interest—

8 “(i) by the Aerospace Industries Or-
9 ganization, the Shahid Hemmat Industrial
10 Group, the Shahid Bakeri Industrial
11 Group, or any agent or affiliate of such or-
12 ganization or group; or

13 “(ii) collectively by a group of individ-
14 uals that hold an interest in the Aerospace
15 Industries Organization, the Shahid
16 Hemmat Industrial Group, the Shahid
17 Bakeri Industrial Group, or any agent or
18 affiliate of such organization or group,
19 even if none of those individuals hold a 25
20 percent or greater interest in the entity;

21 “(B) a person that controls, manages, or
22 directs an entity described in subparagraph (A);

23 or

1 “(C) an individual who is on the board of
2 directors of an entity described in subparagraph
3 (A).

4 “(b) FACILITATION OF CERTAIN TRANSACTIONS.—
5 The President shall prohibit the opening, and prohibit or
6 impose strict conditions on the maintaining, in the United
7 States of a correspondent account or a payable-through
8 account by a foreign financial institution that the Presi-
9 dent determines knowingly, on or after the date that is
10 180 days after the date of the enactment of the Iran Bal-
11 listic Missile Sanctions Act, conducts or facilitates a sig-
12 nificant financial transaction for a person subject to block-
13 ing of property and interests in property under subsection
14 (a).

15 “(c) IRAN MISSILE PROLIFERATION WATCH LIST.—

16 “(1) IN GENERAL.—Not later than 90 days
17 after the date of the enactment of the Iran Ballistic
18 Missile Sanctions Act, and not less frequently than
19 annually thereafter, the Secretary of the Treasury
20 shall submit to the appropriate committees of Con-
21 gress and publish in the Federal Register a list of—

22 “(A) each entity in which the Aerospace
23 Industries Organization, the Shahid Hemmat
24 Industrial Group, the Shahid Bakeri Industrial
25 Group, or any agent or affiliate of such organi-

1 zation or group has an ownership interest of
2 more than 0 percent and less than 25 percent;

3 “(B) each entity in which the Aerospace
4 Industries Organization, the Shahid Hemmat
5 Industrial Group, the Shahid Bakeri Industrial
6 Group, or any agent or affiliate of such organi-
7 zation or group does not have an ownership in-
8 terest but maintains a presence on the board of
9 directors of the entity or otherwise influences
10 the actions, policies, or personnel decisions of
11 the entity; and

12 “(C) each person that controls, manages,
13 or directs an entity described in subparagraph
14 (A) or (B).

15 “(2) REFERENCE.—The list required by para-
16 graph (1) may be referred to as the ‘Iran Missile
17 Proliferation Watch List’.

18 “(d) COMPTROLLER GENERAL REPORT.—

19 “(1) IN GENERAL.—The Comptroller General of
20 the United States shall—

21 “(A) conduct a review of each list required
22 by subsection (c)(1); and

23 “(B) not later than 60 days after each
24 such list is submitted to the appropriate com-
25 mittees of Congress under that subsection, sub-

1 mit to the appropriate committees of Congress
2 a report on the review conducted under sub-
3 paragraph (A) that includes a list of persons
4 not included in that list that qualify for inclu-
5 sion in that list, as determined by the Comp-
6 troller General.

7 “(2) CONSULTATIONS.—In preparing the report
8 required by paragraph (1)(B), the Comptroller Gen-
9 eral shall consult with nongovernmental organiza-
10 tions.

11 **“SEC. 234. IMPOSITION OF SANCTIONS WITH RESPECT TO**
12 **CERTAIN PERSONS INVOLVED IN BALLISTIC**
13 **MISSILE ACTIVITIES.**

14 “(a) CERTIFICATION.—Not later than 120 days after
15 the date of the enactment of the Iran Ballistic Missile
16 Sanctions Act, and not less frequently than once every 180
17 days thereafter, the President shall submit to the appro-
18 priate committees of Congress a certification that each
19 person listed in an annex of United Nations Security
20 Council Resolution 1737 (2006), 1747 (2007), or 1929
21 (2010) is not directly or indirectly facilitating, supporting,
22 or involved with the development of or transfer to Iran
23 of ballistic missiles or technology, parts, components, or
24 technology information relating to ballistic missiles.

