

117TH CONGRESS
2D SESSION

H. R. 6968

AN ACT

To prohibit the importation of energy products of the
Russian Federation, 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.**

2 This Act may be cited as the “Suspending Energy
3 Imports from Russia Act”.

4 **SEC. 2. PROHIBITION ON IMPORTATION OF ENERGY PROD-**

5 **UCTS OF THE RUSSIAN FEDERATION.**

6 (a) IN GENERAL.—

7 (1) PROHIBITION OF ENERGY PRODUCTS.—Not-
8 withstanding any other provision of law, all products
9 of the Russian Federation classified under chapter
10 27 of the Harmonized Tariff Schedule of the United
11 States shall be banned from importation into the
12 United States, other than products imported on or
13 before 11:59 p.m. eastern daylight time on the date
14 that is 45 days after the date of the enactment of
15 this Act.

16 (2) AUTHORITY TO ALLOW IMPORTATION
17 UNDER CONTRACT.—Notwithstanding the prohibi-
18 tion under paragraph (1), the President may allow
19 certain products described in such paragraph to be
20 imported into the United States if the importation
21 of such products is pursuant to a written contract
22 or agreement that was entered into before the date
23 of the enactment of this Act.

24 (b) NATIONAL INTEREST WAIVER.—

25 (1) IN GENERAL.—The President is authorized
26 to waive the prohibition under subsection (a) with

1 respect to one or more of the products of the Russian
2 Federation described in the matter preceding
3 paragraph (1) of subsection (a) if the President cer-
4 tifies that such waiver is in the national interest of
5 the United States and includes in such certification
6 a description of the product or products to which the
7 waiver is proposed to apply. Such waiver shall take
8 effect beginning on the date that is 90 calendar days
9 after the date of submission of such certification,
10 unless there is enacted into law during such 90-day
11 period a joint resolution of disapproval.

12 (2) CONGRESSIONAL CONSULTATION.—

13 (A) PRIOR JUSTIFICATION.—The President
14 shall, not later than 15 calendar days before
15 submitting a certification described in para-
16 graph (1), submit to the appropriate congres-
17 sional committees a justification for the waiver
18 proposed under such paragraph.

19 (B) APPROPRIATE CONGRESSIONAL COM-
20 MITTEES.—For purposes of this paragraph, the
21 term “appropriate congressional committees”
22 means—

23 (i) the Committee on Ways and
24 Means, the Committee on Financial Serv-

ices, and the Committee on Foreign Affairs of the House of Representatives; and

(c) JOINT RESOLUTION OF DISAPPROVAL.—

8 (1) DEFINITION.—For purposes of this section,
9 the term “joint resolution of disapproval” means
10 only a joint resolution—

(2) INTRODUCTION IN THE HOUSE OF REPRESENTATIVES.—During a period of 5 legislative

1 days beginning on the date that a certification under
2 subsection (b)(1) is submitted to Congress, a joint
3 resolution of disapproval may be introduced in the
4 House of Representatives by the majority leader or
5 the minority leader.

6 (3) INTRODUCTION IN THE SENATE.—During a
7 period of 5 days on which the Senate is in session
8 beginning on the date that a certification under sub-
9 section (b)(1) is submitted to Congress, a joint reso-
10 lution of disapproval may be introduced in the Sen-
11 ate by the majority leader (or the majority leader's
12 designee) or the minority leader (or the minority
13 leader's designee).

14 (4) FLOOR CONSIDERATION IN THE HOUSE OF
15 REPRESENTATIVES.—

16 (A) REPORTING AND DISCHARGE.—If a
17 committee of the House to which a joint resolu-
18 tion of disapproval has been referred has not
19 reported such joint resolution within 10 legisla-
20 tive days after the date of referral, that com-
21 mittee shall be discharged from further consid-
22 eration thereof.

