H. R. 8038

To authorize the President to impose certain sanctions with respect to Russia and Iran, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES
APRIL 17, 2024

Mr. McCaul introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Financial Services, the Judiciary, Ways and Means, Armed Services, the Budget, Rules, Energy and Commerce, and Transportation and Infrastructure, 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 authorize the President to impose certain sanctions with respect to Russia and Iran, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “21st Century Peace through Strength Act”.

SEC. 2. TABLE OF CONTENTS.

Sec. 1. Short title.
Sec. 2. Table of contents.
Sec. 3. References.
DIVISION A—FEND OFF FENTANYL ACT

Sec. 3001. Short titles.
Sec. 3002. Sense of Congress.
Sec. 3003. Definitions.

TITLE I—SANCTIONS MATTERS

Subtitle A—Sanctions in Response to National Emergency Relating to Fentanyl Trafficking

Sec. 3101. Finding; policy.
Sec. 3102. Use of national emergency authorities; reporting.
Sec. 3103. Imposition of sanctions with respect to fentanyl trafficking by transnational criminal organizations.
Sec. 3104. Penalties; waivers; exceptions.
Sec. 3105. Treatment of forfeited property of transnational criminal organizations.

Subtitle B—Other Matters

Sec. 3111. Ten-year statute of limitations for violations of sanctions.
Sec. 3112. Classified report and briefing on staffing of office of foreign assets control.
Sec. 3113. Report on drug transportation routes and use of vessels with mislabeled cargo.
Sec. 3114. Report on actions of People’s Republic of China with respect to persons involved in fentanyl supply chain.

TITLE II—ANTI-MONEY LAUNDERING MATTERS

Sec. 3201. Designation of illicit fentanyl transactions of sanctioned persons as of primary money laundering concern.
Sec. 3202. Treatment of transnational criminal organizations in suspicious transactions reports of the financial crimes enforcement network.
Sec. 3203. Report on trade-based money laundering in trade with Mexico, the People’s Republic of China, and Burma.

TITLE III—EXCEPTION RELATING TO IMPORTATION OF GOODS

Sec. 3301. Exception relating to importation of goods.

DIVISION B—REBUILDING ECONOMIC PROSPERITY AND OPPORTUNITY FOR UKRAINIANS ACT

TITLE I—REBUILDING ECONOMIC PROSPERITY AND OPPORTUNITY FOR UKRAINIANS ACT

Sec. 1. Short title; table of contents.
Sec. 2. Definitions.

TITLE II—REPURPOSING OF RUSSIAN SOVEREIGN ASSETS

Sec. 101. Findings; sense of Congress.
Sec. 102. Sense of Congress regarding importance of the Russian Federation providing compensation to Ukraine.
Sec. 103. Prohibition on release of blocked Russian sovereign assets.
Sec. 104. Authority to ensure compensation to Ukraine using seized Russian sovereign assets and Russian aggressor state sovereign assets.
Sec. 105. International mechanism to use Russian sovereign assets and Russian aggressor state sovereign assets to provide for the reconstruction of Ukraine.
Sec. 106. Report on use of transferred Russian sovereign assets for reconstruction.
Sec. 107. Assessment by Secretary of State and Administrator of USAID on reconstruction and rebuilding needs of Ukraine.
Sec. 108. Extensions.

DIVISION C—OTHER MATTERS

Sec. 1. Report and imposition of sanctions to harmonize with allied sanctions.

DIVISION D—PROTECTING AMERICANS FROM FOREIGN ADVERSARY CONTROLLED APPLICATIONS ACT

Sec. 1. Short title.
Sec. 2. Prohibition of foreign adversary controlled applications.
Sec. 3. Judicial review.

DIVISION E—PROTECTING AMERICANS’ DATA FROM FOREIGN ADVERSARIES ACT OF 2024

Sec. 1. Short title.
Sec. 2. Prohibition on transfer of personally identifiable sensitive data of United States individuals to foreign adversaries.

DIVISION F—SHIP ACT

Sec. 1. Short title.
Sec. 2. Statement of policy.
Sec. 3. Imposition of sanctions with respect to Iranian petroleum.
Sec. 4. Report on Iranian petroleum and petroleum products exports.
Sec. 5. Strategy to counter role of the People’s Republic of China in evasion of sanctions with respect to Iran.
Sec. 6. Definitions.

DIVISION G—FIGHT CRIME ACT

Sec. 1. Short title.
Sec. 2. Findings.
Sec. 3. Statement of policy.
Sec. 4. Report.
Sec. 5. Sanctions to combat the proliferation of Iranian missiles.
Sec. 6. Report to identify, and designation as foreign terrorist organizations of, Iranian persons that have attacked United States citizens using unmanned combat aerial vehicles.
Sec. 7. Definitions.

DIVISION H—MAHSA ACT

Sec. 1. Short title.
Sec. 2. Imposition of sanctions on Iran’s supreme leader’s office, its appointees, and any affiliated persons.
Sec. 3. Severability.
DIVISION I—HAMAS AND OTHER PALESTINIAN TERRORIST GROUPS INTERNATIONAL FINANCING PREVENTION ACT

Sec. 1. Short title.
Sec. 2. Statement of policy.
Sec. 3. Imposition of sanctions with respect to foreign persons supporting acts of terrorism or engaging in significant transactions with senior members of Hamas, Palestinian Islamic jihad and other Palestinian terrorist organizations.
Sec. 4. Imposition of measures with respect to foreign states providing support to Hamas, Palestinian Islamic jihad and other Palestinian terrorist organizations.
Sec. 5. Reports on activities to disrupt global fundraising, financing, and money laundering activities of Hamas, Palestinian Islamic jihad, al-aqsa martyrs brigade, the lion’s den or any affiliate or successor thereof.
Sec. 6. Termination.
Sec. 7. Definitions.

DIVISION J—NO TECHNOLOGY FOR TERROR ACT

Sec. 1. Short title.
Sec. 2. Application of foreign-direct product rules to Iran.

DIVISION K—STRENGTHENING TOOLS TO COUNTER THE USE OF HUMAN SHIELDS ACT

Sec. 1. Short title.
Sec. 2. Statement of policy.
Sec. 3. Modification and extension of Sanctioning the Use of Civilians as Defenseless Shields Act.
Sec. 4. Report on countering the use of human shields.
Sec. 5. Confronting asymmetric and malicious cyber activities.
Sec. 6. Sanctions with respect to threats to current or former united states officials.

DIVISION L—ILLICIT CAPTAGON TRAFFICKING SUPPRESSION ACT

Sec. 1. Short title.
Sec. 2. Findings.
Sec. 3. Statement of policy.
Sec. 4. Imposition of sanctions with respect to illicit captagon trafficking.
Sec. 5. Determinations with respect to the government of Syria, hizballah, and networks affiliated with the government of Syria or hizballah.
Sec. 6. Definitions.

DIVISION M—END FINANCING FOR HAMAS AND STATE SPONSORS OF TERRORISM ACT

Sec. 1. Short title.
Sec. 2. Report on financing for Hamas.
Sec. 3. Multilateral Strategy to Disrupt Hamas Financing.

DIVISION N—HOLDING IRANIAN LEADERS ACCOUNTABLE ACT

Sec. 1. Short title.
Sec. 2. Findings.
Sec. 3. Report on financial institutions and assets connected to certain Iranian officials.
Sec. 4. Restrictions on certain financial institutions.
Sec. 5. Exceptions for national security; implementation authority.
Sec. 6. Sunset.
Sec. 7. Definitions.

DIVISION O—IRAN-CHINA ENERGY SANCTIONS ACT OF 2023

Sec. 1. Short title.
Sec. 2. Sanctions on foreign financial institutions with respect to the purchase of petroleum products and unmanned aerial vehicles from Iran.

DIVISION P—BUDGETARY EFFECTS

Sec. 1. Budgetary effects.

1 SEC. 3. REFERENCES.

Except as expressly provided otherwise, any reference to “this Act” contained in any division of this Act shall be treated as referring only to the provisions of that division.

DIVISION A—FEND OFF FENTANYL ACT

2 SEC. 3001. SHORT TITLES.

This division may be cited as the “Fentanyl Eradication and Narcotics Deterrence Off Fentanyl” or the “FEND Off Fentanyl Act”.

3 SEC. 3002. SENSE OF CONGRESS.

It is the sense of Congress that—

(1) the proliferation of fentanyl is causing an unprecedented surge in overdose deaths in the United States, fracturing families and communities, and necessitating a comprehensive policy response to
combat its lethal flow and to mitigate the drug’s devastating consequences;

(2) the trafficking of fentanyl into the United States is a national security threat that has killed hundreds of thousands of United States citizens;

(3) transnational criminal organizations, including cartels primarily based in Mexico, are the main purveyors of fentanyl into the United States and must be held accountable;

(4) precursor chemicals sourced from the People’s Republic of China are—

(A) shipped from the People’s Republic of China by legitimate and illegitimate means;

(B) transformed through various synthetic processes to produce different forms of fentanyl; and

(C) crucial to the production of illicit fentanyl by transnational criminal organizations, contributing to the ongoing opioid crisis;

(5) the United States Government must remain vigilant to address all new forms of fentanyl precursors and drugs used in combination with fentanyl, such as Xylazine, which attribute to overdose deaths of people in the United States;
(6) to increase the cost of fentanyl trafficking, the United States Government should work collaboratively across agencies and should surge analytic capability to impose sanctions and other remedies with respect to transnational criminal organizations (including cartels), including foreign nationals who facilitate the trade in illicit fentanyl and its precursors from the People’s Republic of China; and

(7) the Department of the Treasury should focus on fentanyl trafficking and its facilitators as one of the top national security priorities for the Department.

SEC. 3003. DEFINITIONS.

In this division:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the Committee on Banking, Housing, and Urban Affairs of the Senate;

(B) the Committee on Foreign Relations of the Senate;

(C) the Committee on Financial Services of the House of Representatives; and

(D) the Committee on Foreign Affairs of the House of Representatives.
(2) FOREIGN PERSON.—The term “foreign person”—

(A) means—

(i) any citizen or national of a foreign country; or

(ii) any entity not organized under the laws of the United States or a jurisdiction within the United States; and

(B) does not include the government of a foreign country.

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

(4) TRAFFICKING.—The term “trafficking”, with respect to fentanyl, fentanyl precursors, or other related opioids, has the meaning given the term “opioid trafficking” in section 7203(8) of the Fentanyl Sanctions Act (21 U.S.C. 2302(8)).

(5) TRANSNATIONAL CRIMINAL ORGANIZATION.—The term “transnational criminal organization” includes—

(A) any organization designated as a significant transnational criminal organization
under part 590 of title 31, Code of Federal Regulations;

(B) any of the organizations known as—

(i) the Sinaloa Cartel;

(ii) the Jalisco New Generation Cartel;

(iii) the Gulf Cartel;

(iv) the Los Zetas Cartel;

(v) the Juarez Cartel;

(vi) the Tijuana Cartel;

(vii) the Beltran-Leyva Cartel; or

(viii) La Familia Michoacana; or

(C) any successor organization to an organization described in subparagraph (B) or as otherwise determined by the President.

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

(A) a United States citizen or an alien lawfully admitted for permanent residence to the United States;

(B) an entity organized under the laws of the United States or of any jurisdiction within the United States, including a foreign branch of such an entity; or

(C) any person in the United States.
TITLE I—SANCTIONS MATTERS
Subtitle A—Sanctions in Response to National Emergency Relating to Fentanyl Trafficking

SEC. 3101. FINDING; POLICY.

(a) FINDING.—Congress finds that international trafficking of fentanyl, fentanyl precursors, or other related opioids constitutes an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States, and is a national emergency.

(b) POLICY.—It shall be the policy of the United States to apply economic and other financial sanctions to those who engage in the international trafficking of fentanyl, fentanyl precursors, or other related opioids to protect the national security, foreign policy, and economy of the United States.

SEC. 3102. USE OF NATIONAL EMERGENCY AUTHORITIES; REPORTING.

(a) IN GENERAL.—The President may exercise all authorities provided under sections 203 and 205 of the International Emergency Economic Powers Act (50 U.S.C. 1702 and 1704) to carry out this subtitle.

(b) REPORT REQUIRED.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, and an-
nually thereafter, the President shall submit to the appropriate congressional committees a report on actions taken by the executive branch pursuant to this subtitle and any national emergency declared with respect to the trafficking of fentanyl and trade in other illicit drugs, including—

(A) the issuance of any new or revised regulations, policies, or guidance;

(B) the imposition of sanctions;

(C) the collection of relevant information from outside parties;

(D) the issuance or closure of general licenses, specific licenses, and statements of licensing policy by the Office of Foreign Assets Control;

(E) a description of any pending enforcement cases; and

(F) the implementation of mitigation procedures.

(2) FORM OF REPORT.—Each report required under paragraph (1) shall be submitted in unclassified form, but may include the matters required under subparagraphs (C), (D), (E), and (F) of such paragraph in a classified annex.
SEC. 3103. IMPPOSITION OF SANCTIONS WITH RESPECT TO FENTANYL TRAFFICKING BY TRANSNATIONAL CRIMINAL ORGANIZATIONS.

(a) In General.—The President shall impose the sanctions described in subsection (b) with respect to any foreign person the President determines—

(1) is knowingly involved in the significant trafficking of fentanyl, fentanyl precursors, or other related opioids, including such trafficking by a transnational criminal organization; or

(2) otherwise is knowingly involved in significant activities of a transnational criminal organization relating to the trafficking of fentanyl, fentanyl precursors, or other related opioids.

(b) Sanctions Described.—The President, pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.), may block and prohibit all transactions in property and interests in property of a foreign person described in subsection (a) if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(c) Report Required.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the President shall submit to the appropriate congressional committees a report on actions taken by the
executive branch with respect to the foreign persons identified under subsection (a).

SEC. 3104. PENALTIES; WAIVERS; EXCEPTIONS.

(a) PENALTIES.—Any person that violates, attempts to violate, conspires to violate, or causes a violation of this subtitle or any regulation, license, or order issued to carry out this subtitle shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that commits an unlawful act described in subsection (a) of that section.

(b) NATIONAL SECURITY WAIVER.—The President may waive the application of sanctions under this subtitle with respect to a foreign person if the President determines that such waiver is in the national security interest of the United States.

(c) EXCEPTIONS.—

(1) EXCEPTION FOR INTELLIGENCE ACTIVITIES.—This subtitle shall not apply with respect to activities subject to the reporting requirements under title V of the National Security Act of 1947 (50 U.S.C. 3091 et seq.) or any authorized intelligence activities of the United States.

(2) EXCEPTION FOR COMPLIANCE WITH INTERNATIONAL OBLIGATIONS AND LAW ENFORCEMENT
ACTIVITIES.—Sanctions under this subtitle shall not apply with respect to an alien if admitting or paroling the alien into the United States is necessary—

(A) to permit the United States to comply with the Agreement regarding the Headquarters of the United Nations, signed at Lake Success on June 26, 1947, and entered into force November 21, 1947, between the United Nations and the United States, or other applicable international obligations of the United States; or

(B) to carry out or assist law enforcement activity of the United States.

(3) HUMANITARIAN EXEMPTION.—The President may not impose sanctions under this subtitle with respect to any person for conducting or facilitating a transaction for the sale of agricultural commodities, food, medicine, or medical devices or for the provision of humanitarian assistance.

SEC. 3105. TREATMENT OF FORFEITED PROPERTY OF TRANSNATIONAL CRIMINAL ORGANIZATIONS.

(a) TRANSFER OF FORFEITED PROPERTY TO FORFEITURE FUNDS.—

(1) IN GENERAL.—Any covered forfeited property shall be deposited into the Department of the
Treasury Forfeiture Fund established under section 9705 of title 31, United States Code, or the Department of Justice Assets Forfeiture Fund established under section 524(e) of title 28, United States Code.

(2) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the President shall submit to the appropriate congressional committees a report on any deposits made under paragraph (1) during the 180-day period preceding submission of the report.

(3) COVERED FORFEITED PROPERTY DEFINED.—In this subsection, the term “covered forfeited property” means property—

(A) forfeited to the United States under chapter 46 or section 1963 of title 18, United States Code; and

(B) that belonged to or was possessed by an individual affiliated with or connected to a transnational criminal organization subject to sanctions under—

(i) this subtitle;

(ii) the Fentanyl Sanctions Act (21 U.S.C. 2301 et seq.); or
(iii) Executive Order 14059 (50 U.S.C. 1701 note; relating to imposing sanctions on foreign persons involved in the global illicit drug trade).

(b) Blocked Assets Under Terrorism Risk Insurance Act of 2002.—Nothing in this subtitle may be construed to affect the treatment of blocked assets of a terrorist party described in section 201(a) of the Terrorism Risk Insurance Act of 2002 (28 U.S.C. 1610 note).

Subtitle B—Other Matters

SEC. 3111. TEN-YEAR STATUTE OF LIMITATIONS FOR VIOLATIONS OF SANCTIONS.

(a) International Emergency Economic Powers Act.—Section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) is amended by adding at the end the following:

“(d) Statute of Limitations.—

“(1) Time for commencing proceedings.—

“(A) In general.—An action, suit, or proceeding for the enforcement of any civil fine, penalty, or forfeiture, pecuniary or otherwise, under this section shall not be entertained unless commenced within 10 years after the latest date of the violation upon which the civil fine, penalty, or forfeiture is based.
“(B) Commencement.—For purposes of this paragraph, the commencement of an action, suit, or proceeding includes the issuance of a pre-penalty notice or finding of violation.

“(2) Time for indictment.—No person shall be prosecuted, tried, or punished for any offense under subsection (c) unless the indictment is found or the information is instituted within 10 years after the latest date of the violation upon which the indictment or information is based.”.

(b) Trading With the Enemy Act.—Section 16 of the Trading with the Enemy Act (50 U.S.C. 4315) is amended by adding at the end the following:

“(d) Statute of limitations.—

“(1) Time for commencing proceedings.—

“(A) In general.—An action, suit, or proceeding for the enforcement of any civil fine, penalty, or forfeiture, pecuniary or otherwise, under this section shall not be entertained unless commenced within 10 years after the latest date of the violation upon which the civil fine, penalty, or forfeiture is based.

“(B) Commencement.—For purposes of this paragraph, the commencement of an ac-
tion, suit, or proceeding includes the issuance of a pre-penalty notice or finding of violation.

“(2) TIME FOR INDICTMENT.—No person shall be prosecuted, tried, or punished for any offense under subsection (a) unless the indictment is found or the information is instituted within 10 years after the latest date of the violation upon which the indictment or information is based.”.

SEC. 3112. CLASSIFIED REPORT AND BRIEFING ON STAFFING OF OFFICE OF FOREIGN ASSETS CONTROL.

Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Foreign Assets Control shall provide to the appropriate congressional committees a classified report and briefing on the staffing of the Office of Foreign Assets Control, disaggregated by staffing dedicated to each sanctions program and each country or issue.

SEC. 3113. REPORT ON DRUG TRANSPORTATION ROUTES AND USE OF VESSELS WITH MISLABELED CARGO.

Not later than 180 days after the date of the enactment of this Act, the Secretary of the Treasury, in conjunction with the heads of other relevant Federal agencies, shall provide to the appropriate congressional committees
a classified report and briefing on efforts to target drug
transportation routes and modalities, including an assess-
ment of the prevalence of false cargo labeling and ship-
ment of precursor chemicals without accurate tracking of
the customers purchasing the chemicals.

SEC. 3114. REPORT ON ACTIONS OF PEOPLE'S REPUBLIC OF
CHINA WITH RESPECT TO PERSONS INVOLVED IN FENTANYL SUPPLY CHAIN.

