

AMENDMENT TO H.R. 8038
OFFERED BY M__ . _____

At the end of the bill (before the short title), add the following:

1 **TITLE** __ —**NO RUSSIAN TUNNEL**
2 **TO CRIMEA ACT**

3 **SEC. __1. SHORT TITLE.**

4 This Act may be cited as the “No Russian Tunnel
5 to Crimea Act”.

6 **SEC. __2. FINDINGS.**

7 Congress makes the following findings:

8 (1) In February and March 2014, the Russian
9 Federation invaded the Crimean peninsula and an-
10 nexed Crimea, international recognized as Ukrainian
11 territory.

12 (2) Following its annexation of Crimea, the
13 Russian Federation constructed the Kerch Strait
14 Bridge to connect the Russian mainland with the
15 Crimean peninsula.

16 (3) On February 24, 2022, the Government of
17 the Russian Federation, led by Vladimir Putin,
18 launched an unprovoked, full-scale invasion of
19 Ukraine.

1 (4) The Russian Federation has used Crimea as
2 an integral part of its full scale invasion of Ukraine,
3 including to house Russian troops, store ammunition
4 and weapons, and host the Black Sea Fleet.

5 (5) In October 2023, it was publicly reported
6 that Russian and Chinese business officials met and
7 exchanged emails to discuss building a tunnel from
8 the Russian mainland to illegally occupied Crimea.

9 **SEC. _3. SANCTIONS.**

10 (a) **IN GENERAL.**—The President shall impose sanc-
11 tions described in subsection (b) with respect to any for-
12 eign person that knowingly participates in the construc-
13 tion, maintenance, or repair of a tunnel or bridge that con-
14 nects the Russian mainland with the Crimean peninsula.

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

17 (1) **ASSET BLOCKING.**—Notwithstanding the re-
18 quirements of section 202 of the International
19 Emergency Economic Powers Act (50 U.S.C. 1701),
20 the President may exercise of all powers granted to
21 the President by that Act to the extent necessary to
22 block and prohibit all transactions in all property
23 and interests in property of the foreign person if
24 such property and interests in property are in the
25 United States, come within the United States, or are

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

3 (2) VISAS, ADMISSION, OR PAROLE.—

4 (A) IN GENERAL.—An alien who the Sec-
5 retary of State or the Secretary of Homeland
6 Security (or a designee of one of such Secre-
7 taries) knows, or has reason to believe, is de-
8 scribed in subsection (a) is—

9 (i) inadmissible to the United States;

10 (ii) ineligible for a visa or other docu-
11 mentation to enter the United States; and

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

17 (B) CURRENT VISAS REVOKED.—

18 (i) IN GENERAL.—The issuing con-
19 sular officer, the Secretary of State, or the
20 Secretary of Homeland Security (or a des-
21 ignee of one of such Secretaries) shall, in
22 accordance with section 221(i) of the Im-
23 migration and Nationality Act (8 U.S.C.
24 1201(i)), revoke any visa or other entry
25 documentation issued to an alien described

1 in subparagraph (A) regardless of when
2 the visa or other entry documentation is
3 issued.

4 (ii) EFFECT OF REVOCATION.—A rev-
5 ocation under clause (i)—

6 (I) shall take effect immediately;

7 and

8 (II) shall automatically cancel
9 any other valid visa or entry docu-
10 mentation that is in the alien's pos-
11 session.

12 (c) EXCEPTIONS.—

13 (1) EXCEPTION TO COMPLY WITH INTER-
14 NATIONAL OBLIGATIONS.—Sanctions under sub-
15 section (b)(2) shall not apply with respect to the ad-
16 mission of an alien if admitting or paroling the alien
17 into the United States is necessary to permit the
18 United States to comply with the Agreement regard-
19 ing the Headquarters of the United Nations, signed
20 at Lake Success June 26, 1947, and entered into
21 force November 21, 1947, between the United Na-
22 tions and the United States, or other applicable
23 international obligations.

24 (2) EXCEPTION RELATING TO THE PROVISION
25 OF HUMANITARIAN ASSISTANCE.—Sanctions under

1 this section may not be imposed with respect to
2 transactions or the facilitation of transactions for—

3 (A) the sale of agricultural commodities,
4 food, medicine, or medical devices;

5 (B) the provision of humanitarian assist-
6 ance;

7 (C) financial transactions relating to hu-
8 manitarian assistance; or

9 (D) transporting goods or services that are
10 necessary to carry out operations relating to
11 humanitarian assistance.

12 (3) EXCEPTION FOR INTELLIGENCE, LAW EN-
13 FORCEMENT, AND NATIONAL SECURITY ACTIVI-
14 TIES.—Sanctions under this section shall not apply
15 to any authorized intelligence, law enforcement, or
16 national security activities of the United States.

17 (4) EXCEPTION RELATING TO IMPORTATION OF
18 GOODS.—

19 (A) IN GENERAL.—The authorities and re-
20 quirements to impose sanctions authorized
21 under this title shall not include the authority
22 or requirement to impose sanctions on the im-
23 portation of goods.

24 (B) GOOD DEFINED.—In this section, the
25 term “good” means any article, natural or man-

1 made substance, material, supply or manufac-
2 tured product, including inspection and test
3 equipment, and excluding technical data.

4 (d) CLASSIFIED INFORMATION.—In any judicial re-
5 view of a determination made under this section, if the
6 determination was based on classified information (as de-
7 fined in section 1(a) of the Classified Information Proce-
8 dures Act) such information may be submitted to the re-
9 viewing court ex parte and in camera. This subsection does
10 not confer or imply any right to judicial review.

11 (e) IMPLEMENTATION; PENALTIES.—

12 (1) IMPLEMENTATION.—The President may ex-
13 ercise all authorities provided to the President under
14 sections 203 and 205 of the International Emer-
15 gency Economic Powers Act (50 U.S.C. 1702 and
16 1704) to carry out this section.

17 (2) PENALTIES.—The penalties provided for in
18 subsections (b) and (c) of section 206 of the Inter-
19 national Emergency Economic Powers Act (50
20 U.S.C. 1705) shall apply to a person that violates,
21 attempts to violate, conspires to violate, or causes a
22 violation of regulations promulgated to carry out
23 this section to the same extent that such penalties
24 apply to a person that commits an unlawful act de-
25 scribed in section 206(a) of that Act.

1 (f) WAIVER.—The President may waive the applica-
2 tion of sanctions imposed with respect to a foreign person
3 under this section if the President certifies to the appro-
4 priate congressional committees not later than 15 days be-
5 fore such waiver is to take effect that the waiver is impor-
6 tant to the national security interests of the United States.

7 (g) DEFINITIONS.—In this section—

8 (1) the term “appropriate congressional com-
9 mittees” means the Committee on Foreign Affairs of
10 the House of Representatives and the Committee on
11 Foreign Relations of the Senate;

12 (2) the term “foreign person” means an indi-
13 vidual or entity that is not a United States person;
14 and

15 (3) the term “United States person” means—

16 (A) a United States citizen;

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

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

23 (D) a person in the United States.