23 (B) PROCEEDING TO CONSIDERATION.—
24 Beginning on the third legislative day after
25 each committee to which a joint resolution of

1 disapproval has been referred reports it to the
2 House or has been discharged from further con-
3 sideration thereof, it shall be in order to move
4 to proceed to consider the joint resolution in the
5 House. All points of order against the motion
6 are waived. Such a motion shall not be in order
7 after the House has disposed of a motion to
8 proceed on a joint resolution with regard to the
9 same certification. The previous question shall
10 be considered as ordered on the motion to its
11 adoption without intervening motion. The mo-
12 tion shall not be debatable. A motion to recon-
13 sider the vote by which the motion is disposed
14 of shall not be in order.

15 (C) CONSIDERATION.—The joint resolution
16 shall be considered as read. All points of order
17 against the joint resolution and against its con-
18 sideration are waived. The previous question
19 shall be considered as ordered on the joint reso-
20 lution to final passage without intervening mo-
21 tion except two hours of debate equally divided
22 and controlled by the sponsor of the joint reso-
23 lution (or a designee) and an opponent. A mo-
24 tion to reconsider the vote on passage of the
25 joint resolution shall not be in order.

1 (5) CONSIDERATION IN THE SENATE.—

2 (A) COMMITTEE REFERRAL.—A joint reso-
3 lution of disapproval introduced in the Senate
4 shall be referred to the Committee on Finance.

5 (B) REPORTING AND DISCHARGE.—If the
6 Committee on Finance has not reported such
7 joint resolution of disapproval within 10 days
8 on which the Senate is in session after the date
9 of referral of such joint resolution, that com-
10 mittee shall be discharged from further consid-
11 eration of such joint resolution and the joint
12 resolution shall be placed on the appropriate
13 calendar.

14 (C) MOTION TO PROCEED.—Notwith-
15 standing Rule XXII of the Standing Rules of
16 the Senate, it is in order at any time after the
17 Committee on Finance reports the joint resolu-
18 tion of disapproval to the Senate or has been
19 discharged from its consideration (even though
20 a previous motion to the same effect has been
21 disagreed to) to move to proceed to the consid-
22 eration of the joint resolution, and all points of
23 order against the joint resolution (and against
24 consideration of the joint resolution) shall be
25 waived. The motion to proceed is not debatable.

1 The motion is not subject to a motion to post-
2 pone. A motion to reconsider the vote by which
3 the motion is agreed to or disagreed to shall not
4 be in order. If a motion to proceed to the con-
5 sideration of the joint resolution of disapproval
6 is agreed to, the joint resolution shall remain
7 the unfinished business until disposed of.

8 (D) DEBATE.—Debate on the joint resolu-
9 tion of disapproval, and on all debatable mo-
10 tions and appeals in connection therewith, shall
11 be limited to not more than 10 hours, which
12 shall be divided equally between the majority
13 and minority leaders or their designees. A mo-
14 tion to further limit debate is in order and not
15 debatable. An amendment to, or a motion to
16 postpone, or a motion to proceed to the consid-
17 eration of other business, or a motion to recom-
18 mit the joint resolution of disapproval is not in
19 order.

20 (E) VOTE ON PASSAGE.—The vote on pas-
21 sage shall occur immediately following the con-
22 clusion of the debate on the joint resolution of
23 disapproval and a single quorum call at the con-
24 clusion of the debate, if requested in accordance
25 with the rules of the Senate.

1 (F) RULES OF THE CHAIR ON PROCE-
2 DURE.—Appeals from the decisions of the Chair
3 relating to the application of the rules of the
4 Senate, as the case may be, to the procedure re-
5 lating to the joint resolution of disapproval shall
6 be decided without debate.

7 (G) CONSIDERATION OF VETO MES-
8 SAGES.—Debate in the Senate of any veto mes-
9 sage with respect to the joint resolution of dis-
10 approval, including all debatable motions and
11 appeals in connection with such joint resolution,
12 shall be limited to 10 hours, to be equally di-
13 vided between, and controlled by, the majority
14 leader and the minority leader or their des-
15 ignees.

