

AMENDMENT TO RULES COMMITTEE PRINT 119-

33

OFFERED BY MR. WALKINSHAW OF VIRGINIA

At the end of subtitle B of title XVII, insert the following:

1 **SEC. 17___ . RUSSIA-NORTH KOREA COOPERATION SANC-**
2 **TIONS.**

3 (a) **SANCTIONS.—**

4 (1) **IN GENERAL.—**The President shall impose
5 sanctions described in paragraph (2) with respect to
6 the following:

7 (A) Any foreign person that is responsible
8 for or facilitates the transfer or sale of arms or
9 material support from North Korea to be used
10 in Russia’s illegal war in Ukraine.

11 (B) Any foreign person that knowingly, di-
12 rectly or indirectly, imports, exports, or reex-
13 ports to, into, or from North Korea any goods
14 services or technology for weapons that may be
15 used by Russian forces or their proxies in Rus-
16 sia’s illegal war in Ukraine.

17 (C) Any foreign financial institution that
18 knowingly facilitates a significant transaction or

1 provides significant financial services for a for-
2 eign person described in subparagraph (A) or
3 (B).

4 (D) Any foreign person that engages in a
5 significant transaction related to the transfer or
6 sale of arms or material support with a foreign
7 person described in subparagraph (A) or (B) or
8 foreign financial institution described in sub-
9 paragraph (C).

10 (E) Any foreign person assisting in the
11 logistical supply and movement of North Ko-
12 rean arms or material support to be used in
13 Russia's illegal war in Ukraine.

14 (2) SANCTIONS DESCRIBED.—The sanctions de-
15 scribed in this paragraph are the following:

16 (A) BLOCKING OF PROPERTY.—Notwith-
17 standing the requirements of section 202 of the
18 International Emergency Economic Powers Act
19 (50 U.S.C. 1701), the President may exercise
20 of all powers granted to the President by that
21 Act to the extent necessary to block and pro-
22 hibit all transactions in all property and inter-
23 ests in property of the foreign person if such
24 property and interests in property are in the
25 United States, come within the United States,

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

3 (B) VISAS, ADMISSION, OR PAROLE.—

4 (i) IN GENERAL.—An alien who the
5 Secretary of State or the Secretary of
6 Homeland Security (or a designee of one of
7 such Secretaries) knows, or has reason to
8 believe, is described in paragraph (1) is—

9 (I) inadmissible to the United
10 States;

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

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

19 (ii) CURRENT VISAS REVOKED.—

20 (I) IN GENERAL.—The issuing
21 consular officer, the Secretary of
22 State, or the Secretary of Homeland
23 Security (or a designee of one of such
24 Secretaries) shall, in accordance with
25 section 221(i) of the Immigration and

1 Nationality Act (8 U.S.C. 1201(i)),
2 revoke any visa or other entry docu-
3 mentation issued to an alien described
4 in clause (i) regardless of when the
5 visa or other entry documentation is
6 issued.

7 (II) EFFECT OF REVOCATION.—

8 A revocation under subclause (I)—

9 (aa) shall take effect imme-
10 diately; and

11 (bb) shall automatically can-
12 cel any other valid visa or entry
13 documentation that is in the
14 alien's possession.

15 (3) IMPLEMENTATION; PENALTIES.—

16 (A) IMPLEMENTATION.—The President
17 may exercise all authorities provided to the
18 President under sections 203 and 205 of the
19 International Emergency Economic Powers Act
20 (50 U.S.C. 1702 and 1704) to carry out this
21 subsection.

22 (B) PENALTIES.—The penalties provided
23 for in subsections (b) and (c) of section 206 of
24 the International Emergency Economic Powers
25 Act (50 U.S.C. 1705) shall apply to a person

1 that violates, attempts to violate, conspires to
2 violate, or causes a violation of regulations pro-
3 mulgated to carry out this subsection to the
4 same extent that such penalties apply to a per-
5 son that commits an unlawful act described in
6 section 206(a) of that Act.