Not later than 180 days after the date of the enact-
ment of this Act, the Secretary of the Treasury, in con-
junction with the heads of other relevant Federal agencies,
shall provide to the appropriate congressional committees
a classified report and briefing on actions taken by the
Government of the People’s Republic of China with respect
to persons involved in the shipment of fentanyl, fentanyl
analogues, fentanyl precursors, precursors for fentanyl
analogues, and equipment for the manufacturing of
fentanyl and fentanyl-laced counterfeit pills.
TITLE II—ANTI-MONEY LAUNDERING MATTERS

SEC. 3201. DESIGNATION OF ILLICIT FENTANYL TRANSACTIONS OF SANCTIONED PERSONS AS OF PRIMARY MONEY LAUNDERING CONCERN.

(a) In General.—Subtitle A of the Fentanyl Sanctions Act (21 U.S.C. 2311 et seq.) is amended by inserting after section 7213 the following:

“SEC. 7213A. DESIGNATION OF TRANSACTIONS OF SANCTIONED PERSONS AS OF PRIMARY MONEY LAUNDERING CONCERN.

“(a) In General.—If the Secretary of the Treasury determines that reasonable grounds exist for concluding that 1 or more financial institutions operating outside of the United States, 1 or more classes of transactions within, or involving, a jurisdiction outside of the United States, or 1 or more types of accounts within, or involving, a jurisdiction outside of the United States, is of primary money laundering concern in connection with illicit opioid trafficking, the Secretary of the Treasury may, by order, regulation, or otherwise as permitted by law—

“(1) require domestic financial institutions and domestic financial agencies to take 1 or more of the special measures provided for in section 9714(a)(1) of the National Defense Authorization Act for Fiscal
“(2) prohibit, or impose conditions upon, certain transmittals of funds (to be defined by the Secretary) by any domestic financial institution or domestic financial agency, if such transmittal of funds involves any such institution, class of transaction, or type of accounts.

“(b) CLASSIFIED INFORMATION.—In any judicial review of a finding of the existence of a primary money laundering concern, or of the requirement for 1 or more special measures with respect to a primary money laundering concern made under this section, if the designation or imposition, or both, were based on classified information (as defined in section 1(a) of the Classified Information Procedures Act (18 U.S.C. App.)), such information may be submitted by the Secretary to the reviewing court ex parte and in camera. This subsection does not confer or imply any right to judicial review of any finding made or any requirement imposed under this section.

“(c) AVAILABILITY OF INFORMATION.—The exemptions from, and prohibitions on, search and disclosure referred to in section 9714(e) of the National Defense Authorization Act for Fiscal Year 2021 (Public Law 116–283; 31 U.S.C. 5318A note) shall apply to any report or
record of report filed pursuant to a requirement imposed
under subsection (a). For purposes of section 552 of title
5, United States Code, this subsection shall be considered
a statute described in subsection (b)(3)(B) of such section.

“(d) Penalties.—The penalties referred to in sec-
tion 9714(d) of the National Defense Authorization Act
for Fiscal Year 2021 (Public Law 116–283; 31 U.S.C.
5318A note) shall apply to violations of any order, regula-
tion, special measure, or other requirement imposed under
subsection (a), in the same manner and to the same extent
as described in such section 9714(d).

“(e) Injunctions.—The Secretary of the Treasury
may bring a civil action to enjoin a violation of any order,
regulation, special measure, or other requirement imposed
under subsection (a) in the same manner and to the same
extent as described in section 9714(e) of the National De-
fense Authorization Act for Fiscal Year 2021 (Public Law
116–283; 31 U.S.C. 5318A note).”.

(b) Clerical Amendment.—The table of contents
for the National Defense Authorization Act for Fiscal
Year 2020 (Public Law 116–92) is amended by inserting
after the item relating to section 7213 the following:

“Sec. 7213A. Designation of transactions of sanctioned persons as of primary
money laundering concern.”.
SEC. 3202. TREATMENT OF TRANSNATIONAL CRIMINAL ORGANIZATIONS IN SUSPICIOUS TRANSACTIONS REPORTS OF THE FINANCIAL CRIMES ENFORCEMENT NETWORK.

(a) FILING INSTRUCTIONS.—Not later than 180 days after the date of the enactment of this Act, the Director of the Financial Crimes Enforcement Network shall issue guidance or instructions to United States financial institutions for filing reports on suspicious transactions required under section 1010.320 of title 31, Code of Federal Regulations, related to suspected fentanyl trafficking by transnational criminal organizations.

(b) PRIORITIZATION OF REPORTS RELATING TO FENTANYL TRAFFICKING OR TRANSNATIONAL CRIMINAL ORGANIZATIONS.—The Director shall prioritize research into reports described in subsection (a) that indicate a connection to trafficking of fentanyl or related synthetic opioids or financing of suspected transnational criminal organizations.

SEC. 3203. REPORT ON TRADE-BASED MONEY LAUNDERING IN TRADE WITH MEXICO, THE PEOPLE’S REPUBLIC OF CHINA, AND BURMA.

(a) IN GENERAL.—In the first update to the national strategy for combating the financing of terrorism and related forms of illicit finance submitted to Congress after the date of the enactment of this Act, the Secretary of
the Treasury shall include a report on trade-based money laundering originating in Mexico or the People’s Republic of China and involving Burma.

(b) **DEFINITION.**—In this section, the term “national strategy for combating the financing of terrorism and related forms of illicit finance” means the national strategy for combating the financing of terrorism and related forms of illicit finance required under section 261 of the Countering America’s Adversaries Through Sanctions Act (Public Law 115–44; 131 Stat. 934), as amended by section 6506 of the National Defense Authorization Act for Fiscal Year 2022 (Public Law 117–81; 135 Stat. 2428).

**TITLE III—EXCEPTION RELATING TO IMPORTATION OF GOODS**

**SEC. 3301. EXCEPTION RELATING TO IMPORTATION OF GOODS.**

(a) **IN GENERAL.**—The authority or a requirement to block and prohibit all transactions in all property and interests in property under this division shall not include the authority or a requirement to impose sanctions on the importation of goods.

(b) **GOOD DEFINED.**—In this section, the term “good” means any article, natural or manmade substance,
material, supply or manufactured product, including in-
spection and test equipment, and excluding technical data.

DIVISION B—REBUILDING ECO-
NOMIC PROSPERITY AND OP-
PORTUNITY FOR UKRAINIANS

ACT

TITLE I

SEC. 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the
“Rebuilding Economic Prosperity and Opportunity for
Ukrainians Act” or the “REPO for Ukrainians Act”.

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

TITLE I

Sec. 1. Short title; table of contents.
Sec. 2. Definitions.

TITLE II—REPURPOSING OF RUSSIAN SOVEREIGN ASSETS

Sec. 101. Findings; sense of Congress.
Sec. 102. Sense of Congress regarding importance of the Russian Federation
providing compensation to Ukraine.
Sec. 103. Prohibition on release of blocked Russian sovereign assets.
Sec. 104. Authority to ensure compensation to Ukraine using seized Russian
sovereign assets and Russian aggressor state sovereign assets.
Sec. 105. International mechanism to use Russian sovereign assets and Russian
aggressor state sovereign assets to provide for the reconstruc-
tion of Ukraine.
Sec. 106. Report on use of transferred Russian sovereign assets for reconstruc-
tion.
Sec. 107. Assessment by Secretary of State and Administrator of USAID on
reconstruction and rebuilding needs of Ukraine.
Sec. 108. Extensions.

SEC. 2. DEFINITIONS.

In this Act:
(1) **RUSSIAN AGGRESSOR STATE.**—The term “Russian aggressor state” means—

(A) the Russian Federation; and

(B) Belarus, if the President determines Belarus has engaged in an act of war against Ukraine related to Russia’s ongoing February 24, 2022, invasion of Ukraine.

(2) **RUSSIAN AGGRESSOR STATE SOVEREIGN ASSET.**—The term “Russian aggressor state sovereign asset” means any Russian sovereign assets or any funds or property of another Russian aggressor state determine by the President to be of the same sovereign character as the assets describes in paragraph (7).

(3) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means—

(A) the Committee on Foreign Relations and the Committee on Banking, Housing, and Urban Affairs of the Senate; and

(B) the Committee on Foreign Affairs and the Committee on Financial Services of the House of Representatives.

(4) **FINANCIAL INSTITUTION.**—The term “financial institution” means a financial institution
specified in subparagraph (A), (B), (C), (D), (E),
(F), (G), (H), (I), (J), (M), or (Z) of section
5312(a)(2) of title 31, United States Code.

(5) G7.—The term “G7” means the countries
that are member of the informal Group of 7, includ-
ing Canada, France, Germany, Italy, Japan, the
United Kingdom, and the United States.

(6) Russian sovereign asset.—The term
“Russian sovereign asset” means any of the fol-
lowing:

(A) Funds and other property of—

(i) the Central Bank of the Russian
Federation;

(ii) the Russian National Wealth
Fund; or

(iii) the Ministry of Finance of the
Russian Federation.

(B) Any other funds or other property that
are owned by the Government of the Russian
Federation, including by any subdivision, agen-
cy, or instrumentality of that government.

(7) United States.—The term “United
States” means the several States, the District of Co-
lumbia, the Commonwealth of Puerto Rico, the Com-
monwealth of the Northern Mariana Islands, Amer-
ican Samoa, Guam, the United States Virgin Islands, and any other territory or possession of the United States.

(8) UNITED STATES FINANCIAL INSTITUTION.—The term “United States financial institution” means a financial institution organized under the laws of the United States or of any jurisdiction within the United States, including a foreign branch of such an institution.

(9) SEIZE OR SEIZURE.—The term “seize” or “seizure” means confiscation of all right, title, and interest whatsoever in a Russian sovereign asset or a Russian aggressor state sovereign asset or affiliated aggressor state sovereign asset and vesting of the same in the United States.

TITLE II—REPURPOSING OF RUSSIAN SOVEREIGN ASSETS

SEC. 101. FINDINGS; SENSE OF CONGRESS.

(a) FINDINGS.—Congress makes the following findings:

(1) On February 24, 2022, the Government of the Russian Federation violated the sovereignty and territorial integrity of Ukraine by engaging in a premeditated, second illegal invasion of Ukraine.
(2) The international community has condemned the illegal invasions of Ukraine by the Russian Federation, as well as the commission of the crime of aggression, war crimes, crimes against humanity, and genocide by officials of the Russian Federation, including through the deliberate targeting of civilians and civilian infrastructure, the forcible transfer of children, and the commission of sexual violence.

(3) The leaders of the G7 have called the Russian Federation’s “unprovoked and completely unjustified attack on the democratic state of Ukraine” a “serious violation of international law and a grave breach of the United Nations Charter and all commitments Russia entered in the Helsinki Final Act and the Charter of Paris and its commitments in the Budapest Memorandum”.

(4) On March 2, 2022, the United Nations General Assembly adopted Resolution ES–11/1, entitled “Aggression against Ukraine”, by a vote of 141 to 5. That resolution “deplore[d] in the strongest terms the aggression by the Russian Federation against Ukraine in violation of Article 2(4) of the [United Nations] Charter” and demanded that the Russian Federation “immediately cease its use of
force against Ukraine” and “immediately, completely
and unconditionally withdraw all of its military
forces from the territory of Ukraine within its inter-
nationally recognized borders”.

(5) On March 16, 2022, the International
Court of Justice issued a provisional measures order
requiring the Russian Federation to “immediately
suspend the military operations that it commenced
on 24 February 2022 in the territory of Ukraine”
and, in this regard, observed that “orders on provi-
sional measures . . . have binding effect”.

(6) On November 14, 2022, the United Nations
General Assembly adopted a resolution—

(A) recognizing that the Russian Federa-
tion has committed a serious breach of the most
fundamental norms of international law and its
gross and systematic refusal to obey its obliga-
tions has affected the entire international com-
munity;

(B) recognizing the need for the establish-
ment, in cooperation with Ukraine, of an inter-
national mechanism for compensation for finan-
cially assessable damages caused by the Rus-
sian Federation’s internationally wrongful acts;
(C) recommending “the creation . . . of an international register of damage to serve as a record . . . of evidence and claims information on damage, loss or injury to all natural and legal persons concerned, as well as the State of Ukraine, caused by internationally wrongful acts of the Russian Federation in or against Ukraine . . . .”.

(7) The Russian Federation bears international legal responsibility for its aggression against Ukraine and, under international law, must cease its internationally wrongful acts. Because of this breach of the prohibition on aggression under international law, the United States is legally entitled to take counter measures that are proportionate and aimed at inducing the Russian Federation to comply with its international obligations.

(8) Approximately $300,000,000,000 of Russian sovereign assets have been immobilized worldwide. Only a small fraction of those assets, 1 to 2 percent, or between $4,000,000,000 and $5,000,000,000, are reportedly subject to the jurisdiction of the United States.

(9) The vast majority of immobilized Russian sovereign assets, approximately $190,000,000,000,
are reportedly subject to the jurisdiction of Belgium. The Government of Belgium has publicly indicated that any action by that Government regarding those assets would be predicated on support by the G7.

(b) SENSE OF CONGRESS.—It is the sense of Congress that, having committed an act of aggression, as recognized by the United Nations General Assembly on March 2, 2022, the Russian Federation is to be considered as an aggressor state. The extreme illegal actions taken by the Russian Federation, including an act of aggression, present a unique situation, justifying the establishment of a legal authority for the United States Government and other countries to confiscate Russian sovereign assets in their respective jurisdictions.

SEC. 102. SENSE OF CONGRESS REGARDING IMPORTANCE OF THE RUSSIAN FEDERATION PROVIDING COMPENSATION TO UKRAINE.

It is the sense of Congress that—

(1) the Russian Federation bears responsibility for the financial burden of the reconstruction of Ukraine and for countless other costs associated with the illegal invasion of Ukraine by the Russian Federation that began on February 24, 2022;

(2) the most effective ways to provide compensation for the damages caused by the Russian
Federation’s internationally wrongful acts should be assessed by an international mechanism charged with determining compensation and providing assistance to Ukraine;

(3) at least since November 2022 the Russian Federation has been on notice of its opportunity to comply with its international obligations, including to make full compensation for injury, or, by agreement with Ukraine, to authorize an international mechanism to resolve issues regarding compensation to Ukraine;

(4) the Russian Federation can, by negotiated agreement, participate in any international process to assess the damages caused by the Russian Federation’s internationally wrongful acts and make funds available to compensate for these damages, and if it fails to do so, the United States and other countries should explore all avenues for ensuring compensation to Ukraine;

(5) the President should lead robust engagement on all bilateral and multilateral aspects of the response by the United States to acts by the Russian Federation that undermine the sovereignty and territorial integrity of Ukraine, including on any policy coordination and alignment regarding the
repurposing or ordered transfer of Russian sovereign assets in the context of determining compensation and providing assistance to Ukraine;

(6) as part of the robust engagement on bilateral and multilateral responses to acts by the Russian Federation that undermine the sovereignty and territorial integrity of Ukraine, the President should endeavor to facilitate creation of, and United States participation in, an international mechanism regarding the repurposing or seizure of sovereign assets of the Russian Federation for the benefit of Ukraine.

(7) the repurposing of Russian sovereign assets is in the national interests of the United States and consistent with United States and international law;

(8) the United States should work with international allies and partners on the repurposing of Russian sovereign assets as part of a coordinated, multilateral effort, including with G7 countries and other countries in which Russian sovereign assets are located; and

(9) any effort by the United States to confiscate and repurpose Russian sovereign assets should be undertaken alongside international allies and partners as part of a coordinated, multilateral effort, including with G7 countries, the European
Union, Australia, and other countries in which Russian sovereign assets are located.

SEC. 103. PROHIBITION ON RELEASE OF BLOCKED RUSSIAN SOVEREIGN ASSETS.

(a) In General.—No Russian sovereign asset that is blocked or effectively immobilized by the Department of the Treasury before the date specified in section 104(j) may be released or mobilized, except as otherwise authorized by this Act, until the date on which the President certifies to the appropriate congressional committees that—

(1) hostilities between the Russian Federation and Ukraine have ceased; and

(2)(A) full compensation has been made to Ukraine for harms resulting from the invasion of Ukraine by the Russian Federation; or

(B) the Russian Federation is participating in a bona fide international mechanism that, by agreement, will discharge the obligations of the Russian Federation to compensate Ukraine for all amounts determined to be owed to Ukraine.

(b) Notification.—Not later than 30 days before the release or mobilization of a Russian sovereign asset that is blocked or effectively immobilized by the Depart-
ment of the Treasury, the President shall submit to the
appropriate congressional committees—

(1) a notification of the decision to take the ac-
tion that releases or mobilizes the asset; and

(2) a justification in writing for such decision.

(c) JOINT RESOLUTION OF DISAPPROVAL.—

(1) IN GENERAL.—No Russian sovereign asset
that is blocked or effectively immobilized by the De-
partment of the Treasury may be released or mobi-
lized if, within 30 days of receipt of the notification
and justification required under subsection (b), a
joint resolution is enacted into law prohibiting the
proposed release or mobilization.

(2) EXPEDITED PROCEDURES.—Any joint reso-
lution described in paragraph (1) introduced in ei-
ther House of Congress shall be considered in ac-
cordance with the provisions of section 601(b) of the
International Security Assistance and Arms Export
765), except that any such resolution shall be sub-
ject to germane amendments. If such a joint resolu-
tion should be vetoed by the President, the time for
debate in consideration of the veto message on such
measure shall be limited to 20 hours in the Senate
and in the House of Representatives shall be determined in accordance with the Rules of the House.

(d) COOPERATION ON PROHIBITION OF RELEASE OF CERTAIN RUSSIAN SOVEREIGN ASSETS.—Notwithstanding subsection (a), the President may take such actions as may be necessary to seek to obtain an agreement or arrangement to which the Government of Ukraine is party that discharges the Russian Federation from further obligations to compensate Ukraine.

SEC. 104. AUTHORITY TO ENSURE COMPENSATION TO UKRAINE USING SEIZED RUSSIAN SOVEREIGN ASSETS AND RUSSIAN AGRESSOR STATE SOVEREIGN ASSETS.

(a) REPORTING ON RUSSIAN ASSETS.—

(1) NOTICE REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the President shall, by means of such instructions or regulations as the President may prescribe, require any financial institution at which Russian sovereign assets are located, and that knows or should know of such assets, to provide notice of such assets, including relevant information required under section 501.603(b)(ii) of title 31, Code of Federal Regulations (or successor regulations), to the Secretary of
the Treasury not later than 10 days after detection of such assets.

(2) REPORT REQUIRED.—

(A) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter for 3 years, the President shall submit to the appropriate congressional committees a report detailing the status of Russian sovereign assets with respect to which notice has been provided to the Secretary of the Treasury under paragraph (1).

(B) FORM.—The report required by subparagraph (A) shall be submitted in unclassified form, but may include a classified annex.

(b) SEIZURE OR TRANSFER OF ASSETS.—

(1) SEIZURE OF RUSSIAN AGGRESSOR STATE SOVEREIGN ASSETS.—On and after the date that is 30 days after the President submits to the appropriate congressional committees the certification described in subsection (c), the President may seize, confiscate, transfer, or vest any Russian aggressor state sovereign assets, in whole or in part, and including any interest or interests in such assets, subject to the jurisdiction of the United States for the
purpose of transferring those funds to the Ukraine
Support Fund established under subsection (d).

(2) VESTING.—For funds confiscated under
paragraph (1), all right, title, and interest shall vest
in the United States Government, provided that no
use of those funds other than the use of those funds
consistent with subsection (f).

(3) LIQUIDATION AND DEPOSIT.—The Presi-
dent shall—

(A) deposit any funds seized, transferred,
or confiscated under paragraph (1) into the
Ukraine Support Fund established under sub-
section (d);

(B) liquidate or sell any other property
seized, transferred, or confiscated under para-
graph (1) and deposit the funds resulting from
such liquidation or sale into the Ukraine Sup-
port Fund; and

(C) make all such funds available for the
purposes described in subsection (f).