16 (6) PROCEDURES IN THE SENATE.—Except as
17 otherwise provided in this subsection, the following
18 procedures shall apply in the Senate to a joint reso-
19 lution of disapproval to which this subsection ap-
20 plies:

21 (A) Except as provided in subparagraph
22 (B), a joint resolution of disapproval that has
23 passed the House of Representatives shall,
24 when received in the Senate, be referred to the

1 Committee on Finance for consideration in ac-
2 cordance with this subsection.

3 (B) If a joint resolution of disapproval to
4 which this section applies was introduced in the
5 Senate before receipt of a joint resolution of
6 disapproval that has passed the House of Rep-
7 resentatives, the joint resolution from the
8 House of Representatives shall, when received
9 in the Senate, be placed on the calendar. If this
10 subparagraph applies, the procedures in the
11 Senate with respect to a joint resolution of dis-
12 approval introduced in the Senate that contains
13 the identical matter as the joint resolution of
14 disapproval that passed the House of Rep-
15 resentatives shall be the same as if no joint res-
16 olution of disapproval had been received from
17 the House of Representatives, except that the
18 vote on passage in the Senate shall be on the
19 joint resolution of disapproval that passed the
20 House of Representatives.

21 (7) RULES OF THE HOUSE OF REPRESENTA-
22 TIVES AND SENATE.—This subsection is enacted by
23 Congress—

24 (A) as an exercise of the rulemaking power
25 of the Senate and the House of Representa-

1 tives, respectively, and as such are deemed a
2 part of the rules of each House, respectively,
3 but applicable only with respect to the proce-
4 dure to be followed in that House in the case
5 of legislation described in those sections, and
6 supersede other rules only to the extent that
7 they are inconsistent with such rules; and

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

14 **SEC. 3. COOPERATION AND ACCOUNTABILITY AT THE**
15 **WORLD TRADE ORGANIZATION.**

16 The United States Trade Representative shall use the
17 voice and influence of the United States at the WTO to—
18 (1) condemn the recent aggression in Ukraine;
19 (2) encourage other WTO members to suspend
20 trade concessions to the Russian Federation; and
21 (3) consider further steps with the view to sus-
22 pend the Russian Federation's participation in the
23 WTO.

1 **SEC. 4. MODIFICATIONS TO AND REAUTHORIZATION OF**
2 **SANCTIONS UNDER THE GLOBAL MAGNITSKY**
3 **HUMAN RIGHTS ACCOUNTABILITY ACT WITH**
4 **RESPECT TO HUMAN RIGHTS VIOLATIONS.**

5 (a) **DEFINITIONS.**—Section 1262 of the Global
6 Magnitsky Human Rights Accountability Act (subtitle F
7 of title XII of Public Law 114–328; 22 U.S.C. 2656 note)
8 is amended by striking paragraph (2).

9 (b) **SENSE OF CONGRESS.**—

10 (1) **IN GENERAL.**—The Global Magnitsky
11 Human Rights Accountability Act (subtitle F of title
12 XII of Public Law 114–328; 22 U.S.C. 2656 note)
13 is amended by inserting after section 1262 (as
14 amended by subsection (a)) the following new sec-
15 tion:

16 **“SEC. 1262A. SENSE OF CONGRESS.**

17 “It is the sense of Congress that the President should
18 establish and regularize information sharing and sanc-
19 tions-related decisionmaking with like-minded govern-
20 ments possessing human rights and anti-corruption sanc-
21 tions programs similar in nature to those authorized under
22 this subtitle.”.

23 (2) **CLERICAL AMENDMENT.**—The table of con-
24 tents in section 2(b) and in title XII of division A
25 of the National Defense Authorization Act for Fiscal
26 Year 2017 (Public Law 114–328) are each amended

1 by inserting after the items relating to section 1262
2 the following:

“See. 1262A. Sense of Congress.”.

3 (c) IMPOSITION OF SANCTIONS.—

4 (1) IN GENERAL.—Subsection (a) of section
5 1263 of the Global Magnitsky Human Rights Ac-
6 countability Act (Subtitle F of title XII of Public
7 Law 114–328; 22 U.S.C. 2656 note) is amended to
8 read as follows:

9 “(a) IN GENERAL.—The President may impose the
10 sanctions described in subsection (b) with respect to any
11 foreign person that the President determines, based on
12 credible information—

13 “(1) is responsible for or complicit in, or has di-
14 rectly or indirectly engaged in, serious human rights
15 abuse;

