

117TH CONGRESS
2D SESSION

H. R. 8459

To impose sanctions with respect to foreign persons that engage in certain transactions with Ukrainian property.

IN THE HOUSE OF REPRESENTATIVES

JULY 21, 2022

Mr. BARR (for himself and Ms. DEAN) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, 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 foreign persons that engage in certain transactions with Ukrainian property.

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 “Russian Property
5 Theft and Occupation Act of 2022”.

6 **SEC. 2. SANCTIONS WITH RESPECT TO FOREIGN PERSONS**

7 **THAT ENGAGE IN CERTAIN TRANSACTIONS**

8 **WITH UKRAINIAN PROPERTY.**

9 (a) IMPOSITION OF SANCTIONS.—

1 (1) IN GENERAL.—On and after the date that
2 is 30 days after the date of the enactment of this
3 Act, the President shall impose the sanctions de-
4 scribed in subsection (b) with respect to a foreign
5 person if the President determines that the foreign
6 person, on or after such date of enactment, know-
7 ingly engages in an activity described in paragraph
8 (2).

9 (2) ACTIVITIES DESCRIBED.—A foreign per-
10 son—

11 (A) under the direct or indirect control of,
12 or acting for or on behalf of, the Government
13 of the Russian Federation that is responsible
14 for or complicit in, or has directly or indirectly
15 engaged in, or attempted to engage in, the sei-
16 zure, confiscation, theft, expropriation, or ap-
17 propriation of property for personal gain or po-
18 litical purposes in Ukraine;

19 (B) that knowingly provides significant fi-
20 nancial, material, or technological support to, or
21 knowingly engages in a transaction with, a for-
22 eign person described in subparagraph (A); or

23 (C) that is a leader, official, senior execu-
24 tive officer, or member of the board of directors

1 of an entity the President determines operates
2 in illegally occupied areas in Ukraine.

3 (b) SANCTIONS DESCRIBED.—

4 (1) IN GENERAL.—The sanctions to be imposed
5 with respect to a foreign person described in sub-
6 section (a) are the following:

7 (A) BLOCKING OF PROPERTY.—The Presi-
8 dent shall exercise all of the powers granted to
9 the President under the International Emer-
10 gency Economic Powers Act (50 U.S.C. 1701 et
11 seq.) to the extent necessary to block and pro-
12 hibit all transactions in property and interests
13 in property of the foreign person if such prop-
14 erty and interests in property are in the United
15 States, come within the United States, or are or
16 come within the possession or control of a
17 United States person.

18 (B) INELIGIBILITY FOR VISAS, ADMISSION,
19 OR PAROLE.—

20 (i) VISAS, ADMISSION, OR PAROLE.—

21 An alien described in subsection (a) is—

22 (I) inadmissible to the United
23 States;

1 (II) ineligible to receive a visa or
2 other documentation to enter the
3 United States; and

4 (III) otherwise ineligible to be
5 admitted or paroled into the United
6 States or to receive any other benefit
7 under the Immigration and Nation-
8 ality Act (8 U.S.C. 1101 et seq.).

9 (ii) CURRENT VISAS REVOKED.—

10 (I) IN GENERAL.—An alien de-
11 scribed in subsection (a) is subject to
12 revocation of any visa or other entry
13 documentation regardless of when the
14 visa or other entry documentation is
15 or was issued.

16 (II) IMMEDIATE EFFECT.—A rev-
17 ocation under subclause (I) shall—

18 (aa) take effect immediately;

19 and

20 (bb) automatically cancel
21 any other valid visa or entry doc-
22 umentation that is in the alien's
23 possession.

24 (2) PENALTIES.—The penalties provided for in
25 subsections (b) and (c) of section 206 of the Inter-

1 national Emergency Economic Powers Act (50
2 U.S.C. 1705) shall apply to a person that violates,
3 attempts to violate, conspires to violate, or causes a
4 violation of regulations promulgated to carry out
5 paragraph (1)(A) to the same extent that such pen-
6 alties apply to a person that commits an unlawful
7 act described in section 206(a) of that Act.

8 (3) EXCEPTIONS.—Sanctions under paragraph
9 (1)(B) shall not apply with respect to an alien if ad-
10 mitting or paroling the alien into the United States
11 is necessary—

12 (A) to permit the United States to comply
13 with the Agreement regarding the Head-
14 quarters of the United Nations, signed at Lake
15 Success June 26, 1947, and entered into force
16 November 21, 1947, between the United Na-
17 tions and the United States, or other applicable
18 international obligations; or

19 (B) to carry out or assist law enforcement
20 activity in the United States.

21 (c) REPORT REQUIRED.—Not later than 60 days
22 after the date of the enactment of this Act, and every 90
23 days thereafter, the Secretary of State shall submit to the
24 appropriate congressional committees a report that identi-
25 fies, for the period beginning on the date of the enactment

1 of this Act and ending on the date of the report, foreign
2 persons that have engaged in the activity described in
3 paragraphs (2)(A), (2)(B), and (2)(C) of subsection (a).

4 (d) CONGRESSIONAL REQUESTS.—Not later than 30
5 days after receiving a request from the chairman or rank-
6 ing member of the appropriate congressional committees
7 with respect to whether a person meets the criteria of a
8 person described in subsection (a) the President shall—

9 (1) determine if the person meets such criteria;

10 and

11 (2) submit a classified or unclassified report to
12 such chairman or ranking member, as the case may
13 be, that submitted the request with respect to that
14 determination that includes a statement of whether
15 or not the President imposed or intends to impose
16 sanctions with respect to such person.

17 (e) NATIONAL SECURITY WAIVER.—The President
18 may waive the application of sanctions under this section
19 with respect to a foreign person if the President—

20 (1) determines that the waiver is in the national
21 security interests of the United States; and

22 (2) submits to the appropriate congressional
23 committees a report on the waiver and the reasons
24 for the waiver.

1 (f) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
2 FINED.—In this section, the term “appropriate congres-
3 sional committees” means—

4 (1) the Committee on Foreign Relations and
5 Committee on Banking, Housing, and Urban Affairs
6 of the Senate; and

7 (2) the Committee on Foreign Affairs and Com-
8 mittee on Financial Services of the House of Rep-
9 resentatives.

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