

AMENDMENT TO THE RULES COMMITTEE PRINT

117-54

OFFERED BY MR. HILL OF ARKANSAS

Add at the end of title LIV of division E the following:

1 SEC. 5403. HOLDING IRANIAN LEADERS ACCOUNTABLE.

2 (a) FINDINGS.—The Congress finds the following:

3 (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.

4 (2) In 2019, the Department of the Treasury concluded that Iran is a jurisdiction of primary money laundering concern and imposed restrictions on correspondent accounts in the United States involving Iranian financial institutions.

5 (3) In June 2019, the Financial Action Task Force (FATF) urged all jurisdictions to require increased supervisory examination for branches and subsidiaries of financial institutions based in Iran. The FATF later called upon its members to introduce enhanced relevant reporting mechanisms or

1 systematic reporting of financial transactions, and
2 require increased external audit requirements, for fi-
3 nancial groups with respect to any of their branches
4 and subsidiaries located in Iran.

5 (4) The Transparency International index of
6 perceived public corruption ranks Iran 138th out of
7 180 countries surveyed.

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

17 (b) REPORT ON FINANCIAL INSTITUTIONS CON-
18 NECTED TO CERTAIN IRANIAN OFFICIALS.—

19 (1) FINANCIAL INSTITUTIONS REPORT.—

20 (A) IN GENERAL.—Not later than 180
21 days after the date of the enactment of this
22 Act, and annually thereafter for 2 years, the
23 President shall submit a report to the appro-
24 priate Members of Congress containing—

1 (i) the estimated total funds held in
2 financial institutions that are under direct
3 or indirect control by each of five or more
4 of the natural persons described under
5 paragraph (2), and a description of such
6 funds; and

7 (ii) a list of any financial institutions
8 that—

9 (I) maintain an account in con-
10 nection with significant funds de-
11 scribed in clause (i); or

12 (II) knowingly provide significant
13 financial services to a natural person
14 covered by the report.

15 (B) BRIEFING REQUIRED.—Not later than
16 60 days after submitting a report described
17 under subparagraph (A), the Secretary of the
18 Treasury, or a designee of the Secretary, shall
19 brief the appropriate Members of Congress on
20 the funds covered by the report, including a de-
21 scription of how the funds were acquired, and
22 any illicit or corrupt means employed to acquire
23 or use the funds.

24 (C) EXEMPTIONS.—The requirements de-
25 scribed under subparagraph (A) may not be ap-

1 plied with respect to a natural person or a fi-
2 nancial institution, as the case may be, if the
3 President determines:

4 (i) The funds described under clause
5 (i) of subparagraph (A) were primarily ac-
6 quired through legal or noncorrupt means.

7 (ii) The natural person has agreed to
8 provide significant cooperation to the
9 United States for an important national
10 security or law enforcement purpose with
11 respect to Iran.

12 (iii) A financial institution that would
13 otherwise be listed in the report required
14 by subparagraph (A) has agreed to—

15 (I) no longer maintain an ac-
16 count described under clause (iii)(I) of
17 subparagraph (A);

18 (II) no longer provide significant
19 financial services to a natural person
20 covered by the report; or

21 (III) provide significant coopera-
22 tion to the United States for an im-
23 portant national security or law en-
24 forcement purpose with respect to
25 Iran.

1 (D) WAIVER.—The President may waive
2 for up to 1 year at a time any requirement
3 under subparagraph (A) with respect to a nat-
4 ural person or a financial institution after re-
5 porting in writing to the appropriate Members
6 of Congress that the waiver is in the national
7 interest of the United States, with a detailed
8 explanation of the reasons therefor.

9 (2) PERSONS DESCRIBED.—The natural per-
10 sons described in this paragraph are the following:

11 (A) The Supreme Leader of Iran.

12 (B) The President of Iran.

13 (C) Members of the Council of Guardians.

14 (D) Members of the Expediency Council.

15 (E) The Minister of Intelligence and Secu-
16 rity.

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

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

21 (H) The Commander and the Deputy
22 Commander of the IRGC Aerospace Force.