(4) METHOD OF SEIZURE, TRANSFER, OR CON-
fiscation.—The President may seize, transfer, con-
fiscate or vest Russian aggressor state sovereign as-
sets under paragraph (1) through instructions or li-
censes or in such other manner as the President de-
termines appropriate.

(c) CERTIFICATION.—The certification described in
this subsection, with respect to Russian aggressor state
sovereign assets, is a certification that—

(1) seizing, confiscating, transferring, or vesting
Russian aggressor state sovereign assets for the ben-
efit of Ukraine is in the national interests of the
United States;

(2) the President has meaningfully coordinated
with G7 leaders to take multilateral action with re-
gard to any seizure, confiscation, vesting, or transfer
of Russian sovereign assets for the benefit of
Ukraine; and

(3) either—

(A) the President has received an official
and legitimate request from a properly con-
stituted international mechanism that includes
the participation of the Government of Ukraine
and the United States and that has been estab-
lished for the purpose of, or otherwise tasked
with, compensating Ukraine for damages aris-
ing or resulting from the internationally wrong-
ful acts of the Russian Federation regarding
the repurposing of sovereign assets of the Russian Federation; or

(B) either—

(i) the Russian Federation has not ceased its unlawful aggression against Ukraine; or

(ii) the Russian Federation has ceased its unlawful aggression against Ukraine, but—

(I) has not provided full compensation to Ukraine for harms resulting from the internationally wrongful acts of the Russian Federation’s; and

(II) is not participating in a bona fide process to provide full compensation to Ukraine for harms resulting from Russian aggression.

(d) ESTABLISHMENT OF THE UKRAINE SUPPORT FUND.—

(1) UKRAINE SUPPORT FUND.—The President shall establish an account, to be known as the “Ukraine Support Fund”, to consist of any funds with respect to which a seizure is ordered pursuant to subsection (b).
(2) Use of Funds.—The funds in the accounts established under paragraph (1) shall be available to be used only as specified in subsection (f).

(e) Rule of Construction.—Nothing in this section may be construed to provide the President with the authority to seize, transfer, confiscate, or vest title to foreign sovereign assets that are not Russian aggressor state sovereign assets in the United States or transfer any foreign sovereign assets to any recipient for any use other than the uses described in this Act.

(f) Further Transfer and Use of Funds.—

(1) In General.—Subject to paragraphs (2) and (3), Funds in the Ukraine Support Fund shall be available to the Secretary of State, in consultation with the Administrator of the United States Agency for International Development, for the purpose of providing assistance to Ukraine for the damage resulting from the unlawful invasion by the Russian Federation that began on February 24, 2022.

(2) Specific Permissible Uses.—Subject to paragraph (3), the following are permissible uses of the funds in the Ukraine Support Fund pursuant to paragraph (1):

(A) Making contributions to an international body, fund, or mechanism established
consistent with section 105(a) that is charged
with determining and administering compensa-
tion or providing assistance to Ukraine.

(B) Supporting reconstruction, rebuilding,
and recovery efforts in Ukraine.

(C) Providing economic and humanitarian
assistance to the people of Ukraine.

(3) NOTIFICATION.—

(A) IN GENERAL.—The Secretary of State
shall notify the appropriate congressional com-
mittees not fewer than 15 days before providing
any funds from the Ukraine Support Fund to
any other account for the purposes described in
paragraph (1).

(B) ELEMENTS.—A notification under sub-
paragraph (A) with respect to the transfer of
funds to another account pursuant to para-
graph (1) shall specify—

(i) the amount of funds to be pro-
vided;

(ii) the specific purpose for which
such funds are provided; and

(iii) the recipient of those funds.

(g) LIMITATION ON TRANSFER OF FUNDS.—No
funds may be transferred or otherwise expended from the
Ukraine Support Fund pursuant to subsection (f) unless the President certifies to the appropriate congressional committees that—

(1) a plan exists to ensure transparency and accountability for all funds transferred to and from any account receiving the funds; and

(2) the President has transmitted the plan required under paragraph (1) to the appropriate congressional committees in writing.

(h) JOINT RESOLUTION OF DISAPPROVAL.—No funds may be transferred pursuant to subsection (f) if, within 15 days of receipt of the notification required under subsection (f)(3), a joint resolution is enacted into law prohibiting such transfer.

(i) REPORT.—Not later than 90 days after the date of the enactment of this Act, and not less frequently than every 180 days thereafter, the President shall submit to the appropriate congressional committees a report that includes the following:

(1) An accounting of funds in the Ukraine Support Fund.

(2) Any information regarding the disposition of funds in any account to which funds have been transmitted pursuant to subsection (f) that has been transmitted to the President by the institution hous-
ing said account during the period covered by the report.

(3) A description of United States multilateral and bilateral diplomatic engagement with allies and partners of the United States that also have immobilized Russian sovereign assets to compensate for damages caused by the Russian Federation’s internationally wrongful acts during the period covered by the report.

(4) An outline of steps taken to carry out the establishment of the international mechanism described by section 105(a) during the period covered by the report.

(j) EXCEPTION FOR UNITED STATES OBLIGATIONS UNDER TREATIES.—The authorities provided by this section may not be exercised in a manner inconsistent with the obligations of the United States under—

(1) the Convention on Diplomatic Relations, done at Vienna April 18, 1961, and entered into force April 24, 1964 (23 UST 3227);

(2) the Convention on Consular Relations, done at Vienna April 24, 1963, and entered into force on March 19, 1967 (21 UST 77);

(3) the Agreement Regarding the Headquarters of the United Nations, signed at Lake Success June
26, 1947, and entered into force November 21, 1947
(TIAS 1676); or

(4) any other international agreement to which
the United States is a state party on the day before
the date of the enactment of this Act.

(k) JUDICIAL REVIEW.—

(1) EXCLUSIVENESS OF REMEDY.—Notwith-
standing any other provision of law, any action
taken under this section shall not be subject to judi-
cial review, except as provided in this subsection.

(2) LIMITATIONS FOR FILING CLAIMS.—A claim
may only be brought with respect to an action under
this section—

(A) that alleges that the action will deny
rights under the Constitution of the United
States; and

(B) if the claim is brought not later than
60 days after the date of such action.

(3) JURISDICTION.—

(A) IN GENERAL.—A claim under para-
graph (2) of this subsection shall be barred un-
less a complaint is filed prior to the expiration
of such time limits in the United States District
Court for the District of Columbia.
(B) APPEAL.—An appeal of an order of the United States District Court for the District of Columbia issued pursuant to a claim brought under this subsection shall be taken by a notice of appeal filed with the United States Court of Appeals for the District of Columbia Circuit not later than 10 days after the date on which the order is entered.

(C) EXPEDITED CONSIDERATION.—It shall be the duty of the United States District Court for the District of Columbia and the United States Court of Appeals for the District of Columbia Circuit to advance on the docket and to expedite to the greatest possible extent the disposition of any claim brought under this subsection.

(l) SUNSET.—The authorities conferred under this section shall terminate on the earlier of—

(1) the date that is 5 years after the date of the enactment of this Act; or

(2) the date that is 120 days after the date on which the President determines and certifies to the appropriate congressional committees that—

(A) the Russian Federation has reached an agreement relating to the respective withdrawal
of Russian forces and cessation of military hos-
tilities that is accepted by the free and inde-
pendent Government of Ukraine; and

(B)(i) full compensation has been made to
Ukraine for harms resulting from the invasion
of Ukraine by the Russian Federation;

(ii) the Russian Federation is participating
in a bona fide international mechanism that, by
agreement, will discharge the obligations of the
Russian Federation to compensate Ukraine for
all amounts determined to be owed to Ukraine;
or

(iii) the Russian Federation’s obligation to
compensate Ukraine for the damage caused by
the Russian Federation’s aggression has been
resolved pursuant to an agreement between the
Russian Federation and the Government of
Ukraine.

SEC. 105. INTERNATIONAL MECHANISM TO USE RUSSIAN

SOVEREIGN ASSETS AND RUSSIAN AGGRES-
SOR STATE SOVEREIGN ASSETS TO PROVIDE
FOR THE RECONSTRUCTION OF UKRAINE.

(a) IN GENERAL.—The President shall take such ac-
tions as the President determines appropriate to coordi-
nate with the G7, the European Union, Australia, and
other partners and allies of the United States regarding
the disposition of immobilized Russian aggressor state sov-
ereign assets, including seeking to establish an inter-
national mechanism with foreign partners, including
Ukraine, the G7, the European Union, Australia, and
other partners and allies of the United States, for the pur-
pose of assisting Ukraine, which may include the establish-
ment of an international fund to be known as the
“Ukraine Compensation Fund”, that may receive and use
assets in the Ukraine Support Fund established under sec-
tion 104(e) and contributions from foreign partners that
have also frozen or seized Russian aggressor state sov-
ereign assets to assist Ukraine, including by—

(1) supporting a register of damage to serve as
a record of evidence and for assessment of the finan-
cially assessable damages to Ukraine resulting from
the invasions of Ukraine by the Russian Federation
and operations or actions in support thereof;

(2) establishing a mechanism to compensate
Ukraine for damages caused by Russia’s internation-
ally wrongful acts connected with the invasions of
Ukraine;

(3) ensuring distribution of those assets or the
proceeds of those assets based on determinations
under that mechanism; and
(4) taking such other actions as may be necessary to carry out this section.

(b) AUTHORIZATION FOR DEPOSIT IN THE UKRAINE COMPENSATION FUND.—Upon the President reaching an agreement or arrangement to establish a common international mechanism pursuant to subsection (a) or at any time thereafter, the Secretary of State may, pursuant to the authority conferred by and subject to the limitations described in section 104(f) and subject to the limitations described in subsection (e), transfer funds from the Ukraine Support Fund established under section 104(d) to a fund or mechanism established consistent with subsection (a).

(e) NOTIFICATION.—The President shall notify the appropriate congressional committees not later than 30 days after entering into any new bilateral or multilateral agreement or arrangement under subsection (a).

(d) GOOD GOVERNANCE.—The Secretary of State, in consultation with the Secretary of the Treasury, shall—

(1) seek to ensure that any fund or mechanism established consistent with subsection (a) operates in accordance with established international accounting principles;

(2) seek to ensure that any fund or mechanism established consistent with subsection (a) is—
(A) staffed, operated, and administered in accordance with established accounting rules and governance procedures, including providing for payment of reasonable expenses from the fund for the governance and operation of the fund and the tribunal;

(B) operated transparently as to all funds transfers, filings, and decisions; and

(C) audited on a regular basis by an independent auditor, in accordance with internationally accepted accounting and auditing standards;

(3) seek to ensure that any audits of any fund or mechanism established consistent with subsection (a) shall be made available to the public; and

(4) ensure that any audits of any fund or mechanism established consistent with subsection (a) shall be reviewed and reported on by the Government Accountability Office to the appropriate congressional committees and the public.

(e) LIMITATION ON TRANSFER OF FUNDS.—No funds may be transferred from the Ukraine Support Fund to a fund or mechanism established consistent with subsection (a) unless the President certifies to the appropriate congressional committees that—
(1) the institution housing the fund or mechanism has a plan to ensure transparency and accountability for all funds transferred to and from the fund or mechanism established consistent with subsection (a); and

(2) the President has transmitted the plan required under paragraph (1) to the appropriate congressional committees in writing.

(f) JOINT RESOLUTION OF DISAPPROVAL.—No funds may be transferred from the Ukraine Support Fund to a fund or mechanism established consistent with subsection (a) if, within 30 days of receipt of the notification required under subsection (c)(2), a joint resolution is enacted prohibiting the transfer.

(g) REPORT.—Not later than 90 days after the date of the enactment of this Act, and not less frequently than every 90 days thereafter, the President shall submit to the appropriate congressional committees a report that includes the following:

(1) An accounting of funds in any fund or mechanism established consistent with subsection (a).

(2) Any information regarding the disposition of any such fund or mechanism that has been transmitted to the President by the institution housing
the fund or mechanism during the period covered by
the report.

(3) A description of United States multilateral
and bilateral diplomatic engagement with allies and
partners of the United States that also have immo-
ibilized Russian sovereign assets to allow for com-
pensation for Ukraine during the period covered by
the report.

(4) An outline of steps taken to carry out this
section during the period covered by the report.

SEC. 106. REPORT ON USE OF TRANSFERRED RUSSIAN SOV-
EREIGN ASSETS FOR RECONSTRUCTION.

Not later than 90 days after the date of the enact-
ment of this Act, and every 180 days thereafter, the Sec-
retary of State, in consultation with the Secretary of the
Treasury, shall submit to the appropriate congressional
committees a report that contains—

(1) the amount and source of Russian sovereign
assets seized, transferred, or confiscated pursuant to
section 104(b);

(2) the amount and source of funds deposited
into the Ukraine Support Fund under section
104(b)(3); and
(3) a detailed description and accounting of how such funds were used to meet the purposes described in section 104(f).

SEC. 107. ASSESSMENT BY SECRETARY OF STATE AND ADMINISTRATOR OF USAID ON RECONSTRUCTION AND REBUILDING NEEDS OF UKRAINE.

(a) In General.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State, in consultation with the Administrator of the United States Agency for International Development, shall submit to the appropriate congressional committees an assessment of the most pressing needs of Ukraine for reconstruction, rebuilding, and humanitarian aid.

(b) Elements.—The assessment required by subsection (a) shall include the following:

(1) An estimate of the rebuilding and reconstruction needs of Ukraine, as of the date of the assessment, resulting from the unlawful invasion of Ukraine by the Russian Federation, including—

(A) a description of the sources and methods for the estimate; and

(B) an identification of the locations or regions in Ukraine with the most pressing needs.

(2) An estimate of the humanitarian needs, as of the date of the assessment, of the people of
Ukraine, including Ukrainians residing inside the internationally recognized borders of Ukraine or outside those borders, resulting from the unlawful invasion of Ukraine by the Russian Federation.

(3) An assessment of the extent to which the needs described in paragraphs (1) and (2) have been met or funded, by any source, as of the date of the assessment.

(4) A plan to engage in robust multilateral and bilateral diplomacy to ensure that allies and partners of the United States, particularly in the European Union as Ukraine seeks accession to the European Union, increase their commitment to Ukraine’s reconstruction.

(5) An identification of which such needs should be prioritized, including any assessment or request by the Government of Ukraine with respect to the prioritization of such needs.

SEC. 108. EXTENSIONS.

Section 5(a) of the Elie Wiesel Genocide and Atrocities Prevention Act of 2018 (Public Law 115–441; 132 Stat. 5587) is amended, in the matter preceding paragraph (1), by striking “six years” and inserting “12 years”.
DIVISION C—OTHER MATTERS

SEC. 1. REPORT AND IMPOSITION OF SANCTIONS TO HARMONIZE WITH ALLIED SANCTIONS.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the President shall submit to the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate a report identifying—

(1) each foreign person currently subject to—

(A) sanctions issued by the European Union pursuant to European Union Council Regulation No. 269/2014 of 17 March, 2014, as amended; or

(B) sanctions issued by the United Kingdom pursuant to the Russia (Sanctions) (EU Exit) Regulations 2019, as amended; and

(2) each such foreign person that also meets the criteria for imposition of sanctions by the United States pursuant to—

(A) the Global Magnitsky Human Rights Accountability Act of 2016 (22 U.S.C. 10101 et seq.);

(B) Executive Order 14024 (50 U.S.C. 1701 note, relating to blocking property with respect to specified harmful foreign activities of
the Government of the Russian Federation), as amended;

(C) Executive Order 14068 (50 U.S.C. 1701 note, relating to prohibiting certain imports, exports, and new investment with respect to continued Russian Federation aggression), as amended; or

(D) Executive Order 14071 (50 U.S.C. 1701 note, relating to prohibiting new investment in and certain services to the Russian Federation in response to continued Russian Federation aggression), as amended.

(b) IMPOSITION OF SANCTIONS.—The President shall impose the sanctions authorized by the applicable provision of law listed in subsection (a)(2) with respect to each foreign person identified in the report required under subsection (a)(1) who is not already subject to sanctions under United States law pursuant to one or more statutory sanctions authorities as of the date of the submission of such report.
DIVISION D—PROTECTING AMERICANS FROM FOREIGN ADVERSARY CONTROLLED APPLICATIONS ACT

SEC. 1. SHORT TITLE.
This division may be cited as the “Protecting Americans from Foreign Adversary Controlled Applications Act”.

SEC. 2. PROHIBITION OF FOREIGN ADVERSARY CONTROLLED APPLICATIONS.

(a) IN GENERAL.—

(1) Prohibition of foreign adversary controlled applications.—It shall be unlawful for an entity to distribute, maintain, or update (or enable the distribution, maintenance, or updating of) a foreign adversary controlled application by carrying out, within the land or maritime borders of the United States, any of the following:

(A) Providing services to distribute, maintain, or update such foreign adversary controlled application (including any source code of such application) by means of a marketplace (including an online mobile application store) through which users within the land or marit-
time borders of the United States may access, maintain, or update such application.

(B) Providing internet hosting services to enable the distribution, maintenance, or updating of such foreign adversary controlled application for users within the land or maritime borders of the United States.

(2) APPLICABILITY.—Subject to paragraph (3), this subsection shall apply—

(A) in the case of an application that satisfies the definition of a foreign adversary controlled application pursuant to subsection (g)(3)(A), beginning on the date that is 270 days after the date of the enactment of this Act; and

(B) in the case of an application that satisfies the definition of a foreign adversary controlled application pursuant to subsection (g)(3)(B), beginning on the date that is 270 days after the date of the relevant determination of the President under such subsection.

(3) EXTENSION.—With respect to a foreign adversary controlled application, the President may grant a 1-time extension of not more than 90 days with respect to the date on which this subsection
would otherwise apply to such application pursuant
to paragraph (2), if the President certifies to Con-
gress that—

(A) a path to executing a qualified divesti-
ture has been identified with respect to such
application;

(B) evidence of significant progress toward
executing such qualified divestiture has been
produced with respect to such application; and

(C) there are in place the relevant binding
legal agreements to enable execution of such
qualified divestiture during the period of such
extension.

(b) DATA AND INFORMATION PORTABILITY TO AL-
TERNATIVE APPLICATIONS.—Before the date on which a
prohibition under subsection (a) applies to a foreign adver-
sary controlled application, the entity that owns or con-
trols such application shall provide, upon request by a user
of such application within the land or maritime borders
of United States, to such user all the available data related
to the account of such user with respect to such applica-
tion. Such data shall be provided in a machine readable
format and shall include any data maintained by such ap-
plication with respect to the account of such user, includ-
ing content (including posts, photos, and videos) and all other account information.

(c) **Exemptions.**—

(1) **Exemptions for Qualified Divestitures.**—Subsection (a)—

(A) does not apply to a foreign adversary controlled application with respect to which a qualified divestiture is executed before the date on which a prohibition under subsection (a) would begin to apply to such application; and

(B) shall cease to apply in the case of a foreign adversary controlled application with respect to which a qualified divestiture is executed after the date on which a prohibition under subsection (a) applies to such application.

(2) **Exemptions for Certain Necessary Services.**—Subsections (a) and (b) do not apply to services provided with respect to a foreign adversary controlled application that are necessary for an entity to attain compliance with such subsections.

(d) **Enforcement.**—

(1) **Civil Penalties.**—

(A) **Foreign Adversary Controlled Application Violations.**—An entity that violates subsection (a) shall be subject to pay a
civil penalty in an amount not to exceed the amount that results from multiplying $5,000 by the number of users within the land or maritime borders of the United States determined to have accessed, maintained, or updated a foreign adversary controlled application as a result of such violation.

