

116TH CONGRESS
2D SESSION

H. R. 7639

To impose sanctions with respect to Turkey's acquisition of the S-400 air and missile defense system.

IN THE HOUSE OF REPRESENTATIVES

JULY 16, 2020

Mr. KINZINGER (for himself, Ms. SPANBERGER, and Mr. McCAUL) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Financial Services, Oversight and Reform, the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To impose sanctions with respect to Turkey's acquisition of the S-400 air and missile defense system.

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. DETERMINATION AND IMPOSITION OF SANC-**
4 **TIONS WITH RESPECT TO TURKEY'S ACQUI-**
5 **TION OF THE S-400 AIR AND MISSILE DE-**
6 **FENSE SYSTEM.**

7 (a) FINDINGS AND SENSE OF CONGRESS.—

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

3 (A) The Government of Turkey acquired
4 the S-400 air and missile defense system from
5 the Russian Federation beginning on July 12,
6 2019.

7 (B) Such acquisition was facilitated by
8 Turkey's Presidency of Defense Industries
9 (SSB).

10 (2) SENSE OF CONGRESS.—It is the sense of
11 Congress that it is in the national security interest
12 of the United States—

13 (A) to deter aggression against North At-
14 lantic Treaty Organization (NATO) allies by
15 the Russian Federation or any other adversary;

16 (B) to continue to work with NATO allies
17 to ensure they meet their alliance defense com-
18 mitments, including through adequate and effi-
19 cient investments in national defense;

20 (C) to work to maintain and strengthen
21 the democratic institutions and practices of all
22 NATO allies, in accordance with the goals of
23 Article 2 of the North Atlantic Treaty;

24 (D) to ensure that Turkey remains a crit-
25 ical NATO ally and important military partner

1 for the United States, contributing to key
2 NATO and United States missions and pro-
3 viding support for United States military oper-
4 ations and logistics needs;

5 (E) to assist NATO allies in acquiring and
6 deploying modern, NATO-interoperable military
7 equipment and reducing their dependence on
8 Russian or former Soviet-era defense articles;

9 (F) to promote opportunities to strengthen
10 the capacity of NATO member states to
11 counter Russian malign influence; and

12 (G) to enforce fully the Countering Amer-
13 ica’s Adversaries Through Sanctions Act (Pub-
14 lic Law 115–44; 22 U.S.C. 9401 et seq.), in-
15 cluding by imposing sanctions with respect to
16 any person that the President determines know-
17 ingly engaged in a significant transaction with
18 a person that is part of, or operates for or on
19 behalf of, the defense or intelligence sectors of
20 the Government of the Russian Federation, as
21 described in section 231 of that Act.

22 (b) DETERMINATION.—The acquisition by the Gov-
23 ernment of Turkey of the S-400 air and missile defense
24 system from the Russian Federation beginning on July
25 12, 2019, shall constitute a significant transaction as de-

1 scribed in section 231 of the Countering America’s Adver-
2 saries Through Sanctions Act (22 U.S.C. 9525).

3 (c) SANCTIONS.—Not later than 30 days after the
4 date of the enactment of this Act, the President shall im-
5 pose five or more of the sanctions described in section 235
6 of the Countering America’s Adversaries Through Sanc-
7 tions Act (22 U.S.C. 9529) with respect to the Govern-
8 ment of Turkey’s acquisition of the S-400 air and missile
9 defense system from the Russian Federation.

10 (d) EXCEPTION RELATING TO IMPORTATION OF
11 GOODS.—

12 (1) IN GENERAL.—Notwithstanding any other
13 provision of this section, the authorities and require-
14 ments to impose sanctions under this section shall
15 not include the authority or a requirement to impose
16 sanctions on the importation of goods.

17 (2) GOOD DEFINED.—In this subsection, the
18 term “good” means any article, natural or man-
19 made substance, material, supply or manufactured
20 product, including inspection and test equipment,
21 and excluding technical data.

22 (e) TERMINATION.—The President may terminate
23 the imposition of sanctions required under this section
24 with respect to a person if the President submits to the

1 appropriate congressional committees a certification
2 that—

3 (1) the Government of Turkey and any person
4 acting on its behalf no longer possesses the S-400
5 air and missile defense system and no such system
6 or successor system is operated or maintained by
7 Russian nationals, or persons acting on behalf of the
8 Government of the Russian Federation, in Turkey;
9 and

10 (2) the President has received reliable assur-
11 ances from the Government of Turkey that the Gov-
12 ernment of Turkey will not knowingly engage, or
13 allow any foreign person to engage on its behalf, in
14 any activity subject to sanctions under section 231
15 of the Countering America’s Adversaries Through
16 Sanctions Act in the future.

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