25 “(b) BLOCKING OF PROPERTY.—

1 “(1) IN GENERAL.—If the President is unable
2 to make a certification under subsection (a) with re-
3 spect to a person and the person is not currently
4 subject to sanctions with respect to Iran under any
5 other provision of law, the President shall, not later
6 than 15 days after that certification would have been
7 required under that subsection—

8 “(A) in accordance with the International
9 Emergency Economic Powers Act (50 U.S.C.
10 1701 et seq.), block and prohibit all trans-
11 actions in all property and interests in property
12 of that person if such property and interests in
13 property are in the United States, come within
14 the United States, or are or come within the
15 possession or control of a United States person;
16 and

17 “(B) publish in the Federal Register a re-
18 port describing the reason why the President
19 was unable to make a certification with respect
20 to that person.

21 “(2) INAPPLICABILITY OF NATIONAL EMER-
22 GENCY REQUIREMENT.—The requirements under
23 section 202 of the International Emergency Eco-
24 nomic Powers Act (50 U.S.C. 1701) shall not apply
25 for purposes of this subsection.

1 “(c) EXCLUSION FROM UNITED STATES.—

2 “(1) IN GENERAL.—Except as provided in para-
3 graph (2), the Secretary of State shall deny a visa
4 to, and the Secretary of Homeland Security shall ex-
5 clude from the United States, any alien subject to
6 blocking of property and interests in property under
7 subsection (b).

8 “(2) COMPLIANCE WITH UNITED NATIONS
9 HEADQUARTERS AGREEMENT.—Paragraph (1) shall
10 not apply to the head of state of Iran, or necessary
11 staff of that head of state, if admission to the
12 United States is necessary to permit the United
13 States to comply with the Agreement regarding the
14 Headquarters of the United Nations, signed at Lake
15 Success June 26, 1947, and entered into force No-
16 vember 21, 1947, between the United Nations and
17 the United States.

18 “(d) FACILITATION OF CERTAIN TRANSACTIONS.—
19 The President shall prohibit the opening, and prohibit or
20 impose strict conditions on the maintaining, in the United
21 States of a correspondent account or a payable-through
22 account by a foreign financial institution that the Presi-
23 dent determines knowingly, on or after the date that is
24 180 days after the date of the enactment of the Iran Bal-
25 listic Missile Sanctions Act, conducts or facilitates a sig-

1 nificant financial transaction for a person subject to block-
2 ing of property and interests in property under subsection
3 (b).

4 **“SEC. 235. IMPOSITION OF SANCTIONS WITH RESPECT TO**
5 **CERTAIN SECTORS OF IRAN THAT SUPPORT**
6 **THE BALLISTIC MISSILE PROGRAM OF IRAN.**

7 “(a) LIST OF SECTORS.—

8 “(1) IN GENERAL.—Not later than 120 days
9 after the date of the enactment of the Iran Ballistic
10 Missile Sanctions Act, and not less frequently than
11 once every 180 days thereafter, the President shall
12 submit to the appropriate committees of Congress
13 and publish in the Federal Register a list of the sec-
14 tors of the economy of Iran that are directly or indi-
15 rectly facilitating, supporting, or involved with the
16 development of or transfer to Iran of ballistic mis-
17 siles or technology, parts, components, or technology
18 information relating to ballistic missiles.