(B) **Data and information violations.**—An entity that violates subsection (b) shall be subject to pay a civil penalty in an amount not to exceed the amount that results from multiplying $500 by the number of users within the land or maritime borders of the United States affected by such violation.

(2) **Actions by attorney general.**—The Attorney General—

(A) shall conduct investigations related to potential violations of subsection (a) or (b), and, if such an investigation results in a determination that a violation has occurred, the Attorney General shall pursue enforcement under paragraph (1); and

(B) may bring an action in an appropriate district court of the United States for appropriate relief, including civil penalties under
paragraph (1) or declaratory and injunctive relief.

(c) SEVERABILITY.—

(1) IN GENERAL.—If any provision of this section or the application of this section to any person or circumstance is held invalid, the invalidity shall not affect the other provisions or applications of this section that can be given effect without the invalid provision or application.

(2) SUBSEQUENT DETERMINATIONS.—If the application of any provision of this section is held invalid with respect to a foreign adversary controlled application that satisfies the definition of such term pursuant to subsection (g)(3)(A), such invalidity shall not affect or preclude the application of the same provision of this section to such foreign adversary controlled application by means of a subsequent determination pursuant to subsection (g)(3)(B).

(f) RULE OF CONSTRUCTION.—Nothing in this division may be construed—

(1) to authorize the Attorney General to pursue enforcement, under this section, other than enforcement of subsection (a) or (b);

(2) to authorize the Attorney General to pursue enforcement, under this section, against an indi-
vidual user of a foreign adversary controlled applica-

(3) except as expressly provided herein, to alter
or affect any other authority provided by or estab-
lished under another provision of Federal law.

(g) Definitions.—In this section:

(1) Controlled by a foreign adversary.—
The term “controlled by a foreign adversary” means,
with respect to a covered company or other entity,
that such company or other entity is—

(A) a foreign person that is domiciled in,

is headquartered in, has its principal place of
business in, or is organized under the laws of
a foreign adversary country;

(B) an entity with respect to which a for-
eign person or combination of foreign persons
described in subparagraph (A) directly or indi-
directly own at least a 20 percent stake; or

(C) a person subject to the direction or
control of a foreign person or entity described
in subparagraph (A) or (B).

(2) Covered company.—

(A) In general.—The term “covered
company” means an entity that operates, di-
rectly or indirectly (including through a parent
company, subsidiary, or affiliate), a website, desktop application, mobile application, or augmented or immersive technology application that—

(i) permits a user to create an account or profile to generate, share, and view text, images, videos, real-time communications, or similar content;

(ii) has more than 1,000,000 monthly active users with respect to at least 2 of the 3 months preceding the date on which a relevant determination of the President is made pursuant to paragraph (3)(B);

(iii) enables 1 or more users to generate or distribute content that can be viewed by other users of the website, desktop application, mobile application, or augmented or immersive technology application; and

(iv) enables 1 or more users to view content generated by other users of the website, desktop application, mobile application, or augmented or immersive technology application.
(B) EXCLUSION.—The term “covered company” does not include an entity that operates a website, desktop application, mobile application, or augmented or immersive technology application whose primary purpose is to allow users to post product reviews, business reviews, or travel information and reviews.

(3) FOREIGN ADVERSARY CONTROLLED APPLICATION.—The term “foreign adversary controlled application” means a website, desktop application, mobile application, or augmented or immersive technology application that is operated, directly or indirectly (including through a parent company, subsidiary, or affiliate), by—

(A) any of—

   (i) ByteDance, Ltd.;

   (ii) TikTok;

   (iii) a subsidiary of or a successor to an entity identified in clause (i) or (ii) that is controlled by a foreign adversary; or

   (iv) an entity owned or controlled, directly or indirectly, by an entity identified in clause (i), (ii), or (iii); or

   (B) a covered company that—
(i) is controlled by a foreign adversary; and

(ii) that is determined by the President to present a significant threat to the national security of the United States following the issuance of—

(I) a public notice proposing such determination; and

(II) a public report to Congress, submitted not less than 30 days before such determination, describing the specific national security concern involved and containing a classified annex and a description of what assets would need to be divested to execute a qualified divestiture.

(4) FOREIGN ADVERSARY COUNTRY.—The term “foreign adversary country” means a country specified in section 4872(d)(2) of title 10, United States Code.

(5) INTERNET HOSTING SERVICE.—The term “internet hosting service” means a service through which storage and computing resources are provided to an individual or organization for the accommodation and maintenance of 1 or more websites or on-
line services, and which may include file hosting, domain name server hosting, cloud hosting, and virtual private server hosting.

(6) **Qualified Divestiture.**—The term “qualified divestiture” means a divestiture or similar transaction that—

(A) the President determines, through an interagency process, would result in the relevant foreign adversary controlled application no longer being controlled by a foreign adversary; and

(B) the President determines, through an interagency process, precludes the establishment or maintenance of any operational relationship between the United States operations of the relevant foreign adversary controlled application and any formerly affiliated entities that are controlled by a foreign adversary, including any cooperation with respect to the operation of a content recommendation algorithm or an agreement with respect to data sharing.

(7) **Source Code.**—The term “source code” means the combination of text and other characters comprising the content, both viewable and nonviewable, of a software application, including any
publishing language, programming language, protocol, or functional content, as well as any successor languages or protocols.

(8) **United States.**—The term “United States” includes the territories of the United States.

**SEC. 3. JUDICIAL REVIEW.**

(a) **Right of Action.**—A petition for review challenging this division or any action, finding, or determination under this division may be filed only in the United States Court of Appeals for the District of Columbia Circuit.

(b) **Exclusive Jurisdiction.**—The United States Court of Appeals for the District of Columbia Circuit shall have exclusive jurisdiction over any challenge to this division or any action, finding, or determination under this division.

(c) **Statute of Limitations.**—A challenge may only be brought—

(1) in the case of a challenge to this division, not later than 165 days after the date of the enactment of this Act; and

(2) in the case of a challenge to any action, finding, or determination under this division, not later than 90 days after the date of such action, finding, or determination.
DIVISION E—PROTECTING AMERICANS’ DATA FROM FOREIGN ADVERSARIES ACT OF 2024

SEC. 1. SHORT TITLE.

This division may be cited as the “Protecting Americans’ Data from Foreign Adversaries Act of 2024”.

SEC. 2. PROHIBITION ON TRANSFER OF PERSONALLY IDENTIFIABLE SENSITIVE DATA OF UNITED STATES INDIVIDUALS TO FOREIGN ADVERSARIES.

(a) PROHIBITION.—It shall be unlawful for a data broker to sell, license, rent, trade, transfer, release, disclose, provide access to, or otherwise make available personally identifiable sensitive data of a United States individual to—

(1) any foreign adversary country; or

(2) any entity that is controlled by a foreign adversary.

(b) ENFORCEMENT BY FEDERAL TRADE COMMISSION.—

(1) UNFAIR OR DECEPTIVE ACTS OR PRACTICES.—A violation of this section shall be treated as a violation of a rule defining an unfair or a deceptive act or practice under section 18(a)(1)(B) of

(2) POWERS OF COMMISSION.—

(A) IN GENERAL.—The Commission shall enforce this section in the same manner, by the same means, and with the same jurisdiction, powers, and duties as though all applicable terms and provisions of the Federal Trade Commission Act (15 U.S.C. 41 et seq.) were incorporated into and made a part of this section.

(B) PRIVILEGES AND IMMUNITIES.—Any person who violates this section shall be subject to the penalties and entitled to the privileges and immunities provided in the Federal Trade Commission Act.

(3) AUTHORITY PRESERVED.—Nothing in this section may be construed to limit the authority of the Commission under any other provision of law.

(c) DEFINITIONS.—In this section:

(1) COMMISSION.—The term “Commission” means the Federal Trade Commission.

(2) CONTROLLED BY A FOREIGN ADVERSARY.—The term “controlled by a foreign adversary” means, with respect to an individual or entity, that such individual or entity is—
(A) a foreign person that is domiciled in, is headquartered in, has its principal place of business in, or is organized under the laws of a foreign adversary country;

(B) an entity with respect to which a foreign person or combination of foreign persons described in subparagraph (A) directly or indirectly own at least a 20 percent stake; or

(C) a person subject to the direction or control of a foreign person or entity described in subparagraph (A) or (B).

(3) DATA BROKER.—

(A) IN GENERAL.—The term “data broker” means an entity that, for valuable consideration, sells, licenses, rents, trades, transfers, releases, discloses, provides access to, or otherwise makes available data of United States individuals that the entity did not collect directly from such individuals to another entity that is not acting as a service provider.

(B) EXCLUSION.—The term “data broker” does not include an entity to the extent such entity—

(i) is transmitting data of a United States individual, including communica-
tions of such an individual, at the request
or direction of such individual;

(ii) is providing, maintaining, or offer-
ing a product or service with respect to
which personally identifiable sensitive data,
or access to such data, is not the product
or service;

(iii) is reporting or publishing news or
information that concerns local, national,
or international events or other matters of
public interest;

(iv) is reporting, publishing, or other-
wise making available news or information
that is available to the general public—

(I) including information from—

(aa) a book, magazine, tele-
phone book, or online directory;

(bb) a motion picture;

(cc) a television, internet, or
radio program;

(dd) the news media; or

(ee) an internet site that is
available to the general public on
an unrestricted basis; and
(II) not including an obscene visual depiction (as such term is used in section 1460 of title 18, United States Code); or

(v) is acting as a service provider.

(4) FOREIGN ADVERSARY COUNTRY.—The term “foreign adversary country” means a country specified in section 4872(d)(2) of title 10, United States Code.

(5) PERSONALLY IDENTIFIABLE SENSITIVE DATA.—The term “personally identifiable sensitive data” means any sensitive data that identifies or is linked or reasonably linkable, alone or in combination with other data, to an individual or a device that identifies or is linked or reasonably linkable to an individual.

(6) PRECISE GEOLOCATION INFORMATION.—The term “precise geolocation information” means information that—

(A) is derived from a device or technology of an individual; and

(B) reveals the past or present physical location of an individual or device that identifies or is linked or reasonably linkable to 1 or more individuals, with sufficient precision to identify
street level location information of an individual
or device or the location of an individual or de-
vice within a range of 1,850 feet or less.

(7) SENSITIVE DATA.—The term “sensitive
data” includes the following:

(A) A government-issued identifier, such as
a Social Security number, passport number, or
driver’s license number.

(B) Any information that describes or re-
veals the past, present, or future physical
health, mental health, disability, diagnosis, or
healthcare condition or treatment of an indi-
vidual.

(C) A financial account number, debit card
number, credit card number, or information
that describes or reveals the income level or
bank account balances of an individual.

(D) Biometric information.

(E) Genetic information.

(F) Precise geolocation information.

(G) An individual’s private communica-
tions such as voicemails, emails, texts, direct
messages, mail, voice communications, and
video communications, or information identi-
fying the parties to such communications or
pertaining to the transmission of such communications, including telephone numbers called, telephone numbers from which calls were placed, the time calls were made, call duration, and location information of the parties to the call.

(H) Account or device log-in credentials, or security or access codes for an account or device.

(I) Information identifying the sexual behavior of an individual.

(J) Calendar information, address book information, phone or text logs, photos, audio recordings, or videos, maintained for private use by an individual, regardless of whether such information is stored on the individual’s device or is accessible from that device and is backed up in a separate location.

(K) A photograph, film, video recording, or other similar medium that shows the naked or undergarment-clad private area of an individual.

(L) Information revealing the video content requested or selected by an individual.
(M) Information about an individual under the age of 17.

(N) An individual’s race, color, ethnicity, or religion.

(O) Information identifying an individual’s online activities over time and across websites or online services.

(P) Information that reveals the status of an individual as a member of the Armed Forces.

(Q) Any other data that a data broker sells, licenses, rents, trades, transfers, releases, discloses, provides access to, or otherwise makes available to a foreign adversary country, or entity that is controlled by a foreign adversary, for the purpose of identifying the types of data listed in subparagraphs (A) through (P).

(8) Service provider.—The term “service provider” means an entity that—

(A) collects, processes, or transfers data on behalf of, and at the direction of—

(i) an individual or entity that is not a foreign adversary country or controlled by a foreign adversary; or
(ii) a Federal, State, Tribal, territorial, or local government entity; and

(B) receives data from or on behalf of an individual or entity described in subparagraph (A)(i) or a Federal, State, Tribal, territorial, or local government entity.

(9) UNITED STATES INDIVIDUAL.—The term “United States individual” means a natural person residing in the United States.

(d) EFFECTIVE DATE.—This section shall take effect on the date that is 60 days after the date of the enactment of this Act.

DIVISION F—SHIP ACT

SEC. 1. SHORT TITLE.

This division may be cited as the “Stop Harboring Iranian Petroleum Act” or the “SHIP Act”.

SEC. 2. STATEMENT OF POLICY.

It is the policy of the United States—

(1) to deny Iran the ability to engage in destabilizing activities, support international terrorism, fund the development and acquisition of weapons of mass destruction and the means to deliver such weapons by limiting export of petroleum and petroleum products by Iran;
(2) to deny Iran funds to oppress and commit
human rights violations against the Iranian people
assembling to peacefully redress the Iranian regime;
(3) to fully enforce sanctions against those enti-
ties which provide support to the Iranian energy sec-
tor; and
(4) to counter Iran’s actions to finance and fa-
cilitate the participation of foreign terrorist organi-
zations in ongoing conflicts and illicit activities due
to the threat such actions pose to the vital national
interests of the United States.

SEC. 3. IMPOSITION OF SANCTIONS WITH RESPECT TO IRA-
NIAN PETROLEUM.

(a) In General.—On and after the date that is 180
days after the date of the enactment of this Act, and ex-
cept as provided in subsection (e)(2), the President shall
impose the sanctions described in subsection (c) with re-
spect to each foreign person that the President determines
knowingly engaged, on or after such date of enactment,
in an activity described in subsection (b).

(b) Activities Described.—A foreign person en-
gages in an activity described in this subsection if the for-
eign person—
(1) owns or operates a foreign port at which, on
or after the date of the enactment of this Act, such
person knowingly permits to dock a vessel—

(A) that is included on the list of specially
designated nationals and blocked persons main-
tained by the Office of Foreign Assets Control
of the Department of the Treasury for trans-
porting Iranian crude oil or petroleum products;
or

(B) of which the operator or owner of such
vessel otherwise knowingly engages in a signifi-
cant transaction involving such vessel to trans-
port, offload, or deal in significant transactions
in condensate, refined, or unrefined petroleum
products, or other petrochemical products origi-
nating from the Islamic Republic of Iran;

(2) owns or operates a vessel through which
such owner knowingly conducts a ship to ship trans-
f er involving a significant transaction of any petro-
leum product originating from the Islamic Republic
of Iran;

(3) owns or operates a refinery through which
such owner knowingly engages in a significant trans-
action to process, refine, or otherwise deal in any pe-
troleum product originating from the Islamic Republic of Iran;

4. is a covered family member of a foreign person described in paragraph (1), (2), or (3); or

5. is owned or controlled by a foreign person described in paragraph (1), (2), or (3), and knowingly engages in an activity described in paragraph (1), (2), or (3).

(e) SANCTIONS DESCRIBED.—The sanctions described in this subsection with respect to a foreign person described in subsection (a) are the following:

(1) SANCTIONS ON FOREIGN VESSELS.—Subject to such regulations as the President may prescribe, the President may prohibit a vessel described in subsection (b)(1)(A) or (b)(1)(B) from landing at any port in the United States—

(A) with respect to a vessel described in subsection (b)(1)(A), for a period of not more than 2 years beginning on the date on which the President imposes sanctions with respect to a related foreign port described in subsection (b)(1)(A); and

(B) with respect to a vessel described in subsection (b)(1)(B), for a period of not more than 2 years.
(2) Blocking of property.—The President shall exercise all of the powers granted to the President under the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) to the extent necessary to block and prohibit all transactions in property and interests in property of the foreign person if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(3) Ineligibility for visas, admission, or parole.—

(A) Visas, admission, or parole.—An alien described in subsection (a) is—

(i) inadmissible to the United States;

(ii) ineligible to receive a visa or other documentation to enter the United States; and

(iii) otherwise ineligible to be admitted or paroled into the United States or to receive any other benefit under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.).

(B) Current visas revoked.—
(i) **IN GENERAL.**—An alien described in subsection (a) is subject to revocation of any visa or other entry documentation regardless of when the visa or other entry documentation is or was issued.

(ii) **IMMEDIATE EFFECT.**—A revocation under clause (i) shall take effect immediately and automatically cancel any other valid visa or entry documentation that is in the alien’s possession.

(C) **EXCEPTIONS.**—Sanctions under this paragraph shall not apply with respect to an alien if admitting or paroling the alien into the United States is necessary—

(i) to permit the United States to comply with the Agreement regarding the Headquarters of the United Nations, signed at Lake Success June 26, 1947, and entered into force November 21, 1947, between the United Nations and the United States, or other applicable international obligations; or

(ii) to carry out or assist law enforcement activity in the United States.
(4) Penalties.—The penalties provided for in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) shall apply to a person that violates, attempts to violate, conspires to violate, or causes a violation of this section or any regulations promulgated to carry out this section to the same extent that such penalties apply to a person that commits an unlawful act described in section 206(a) of that Act.

(d) Rules of Construction.—

(1) For purposes of determinations under subsection (a) that a foreign person engaged in activities described in subsection (b), a foreign person shall not be determined to know that petroleum or petroleum products originated from Iran if such person relied on a certificate of origin or other documentation confirming that the origin of the petroleum or petroleum products was a country other than Iran, unless such person knew or had reason to know that such documentation was falsified.

(2) Nothing in this division shall be construed to affect the availability of any existing authorities to issue waivers, exceptions, exemptions, licenses, or other authorization.
(c) **Implementation; Regulations.**—

(1) *In General.*—The President may exercise all authorities under sections 203 and 205 of the International Emergency Economic Powers Act (50 U.S.C. 1702 and 1704) for purposes of carrying out this section.

(2) **Deadline for Regulations.**—Not later than 180 days after the date of the enactment of this Act, the President shall prescribe such regulations as may be necessary for the implementation of this division.

(3) **Notification to Congress.**—Not later than 10 days before the prescription of regulations under paragraph (2), the President shall brief and provide written notification to the appropriate congressional committees regarding—

(A) the proposed regulations; and

(B) the specific provisions of this division that the regulations are implementing.

(f) **Exception for Humanitarian Assistance.**—

(1) *In General.*—Sanctions under this section shall not apply to—

(A) the conduct or facilitation of a transaction for the provision of agricultural commodities, food, medicine, medical devices, or human-
itarian assistance, or for humanitarian purposes; or

(B) transactions that are necessary for or related to the activities described in subparagraph (A).

(2) DEFINITIONS.—In this subsection:

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

(B) MEDICAL DEVICE.—The term “medical device” has the meaning given the term “device” in section 201 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321).

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

(g) EXCEPTION FOR SAFETY OF VESSELS AND CREW.—Sanctions under this section shall not apply with respect to a person providing provisions to a vessel otherwise subject to sanctions under this section if such provisions are intended for the safety and care of the crew aboard the vessel, the protection of human life aboard the
vessel, or the maintenance of the vessel to avoid any envi-
ronmental or other significant damage.

(h) WAIVER.—

(1) IN GENERAL.—The President may, on a
case-by-case basis and for periods not to exceed 180
days each, waive the application of sanctions im-
posed with respect to a foreign person under this
section if the President certifies to the appropriate
congressional committees, not later than 15 days
after such waiver is to take effect, that the waiver
is vital to the national interests of the United States.

