

AMENDMENT TO RULES COMMITTEE PRINT

118–36

OFFERED BY MR. BARR OF KENTUCKY

At the end of subtitle C of title 17, insert the following new section:

1 **SEC. 17___ . SANCTIONS WITH RESPECT TO FOREIGN PER-**
2 **SONS THAT ENGAGE IN CERTAIN TRANS-**
3 **ACTIONS WITH UKRAINIAN PROPERTY.**

4 (a) IMPOSITION OF SANCTIONS.—

5 (1) IN GENERAL.—On and after the date that
6 is 30 days after the date of the enactment of this
7 section, the President shall impose the sanctions de-
8 scribed in subsection (b) with respect to a foreign
9 person if the President determines that the foreign
10 person, on or after such date of enactment, know-
11 ingly engages in an activity described in paragraph
12 (2).

13 (2) ACTIVITIES DESCRIBED.—A foreign per-
14 son—

15 (A) under the direct or indirect control of,
16 or acting for or on behalf of, the Government
17 of the Russian Federation that is responsible
18 for or complicit in, or has directly or indirectly

1 engaged in, or attempted to engage in, the sei-
2 zure, confiscation, theft, expropriation, or ap-
3 propriation of property for personal gain or po-
4 litical purposes in Ukraine;

5 (B) that knowingly aids or abets the sei-
6 zure, confiscation, theft, expropriation, or ap-
7 propriation of property for personal gain or po-
8 litical purposes by providing significant finan-
9 cial, material, or technological support to or en-
10 gaging in a transaction with, a foreign person
11 described in subparagraph (A); or

12 (C) that is a leader, official, senior execu-
13 tive officer, or member of the board of directors
14 of an entity the President determines operates
15 in illegally occupied areas in Ukraine.

16 (b) SANCTIONS DESCRIBED.—

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

20 (A) BLOCKING OF PROPERTY.—The Presi-
21 dent shall exercise all of the powers granted to
22 the President under the International Emer-
23 gency Economic Powers Act (50 U.S.C. 1701 et
24 seq.) to the extent necessary to block and pro-
25 hibit all transactions in property and interests

1 in property of the foreign person if such prop-
2 erty and interests in property are in the United
3 States, come within the United States, or are or
4 come within the possession or control of a
5 United States person.

6 (B) INELIGIBILITY FOR VISAS, ADMISSION,
7 OR PAROLE.—

8 (i) VISAS, ADMISSION, OR PAROLE.—
9 An alien described in subsection (a) is—

10 (I) inadmissible to the United
11 States;

12 (II) ineligible to receive a visa or
13 other documentation to enter the
14 United States; and

15 (III) otherwise ineligible to be
16 admitted or paroled into the United
17 States or to receive any other benefit
18 under the Immigration and Nation-
19 ality Act (8 U.S.C. 1101 et seq.).

20 (ii) CURRENT VISAS REVOKED.—

21 (I) IN GENERAL.—An alien de-
22 scribed in subsection (a) is subject to
23 revocation of any visa or other entry
24 documentation regardless of when the

1 visa or other entry documentation is
2 or was issued.

3 (II) IMMEDIATE EFFECT.—A rev-
4 ocation under subclause (I) shall—

5 (aa) take effect immediately;

6 and

7 (bb) automatically cancel
8 any other valid visa or entry doc-
9 umentation that is in the alien's
10 possession.

11 (2) PENALTIES.—The penalties provided for in
12 subsections (b) and (c) of section 206 of the Inter-
13 national Emergency Economic Powers Act (50
14 U.S.C. 1705) shall apply to a person that violates,
15 attempts to violate, conspires to violate, or causes a
16 violation of regulations promulgated to carry out
17 paragraph (1)(A) to the same extent that such pen-
18 alties apply to a person that commits an unlawful
19 act described in section 206(a) of that Act.

20 (3) EXCEPTIONS.—Sanctions under paragraph
21 (1)(B) shall not apply with respect to an alien if ad-
22 mitting or paroling the alien into the United States
23 is necessary—

24 (A) to permit the United States to comply
25 with the Agreement regarding the Head-

1 quarters of the United Nations, signed at Lake
2 Success June 26, 1947, and entered into force
3 November 21, 1947, between the United Na-
4 tions and the United States, or other applicable
5 international obligations; or

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

8 (4) EXCEPTION FOR INTELLIGENCE ACTIVI-
9 TIES.—Sanctions under paragraph (1)(A) shall not
10 apply with respect to activities subject to the report-
11 ing requirements under title V of the National Secu-
12 rity Act of 1947 (50 U.S.C. 3091 et seq.) or any au-
13 thorized intelligence activities of the United States.

14 (c) REPORT REQUIRED.—Not later than 60 days
15 after the date of the enactment of this section, and every
16 90 days thereafter, the Secretary of State shall submit to
17 the appropriate congressional committees a report that
18 identifies, for the period beginning on the date of the en-
19 actment of this section and ending on the date of the re-
20 port, foreign persons that have engaged in the activity de-
21 scribed in paragraphs (2)(A), (2)(B) and (2)(C) of sub-
22 section (a).

23 (d) CONGRESSIONAL REQUESTS.—Not later than 30
24 days after receiving a request from the chairman or rank-
25 ing member of the appropriate congressional committees

1 with respect to whether a person meets the criteria of a
2 person described in subsection (a) the President shall—

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

4 and

5 (2) submit a classified or unclassified report to
6 such chairman or ranking member, as the case may
7 be, that submitted the request with respect to that
8 determination that includes a statement of whether
9 or not the President imposed or intends to impose
10 sanctions with respect to such person.

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

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

16 (2) submits to the appropriate congressional
17 committees a report on the waiver and the reasons
18 for the waiver.

19 (f) EXCEPTION RELATING TO IMPORTATION OF
20 GOODS.—

21 (1) IN GENERAL.—The authorities and require-
22 ments to impose sanctions authorized under this sec-
23 tion shall not include the authority or requirement
24 to impose sanctions on the importation of goods.

1 (2) GOOD DEFINED.—In this subsection, the
2 term “good” means any article, natural or manmade
3 substance, material, supply or manufactured prod-
4 uct, including inspection and test equipment, and ex-
5 cluding technical data.

6 (g) APPROPRIATE CONGRESSIONAL COMMITTEES
7 DEFINED.—In this section, the term “appropriate con-
8 gressional committees” means—

9 (1) the Committee on Foreign Relations and
10 Committee on Banking, Housing, and Urban Affairs
11 of the Senate; and

12 (2) the Committee on Foreign Affairs and Com-
13 mittee on Financial Services of the House of Rep-
14 resentatives.