7 (4) WAIVER.—The President may waive the ap-
8 plication of sanctions imposed with respect to a for-
9 eign person or foreign financial institution under
10 this subsection if the President certifies to the ap-
11 propriate congressional committees not later than 15
12 days before such waiver is to take effect that the
13 waiver is vital to the national security interests of
14 the United States.

15 (5) EXCEPTION FOR HUMANITARIAN ASSIST-
16 ANCE.—An internationally recognized humanitarian
17 organization shall not be subject to sanctions under
18 this subsection with respect to—

19 (A) engaging in a financial transaction re-
20 lating to humanitarian assistance or for human-
21 itarian purposes pursuant to a waiver issued
22 under paragraph (4);

23 (B) transporting goods or services that are
24 necessary to carry out operations relating to
25 humanitarian assistance or humanitarian pur-

1 poses pursuant to such a waiver issued under
2 paragraph (4); or

3 (C) having merely incidental contact, in
4 the course of providing humanitarian assistance
5 or aid for humanitarian purposes pursuant to a
6 waiver issued under paragraph (4) with individ-
7 uals who are under the control of a foreign per-
8 son subject to sanctions under this subsection.

9 (b) EXPANSION OF NORTH KOREA SANCTIONS AND
10 POLICY ENHANCEMENT ACT OF 2016.—The North Korea
11 Sanctions and Policy Enhancement Act of 2016 is amend-
12 ed as follows:

13 (1) In section 401(a) (22 U.S.C. 9251(a))—

14 (A) in paragraph (5), by striking “and” at
15 the end;

16 (B) in paragraph (6), by striking the pe-
17 riod at the end and inserting “; and”; and

18 (C) by adding at the end the following:

19 **【“(7) halting material support or resources**
20 **【(as such term is defined in section 2339A of title**
21 **18, United States Code)】 for Russia’s illegal war in**
22 **Ukraine.”.】**

23 (2) In section 402(2) (22 U.S.C. 9252(2))—

24 (A) in subparagraph (D), by striking
25 “and” at the end;

1 (B) in subparagraph (E)(ii), by striking
2 the period at the end and inserting “; and”;
3 and

4 (C) by adding at the end the following:

5 **【“(F) halting material support or re-**
6 **sources 【(as such term is defined in section**
7 **2339A of title 18, United States Code)】 for**
8 **Russia’s illegal war in Ukraine.”.】**

9 (c) REPORT.—

10 (1) IN GENERAL.—Not later than 90 days after
11 the date of the enactment of this section, and every
12 180 days thereafter, the President shall submit to
13 the appropriate congressional committees a report
14 that describes significant activities by the Demo-
15 cratic People’s Republic of Korea to support the
16 Russian Federation and its proxies in Russia’s ille-
17 gal war in Ukraine.

18 (2) MATTERS TO BE INCLUDED.—The report
19 required by this subsection shall include the fol-
20 lowing:

21 (A) The identity and nationality of foreign
22 persons and foreign financial institutions that
23 are subject to sanctions under subsection (a).

24 (B) A description of the conduct engaged
25 in by such persons and institutions.

1 (C) An assessment of the extent to which
2 a foreign government has provided material
3 support to the Government of North Korea or
4 any person acting for or on behalf of that Gov-
5 ernment to conduct significant activities to ma-
6 terially support Russia’s illegal war in Ukraine.

7 (D) A United States strategy to counter
8 North Korea’s efforts to conduct significant ac-
9 tivities to support Russia’s war in Ukraine, that
10 includes efforts to engage foreign governments
11 to halt the capability of the Government of
12 North Korea and persons acting for or on be-
13 half of that Government to conduct significant
14 activities supporting Russia’s illegal war in
15 Ukraine.

16 (3) FORM.—The report required by this sub-
17 section shall be submitted in unclassified form, but
18 may include a classified annex.

19 (d) DEFINITIONS.—In this section:

20 (1) The term “appropriate congressional com-
21 mittees” means the Committee on Foreign Affairs of
22 the House of Representatives and the Committee on
23 Foreign Relations of the Senate.

24 (2) The term “foreign financial institution”—

1 (A) has the meaning given that term in
2 section 1010.605 of title 31, Code of Federal
3 Regulations; and

4 (B) includes a foreign central bank.