19 “(2) CERTAIN SECTORS.—

20 “(A) IN GENERAL.—Not later than 120
21 days after the date of enactment of the Iran
22 Ballistic Missile Sanctions Act, the President
23 shall submit to the appropriate committees of
24 Congress a determination as to whether each of
25 the automotive, chemical, computer science,

1 construction, electronic, energy, metallurgy,
2 mining, petrochemical, research (including uni-
3 versities and research institutions), and tele-
4 communications sectors of Iran meet the cri-
5 teria specified in paragraph (1).

6 “(B) INCLUSION IN INITIAL LIST.—If the
7 President determines under subparagraph (A)
8 that the sectors of the economy of Iran speci-
9 fied in such subparagraph meet the criteria
10 specified in paragraph (1), that sector shall be
11 included in the initial list submitted and pub-
12 lished under that paragraph.

13 “(b) SANCTIONS WITH RESPECT TO SPECIFIED SEC-
14 TORS OF IRAN.—

15 “(1) BLOCKING OF PROPERTY.—

16 “(A) IN GENERAL.—The President shall,
17 in accordance with the International Emergency
18 Economic Powers Act (50 U.S.C. 1701 et seq.),
19 block and prohibit all transactions in all prop-
20 erty and interests in property of any person de-
21 scribed in paragraph (4) if such property and
22 interests in property are in the United States,
23 come within the United States, or are or come
24 within the possession or control of a United
25 States person.

1 “(B) INAPPLICABILITY OF NATIONAL
2 EMERGENCY REQUIREMENT.—The requirements
3 under section 202 of the International Emer-
4 gency Economic Powers Act (50 U.S.C. 1701)
5 shall not apply for purposes of this paragraph.

6 “(2) EXCLUSION FROM UNITED STATES.—

7 “(A) IN GENERAL.—Except as provided in
8 subparagraph (B), the Secretary of State shall
9 deny a visa to, and the Secretary of Homeland
10 Security shall exclude from the United States,
11 any alien that is a person described in para-
12 graph (4).

13 “(B) COMPLIANCE WITH UNITED NATIONS
14 HEADQUARTERS AGREEMENT.—Subparagraph
15 (A) shall not apply to the head of state of Iran,
16 or necessary staff of that head of state, if ad-
17 mission to the United States is necessary to
18 permit the United States to comply with the
19 Agreement regarding the Headquarters of the
20 United Nations, signed at Lake Success June
21 26, 1947, and entered into force November 21,
22 1947, between the United Nations and the
23 United States.

24 “(3) FACILITATION OF CERTAIN TRANS-
25 ACTIONS.—Except as provided in this section, the

1 President shall prohibit the opening, and prohibit or
2 impose strict conditions on the maintaining, in the
3 United States of a correspondent account or a pay-
4 able-through account by a foreign financial institu-
5 tion that the President determines knowingly, on or
6 after the date that is 180 days after the date of the
7 enactment of the Iran Ballistic Missile Sanctions
8 Act, conducts or facilitates a significant financial
9 transaction for a person described in paragraph (4).

10 “(4) PERSONS DESCRIBED.—A person is de-
11 scribed in this paragraph if the President determines
12 that the person, on or after the date that is 180
13 days after the date of the enactment of the Iran
14 Ballistic Missile Sanctions Act—

15 “(A) operates in a sector of the economy
16 of Iran included in the most recent list pub-
17 lished by the President under subsection (a);

18 “(B) knowingly provides significant finan-
19 cial, material, technological, or other support to,
20 or goods or services in support of, any activity
21 or transaction on behalf of or for the benefit of
22 a person described in subparagraph (A); or

23 “(C) is owned or controlled by a person de-
24 scribed in subparagraph (A).

1 “(c) HUMANITARIAN EXCEPTION.—The President
2 may not impose sanctions under this section with respect
3 to any person for conducting or facilitating a transaction
4 for the sale of agricultural commodities, food, medicine,
5 or medical devices to Iran or for the provision of humani-
6 tarian assistance to the people of Iran.

