

AMENDMENT TO THE RULES COMMITTEE PRINT

116-57

OFFERED BY MR. HILL OF ARKANSAS

Add at the end the following:

1 **DIVISION F—HOLDING IRANIAN**
2 **LEADERS ACCOUNTABLE ACT**
3 **OF 2020**

4 **SEC. 6001. SHORT TITLE.**

5 This division may be cited as the “Holding Iranian
6 Leaders Accountable Act of 2020”.

7 **SEC. 6002. FINDINGS.**

8 The Congress finds the following:

9 (1) Iran is characterized by high levels of offi-
10 cial and institutional corruption, and substantial in-
11 volvement by Iran’s security forces, particularly the
12 Islamic Revolutionary Guard Corps (IRGC), in the
13 economy.

14 (2) In 2019, the Department of the Treasury
15 concluded that Iran is a jurisdiction of primary
16 money laundering concern and imposed restrictions
17 on correspondent accounts in the United States in-
18 volving Iranian financial institutions.

1 (3) In June 2019, the Financial Action Task
2 Force (FATF) urged all jurisdictions to require in-
3 creased supervisory examination for branches and
4 subsidiaries of financial institutions based in Iran.
5 The FATF later called upon its members to intro-
6 duce enhanced relevant reporting mechanisms or
7 systematic reporting of financial transactions, and
8 require increased external audit requirements, for fi-
9 nancial groups with respect to any of their branches
10 and subsidiaries located in Iran.

11 (4) The Transparency International index of
12 perceived public corruption ranks Iran 138th out of
13 180 countries surveyed.

14 (5) According to the State Department's
15 "Country Reports on Terrorism" in 2018, "Iran re-
16 mains the world's worst state sponsor of terrorism.
17 The regime has spent nearly one billion dollars per
18 year to support terrorist groups that serve as its
19 proxies and expand its malign influence across the
20 globe. Tehran has funded international terrorist
21 groups such as Hizballah, Hamas, and Palestinian
22 Islamic Jihad."

23 **SEC. 6003. REPORT ON FINANCIAL INSTITUTIONS CON-**
24 **NECTED TO CERTAIN IRANIAN OFFICIALS.**

25 (a) FINANCIAL INSTITUTIONS REPORT.—

1 (1) IN GENERAL.—Not later than 180 days
2 after the date of the enactment of this Act, and an-
3 nually thereafter for 2 years, the President shall
4 submit a report to the appropriate Members of Con-
5 gress containing—

6 (A) the estimated total funds held in finan-
7 cial institutions that are under direct or indi-
8 rect control by each of five or more of the nat-
9 ural persons described under subsection (b),
10 and a description of such funds; and

11 (B) a list of any financial institutions
12 that—

13 (i) maintain an account in connection
14 with significant funds described in sub-
15 paragraph (A); or

16 (ii) knowingly provide significant fi-
17 nancial services to a natural person cov-
18 ered by the report.

19 (2) BRIEFING REQUIRED.—Not later than 60
20 days after submitting a report described under para-
21 graph (1), the Secretary of the Treasury, or a des-
22 ignee of the Secretary, shall brief the appropriate
23 Members of Congress on the funds covered by the
24 report, including a description of how the funds were

1 acquired, and any illicit or corrupt means employed
2 to acquire or use the funds.

3 (3) EXEMPTIONS.—The requirements described
4 under paragraph (1) may not be applied with re-
5 spect to a natural person or a financial institution,
6 as the case may be, if the President determines:

7 (A) The funds described under subpara-
8 graph (A) of paragraph (1) were primarily ac-
9 quired through legal or noncorrupt means.

10 (B) The natural person has agreed to pro-
11 vide significant cooperation to the United
12 States for an important national security or law
13 enforcement purpose with respect to Iran.

14 (C) A financial institution that would oth-
15 erwise be listed in the report required by para-
16 graph (1) has agreed to—

17 (i) no longer maintain an account de-
18 scribed under subparagraph (C)(i) of para-
19 graph (1);

20 (ii) no longer provide significant fi-
21 nancial services to a natural person cov-
22 ered by the report; or

23 (iii) provide significant cooperation to
24 the United States for an important na-

1 tional security or law enforcement purpose
2 with respect to Iran.

3 (4) WAIVER.—The President may waive for up
4 to 1 year at a time any requirement under para-
5 graph (1) with respect to a natural person or a fi-
6 nancial institution after reporting in writing to the
7 appropriate Members of Congress that the waiver is
8 in the national interest of the United States, with a
9 detailed explanation of the reasons therefor.

10 (b) PERSONS DESCRIBED.—The natural persons de-
11 scribed in this subsection are the following:

12 (1) The Supreme Leader of Iran.

13 (2) The President of Iran.

14 (3) Members of the Council of Guardians.