(2) SPECIAL RULE.—The President shall not be
required to impose sanctions under this section with
respect to a foreign person described in subsection
(a) if the President certifies in writing to the appro-
priate congressional committees that the foreign per-
son—

(A) is no longer engaging in activities de-
scribed in subsection (b); or

(B) has taken and is continuing to take
significant, verifiable steps toward permanently
terminating such activities.

(i) TERMINATION.—The authorities provided by this
section shall cease to have effect on and after the date
that is 30 days after the date on which the President certifies to the appropriate congressional committees that—

(1) the Government of Iran no longer repeatedly provides support for international terrorism as determined by the Secretary of State pursuant to—

(A) section 1754(c)(1)(A) of the Export Control Reform Act of 2018 (50 U.S.C. 4318(c)(1)(A));

(B) section 620A of the Foreign Assistance Act of 1961 (22 U.S.C. 2371);

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

(D) any other provision of law; and

(2) Iran has ceased the pursuit, acquisition, and development of, and verifiably dismantled, its nuclear, biological, and chemical weapons, ballistic missiles, and ballistic missile launch technology.

SEC. 4. REPORT ON IRANIAN PETROLEUM AND PETROLEUM PRODUCTS EXPORTS.

(a) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, and annually thereafter until the date described in subsection (d), the Administrator of the Energy Information Administration shall submit to the appropriate congressional committees a re-
port describing Iran’s growing exports of petroleum and petroleum products, that includes the following:

(1) An analysis of Iran’s exports and sale of petroleum and petroleum products, including—

(A) an estimate of Iran’s petroleum export and sale revenue per year since 2018;

(B) an estimate of Iran’s petroleum export and sale revenue to China per year since 2018;

(C) the amount of petroleum and crude oil barrels exported per year since 2018;

(D) the amount of petroleum and crude oil barrels exported to China per year since 2018;

(E) the amount of petroleum and crude oil barrels exported to countries other than China per year since 2018;

(F) the average price per petroleum and crude oil barrel exported per year since 2018; and

(G) the average price per petroleum and crude oil barrel exported to China per year since 2018.

(2) An analysis of Iran’s labeling practices of exported petroleum and petroleum products.
(3) A description of companies involved in the exporting and sale of Iranian petroleum and petroleum products.

(4) A description of ships involved in the exporting and sale of Iranian petroleum and petroleum products.

(5) A description of ports involved in the exporting and sale of Iranian petroleum and petroleum products.

(b) FORM.—The report required by subsection (a) shall be submitted in unclassified form but may include a classified annex.

(c) PUBLICATION.—The unclassified portion of the report required by subsection (a) shall be posted on a publicly available website of the Energy Information Administration.

(d) TERMINATION.—The requirement to submit reports under this section shall be terminated on the date on which the President makes the certification described in section 3(f).

SEC. 5. STRATEGY TO COUNTER ROLE OF THE PEOPLE'S REPUBLIC OF CHINA IN EVASION OF SANCTIONS WITH RESPECT TO IRAN.

(a) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of State,
in consultation with the heads of other appropriate Federal agencies, shall submit to the appropriate congressional committees a written strategy, and provide to those committees an accompanying briefing, on the role of the People’s Republic of China in evasion of sanctions imposed by the United States with respect to Iranian-origin petroleum products that includes an assessment of options—

(1) to strengthen the enforcement of such sanctions; and

(2) to expand sanctions designations targeting the involvement of the People’s Republic of China in the production, transportation, storage, refining, and sale of Iranian-origin petroleum products.

(b) ELEMENTS.—The strategy required by subsection (a) shall include—

(1) a description and assessment of the use of sanctions in effect before the date of the enactment of this Act to target individuals and entities of the People’s Republic of China that are directly or indirectly associated with smuggling of Iranian-origin petroleum products;

(2) an assessment of—

(A) Iranian-owned entities operating in the People’s Republic of China and involved in petroleum refining supply chains;
(B) the People’s Republic of China’s role in global petroleum refining supply chains;

(C) how the People’s Republic of China leverages its role in global petroleum supply chains to achieve political objectives;

(D) the People’s Republic of China’s petroleum importing and exporting partners;

(E) what percent of the People’s Republic of China’s energy consumption is linked to illegally imported Iranian-origin petroleum products; and

(F) what level of influence the Chinese Communist Party holds over non-state, semi-independent “teapot” refineries;

(3) a detailed plan for—

(A) monitoring the maritime domain for sanctionable activity related to smuggling of Iranian-origin petroleum products;

(B) identifying the individuals, entities, and vessels engaging in sanctionable activity related to Iranian-origin petroleum products, including—

(i) vessels—

(I) transporting petrochemicals subject to sanctions;
(II) conducting ship-to-ship transfers of such petrochemicals;

(III) with deactivated automatic identification systems; or

(IV) that engage in “flag hopping” by changing national registries;

(ii) individuals or entities—

(I) storing petrochemicals subject to sanctions; or

(II) refining or otherwise processing such petrochemicals; and

(iii) through the use of port entry and docking permission of vessels subject to sanctions;

(C) deterring individuals and entities from violating sanctions by educating and engaging—

(i) insurance providers;

(ii) parent companies; and

(iii) vessel operators;

(D) collaborating with allies and partners of the United States engaged in the Arabian Peninsula, including through standing or new maritime task forces, to build sanctions enforce-
ment capacity through assistance and training
to defense and law enforcement services; and

(E) using public communications and glob-
al diplomatic engagements to highlight the role
of illicit petroleum product smuggling in bol-
stering Iran’s support for terrorism and its nu-
clear program; and

(4) an assessment of—

(A) the total number of vessels smuggling
Iranian-origin petroleum products;

(B) the total number of vessels smuggling
such petroleum products destined for the Peo-
ple’s Republic of China;

(C) the number of vessels smuggling such
petroleum products specifically from the Islamic
Revolutionary Guard Corps;

(D) interference by the People’s Republic
of China with attempts by the United States to
investigate or enforce sanctions on illicit Ira-
nian petroleum product exports;

(E) the effectiveness of the use of sanc-
tions with respect to insurers of entities that
own or operate vessels involved in smuggling
Iranian-origin petroleum products;
(F) the personnel and resources needed to enforce sanctions with respect to Iranian-origin petroleum products; and

(G) the impact of smuggled illicit Iranian-origin petroleum products on global energy markets.

(c) Form.—The strategy required by subsection (a) shall be submitted in unclassified form, but may include a classified index.

SEC. 6. DEFINITIONS.

In this division:

(1) Appropriate congressional committees.—The term “appropriate congressional committees” means—

(A) the Committee on Foreign Affairs, the Committee on the Judiciary, and the Committee on Financial Services of the House of Representatives; and

(B) the Committee on Foreign Relations, the Committee on the Judiciary, and the Committee on Banking, Housing, and Urban Affairs of the Senate.

(2) Covered family member.—The term “covered family member”, with respect to a foreign person who is an individual, means a spouse, adult
child, parent, or sibling of the person who engages
in the sanctionable activity described under section
3 or who demonstrably benefits from such activity.

DIVISION G—FIGHT CRIME ACT

SEC. 1. SHORT TITLE.

This division may be cited as the “Fight and Combat
Rampant Iranian Missile Exports Act” or the “Fight
CRIME Act”.

SEC. 2. FINDINGS.

Congress makes the following findings:

(1) Annex B to United Nations Security Coun-
cil Resolution 2231 (2015) restricts certain missile-
related activities and transfers to and from Iran, in-
cluding all items, materials, equipment, goods, and
technology set out in the Missile Technology Control
Regime Annex, absent advance, case-by-case ap-

(2) Iran has transferred Shahed and Mohajer
drones, covered under the Missile Technology Con-
trol Regime Annex, to the Russian Federation, the
Government of Ethiopia, and other Iran-aligned en-
tities, including the Houthis in Yemen and militia
units in Iraq, without prior authorization from the
United Nations Security Council, in violation of the

(3) Certain missile-related restrictions in Annex B to United Nations Security Council Resolution 2231 expired in October 2023, removing international legal restrictions on missile-related activities and transfers to and from Iran.

SEC. 3. STATEMENT OF POLICY.

It is the policy of the United States—

(1) to urgently seek the extension of missile-related restrictions set forth in Annex B to United Nations Security Council Resolution 2231 (2015);

(2) to use all available authorities to constrain Iran’s domestic ballistic missile production capabilities;

(3) to combat and deter the transfer of conventional and non-conventional arms, equipment, material, and technology to, or from Iran, or involving the Government of Iran; and

(4) to ensure countries, individuals, and entities engaged in, or attempting to engage in, the acquisition, facilitation, or development of arms and related components and technology subject to restrictions under Annex B to United Nations Security Council Resolution 2231 are held to account under United
States and international law, including through the application and enforcement of sanctions and use of export controls, regardless of whether the restrictions under Annex B to United Nations Security Council Resolution 2231 remain in effect following their anticipated expiration in October 2023.

SEC. 4. REPORT.

(a) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, and annually thereafter for two years, the Secretary of State, in coordination with the heads of other appropriate Federal agencies, shall submit to the appropriate congressional committees an unclassified report, with a classified annex if necessary, that includes the following:

(1) A diplomatic strategy to secure the renewal of international restrictions on certain missile-related activities, including transfers to and from Iran set forth in Annex B to United Nations Security Council Resolution 2231 (2015).

(2) An analysis of how the expiration of missile-related restrictions set forth in Annex B to United Nations Security Council Resolution 2231 impacts the Government of Iran’s arms proliferation and malign activities, including as the restrictions relate to
cooperation with, and support for, Iran-aligned enti-
ties and allied countries.

(3) An assessment of the revenue, or in-kind
benefits, accrued by the Government of Iran, or
Iran-aligned entities, as a result of a lapse in mis-
sile-related restrictions set forth in Annex B to

(4) A detailed description of a United States
strategy to deter, prevent, and disrupt the sale, pur-
chase, or transfer of covered technology involving
Iran absent restrictions pursuant to Annex B to

(5) An identification of any foreign person en-
gaging in, enabling, or otherwise facilitating any ac-
tivity involving Iran restricted under Annex B to
United Nations Security Council Resolution 2231,
regardless of whether such restrictions remain in ef-
fect after October 2023.

(6) A description of actions by the United Na-
tions and other multilateral organizations, including
the European Union, to hold accountable foreign
persons that have violated the restrictions set forth
in Annex B to United Nations Security Council Res-
olution 2231, and efforts to prevent further viola-
tions of such restrictions.
(7) A description of actions by individual member states of the United Nations Security Council to hold accountable foreign persons that have violated restrictions set forth in Annex B to United Nations Security Council Resolution 2231 and efforts to prevent further violations of such restrictions.

(8) A description of actions by the People’s Republic of China, the Russian Federation, or any other country to prevent, interfere with, or undermine efforts to hold accountable foreign persons that have violated the restrictions set forth in Annex B to United Nations Security Council Resolution 2231, including actions to restrict United Nations-led investigations into suspected violations of such restrictions, or limit funding to relevant United Nations offices or experts.

(9) An analysis of the foreign and domestic supply chains in Iran that directly or indirectly facilitate, support, or otherwise aid the Government of Iran’s drone or missile program, including storage, transportation, or flight-testing of related goods, technology, or components.

(10) An identification of any foreign person, or network containing foreign persons, that enables, supports, or otherwise facilitates the operations or
maintenance of any Iranian airline subject to United States sanctions or export control restrictions.

(11) An assessment of how the continued operation of Iranian airlines subject to United States sanctions or export control restrictions impacts the Government of Iran’s ability to transport or develop arms, including covered technology.

(b) SCOPE.—The initial report required by subsection (a) shall address the period beginning on January 1, 2021, and ending on the date that is 90 days after date of the enactment of this Act, and each subsequent report shall address the one-year period following the conclusion of the prior report.

SEC. 5. SANCTIONS TO COMBAT THE PROLIFERATION OF IRANIAN MISSILES.

(a) IN GENERAL.—The sanctions described in subsection (b) shall apply to any foreign person the President determines, on or after the date of the enactment of this Act—

(1) knowingly engages in any effort to acquire, possess, develop, transport, transfer, or deploy covered technology to, from, or involving the Government of Iran or Iran-aligned entities, regardless of whether the restrictions set forth in Annex B to

(2) knowingly provides entities owned or controlled by the Government of Iran or Iran-aligned entities with goods, technology, parts, or components, that may contribute to the development of covered technology;

(3) knowingly participates in joint missile or drone development, including development of covered technology, with the Government of Iran or Iran-aligned entities, including technical training, storage, and transport;

(4) knowingly imports, exports, or re-exports to, into, or from Iran, whether directly or indirectly, any significant arms or related materiel prohibited under paragraph (5) or (6) to Annex B of United Nations Security Council Resolution 2231 (2015) as of April 1, 2023;

(5) knowingly provides significant financial, material, or technological support to, or knowingly engages in a significant transaction with, a foreign person subject to sanctions for conduct described in paragraph (1), (2), (3), or (4); or
(6) is an adult family member of a person subject to sanctions for conduct described in paragraph (1), (2), (3), or (4).

(b) SANCTIONS DESCRIBED.—The sanctions described in this subsection are the following:

(1) Blocking of property.—The President shall exercise all authorities granted under the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) to the extent necessary to block and prohibit all transactions in property and interests in property of the foreign person if such property and interests in property are in the United States, come within the United States, or come within the possession or control of a United States person.

(2) Ineligibility for visas, admission, or parole.—

(A) Visas, admission, or parole.—An alien described in subsection (a) shall be—

(i) inadmissible to the United States;

(ii) ineligible to receive a visa or other documentation to enter the United States;

and

(iii) otherwise ineligible to be admitted or paroled into the United States or to re-
ceive any other benefit under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.).

(B) CURRENT VISAS REVOKED.—

(i) IN GENERAL.—The visa or other entry documentation of any alien described in subsection (a) is subject to revocation regardless of the issue date of the visa or other entry documentation.

(ii) IMMEDIATE EFFECT.—A revocation under clause (i) shall, in accordance with section 221(i) of the Immigration and Nationality Act (8 U.S.C. 1201(i))—

(I) take effect immediately; and

(II) cancel any other valid visa or entry documentation that is in the possession of the alien.

(c) PENALTIES.—Any person that violates, or attempts to violate, subsection (b) or any regulation, license, or order issued pursuant to that subsection, shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that commits an unlawful act described in subsection (a) of that section.
(d) WAIVER.—The President may waive the application of sanctions under this section with respect to a foreign person for renewable periods not to exceed 180 days only if, not later than 15 days after the date on which the waiver is to take effect, the President submits to the appropriate congressional committees a written determination and justification that the waiver is in the vital national security interests of the United States.

(e) IMPLEMENTATION.—The President may exercise all authorities provided under sections 203 and 205 of the International Emergency Economic Powers Act (50 U.S.C. 1702 and 1704) to carry out any amendments made by this section.

(f) REGULATIONS.—

(1) IN GENERAL.—The President shall, not later than 120 days after the date of the enactment of this Act, promulgate regulations as necessary for the implementation of this division and the amendments made by this division.

(2) NOTIFICATION TO CONGRESS.—Not less than 10 days before the promulgation of regulations under subsection (a), the President shall notify the appropriate congressional committees of the proposed regulations and the provisions of this division.
and the amendments made by this division that the
regulations are implementing.

(g) Exceptions.—

(1) Exception for intelligence activities.—Sanctions under this section shall not apply
to any activity subject to the reporting requirements
under title V of the National Security Act of 1947
(50 U.S.C. 3091 et seq.) or any authorized intel-
ligence activities of the United States.

(2) Exception to comply with intern-
national obligations and for law enforce-
ment activities.—Sanctions under this section
shall not apply with respect to an alien if admitting
or paroling the alien into the United States is nec-
essary—

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

(B) to carry out or assist authorized law
enforcement activity in the United States.
(h) **TERMINATION OF SANCTIONS.**—This section shall cease to be effective beginning on the date that is 30 days after the date on which the President certifies to the appropriate congressional committees that—

(1) the Government of Iran no longer repeatedly provides support for international terrorism as determined by the Secretary of State pursuant to—

(A) section 1754(c)(1)(A) of the Export Control Reform Act of 2018 (50 U.S.C. 4318(c)(1)(A));

(B) section 620A of the Foreign Assistance Act of 1961 (22 U.S.C. 2371);

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

(D) any other provision of law; and

(2) Iran has ceased the pursuit, acquisition, and development of, and verifiably dismantled its, nuclear, biological, and chemical weapons and ballistic missiles and ballistic missile launch technology.
SEC. 6. REPORT TO IDENTIFY, AND DESIGNATION AS FOREIGN TERRORIST ORGANIZATIONS OF, IRANIAN PERSONS THAT HAVE ATTACKED UNITED STATES CITIZENS USING UNMANNED COMBAT AERIAL VEHICLES.

(a) In General.—Not later than 90 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of State shall submit to the appropriate congressional committees a report that identifies, for the period specified in subsection (b), any Iranian person that has attacked a United States citizen using an unmanned combat aerial vehicle, as defined for the purpose of the United Nations Register of Conventional Arms.

(b) Period Specified.—The period specified in this subsection is—

(1) for the initial report, the period—

(A) beginning on October 27, 2023; and

(B) ending on the date such report is submitted; and

(2) for the second or a subsequent report, the period—

(A) beginning on the date the preceding report was submitted; and

(B) ending on the date such second or subsequent report is submitted.
(c) Designation of Persons as Foreign Terrorist Organizations.—

(1) In General.—The President shall designate any person identified in a report submitted under subsection (a) as a foreign terrorist organization under section 219 of the Immigration and Naturalization Act (8 U.S.C. 1189).

(2) Revocation.—The President may not revoke a designation made under paragraph (1) until the date that is 4 years after the date of such designation.

(d) Waiver.—The Secretary of State may waive the requirements of this section upon a determination and certification to the appropriate congressional committees that such a waiver is in the vital national security interests of the United States.

(e) Sunset.—This section shall terminate on the date that is 4 years after the date of the enactment of this Act.

(f) Iranian Person Defined.—In this section, the term "Iranian person"—

(1) means an entity organized under the laws of Iran or otherwise subject to the jurisdiction of the Government of Iran; and
(2) includes the Islamic Revolutionary Guard Corps.

SEC. 7. DEFINITIONS.

In this division:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on the Judiciary of the House of Representatives; and

(B) the Committee on Foreign Relations, the Committee on the Judiciary, and the Committee on Banking, Housing, and Urban Affairs of the Senate.

(2) FOREIGN PERSON.—The term “foreign person”—

(A) means an individual or entity that is not a United States person; and

(B) includes a foreign state (as such term is defined in section 1603 of title 28, United States Code).

(3) GOVERNMENT OF IRAN.—The term “Government of Iran” has the meaning given such term in section 560.304 of title 31, Code of Federal Reg-
ulations, as such section was in effect on January 1, 2021.

(4) **UNITED STATES PERSON.**—The terms “United States person” means—

(A) a United States citizen;

(B) a permanent resident alien of the United States;

(C) an entity organized under the laws of the United States or of any jurisdiction within the United States, including a foreign branch of such an entity; or

(D) a person in the United States.

(5) **IRAN-ALIGNED ENTITY.**—The term “Iran-aligned entity” means a foreign person that—

(A) is controlled or significantly influenced by the Government of Iran; and

(B) knowingly receives material or financial support from the Government of Iran, including Hezbollah, the Houthis, or any other proxy group that furthers Iran’s national security objectives.

(6) **COVERED TECHNOLOGY.**—The term “covered technology” means—

(A) any goods, technology, software, or related material specified in the Missile Tech-
nology Control Regime Annex, as in effect on
the day before the date of the enactment of this
Act; and

(B) any additional goods, technology, soft-
ware, or related material added to the Missile
Technology Control Regime Annex after the
day before the date of the enactment of this
Act.