7 **“SEC. 236. IDENTIFICATION OF FOREIGN PERSONS THAT**
8 **SUPPORT THE BALLISTIC MISSILE PROGRAM**
9 **OF IRAN IN CERTAIN SECTORS OF IRAN.**

10 “(a) IN GENERAL.—Not later than 120 days after
11 the date of the enactment of the Iran Ballistic Missile
12 Sanctions Act, and not less frequently than annually
13 thereafter, the President shall submit to the appropriate
14 committees of Congress and publish in the Federal Reg-
15 ister a list of all foreign persons that have, based on cred-
16 ible information, directly or indirectly facilitated, sup-
17 ported, or been involved with the development of ballistic
18 missiles or technology, parts, components, or technology
19 information related to ballistic missiles in the following
20 sectors of the economy of Iran during the period specified
21 in subsection (b):

- 22 “(1) Automotive.
23 “(2) Chemical.
24 “(3) Computer Science.
25 “(4) Construction.

1 “(5) Electronic.

2 “(6) Energy.

3 “(7) Metallurgy.

4 “(8) Mining.

5 “(9) Petrochemical.

6 “(10) Research (including universities and re-
7 search institutions).

8 “(11) Telecommunications.

9 “(12) Any other sector of the economy of Iran
10 identified under section 235(a).

11 “(b) PERIOD SPECIFIED.—The period specified in
12 this subsection is—

13 “(1) with respect to the first list submitted
14 under subsection (a), the period beginning on the
15 date of the enactment of the Iran Ballistic Missile
16 Sanctions Act and ending on the date that is 120
17 days after such date of enactment; and

18 “(2) with respect to each subsequent list sub-
19 mitted under such subsection, the one-year period
20 preceding the submission of the list.

21 “(c) COMPTROLLER GENERAL REPORT.—

22 “(1) IN GENERAL.—With respect to each list
23 submitted under subsection (a), not later than 120
24 days after the list is submitted under that sub-
25 section, the Comptroller General of the United

1 States shall submit to the appropriate committees of
2 Congress—

3 “(A) an assessment of the processes fol-
4 lowed by the President in preparing the list;

5 “(B) an assessment of the foreign persons
6 included in the list; and

7 “(C) a list of persons not included in the
8 list that qualify for inclusion in the list, as de-
9 termined by the Comptroller General.

10 “(2) CONSULTATIONS.—In preparing the report
11 required by paragraph (1), the Comptroller General
12 shall consult with nongovernmental organizations.

13 “(d) CREDIBLE INFORMATION DEFINED.—In this
14 section, the term ‘credible information’ has the meaning
15 given that term in section 14 of the Iran Sanctions Act
16 of 1996 (Public Law 104–172; 50 U.S.C. 1701 note).”.

17 (b) CLERICAL AMENDMENT.—The table of contents
18 for the Iran Threat Reduction and Syria Human Rights
19 Act of 2012 is amended by inserting after the item relat-
20 ing to section 224 the following:

“Subtitle C—Measures Relating to Ballistic Missile Program of Iran

“Sec. 231. Definitions.

“Sec. 232. Imposition of sanctions with respect to persons that support the bal-
listic missile program of Iran.

“Sec. 233. Blocking of property of persons affiliated with certain Iranian enti-
ties.

“Sec. 234. Imposition of sanctions with respect to certain persons involved in
ballistic missile activities.

“Sec. 235. Imposition of sanctions with respect to certain sectors of Iran that
support the ballistic missile program of Iran.

“Sec. 236. Identification of foreign persons that support the ballistic missile program of Iran in certain sectors of Iran.”.