15 (4) Members of the Expediency Council.

16 (5) The Minister of Intelligence and Security.

17 (6) The Commander and the Deputy Com-
18 mander of the IRGC.

19 (7) The Commander and the Deputy Com-
20 mander of the IRGC Ground Forces.

21 (8) The Commander and the Deputy Com-
22 mander of the IRGC Aerospace Force.

23 (9) The Commander and the Deputy Com-
24 mander of the IRGC Navy.

1 (10) The Commander of the Basij-e
2 Mostaz'afin.

3 (11) The Commander of the Qods Force.

4 (12) The Commander in Chief of the Police
5 Force.

6 (13) The head of the IRGC Joint Staff.

7 (14) The Commander of the IRGC Intelligence.

8 (15) The head of the IRGC Imam Hussein Uni-
9 versity.

10 (16) The Supreme Leader's Representative at
11 the IRGC.

12 (17) The Chief Executive Officer and the
13 Chairman of the IRGC Cooperative Foundation.

14 (18) The Commander of the Khatam-al-Anbia
15 Construction Head Quarter.

16 (19) The Chief Executive Officer of the Basij
17 Cooperative Foundation.

18 (20) The head of the Political Bureau of the
19 IRGC.

20 (21) The senior leadership, as determined by
21 the President, of any terrorist group or regional
22 proxy force supported by the Government of Iran,
23 including Hizballah, Hamas, Palestinian Islamic
24 Jihad, and Kata'ib Hizballah.

25 (c) FORM OF REPORT; PUBLIC AVAILABILITY.—

1 (1) FORM.—The report required under sub-
2 section (a) shall be submitted in unclassified form
3 but may contain a classified annex.

4 (2) PUBLIC AVAILABILITY.—The President
5 shall make the unclassified portion of such report
6 public upon determining that the publication would
7 substantially promote any of the following:

8 (A) Deterring or sanctioning official cor-
9 ruption in Iran.

10 (B) Holding natural persons listed in the
11 report accountable to the people of Iran.

12 (C) Combating money laundering or the fi-
13 nancing of terrorism.

14 (D) Achieving any other strategic objective
15 with respect to the Government of Iran.

16 (3) WAIVER.—The President may waive the re-
17 quirements of paragraph (2) upon reporting in writ-
18 ing to the appropriate Members of Congress that the
19 waiver is in the national interest of the United
20 States, with a detailed explanation of the reasons
21 therefor.

22 (4) FORMAT OF PUBLICLY AVAILABLE RE-
23 PORTS.—If the President makes the unclassified
24 portion of a report public pursuant to paragraph
25 (2), the Secretary of the Treasury shall make it

1 available to the public on the website of the Depart-
2 ment of the Treasury—

3 (A) in English, Farsi, Arabic, and Azeri;
4 and

5 (B) in precompressed, easily downloadable
6 versions that are made available in all appro-
7 priate formats.

8 **SEC. 6004. SUNSET.**

9 The provisions of this division shall have no force or
10 effect on the earlier of—

11 (1) the date that is 3 years after the date of en-
12 actment of this Act; or

13 (2) 30 days after the President reports in writ-
14 ing to the appropriate Members of Congress that—

15 (A) Iran is not a jurisdiction of primary
16 money laundering concern; or

17 (B) the Government of Iran is providing
18 significant cooperation to the United States for
19 the purpose of preventing acts of international
20 terrorism, or for the promotion of any other
21 strategic objective that is important to the na-
22 tional interest of the United States, as specified
23 in the report by the President.

24 **SEC. 6005. DEFINITIONS.**

25 For purposes of this division:

1 (1) APPROPRIATE MEMBERS OF CONGRESS.—

2 The term “appropriate Members of Congress”
3 means the Speaker and minority leader of the House
4 of Representatives, the majority leader and minority
5 leader of the Senate, the Chairman and Ranking
6 Member of the Committee on Financial Services of
7 the House of Representatives, and the Chairman
8 and Ranking Member of the Committee on Banking,
9 Housing, and Urban Affairs of the Senate.

10 (2) FINANCIAL INSTITUTION.—The term “fi-
11 nancial institution” means a United States financial
12 institution or a foreign financial institution.

13 (3) FOREIGN FINANCIAL INSTITUTION.—The
14 term “foreign financial institution” has the meaning
15 given that term in section 561.308 of title 31, Code
16 of Federal Regulations.

17 (4) FUNDS.—The term “funds” has the mean-
18 ing given to such term by the Secretary of the
19 Treasury.

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

1 (6) UNITED STATES FINANCIAL INSTITUTION.—
2 The term “United States financial institution” has
3 the meaning given the term “U.S. financial institu-
4 tion” under section 561.309 of title 31, Code of
5 Federal Regulations.