(7) FAMILY MEMBER.—The term “family mem-
ber” means—

(A) a child, grandchild, parent, grand-
parent, sibling, or spouse; and

(B) any spouse, widow, or widower of an
individual described in subparagraph (A).

(8) KNOWINGLY.—The term “knowingly” has
the meaning given that term in section 14 of the

(9) MISSILE TECHNOLOGY CONTROL REGIME.—
The term “Missile Technology Control Regime”
means the policy statement, between the United
States, the United Kingdom, the Federal Republic of
Germany, France, Italy, Canada, and Japan, an-
nounced on April 16, 1987, to restrict sensitive mis-
sile-relevant transfers based on the Missile Tech-
nology Control Regime Annex, and any amendments
thereto or expansions thereof, as in effect on the day
before the date of the enactment of this Act.

(10) MISSILE TECHNOLOGY CONTROL REGIME
ANNEX.—The term “Missile Technology Control Re-
gime Annex” means the Guidelines and Equipment
and Technology Annex of the Missile Technology
Control Regime, and any amendments thereto or up-
dates thereof, as in effect on the day before the date
of the enactment of this Act.

DIVISION H—MAHSA ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “Mahsa Amini Human
rights and Security Accountability Act” or the “MAHSA
Act”.

SEC. 2. IMPOSITION OF SANCTIONS ON IRAN’S SUPREME
LEADER’S OFFICE, ITS APPOINTEES, AND ANY
AFFILIATED PERSONS.

(a) FINDINGS.—Congress finds the following:

(1) The Supreme Leader is an institution of the
Islamic Republic of Iran.

(2) The Supreme Leader holds ultimate author-
ity over Iran’s judiciary and security apparatus, in-
cluding the Ministry of Intelligence and Security,
law enforcement forces under the Interior Ministry,
the Islamic Revolutionary Guard Corps (IRGC), and
the Basij, a nationwide volunteer paramilitary group subordinate to the IRGC, all of which have engaged in human rights abuses in Iran. Additionally the IRGC, a United States designated Foreign Terrorist Organization, which reports to the Supreme Leader, continues to perpetrate terrorism around the globe, including attempts to kill and kidnap American citizens on United States soil.

(3) The Supreme Leader appoints the head of Iran’s judiciary. International observers continue to criticize the lack of independence of Iran’s judicial system and maintained that trials disregarded international standards of fairness.

(4) The revolutionary courts, created by Iran’s former Supreme Leader Ruhollah Khomeini, within Iran’s judiciary, are chiefly responsible for hearing cases of political offenses, operate in parallel to Iran’s criminal justice system and routinely hold grossly unfair trials without due process, handing down predetermined verdicts and rubberstamping executions for political purpose.

(5) The Iranian security and law enforcement forces engage in serious human rights abuse at the behest of the Supreme Leader.
(6) Iran’s President, Ebrahim Raisi, sits at the helm of the most sanctioned cabinet in Iranian history which includes internationally sanctioned rights violators. Raisi has supported the recent crackdown on protestors and is a rights violator himself, having served on a “death commission” in 1988 that led to the execution of several thousand political prisoners in Iran. He most recently served as the head of Iran’s judiciary, a position appointed by Iran’s current Supreme Leader Ali Khamenei, and may likely be a potential candidate to replace Khamenei as Iran’s next Supreme Leader.

(7) On September 16, 2022, a 22-year-old woman, Mahsa Amini, died in the detention of the Morality Police after being beaten and detained for allegedly transgressing discriminatory dress codes for women. This tragic incident triggered widespread, pro-women’s rights, pro-democracy protests across all of Iran’s 31 provinces, calling for the end to Iran’s theocratic regime.

(8) In the course of the protests, the Iranian security forces’ violent crackdown includes mass arrests, well documented beating of protestors, throttling of the internet and telecommunications services, and shooting protestors with live ammunition.
Iranian security forces have reportedly killed hundreds of protestors and other civilians, including women and children, and wounded many more.

(9) Iran’s Supreme Leader is the leader of the “Axis of Resistance”, which is a network of Tehran’s terror proxy and partner militias materially supported by the Islamic Revolutionary Guard Corps that targets the United States as well as its allies and partners.

(b) Sense of Congress.—It is the sense of Congress that—

(1) the United States shall stand with and support the people of Iran in their demand for fundamental human rights;

(2) the United States shall continue to hold the Islamic Republic of Iran, particularly the Supreme Leader and President, accountable for abuses of human rights, corruption, and export of terrorism; and

(3) Iran must immediately end its gross violations of internationally recognized human rights.

(c) In General.—

(1) Determination and report required.—Not later than 90 days after the date of
the enactment of this Act, and annually thereafter, the President shall—

(A) determine whether each foreign person described in subsection (d) meets the criteria for imposition of sanctions under one or more of the sanctions programs and authorities listed in paragraph (2);

(B) impose applicable sanctions against any foreign person determined to meet the criteria for imposition of sanctions pursuant to subparagraph (A) under the sanctions programs and authorities listed in subparagraph (A) or (F) of subsection (c)(2) and pursue applicable sanctions against any foreign person determined to meet the criteria for imposition of sanctions pursuant to subparagraph (A) under the sanctions programs and authorities listed in subsection (c)(2); and

(C) submit to the appropriate congressional committees a report in unclassified form, with a classified annex provided separately if needed, containing—

(i) a list of all foreign persons described in subsection (d) that meet the cri-
teria for imposition of sanctions under one
or more of the sanctions programs and au-
thorities listed in paragraph (2); and

(ii) for each foreign person identified
pursuant to clause (i)—

(I) a list of each sanctions pro-
gram or authority listed in paragraph
(2) for which the person meets the
criteria for imposition of sanctions;

(II) a statement which, if any, of
the sanctions authorized by any of the
sanctions programs and authorities
identified pursuant to subclause (I)
have been imposed or will be imposed
within 30 days of the submission of
the report; and

(III) with respect to which any of
the sanctions authorized by any of the
sanctions programs and authorities
identified pursuant to subclause (I)
have not been imposed and will not be
imposed within 30 days of the submis-
sion of the report, the specific author-
ity under which otherwise applicable
sanctions are being waived, have oth-
erwise been determined not to apply, or are not being imposed and a complete justification of the decision to waive or otherwise not apply the sanctions authorized by such sanctions programs and authorities.

(2) SANCTIONS LISTED.—The sanctions listed in this paragraph are the following:

(A) Sanctions described in section 105(c) of the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (22 U.S.C. 8514(c)).

(B) Sanctions applicable with respect to a person pursuant to Executive Order 13553 (50 U.S.C. 1701 note; relating to blocking property of certain persons with respect to serious human rights abuses by the Government of Iran).

(C) Sanctions applicable with respect to a person pursuant to Executive Order 13224 (50 U.S.C. 1701 note; relating to blocking property and prohibiting transactions with persons who commit, threaten to commit, or support terrorism).
(D) Sanctions applicable with respect to a person pursuant to Executive Order 13818 (relating to blocking the property of persons involved in serious human rights abuse or corruption).

(E) Sanctions applicable with respect to a person pursuant to Executive Order 13876 (relating to imposing sanctions with respect to Iran).

(F) Penalties and visa bans applicable with respect to a person pursuant to section 7031(c) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2021.

(3) FORM OF DETERMINATION.—The determination required by paragraph (1) shall be provided in an unclassified form but may contain a classified annex provided separately containing additional contextual information pertaining to justification for the issuance of any waiver issued, as described in paragraph (1)(C)(ii). The unclassified portion of such determination shall be made available on a publicly available internet website of the Federal Government.
(d) FOREIGN PERSONS DESCRIBED.—The foreign persons described in this subsection are the following:

(1) The Supreme Leader of Iran and any official in the Office of the Supreme Leader of Iran.

(2) The President of Iran and any official in the Office of the President of Iran or the President’s cabinet, including cabinet ministers and executive vice presidents.

(3) Any entity, including foundations and economic conglomerates, overseen by the Office of the Supreme Leader of Iran which is complicit in financing or resourcing of human rights abuses or support for terrorism.

(4) Any official of any entity owned or controlled by the Supreme Leader of Iran or the Office of the Supreme Leader of Iran.

(5) Any person determined by the President—

(A) to be a person appointed by the Supreme Leader of Iran, the Office of the Supreme Leader of Iran, the President of Iran, or the Office of the President of Iran to a position as a state official of Iran, or as the head of any entity located in Iran or any entity located outside of Iran that is owned or controlled by one or more entities in Iran;
(B) to have materially assisted, sponsored, or provided financial, material, or technological support for, or goods or services to or in support of any person whose property and interests in property are blocked pursuant to any sanctions program or authority listed in subsection (c)(2); 

(C) to be owned or controlled by, or to have acted or purported to act for or on behalf of, directly or indirectly any person whose property and interests in property are blocked pursuant to any sanctions program or authority listed in subsection (c)(2); or 

(D) to be a member of the board of directors or a senior executive officer of any person whose property and interests in property are blocked pursuant to any sanctions program or authority listed in subsection (c)(2).

(e) CONGRESSIONAL OVERSIGHT.—

(1) IN GENERAL.—Not later than 60 days after receiving a request from the chairman and ranking member of one of the appropriate congressional committees with respect to whether a foreign person meets the criteria of a person described in subsection (d)(5), the President shall—
(A) determine if the person meets such criteria; and

(B) submit an unclassified report, with a classified annex provided separately if needed, to such chairman and ranking member with respect to such determination that includes a statement of whether or not the President imposed or intends to impose sanctions with respect to the person pursuant to any sanctions program or authority listed in subsection (c)(2).

(2) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term “appropriate congressional committees” means—

(A) the Committee on Foreign Affairs, and the Committee on Financial Services of the House of Representatives; and

(B) the Committee on Foreign Relations and the Committee on Banking, Housing, and Urban Affairs of the Senate.

SEC. 3. SEVERABILITY.

If any provision of this division, or the application of such provision to any person or circumstance, is found to be unconstitutional, the remainder of this division, or the application of that provision to other persons or circumstances, shall not be affected.
DIVISION I—HAMAS AND OTHER PALESTINIAN TERRORIST GROUPS INTERNATIONAL FINANCING PREVENTION ACT

SEC. 1. SHORT TITLE.

This division may be cited as the “Hamas and Other Palestinian Terrorist Groups International Financing Prevention Act”.

SEC. 2. STATEMENT OF POLICY.

It shall be the policy of the United States—

(1) to prevent Hamas, Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof from accessing its international support networks; and

(2) to oppose Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof from using goods, including medicine and dual use items, to smuggle weapons and other materials to further acts of terrorism, including against Israel.
SEC. 3. IMPOSITION OF SANCTIONS WITH RESPECT TO FOREIGN PERSONS SUPPORTING ACTS OF TERRORISM OR ENGAGING IN SIGNIFICANT TRANSACTIONS WITH SENIOR MEMBERS OF HAMAS, PALESTINIAN ISLAMIC JIHAD AND OTHER PALESTINIAN TERRORIST ORGANIZATIONS.

(a) In General.—Not later than 180 days after the date of enactment of this Act, the President shall impose the sanctions described in subsection (c) with respect to each foreign person that the President determines, on or after the date of the enactment of this Act, engages in an activity described in subsection (b).

(b) Activities Described.—A foreign person engages in an activity described in this subsection if the foreign person knowingly—

(1) assists in sponsoring or providing significant financial, material, or technological support for, or goods or other services to enable, acts of terrorism; or

(2) engages, directly or indirectly, in a significant transaction with—

(A) a senior member of Hamas, Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof; or
(B) a senior member of a foreign terrorist organization designated pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1189) that is responsible for providing, directly or indirectly, support to Hamas, Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof.

(e) Sanctions Described.—The President shall exercise all of the powers granted to the President under the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) to the extent necessary to block and prohibit all transactions in property and interests in property of a foreign person described in subsection (a) if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(d) Penalties.—The penalties provided for in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) shall apply to a person that violates, attempts to violate, conspires to violate, or causes a violation of this section or any regulations promulgated to carry out this section to the same extent that such penalties apply to a person that
commits an unlawful act described in section 206(a) of that Act.

(c) IMPLEMENTATION; REGULATIONS.—

(1) IN GENERAL.—The President may exercise all authorities provided under sections 203 and 205 of the International Emergency Economic Powers Act (50 U.S.C. 1702 and 1704) for purposes of carrying out this section.

(2) REGULATIONS.—Not later than 60 days after the date of the enactment of this Act, the President shall issue regulations or other guidance as may be necessary for the implementation of this section.

(f) WAIVER.—The President may waive, on a case-by-case basis and for a period of not more than 180 days, the application of sanctions under this section with respect to a foreign person only if, not later than 15 days prior to the date on which the waiver is to take effect, the President submits to the appropriate congressional committees a written determination and justification that the waiver is in the vital national security interests of the United States.

(g) HUMANITARIAN ASSISTANCE.—

(1) IN GENERAL.—Sanctions under this section shall not apply to—
(A) the conduct or facilitation of a trans-
action for the provision of agricultural commod-
ities, food, medicine, medical devices, or human-
itarian assistance, or for humanitarian pur-
poses; or

(B) transactions that are necessary for or
related to the activities described in subpara-
graph (A).

(2) DEFINITIONS.—In this subsection:

(A) AGRICULTURAL COMMODITY.—The
term “agricultural commodity” has the meaning
given that term in section 102 of the Agricul-

(B) MEDICAL DEVICE.—The term “med-
ical device” has the meaning given the term
“device” in section 201 of the Federal Food,

(C) MEDICINE.—The term “medicine” has
the meaning given the term “drug” in section
201 of the Federal Food, Drug, and Cosmetic

(h) RULE OF CONSTRUCTION.—The authority to im-
pose sanctions under this section with respect to a foreign
person is in addition to the authority to impose sanctions
under any other provision of law with respect to a foreign
person that directly or indirectly supports acts of international terrorism.

SEC. 4. IMPOSITION OF MEASURES WITH RESPECT TO FOREIGN STATES PROVIDING SUPPORT TO HAMAS, PALESTINIAN ISLAMIC JIHAD AND OTHER PALESTINIAN TERRORIST ORGANIZATIONS.

(a) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the President shall impose the measures described in subsection (c) with respect to a foreign state if the President determines that the foreign state, on or after the date of the enactment of this Act, engages in an activity described in subsection (b).

(b) ACTIVITIES DESCRIBED.—A foreign state engages in an activity described in this subsection if the foreign state knowingly—

(1) provides significant material or financial support for acts of international terrorism, pursuant to—

(A) section 1754(c) of the Export Control Reform Act of 2018 (50 U.S.C. 4813(c)(1)(A));

(B) section 620A of the Foreign Assistance Act of 1961 (22 U.S.C. 2371);

(C) section 40 of the Arms Export Control Act (22 U.S.C. 2780); or
(D) any other provision of law;

(2) provides significant material support to Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof; or

(3) engages in a significant transaction that materially contributes, directly or indirectly, to the terrorist activities of Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof.

(c) MEASURES DESCRIBED.—The measures described in this subsection with respect to a foreign state are the following:

(1) The President shall suspend, for a period of at least 1 year, United States assistance to the foreign state.

(2) The Secretary of the Treasury shall instruct the United States Executive Director to each appropriate international financial institution to oppose, and vote against, for a period of 1 year, the extension by such institution of any loan or financial or technical assistance to the government of the foreign state.

(3) The President shall prohibit the export of any item on the United States Munitions List (es-
established pursuant to section 38 of the Arms Export
Control Act (22 U.S.C. 2778)) or the Commerce
Control List set forth in Supplement No. 1 to part
774 of title 15, Code of Federal Regulations, to the
foreign state for a period of 1 year.

(d) PENALTIES.—The penalties provided for in sub-
sections (b) and (e) of section 206 of the International
apply to a person that violates, attempts to violate, con-
spires to violate, or causes a violation of this section or
any regulations promulgated to carry out this section to
the same extent that such penalties apply to a person that
commits an unlawful act described in section 206(a) of
that Act.

(e) WAIVER.—The President may waive, on a case-
by-case basis and for a period of not more than 180 days,
the application of measures under this section with respect
to a foreign state only if, not later than 15 days prior
to the date on which the waiver is to take effect, the Presi-
dent submits to the appropriate congressional committees
a written determination and justification that the waiver
is in the vital national security interests of the United
States.

(f) IMPLEMENTATION; REGULATIONS.—
(1) IN GENERAL.—The President may exercise all authorities provided under sections 203 and 205 of the International Emergency Economic Powers Act (50 U.S.C. 1702 and 1704) for purposes of carrying out this section.

(2) REGULATIONS.—Not later than 60 days after the date of the enactment of this Act, the President shall issue regulations or other guidance as may be necessary for the implementation of this section.

(g) ADDITIONAL EXEMPTIONS.—

(1) STATUS OF FORCES AGREEMENTS.—The President may exempt the application of measures under this section with respect to a foreign state if the application of such measures would prevent the United States from meeting the terms of any status of forces agreement to which the United States is a party or meeting other obligations relating to the basing of United States service members.

(2) AUTHORIZED INTELLIGENCE ACTIVITIES.—Measures under this section shall not apply with respect to any activity subject to the reporting requirements under title V of the National Security Act of 1947 (50 U.S.C. 3091 et seq.) or any authorized intelligence activities of the United States.
(3) HUMANITARIAN ASSISTANCE.—

(A) IN GENERAL.—Measures under this section shall not apply to—

(i) the conduct or facilitation of a transaction for the provision of agricultural commodities, food, medicine, medical devices, or humanitarian assistance, or for humanitarian purposes; or

(ii) transactions that are necessary for or related to the activities described in clause (i).

(B) DEFINITIONS.—In this subsection:

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

(ii) MEDICAL DEVICE.—The term “medical device” has the meaning given the term “device” in section 201 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321).

(iii) MEDICINE.—The term “medicine” has the meaning given the term

(h) **Rule of Construction.**—The authority to impose measures under this section with respect to a foreign state is in addition to the authority to impose measures under any other provision of law with respect to foreign states that directly or indirectly support acts of international terrorism.

**SEC. 5. REPORTS ON ACTIVITIES TO DISRUPT GLOBAL FUNDRAISING, FINANCING, AND MONEY LAUNDERING ACTIVITIES OF HAMAS, PALESTINIAN ISLAMIC JIHAD, AL-AQSA MARTYRS BRIGADE, THE LION’S DEN OR ANY AFFILIATE OR SUCCESSOR THEREOF.**

(a) **In General.**—Not later than 90 days after the date of enactment of this Act, and every 180 days thereafter, the President shall submit to the appropriate congressional committees a report that includes—

(1) an assessment of the disposition of the assets and activities of Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof related to fundraising, financing, and money laundering worldwide;

(2) a list of foreign states that knowingly providing material, financial, or technical support for,
or goods or services to Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof;

(3) a list of foreign states in which Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof conducts significant fundraising, financing, or money laundering activities;

(4) a list of foreign states from which Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliate or successor thereof knowingly engaged in the transfer of surveillance equipment, electronic monitoring equipment, or other means to inhibit communication or the free flow of information in Gaza; and

(5) with respect to each foreign state listed in paragraph (2), (3), or (4)—

(A) a description of the steps the foreign state identified is taking adequate measures to restrict financial flows to Hamas, the Palestinian Islamic Jihad, Al-Aqsa Martyrs Brigade, the Lion’s Den, or any affiliates or successors thereof; and

(B) in the case of a foreign state failing to take adequate measures to restrict financial
flows to Hamas, Palestinian Islamic Jihad, Al-
Aqsa Martyrs Brigade, the Lion’s Den or any
other designated entity engaged in significant
act of terrorism threatening the peace and secu-

rity of Israel—

(i) an assessment of the reasons that
government is not taking adequate meas-
ures to restrict financial flows to those en-
tities; and

(ii) a description of measures being
taken by the United States Government to
courage the foreign state to restrict fi-
nancial flows to those entities; and

(b) FORM.—Each report required by subsection (a)
shall be submitted in unclassified form to the greatest ex-
tent possible, and may contain a classified annex.