1 **SEC. 7. EXPANSION OF MANDATORY SANCTIONS WITH RE-**
 2 **SPECT TO FINANCIAL INSTITUTIONS THAT**
 3 **ENGAGE IN CERTAIN TRANSACTIONS RELAT-**
 4 **ING TO BALLISTIC MISSILE CAPABILITIES OF**
 5 **IRAN.**

6 Section 104 of the Comprehensive Iran Sanctions,
 7 Accountability, and Divestment Act of 2010 (22 U.S.C.
 8 8513) is amended—

9 (1) in subsection (c)(2)—

10 (A) in subparagraph (A)—

11 (i) in clause (i), by striking “; or” and
 12 inserting a semicolon;

13 (ii) by redesignating clause (ii) as
 14 clause (iii); and

15 (iii) by inserting after clause (i) the
 16 following:

17 “(ii) to acquire or develop ballistic
 18 missiles and capabilities and launch tech-
 19 nology relating to ballistic missiles; or”;
 20 and

21 (B) in subparagraph (E)(ii)—

22 (i) in subclause (I), by striking “; or”
 23 and inserting a semicolon;

1 (ii) by redesignating subclause (II) as
2 subclause (III); and

3 (iii) by inserting after subclause (I)
4 the following:

5 “(II) Iran’s development of bal-
6 listic missiles and capabilities and
7 launch technology relating to ballistic
8 missiles; or”; and

9 (2) in subsection (f)—

10 (A) by redesignating paragraphs (1) and
11 (2) as subparagraphs (A) and (B), respectively,
12 and moving those subparagraphs, as so redesign-
13 ated, two ems to the right;

14 (B) by striking “WAIVER.—The” and in-
15 serting “WAIVER.—

16 “(1) IN GENERAL.—Except as provided in para-
17 graph (2), the”; and

18 (C) by adding at the end the following:

19 “(2) EXCEPTION.—The Secretary of the Treas-
20 ury may not waive under paragraph (1) the applica-
21 tion of a prohibition or condition imposed with re-
22 spect to an activity described in subparagraph
23 (A)(ii) or (E)(ii)(II) of subsection (c)(2).”.

1 **SEC. 8. DISCLOSURE TO THE SECURITIES AND EXCHANGE**
2 **COMMISSION OF ACTIVITIES WITH CERTAIN**
3 **SECTORS OF IRAN THAT SUPPORT THE BAL-**
4 **LISTIC MISSILE PROGRAM OF IRAN.**

5 (a) IN GENERAL.—Section 13(r)(1) of the Securities
6 Exchange Act of 1934 (15 U.S.C. 78m(r)(1)) is amend-
7 ed—

8 (1) in subparagraph (C), by striking “; or” and
9 inserting a semicolon;

10 (2) by redesignating subparagraph (D) as sub-
11 paragraph (E); and

12 (3) by inserting after subparagraph (C) the fol-
13 lowing:

14 “(D) knowingly engaged in any activity for
15 which sanctions may be imposed under section
16 235 of the Iran Threat Reduction and Syria
17 Human Rights Act of 2012;”.

18 (b) INVESTIGATIONS.—Section 13(r)(5)(A) of the Se-
19 curities Exchange Act of 1934 is amended by striking “an
20 Executive order specified in clause (i) or (ii) of paragraph
21 (1)(D)” and inserting “section 235 of the Iran Threat Re-
22 duction and Syria Human Rights Act of 2012, an Execu-
23 tive order specified in clause (i) or (ii) of paragraph
24 (1)(E)”.

25 (c) CONFORMING AMENDMENT.—Section 13(r)(5) of
26 the Securities Exchange Act of 1934 is amended, in the

1 matter preceding subparagraph (A), by striking “subpara-
2 graph (D)(iii)” and inserting “subparagraph (E)(iii)”.

3 (d) **EFFECTIVE DATE.**—The amendments made by
4 this section shall take effect with respect to reports re-
5 quired to be filed with the Securities and Exchange Com-
6 mission after the date that is 180 days after the date of
7 the enactment of this Act.

8 **SEC. 9. REGULATIONS.**

9 Not later than 90 days after the date of the enact-
10 ment of this Act, the President shall prescribe regulations
11 to carry out this Act and the amendments made by this
12 Act.

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