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

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

3 (K) The Commander of the Qods Force.

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

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

7 (N) The Commander of the IRGC Intel-
8 ligence.

9 (O) The head of the IRGC Imam Hussein
10 University.

11 (P) The Supreme Leader's Representative
12 at the IRGC.

13 (Q) The Chief Executive Officer and the
14 Chairman of the IRGC Cooperative Foundation.

15 (R) The Commander of the Khatam-al-
16 Anbia Construction Head Quarter.

17 (S) The Chief Executive Officer of the
18 Basij Cooperative Foundation.

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

21 (U) The senior leadership, as determined
22 by the President, of any terrorist group or re-
23 gional proxy force supported by the Government
24 of Iran, including Hizballah, Hamas, Pales-
25 tinian Islamic Jihad, and Kata'ib Hizballah.

1 (3) FORM OF REPORT; PUBLIC AVAILABILITY.—

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

5 (B) PUBLIC AVAILABILITY.—The Presi-
6 dent shall make the unclassified portion of such
7 report public upon determining that the publi-
8 cation would substantially promote any of the
9 following:

10 (i) Deterring or sanctioning official
11 corruption in Iran.

12 (ii) Holding natural persons listed in
13 the report accountable to the people of
14 Iran.

15 (iii) Combating money laundering or
16 the financing of terrorism.

17 (iv) Achieving any other strategic ob-
18 jective with respect to the Government of
19 Iran.

20 (C) WAIVER.—The President may waive
21 the requirements of subparagraph (B) upon re-
22 porting in writing to the appropriate Members
23 of Congress that the waiver is in the national
24 interest of the United States, with a detailed
25 explanation of the reasons therefor.

1 (D) FORMAT OF PUBLICLY AVAILABLE RE-
2 PORTS.—If the President makes the unclassi-
3 fied portion of a report public pursuant to sub-
4 paragraph (B), the Secretary of the Treasury
5 shall make it available to the public on the
6 website of the Department of the Treasury—

7 (i) in English, Farsi, Arabic, and
8 Azeri; and

9 (ii) in precompressed, easily
10 downloadable versions that are made avail-
11 able in all appropriate formats.

12 (e) SUNSET.— The provisions of this section shall
13 have no force or effect on the earlier of—

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

16 (2) 30 days after the President reports in writ-
17 ing to the appropriate Members of Congress that—

18 (A) Iran is not a jurisdiction of primary
19 money laundering concern; or

20 (B) the Government of Iran is providing
21 significant cooperation to the United States for
22 the purpose of preventing acts of international
23 terrorism, or for the promotion of any other
24 strategic objective that is important to the na-

1 tional interest of the United States, as specified
2 in the report by the President.

3 (d) DEFINITIONS.—For purposes of this section:

4 (1) APPROPRIATE MEMBERS OF CONGRESS.—

5 The term “appropriate Members of Congress”
6 means the Speaker and minority leader of the House
7 of Representatives, the majority leader and minority
8 leader of the Senate, the Chairman and Ranking
9 Member of the Committee on Financial Services of
10 the House of Representatives, the Chairman and
11 Ranking Member of the Committee on Foreign Af-
12 fairs of the House of Representatives, the Chairman
13 and Ranking Member of the Committee on Banking,
14 Housing, and Urban Affairs of the Senate, and the
15 Chairman and Ranking Member of the Committee
16 on Foreign Relations of the Senate.

17 (2) FINANCIAL INSTITUTION.—The term “fi-
18 nancial institution” means a United States financial
19 institution or a foreign financial institution.

20 (3) FOREIGN FINANCIAL INSTITUTION.—The
21 term “foreign financial institution” has the meaning
22 given that term in section 561.308 of title 31, Code
23 of Federal Regulations.

1 (4) FUNDS.—The term “funds” has the mean-
2 ing given to such term by the Secretary of the
3 Treasury.

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

9 (6) UNITED STATES FINANCIAL INSTITUTION.—
10 The term “United States financial institution” has
11 the meaning given the term “U.S. financial institu-
12 tion” under section 561.309 of title 31, Code of
13 Federal Regulations.