SEC. 6. TERMINATION.

This division shall terminate on the earlier of—

(1) the date that is 7 years after the date of the
enactment of this Act; or

(2) the date that is 30 days after the date on
which the President certifies to the appropriate con-
gressional committees that—

(A) Hamas or any successor or affiliate
thereof is no longer designated as a foreign ter-
rorist organization pursuant to section 219 of
the Immigration and Nationality Act (8 U.S.C.
1189);

(B) Hamas, the Palestinian Islamic Jihad,
Al-Aqsa Martyrs Brigade, the Lion’s Den, and
any successor or affiliate thereof are no longer
subject to sanctions pursuant to—

(i) Executive Order No. 12947 (Janu-
ary 23, 1995; relating to prohibiting trans-
actions with terrorists who threaten to dis-
rupt the Middle East peace process); and

(ii) Executive Order No. 13224 (Sep-
tember 23, 2001; relating to blocking prop-
erty and prohibiting transactions with per-
sons who commit, threaten to commit, or
support terrorism); and

(C) Hamas, the Palestinian Islamic Jihad,
Al-Aqsa Martyrs Brigade, the Lion’s Den, and
any successor or affiliate thereof meet the cri-
teria described in paragraphs (1) through (4) of
section 9 of the Palestinian Anti-Terrorism Act

SEC. 7. DEFINITIONS.

In this division:
(1) Act of Terrorism.—The term “act of terrorism” means an activity that—

(A) involves a violent act or an act dangerous to human life, property, or infrastructure; and

(B) appears to be intended to—

(i) intimidate or coerce a civilian population;

(ii) influence the policy of a government by intimidation or coercion; or

(iii) affect the conduct of a government by mass destruction, assassination, kidnapping, or hostage-taking.

(2) Admitted.—The term “admitted” has the meaning given such term in section 101(a)(13)(A) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(13)(A)).

(3) Appropriate Congressional Committees.—The term “appropriate congressional committees” means—

(A) the Committee on Foreign Affairs and the Committee on Financial Services of the House of Representatives; and
(B) the Committee on Foreign Relations and the Committee on Banking, Housing, and Urban Affairs of the Senate.

(4) **FOREIGN STATE.**—The term “foreign state” has the meaning given such term in section 1603 of title 28, United States Code.

(5) **HUMANITARIAN AID.**—The term “humanitarian aid” means food, medicine, and medical supplies.

(6) **MATERIAL SUPPORT.**—The term “material support” has the meaning given the term “material support or resources” in section 2339A of title 18, United States Code.

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

(A) a United States citizen or an alien lawfully admitted for permanent residence to the United States; or

(B) an entity organized under the laws of the United States or of any jurisdiction within the United States, including a foreign branch of such an entity.
DIVISION J—NO TECHNOLOGY FOR TERROR ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “No Technology for Terror Act”.

SEC. 2. APPLICATION OF FOREIGN-DIRECT PRODUCT RULES TO IRAN.

(a) IN GENERAL.—Beginning on the date that is 90 days after the date of the enactment of this Act, a foreign-produced item shall be subject to the Export Administration Regulations (pursuant to the Export Control Reform Act of 2018 (50 U.S.C. 4801 et seq.)) if the item—

(1) meets—

(A) the product scope requirements described in subsection (b); and

(B) the destination scope requirements described in subsection (c); and

(2) is exported, reexported, or in-country transferred to Iran from abroad or involves the Government of Iran.

(b) PRODUCT SCOPE REQUIREMENTS.—A foreign-produced item meets the product scope requirements of this subsection if the item—

(1) is a direct product of United States-origin technology or software subject to the Export Admin-
...stration Regulations that is specified in a covered Export Control Classification Number or is identified in supplement no. 7 to part 746 of the Export Administration Regulations; or

(2) is produced by any plant or major component of a plant that is located outside the United States, if the plant or major component of a plant, whether made in the United States or a foreign country, itself is a direct product of United States-origin technology or software subject to the Export Administration Regulations that is specified in a covered Export Control Classification Number.

(e) Destination Scope Requirements.—A foreign-produced item meets the destination scope requirements of this subsection if there is knowledge that the foreign-produced item is destined to Iran or will be incorporated into or used in the production or development of any part, component, or equipment subject to the Export Administration Regulations and produced in or destined to Iran.

(d) License Requirements.—

(1) In General.—A license shall be required to export, reexport, or in-country transfer a foreign-produced item from abroad that meets the product scope requirements described in subsection (b) and
the destination scope requirements described in sub-
section (c) and is subject to the Export Administra-
tion Regulations pursuant to this section.

(2) EXCEPTIONS.—The license requirements of
paragraph (1) shall not apply to—

(A) food, medicine, or medical devices that
are—

(i) designated as EAR99; or

(ii) not designated under or listed on
the Commerce Control List; or

(B) services, software, or hardware (other
than services, software, or hardware for end-
users owned or controlled by the Government of
Iran) that are—

(i) necessarily and ordinarily incident
to communications; or

(ii) designated as—

(I) EAR99; or

(II) Export Control Classification
Number 5A992.c or 5D992.c, and
classified in accordance with section
740.17 of title 15 Code of Federal
Regulations; and
(iii) subject to a general license issued
by the Department of Commerce or De-
partment of Treasury.

(e) NATIONAL INTEREST WAIVER.—The Secretary of
Commerce may waive the requirements imposed under this
section if the Secretary—

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

(2) submits to the Committee on Foreign Af-
fairs of the House of Representatives and the Com-
mittee on Banking, Housing, and Urban Affairs of
the Senate a report explaining which requirements
are being waived and the reasons for the waiver.

(f) SUNSET.—The authority provided under this sec-
tion shall terminate on the date that is 7 years after the
date of the enactment of this Act.

(g) DEFINITIONS.—In this section—

(1) the term “Commerce Control List” means
the list maintained pursuant to part 744 of the Ex-
port Administration Regulations;

(2) the term “covered Export Control Classi-
fication Number” means an Export Control Classi-
fication Number in product group D or E of Cat-
egory 3, 4, 5, 6, 7, 8, or 9 of the Commerce Control
List;
(3) the terms “Export Administration Regulations”, “export”, “reexport”, and “in-country transfer” have the meanings given those terms in section 1742 of the Export Control Reform Act of 2018 (50 U.S.C. 4801); and

(4) the terms “direct product”, “technology”, “software”, “major component”, “knowledge”, “production”, “development”, “part”, “component”, “equipment”, and “government end users” have the meanings given those terms in section 734.9 or part 772 of the Export Administration Regulations, as the case may be.

DIVISION K—STRENGTHENING TOOLS TO COUNTER THE USE OF HUMAN SHIELDS ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “Strengthening Tools to Counter the Use of Human Shields Act”.

SEC. 2. STATEMENT OF POLICY.

It shall be the policy of the United States to fully implement and enforce sanctions against terrorist organizations and other malign actors that use innocent civilians as human shields.
SEC. 3. MODIFICATION AND EXTENSION OF SANCTIONING THE USE OF CIVILIANS AS DEFENSELESS SHIELDS ACT.

(a) In General.—Section 3 of the Sanctioning the Use of Civilians as Defenseless Shields Act (Public Law 115–348; 50 U.S.C. 1701 note) is amended—

(1) in subsection (b)—

(A) by redesignating paragraph (3) as paragraph (4); and

(B) by inserting after paragraph (2) the following:

“(3) Each foreign person that the President determines, on or after the date of the enactment of the Strengthening Tools to Counter the Use of Human Shields Act—

“(A) is a member of Palestine Islamic Jihad or is knowingly acting on behalf of Palestine Islamic Jihad; and

“(B) knowingly orders, controls, or otherwise directs the use of civilians protected as such by the law of war to shield military objectives from attack.”;

(2) by redesignating subsections (e), (f), (g), (h), and (i) as subsections (f), (g), (h), (i), and (j), respectively; and
(3) by inserting after subsection (d) the fol-
lowing:

“(e) CONGRESSIONAL REQUESTS.—Not later than
120 days after receiving a request from the chairman and
ranking member of one of the appropriate congressional
committees with respect to whether a foreign person meets
the criteria of a person described in subsection (b) or (c),
the President shall—

“(1) determine if the person meets such cri-
teria; and

“(2) submit a written justification to the chair-
man and ranking member detailing whether or not
the President imposed or intends to impose sanc-
tions described in subsection (b) or (c) with respect
to such person.”.

(b) DEFINITIONS.—Section 4 of the Sanctioning the
Use of Civilians as Defenseless Shields Act (Public Law
115–348; 50 U.S.C. 1701 note) is amended—

(1) by redesignating paragraph (7) as para-
graph (8); and

(2) by inserting after paragraph (6) the fol-
lowing:

“(7) PALESTINE ISLAMIC JIHAD.—The term
‘Palestine Islamic Jihad’ means—
“(A) the entity known as Palestine Islamic Jihad and designated by the Secretary of State as a foreign terrorist organization pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1189); or

“(B) any person identified as an agent or instrumentality of Palestine Islamic Jihad on the list of specially designated nationals and blocked persons maintained by the Office of Foreign Asset Control of the Department of the Treasury, the property or interests in property of which are blocked pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.).”.

(c) SUNSET.—Section 5 of the Sanctioning the Use of Civilians as Defenseless Shields Act (Public Law 115–348; 50 U.S.C. 1701 note) is amended by striking “December 31, 2023” and inserting “December 31, 2030”.

(d) SEVERABILITY.—The Sanctioning the Use of Civilians as Defenseless Shields Act (Public Law 115–348; 50 U.S.C. 1701 note) is amended by adding at the end the following:

“SEC. 6. SEVERABILITY.

“If any provision of this Act, or the application of such provision to any person or circumstance, is found to
be unconstitutional, the remainder of this Act, or the application of that provision to other persons or circumstances, shall not be affected.”.

SEC. 4. REPORT ON COUNTERING THE USE OF HUMAN SHIELDS.

(a) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Relations of the Senate a report that contains the following:

(1) A description of the lessons learned from the United States and its allies and partners in addressing the use of human shields by terrorist organizations such as Hamas, Hezbollah, Palestine Islamic Jihad, and any other organization as determined by the Secretary of Defense.

(2) A description of a specific plan and actions being taken by the Department of Defense to incorporate the lessons learned as identified in paragraph (1) into Department of Defense operating guidance, relevant capabilities, and tactics, techniques, and procedures to deter, counter, and address the challenge posed by the use of human shields and hold
accountable terrorist organizations for the use of human shields.

(3) A description of specific measures being developed and implemented by the United States Government to mobilize and leverage allied nations, including member nations of the North Atlantic Treaty Organization (NATO), to deter, counter, and hold accountable terrorist organizations for the use of human shields.

(4) The current status of joint exercises, doctrine development, education, and training on countering the use of human shields in multinational centers of excellence.

(5) The current status of participation of members of the Armed Forces and Department of Defense civilian personnel in any multinational center of excellence for the purposes of countering the use of human shields.

(6) The feasibility and advisability of beginning or continuing participation of members of the Armed Forces and Department of Defense civilian personnel to promote the integration of joint exercises, doctrine development, education, and training on countering the use of human shields into multinational centers of excellence.
(b) DEFINITION.—In this section, the term “multi-
national center of excellence” has the meaning given that
term in section 344 of title 10, United States Code.

SEC. 5. CONFRONTING ASYMMETRIC AND MALICIOUS
CYBER ACTIVITIES.

(a) IN GENERAL.—On and after the date that is 180
days after the date of the enactment of this Act, the Presi-
dent may impose the sanctions described in subsection (b)
with respect to any foreign person that the Secretary of
the Treasury, in consultation with the Attorney General
and the Secretary of State determine, on or after such
date of enactment—

(1) is responsible for or complicit in, or has en-
gaged knowingly in, significant cyber-enabled activi-
ties originating from, or directed by persons located,
in whole or in substantial part, outside the United
States that are reasonably likely to result in, or have
materially contributed to, a significant threat to the
national security, foreign policy, or economic health
or financial stability of the United States;

(2) materially assisted, sponsored, or provided
financial, material, or technological support for, or
goods or services to or in support of, any activity de-
scribed in this subsection or any person whose prop-
property and interests in property are blocked pursuant to this section;

(3) is owned or controlled by, or has acted or purported to act for or on behalf of, directly or indirectly, any person whose property and interests in property are blocked pursuant to this section; or

(4) has attempted to engage in any of the activities described in paragraph (1), (2), or (3).

(b) SANCTIONS DESCRIBED.—The sanctions described in this subsection are the following:

(1) INADMISSIBILITY TO UNITED STATES.—In the case of an alien—

(A) ineligibility to receive a visa to enter the United States or to be admitted to the United States; or

(B) if the individual has been issued a visa or other documentation, revocation, in accordance with section 221(i) of the Immigration and Nationality Act (8 U.S.C. 1201(i)), of the visa or other documentation.

(2) BLOCKING OF PROPERTY.—The blocking, in accordance with the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.), of all transactions in all property and interests in property of a foreign person if such property and interests in
property are in the United States, come within the
United States, or are or come within the possession
or control of a United States person.

(c) Requests by Appropriate Congressional
Committees.—

(1) In general.—Not later than 120 days
after receiving a request that meets the require-
ments of paragraph (2) with respect to whether a
foreign person has engaged in an activity described
in subsection (a), the Secretary of the Treasury, in
consultation with the Attorney General and the Sec-
retary of State shall—

(A) determine if that person has engaged
in such an activity; and

(B) submit a classified or unclassified re-
port to the chairperson and ranking member of
the committee or committees that submitted the
request with respect to that determination that
includes—

(i) a statement of whether or not the
Secretary of the Treasury, in consultation
with the Attorney General and the Sec-
retary of State imposed or intends to im-
pose sanctions with respect to the person;
(ii) if the President imposed or intends to impose sanctions, a description of those sanctions; and

(iii) if the President does not intend to impose sanctions, a description of actions that meet the threshold for the President to impose sanctions.

(2) REQUIREMENTS.—A request under paragraph (1) with respect to whether a foreign person has engaged in an activity described in subsection (a) shall be submitted to the President in writing jointly by the chairperson and ranking member of one of the appropriate congressional committees.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on the Judiciary of the House of Representatives; and

(2) the Committee on Foreign Relations, the Committee on the Judiciary, and the Committee on Banking, Housing, and Urban Affairs of the Senate.
SEC. 6. SANCTIONS WITH RESPECT TO THREATS TO CURRENT OR FORMER UNITED STATES OFFICIALS.

(a) In General.—On and after the date that is 180 days after the date of the enactment of this Act, the President shall impose the sanctions described in subsection (b) with respect to any foreign person the President determines has, on or after such date of enactment, ordered, directed, or taken material steps to carry out any use of violence or has attempted or threatened to use violence against any current or former official of the Government of the United States.

(b) Sanctions Described.—The sanctions described in this subsection are the following:

(1) Inadmissibility to United States.—In the case of a foreign person who is an individual—

(A) ineligibility to receive a visa to enter the United States or to be admitted to the United States; or

(B) if the individual has been issued a visa or other documentation, revocation, in accordance with section 221(i) of the Immigration and Nationality Act (8 U.S.C. 1201(i)), of the visa or other documentation.

(2) Blocking of Property.—The blocking, in accordance with the International Emergency Eco
nomic Powers Act (50 U.S.C. 1701 et seq.), of all transactions in all property and interests in property of a foreign person if such property and interests in property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(c) Enforcement of Blocking of Property.—A person that violates, attempts to violate, conspires to violate, or causes a violation of a sanction described in subsection (b)(2) that is imposed by the President or any regulation, license, or order issued to carry out such a sanction shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that commits an unlawful act described in subsection (a) of that section.

(d) Waiver.—The President may waive the application of sanctions under this section for renewable periods not to exceed 180 days if the President—

(1) determines that such a waiver is in the vital national security interests of the United States; and

(2) not less than 15 days before the granting of the waiver, submits to the appropriate congressional committees a notice of and justification for the waiver.
(e) **Termination and Sunset.**—

(1) **Termination of Sanctions.**—The President may terminate the application of sanctions under this section with respect to a person if the President determines and reports to the appropriate congressional committees not later than 15 days before the termination of the sanctions that—

(A) credible information exists that the person did not engage in the activity for which sanctions were imposed;

(B) the person has credibly demonstrated a significant change in behavior, has paid an appropriate consequence for the activity for which sanctions were imposed, and has credibly committed to not engage in an activity described in subsection (a) in the future; or

(C) the termination of the sanctions is in the vital national security interests of the United States.

(2) **Sunset.**—The requirement to impose sanctions under this section shall terminate on the date that is 4 years after the date of the enactment of this Act.
Appropriate Congressional Committees Defined.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Affairs and the Committee on the Judiciary; and

(2) the Committee on Foreign Relations and the Committee on the Judiciary.

DIVISION L—ILLEGAL CAPTAGON TRAFFICKING SUPPRESSION ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “Illicit Captagon Trafficking Suppression Act of 2023”.

SEC. 2. FINDINGS.

Congress finds the following:

(1) Industrial scale production of the amphetamine-type stimulant also known as captagon, and the illicit production of precursor chemicals, in territories held by the regime of President Bashar al-Assad in Syria are becoming more sophisticated and pose a severe challenge to regional and international security.

(2) Elements of the Government of Syria are key drivers of illicit trafficking in captagon, with ministerial-level complicity in production and smug-
gling, using other armed groups such as Hizballah for technical and logistical support in captagon production and trafficking.

(3) As affiliates of the Government of Syria and other actors seek to export captagon, they undermine regional security by empowering a broad range of criminal networks, militant groups, mafia syndicates, and autocratic governments.

SEC. 3. STATEMENT OF POLICY.

It is the policy of the United States to target individuals, entities, and networks associated with the Government of Syria to dismantle and degrade the transnational criminal organizations, including narcotics trafficking networks, associated with the regime of President Bashar al-Assad in Syria and Hizballah.

SEC. 4. IMPOSITION OF SANCTIONS WITH RESPECT TO ILICIT CAPTAGON TRAFFICKING.

(a) IN GENERAL.—The sanctions described in subsection (b) shall be imposed with respect to any foreign person the President determines, on or after the date of enactment of this Act—

(1) engages in, or attempts to engage in, activities or transactions that have materially contributed to, or pose a significant risk of materially contrib-
uting to, the illicit production and international il-
licit proliferation of captagon; or

(2) knowingly receives any property or interest
in property that the foreign person knows—

(A) constitutes or is derived from proceeds
of activities or transactions that have materially
contributed to, or pose a significant risk of ma-
terially contributing to, the illicit production
and international illicit proliferation of

captagon; or

(B) was used or intended to be used to
commit or to facilitate activities or transactions
that have materially contributed to, or pose a
significant risk of materially contributing to,
the illicit production and international illicit
proliferation of captagon.

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

(1) BLOCKING OF PROPERTY.—The President
shall exercise all authorities granted under the Inter-
national Emergency Economic Powers Act (50
U.S.C. 1701 et seq.) to the extent necessary to block
and prohibit all transactions in property and inter-
est in property of the foreign person if such prop-
erty and interests in property are in the United

States, come within the United States, or come within the possession or control of a United States person.

(2) Ineligibility for visas, admission, or parole.—

(A) Visas, admission, or parole.—An alien described in subsection (a) shall be—

(i) inadmissible to the United States;

(ii) ineligible to receive a visa or other documentation to enter the United States;

and

(iii) otherwise ineligible to be admitted or paroled into the United States or to receive any other benefit under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.).

(B) Current visas revoked.—

(i) In general.—The visa or other entry documentation of any alien described in subsection (a) is subject to revocation regardless of the issue date of the visa or other entry documentation.