16 “(2) is a current or former government official,
17 or a person acting for or on behalf of such an offi-
18 cial, who is responsible for or complicit in, or has di-
19 rectly or indirectly engaged in—

20 “(A) corruption, including—

21 “(i) the misappropriation of state as-
22 sets;

23 “(ii) the expropriation of private as-
24 sets for personal gain;

1 “(iii) corruption related to government
2 contracts or the extraction of natural re-
3 sources; or
4 “(iv) bribery; or
5 “(B) the transfer or facilitation of the
6 transfer of the proceeds of corruption;
7 “(3) is or has been a leader or official of—
8 “(A) an entity, including a government en-
9 tity, that has engaged in, or whose members
10 have engaged in, any of the activities described
11 in paragraph (1) or (2) during the tenure of the
12 leader or official; or
13 “(B) an entity whose property and inter-
14 ests in property are blocked pursuant to this
15 section as a result of activities during the ten-
16 ure of the leader or official;
17 “(4) has materially assisted, sponsored, or pro-
18 vided financial, material, or technological support
19 for, or goods or services to or in support of—
20 “(A) an activity described in paragraph (1)
21 or (2) that is conducted by a foreign person;
22 “(B) a person whose property and inter-
23 ests in property are blocked pursuant to this
24 section; or

1 “(C) an entity, including a government en-
2 tity, that has engaged in, or whose members
3 have engaged in, an activity described in para-
4 graph (1) or (2) conducted by a foreign person;
5 or

6 “(5) is owned or controlled by, or has acted or
7 been purported to act for or on behalf of, directly or
8 indirectly, a person whose property and interests in
9 property are blocked pursuant to this section.”.

10 (2) CONSIDERATION OF CERTAIN INFORMA-
11 TION.—Subsection (c)(2) of such section is amended
12 by striking “violations of human rights” and insert-
13 ing “corruption and human rights abuses”.

14 (3) REQUESTS BY CONGRESS.—Subsection
15 (d)(2) of such section is amended—

16 (A) in subparagraph (A)—

17 (i) in the subparagraph heading, by
18 striking “HUMAN RIGHTS VIOLATIONS”
19 and inserting “SERIOUS HUMAN RIGHTS
20 ABUSE”; and

21 (ii) by striking “described in para-
22 graph (1) or (2) of subsection (a)” and in-
23 serting “described in subsection (a) relat-
24 ing to serious human rights abuse”; and

25 (B) in subparagraph (B)—

7 and

13 (d) REPORTS TO CONGRESS.—Section 1264(a) of the

14 Global Magnitsky Human Rights Accountability Act (sub-

¹⁵ title F of title XII of Public Law 114-328; 22 U.S.C.

16 2656 note) is amended—

17 (1) in paragraph (5), by striking “; and” and
18 inserting a semicolon;

21 (3) by adding at the end the following:

22 “(7) a description of additional steps taken by
23 the President through diplomacy, international en-
24 gagement, and assistance to foreign or security sec-
25 tors to address persistent underlying causes of seri-

1 ous human rights abuse and corruption in each
2 country in which foreign persons with respect to
3 which sanctions have been imposed under section
4 1263 are located; and

5 “(8) a description of additional steps taken by
6 the President to ensure the pursuit of judicial ac-
7 countability in appropriate jurisdictions with respect
8 to those foreign persons subject to sanctions under
9 section 1263 for serious human rights abuse and
10 corruption.”.

11 (e) REPEAL OF SUNSET.—

12 (1) IN GENERAL.—Section 1265 of the Global
13 Magnitsky Human Rights Accountability Act (sub-
14 title F of title XII of Public Law 114–328; 22
15 U.S.C. 2656 note) is repealed.

16 (2) CLERICAL AMENDMENT.—The table of con-
17 tents in section 2(b) and in title XII of division A
18 of the National Defense Authorization Act for Fiscal

1 Year 2017 (Public Law 114–328) are each amended
2 by striking the items relating to section 1265.

Passed the House of Representatives March 9,
2022.

Attest:

Clerk.

117TH CONGRESS
2D SESSION

H. R. 6968

AN ACT

To prohibit the importation of energy products of
the Russian Federation, and for other purposes.