(ii) Immediate effect.—A revocation under clause (i) shall, in accordance
with section 221(i) of the Immigration and Nationality Act (8 U.S.C. 1201(i))—

(I) take effect immediately; and

(II) cancel any other valid visa or entry documentation that is in the possession of the alien.

(c) PENALTIES.—Any person that violates, or attempts to violate, subsection (b) or any regulation, license, or order issued pursuant to that subsection, shall be subject to the penalties set forth in subsections (b) and (c) of section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) to the same extent as a person that commits an unlawful act described in subsection (a) of that section.

(d) WAIVER.—

(1) IN GENERAL.—The President may waive the application of sanctions under this section with respect to a foreign person only if, not later than 15 days prior to the date on which the waiver is to take effect, the President submits to the appropriate congressional committees a written determination and justification that the waiver is important to the national security interests of the United States.

(2) BRIEFING.—Not later than 60 days after the issuance of a waiver under paragraph (1), and
every 180 days thereafter while the waiver remains
in effect, the President shall brief the appropriate
congressional committees on the reasons for the
waiver.

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

(f) REGULATIONS.—

(1) IN GENERAL.—The President shall, not
later than 120 days after the date of the enactment
of this Act, promulgate regulations as necessary for
the implementation of this section.

(2) NOTIFICATION TO CONGRESS.—Not later
than 10 days before the promulgation of regulations
under this subsection, the President shall notify the
appropriate congressional committees of the pro-
posed regulations and the provisions of this section
that the regulations are implementing.

(g) EXCEPTIONS.—

(1) EXCEPTION FOR INTELLIGENCE ACTIVI-
ties.—Sanctions under this section shall not apply
to any activity subject to the reporting requirements
under title V of the National Security Act of 1947
(50 U.S.C. 3091 et seq.) or any authorized intelligence activities of the United States.

(2) EXCEPTION TO COMPLY WITH INTERNATIONAL OBLIGATIONS AND FOR LAW ENFORCEMENT ACTIVITIES.—Sanctions under this section shall not apply with respect to an alien if admitting or paroling the alien into the United States is necessary—

(A) to permit the United States to comply with the Agreement regarding the Headquarters of the United Nations, signed at Lake Success June 26, 1947, and entered into force November 21, 1947, between the United Nations and the United States, or other applicable international obligations; or

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

(3) HUMANITARIAN ASSISTANCE.—

(A) IN GENERAL.—Sanctions under this Act shall not apply to—

(i) the conduct or facilitation of a transaction for the provision of agricultural commodities, food, medicine, medical devices, humanitarian assistance, or for humanitarian purposes; or
(ii) transactions that are necessary for
or related to the activities described in
clause (i).

(B) DEFINITIONS.—In this subsection:

(i) AGRICULTURAL COMMODITY.—The
term “agricultural commodity” has the
meaning given that term in section 102 of
the Agricultural Trade Act of 1978 (7

(ii) MEDICAL DEVICE.—The term
“medical device” has the meaning given
the term “device” in section 201 of the
Federal Food, Drug, and Cosmetic Act (21

(iii) MEDICINE.—The term “medi-
cine” has the meaning given the term
“drug” in section 201 of the Federal Food,

SEC. 5. DETERMINATIONS WITH RESPECT TO THE GOVERN-
MENT OF SYRIA, HIZBALLAH, AND NETWORKS
AFFILIATED WITH THE GOVERNMENT OF
SYRIA OR HIZBALLAH.

(a) IN GENERAL.—Not later than 180 days after the
date of the enactment of this Act, the President shall—
(1) determine whether each foreign person described in subsection (b) meets the criteria for sanctions under this Act; and

(2) submit to the appropriate congressional committees a report containing—

(A) a list of all foreign persons described in subsection (b) that meet the criteria for imposition of sanctions under this Act;

(B) for each foreign person identified pursuant to subparagraph (A), a statement of whether sanctions have been imposed or will be imposed within 30 days of the submission of the report; and

(C) with respect to any person identified pursuant to subparagraph (A) for whom sanctions have not been imposed and will not be imposed within 30 days of the submission of the report, the specific authority under which otherwise applicable sanctions are being waived, have otherwise been determined not to apply, or are not being imposed and a complete justification of the decision to waive or otherwise not apply such sanctions.

(b) FOREIGN PERSONS DESCRIBED.—The foreign persons described in this subsection are the following:
(1) Maher Al Assad.
(2) Imad Abu Zureiq.
(3) Amer Taysir Khiti.
(4) Taher al-Kayyali.
(5) Raji Falhout.
(6) Mohammed Asif Issa Shalish.
(7) Abdellatif Hamid.
(8) Mustafa Al Masalmeh.

SEC. 6. DEFINITIONS.

In this Act:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on the Judiciary of the House of Representatives; and

(B) the Committee on Foreign Relations, the Committee on Banking, Housing, and Urban Affairs, and the Committee on the Judiciary of the Senate.

(2) CAPTAGON.—The term “captagon” means any compound, mixture, or preparation which contains any quantity of a stimulant in schedule I or II
of section 202 of the Controlled Substances Act (21 U.S.C. 812), including—

(A) amphetamine, methamphetamine, and fenethylline;

(B) any immediate precursor or controlled substance analogue of such a stimulant, as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802); and

(C) any isomers, esters, ethers, salts, and salts of isomers, esters, ethers, and salts of such a stimulant, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation.

(3) FOREIGN PERSON.—The term “foreign person”—

(A) means an individual or entity that is not a United States person; and

(B) includes a foreign state (as such term is defined in section 1603 of title 28, United States Code).

(4) ILLEGIT PROLIFERATION.—The term “illicit proliferation” refers to any illicit activity to produce, manufacture, distribute, sell, or knowingly finance or transport.
(5) KNOWINGLY.—The term “knowingly” has the meaning given that term in section 14 of the Iran Sanctions Act of 1996 (Public Law 104–172; 50 U.S.C. 1701 note).

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

(A) a United States citizen;

(B) a permanent resident alien of the United States;

(C) an entity organized under the laws of the United States or of any jurisdiction within the United States, including a foreign branch of such an entity; or

(D) a person in the United States.

DIVISION M—END FINANCING FOR HAMAS AND STATE SPONSORS OF TERRORISM ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “End Financing for Hamas and State Sponsors of Terrorism Act”.

SEC. 2. REPORT ON FINANCING FOR HAMAS.

Not later than 180 days after the date of the enactment of this Act, the Secretary of the Treasury shall submit to the Committee on Financial Services of the House
of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report (which shall be in unclassified form but may include a classified annex) that includes—

(1) an analysis of the major sources of financing to Hamas;

(2) a description of United States and multilateral efforts to disrupt illicit financial flows involving Hamas;

(3) an evaluation of United States efforts to undermine the ability of Hamas to finance armed hostilities against Israel; and

(4) an implementation plan with respect to the multilateral strategy described in section 3.

SEC. 3. MULTILATERAL STRATEGY TO DISRUPT HAMAS FINANCING.

The Secretary of the Treasury, through participation in the G7, and other appropriate fora, shall develop a strategy in coordination with United States allies and partners to ensure that Hamas is incapable of financing armed hostilities against Israel.
DIVISION N—HOLDING IRANIAN LEADERS ACCOUNTABLE ACT

SEC. 1. SHORT TITLE.
This Act may be cited as the “Holding Iranian Leaders Accountable Act of 2024”.

SEC. 2. FINDINGS.
The Congress finds the following:

(1) Iran is characterized by high levels of official and institutional corruption, and substantial involvement by Iran’s security forces, particularly the Islamic Revolutionary Guard Corps (IRGC), in the economy.

(2) The Department of Treasury in 2019 designated the Islamic Republic of Iran’s financial sector as a jurisdiction of primary money laundering concern, concluding, “Iran has developed covert methods for accessing the international financial system and pursuing its malign activities, including misusing banks and exchange houses, operating procurement networks that utilize front or shell companies, exploiting commercial shipping, and masking illicit transactions using senior officials, including those at the Central Bank of Iran (CBI).”.

(3) In June 2019, the Financial Action Task Force (FATF) urged all jurisdictions to require in-
increased supervisory examination for branches and
subsidiaries of financial institutions based in Iran. The FATF later called upon its members to intro-
duce enhanced relevant reporting mechanisms or
systematic reporting of financial transactions, and
require increased external audit requirements, for fi-
nancial groups with respect to any of their branches
and subsidiaries located in Iran.

(4) According to the State Department’s
“Country Reports on Terrorism” in 2021, “Iran
continued to be the leading state sponsor of ter-
rorism, facilitating a wide range of terrorist and
other illicit activities around the world. Regionally,
Iran supported acts of terrorism in Bahrain, Iraq,
Lebanon, Syria, and Yemen through proxies and
partner groups such as Hizballah and Hamas.”.

SEC. 3. REPORT ON FINANCIAL INSTITUTIONS AND ASSETS
CONNECTED TO CERTAIN IRANIAN OFFICIALS.

(a) Financial Institutions and Assets Re-
port.—

(1) In general.—Not later than 180 days
after the date of the enactment of this Act, and
every 2 years thereafter, the President shall submit
a report to the appropriate Members of Congress containing—

(A) the estimated total funds or assets that are under direct or indirect control by each of the natural persons described under subsection (b), and a description of such funds or assets, except that the President may limit coverage of the report to not fewer than 5 of such natural persons in order to meet the submission deadline described under this paragraph;

(B) a description of how such funds or assets were acquired, and how they have been used or employed;

(C) a list of any non-Iranian financial institutions that—

(i) maintain an account in connection with funds or assets described in subparagraph (A); or

(ii) knowingly provide significant financial services to a natural person covered by the report; and

(D) a description of any illicit or corrupt means employed to acquire or use such funds or assets.
(2) EXEMPTIONS.—The requirements described under paragraph (1) may not be applied with respect to a natural person or a financial institution, as the case may be, if the President determines:

(A) The funds or assets described under subparagraph (A) of paragraph (1) were acquired through legal or noncorrupt means.

(B) The natural person has agreed to provide significant cooperation to the United States for an important national security or law enforcement purpose with respect to Iran.

(C) A financial institution that would otherwise be listed in the report required by paragraph (1) has agreed to—

(i) no longer maintain an account described under subparagraph (C)(i) of paragraph (1);

(ii) no longer provide significant financial services to a natural person covered by the report; or

(iii) provide significant cooperation to the United States for an important national security or law enforcement purpose with respect to Iran.
(3) WAIVER.—The President may waive for up to 1 year at a time any requirement under paragraph (1) with respect to a natural person or a financial institution after reporting in writing to the appropriate Members of Congress that the waiver is in the national interest of the United States, with a detailed explanation of the reasons therefor.

(b) PERSONS DESCRIBED.—The natural persons described in this subsection are the following:

(1) The Supreme Leader of Iran.

(2) The President of Iran.

(3) The members of the Council of Guardians.

(4) The members of the Expediency Council.

(5) The Minister of Intelligence and Security.

(6) The Commander and the Deputy Commander of the IRGC.

(7) The Commander and the Deputy Commander of the IRGC Ground Forces.

(8) The Commander and the Deputy Commander of the IRGC Aerospace Force.

(9) The Commander and the Deputy Commander of the IRGC Navy.

(10) The Commander of the Basij-e Mostaz’afin.

(11) The Commander of the Qods Force.
(12) The Commander in Chief of the Police Force.

(13) The head of the IRGC Joint Staff.

(14) The Commander of the IRGC Intelligence.

(15) The head of the IRGC Imam Hussein University.

(16) The Supreme Leader’s Representative at the IRGC.

(17) The Chief Executive Officer and the Chairman of the IRGC Cooperative Foundation.

(18) The Commander of the Khatam-al-Anbia Construction Head Quarter.

(19) The Chief Executive Officer of the Basij Cooperative Foundation.

(20) The head of the Political Bureau of the IRGC.

(21) The senior leadership as determined by the President of the following groups:

(A) Hizballah.

(B) Hamas.

(C) Palestinian Islamic Jihad.

(D) Kata’ib Hizballah.

(e) Form of Report; Public Availability.—

(1) Form.—The report required under subsection (a) and any waiver under subsection (a)(3)
shall be submitted in unclassified form but may con-
tain a classified annex.

(2) Public Availability.—The Secretary shall make the unclassified portion of such report public if the Secretary notifies the appropriate Mem-
bers of Congress that the publication is in the na-
tional interest of the United States and would sub-
stantially promote—

(A) deterring or sanctioning official cor-
ruption in Iran;

(B) holding natural persons or financial in-
stitutions listed in the report accountable to the people of Iran;

(C) combating money laundering or the fi-
nancing of terrorism; or

(D) achieving any other strategic objective with respect to the Government of Iran.

(3) Format of Publicly Available Re-
ports.—If the Secretary makes the unclassified portion of a report public pursuant to paragraph (2), the Secretary shall make it available to the pub-
lic on the website of the Department of the Treas-
ury—

(A) in English, Farsi, Arabic, and Azeri; and
(B) in precompressed, easily downloadable
versions that are made available in all appro-
priate formats.

SEC. 4. RESTRICTIONS ON CERTAIN FINANCIAL INSTITU-
TIONS.

(a) IN GENERAL.—Not later than the date that is
90 days after submitting a report described under section
3(a)(1), the Secretary shall undertake the following with
respect to a financial institution that is described under
section 3(a)(1)(C) and listed in the report:

(1) If the financial institution is a United
States financial institution, require the closure of
any account described in section 3(a)(1)(C)(i), and
prohibit the provision of significant financial serv-
ices, directly or indirectly, to a natural person cov-
ered by the report.

(2) If the financial institution is a foreign fi-
nancial institution, actively seek the closure of any
account described in section 3(a)(1)(C)(i), and the
cessation of significant financial services to a natural
person covered by the report, using any existing au-
thorities of the Secretary, as appropriate.

(b) SUSPENSION.—The Secretary may suspend the
application of subsection (a) with respect to a financial
institution upon reporting to the appropriate Members of
Congress that the suspension is in the national interest of the United States, with a detailed explanation of the reasons therefor.

SEC. 5. EXCEPTIONS FOR NATIONAL SECURITY; IMPLEMENTATION AUTHORITY.

The following activities shall be exempt from requirements under sections 3 and 4:

(1) Any activity subject to the reporting requirements under title V of the National Security Act of 1947 (50 U.S.C. 3091 et seq.), or to any authorized intelligence activities of the United States.

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

(3) The conduct or facilitation of a transaction for the sale of agricultural commodities, food, medicine, or medical devices to Iran or for the provision
of humanitarian assistance to the people of Iran, including engaging in a financial transaction relating to humanitarian assistance or for humanitarian purposes or transporting goods or services that are necessary to carry out operations relating to humanitarian assistance or humanitarian purposes.

SEC. 6. SUNSET.

The provisions of this Act shall have no force or effect on the earlier of—

(1) the date that is 5 years after the date of enactment of this Act; or

(2) 30 days after the Secretary reports in writing to the appropriate Members of Congress that—

(A) Iran is not a jurisdiction of primary money laundering concern; or

(B) the Government of Iran is providing significant cooperation to the United States for the purpose of preventing acts of international terrorism, or for the promotion of any other strategic objective that is important to the national interest of the United States, as specified in the report by the Secretary.

SEC. 7. DEFINITIONS.

For purposes of this Act:
(1) **APPROPRIATE MEMBERS OF CONGRESS.**—
The term “appropriate Members of Congress” means the Speaker and Minority Leader of the House of Representatives, the Majority Leader and Minority Leader of the Senate, the Chairman and Ranking Member of the Committee on Financial Services of the House of Representatives, and the Chairman and Ranking Member of the Committee on Banking, Housing, and Urban Affairs of the Senate.

(2) **FINANCIAL INSTITUTION.**—The term “financial institution” means a United States financial institution or a foreign financial institution.

(3) **FOREIGN FINANCIAL INSTITUTION.**—The term “foreign financial institution” has the meaning given that term in section 561.308 of title 31, Code of Federal Regulations.

(4) **FUNDS.**—The term “funds” means—

(A) cash;

(B) equity;

(C) any other asset whose value is derived from a contractual claim, including bank deposits, bonds, stocks, a security as defined in section 2(a) of the Securities Act of 1933 (15 U.S.C. 77b(a)), or a security or an equity secu-
rity as defined in section 3(a) of the Securities
Exchange Act of 1934 (15 U.S.C. 78c(a)); and

(D) anything else that the Secretary deter-
mines appropriate.

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

(6) SECRETARY.—The term “Secretary” means
the Secretary of the Treasury.

(7) UNITED STATES FINANCIAL INSTITUTION.—
The term “United States financial institution” has
the meaning given the term “U.S. financial institu-
tion” under section 561.309 of title 31, Code of
Federal Regulations.

DIVISION O—IRAN-CHINA ENERGY SANCTIONS ACT OF 2023

SEC. 1. SHORT TITLE.

This Act may be cited as the “Iran-China Energy
Sanctions Act of 2023”.

•HR 8038 IH
SEC. 2. SANCTIONS ON FOREIGN FINANCIAL INSTITUTIONS

WITH RESPECT TO THE PURCHASE OF PETROLEUM PRODUCTS AND UNMANNED AERIAL VEHICLES FROM IRAN.

Section 1245(d) of the National Defense Authorization Act for Fiscal Year 2012 (22 U.S.C. 8513a(d)) is amended—

(1) by redesignating paragraph (5) as paragraph (6); and

(2) by inserting after paragraph (4) the following new paragraph:

“(5) APPLICABILITY OF SANCTIONS WITH RESPECT TO CHINESE FINANCIAL INSTITUTIONS.—

“(A) IN GENERAL.—For the purpose of paragraph (1)(A), a ‘significant financial transaction’ includes any transaction—

“(i) by a Chinese financial institution (without regard to the size, number, frequency, or nature of the transaction) involving the purchase of petroleum or petroleum products from Iran; and

“(ii) by a foreign financial institution (without regard to the size, number, frequency, or nature of the transaction) involving the purchase of Iranian unmanned
aerial vehicles (UAVs), UAV parts, or related systems.

“(B) DETERMINATION REQUIRED.—Not later than 180 days after the date of the enactment of this paragraph and every year thereafter for 5 years, the President shall—

“(i) determine whether any—

“(I) Chinese financial institution has engaged in a significant financial transaction as described in paragraph (1)(A)(i); and

“(II) financial institution has engaged in a significant financial transaction as described in paragraph (1)(A)(ii); and

“(ii) transmit the determination under clause (i) to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate.”.

DIVISION P—BUDGETARY EFFECTS

SEC. 1. BUDGETARY EFFECTS.

(a) Statutory PAYGO SCORECARDS.—The budgetary effects of division A and each subsequent division
of this Act shall not be entered on either PAYGO scorecard maintained pursuant to section 4(d) of the Statutory Pay-As-You-Go Act of 2010.

(b) Senate PAYGO Scorecards.—The budgetary effects of division A and each subsequent division of this Act shall not be entered on any PAYGO scorecard maintained for purposes of section 4106 of H. Con. Res. 71 (115th Congress).

(e) Classification of Budgetary Effects.—Notwithstanding Rule 3 of the Budget Scorekeeping Guidelines set forth in the joint explanatory statement of the committee of conference accompanying Conference Report 105–217 and section 250(c)(8) of the Balanced Budget and Emergency Deficit Control Act of 1985, the budgetary effects of division A and each subsequent division of this Act shall not be estimated—

(1) for purposes of section 251 of such Act;

(2) for purposes of an allocation to the Committee on Appropriations pursuant to section 302(a) of the Congressional Budget Act of 1974; and

(3) for purposes of paragraph (4)(C) of section 3 of the Statutory Pay-As-You-Go Act of 2010 as being included in an appropriation Act.