

112TH CONGRESS  
1ST SESSION

# S. 1048

To expand sanctions imposed with respect to the Islamic Republic of Iran,  
North Korea, and Syria, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MAY 23, 2011

Mr. MENENDEZ (for himself, Mr. LIEBERMAN, Mr. KYL, Mr. CASEY, Mrs. GILLIBRAND, Ms. COLLINS, and Mr. KIRK) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

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## A BILL

To expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Iran, North Korea, and Syria Sanctions Consolidation  
6 Act of 2011”.

7 (b) TABLE OF CONTENTS.—The table of contents for  
8 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

TITLE I—SANCTIONS WITH RESPECT TO THE ISLAMIC REPUBLIC  
OF IRAN

Subtitle A—Expansion of Sanctions With Respect to the Islamic Republic of  
Iran

- Sec. 101. United States policy with respect to the acquisition of nuclear weapons capabilities by the Islamic Republic of Iran.
- Sec. 102. Sense of Congress with respect to the acquisition of nuclear weapons capabilities by the Islamic Republic of Iran.
- Sec. 103. Sanctions with respect to persons engaging in certain joint ventures with the Islamic Republic of Iran.
- Sec. 104. Strengthening the Iran Sanctions Act of 1996.
- Sec. 105. Disclosures to the Securities and Exchange Commission relating to sanctionable activities.
- Sec. 106. Deadline for regulations with respect to financial institutions maintaining accounts for foreign financial institutions.
- Sec. 107. Diplomatic efforts to expand multilateral sanctions regime with respect to the Islamic Republic of Iran.
- Sec. 108. Report on certain actions of the Central Bank of Iran.
- Sec. 109. Report on entities that provide refined petroleum products to the Islamic Republic of Iran.
- Sec. 110. Government Accountability Office report on providers of goods and services to Iranian energy sector.

Subtitle B—Application of Sanctions Against Affiliates of Iran’s Islamic  
Revolutionary Guard Corps

- Sec. 121. Definitions.
- Sec. 122. Sanctions against affiliates of Iran’s Islamic Revolutionary Guard Corps.
- Sec. 123. Measures against foreign persons or entities supporting Iran’s Islamic Revolutionary Guard Corps.
- Sec. 124. Exportation of petroleum, oil, and natural gas produced by Iran’s Islamic Revolutionary Guard Corps or its affiliates.
- Sec. 125. Rule of construction.

Subtitle C—Human Rights Sanctions

- Sec. 131. Definitions.
- Sec. 132. Imposition of sanctions with respect to the transfer of goods or technologies to the Islamic Republic of Iran that may be used to commit human rights abuses.
- Sec. 133. Iran freedom support act reauthorization.
- Sec. 134. Special representative on human rights and democracy in the Islamic Republic of Iran.
- Sec. 135. Comprehensive strategy to promote Internet freedom and access to information in the Islamic Republic of Iran.
- Sec. 136. Expedited consideration of requests for authorization of human rights and democracy-related activities with respect to the Islamic Republic of Iran.

Subtitle D—General Provisions

- Sec. 141. Termination.

TITLE II—EXPANSION OF SANCTIONS WITH RESPECT TO THE  
ISLAMIC REPUBLIC OF IRAN, NORTH KOREA, AND SYRIA

Sec. 201. Definitions.

Sec. 202. Sanctions applicable under the Iran, North Korea, and Syria Non-proliferation Act.

Sec. 203. Identification of, and immigration restrictions on, senior officials of the governments of the Islamic Republic of Iran, North Korea, and Syria, and their associates.

Sec. 204. Reports by certain financial institutions with respect to activities carried out with sanctioned financial institutions.

Sec. 205. Sanctions with respect to critical defense resources provided to or acquired from the Islamic Republic of Iran, North Korea, or Syria.

1 **SEC. 2. FINDINGS.**

2 Congress makes the following findings:

3 (1) Successive presidents have clearly identified  
4 the unacceptability of the Iranian regime’s pursuit  
5 of nuclear weapons capabilities and the danger that  
6 pursuit presents to the United States, to allies and  
7 partners of the United States, and to global security.

8 (2) In May 1995, President Bill Clinton stated,  
9 “The specter of an Iran armed with weapons of  
10 mass destruction and the missiles to deliver them  
11 haunts not only Israel but the entire Middle East  
12 and ultimately all the rest of us as well. The United  
13 States and, I believe, all the Western nations have  
14 an overriding interest in containing the threat posed  
15 by Iran.”.

16 (3) In the 2006 State of the Union address,  
17 President George W. Bush stated, “The Iranian gov-  
18 ernment is defying the world with its nuclear ambi-  
19 tions, and the nations of the world must not permit

1 the Iranian regime to gain nuclear weapons. Amer-  
2 ica will continue to rally the world to confront these  
3 threats.”.

4 (4) In February 2009, President Barack  
5 Obama committed to “developing a strategy to use  
6 all elements of American power to prevent Iran from  
7 developing a nuclear weapon”.

8 (5) The Islamic Republic of Iran is a major  
9 threat to the national security interests of the  
10 United States, exemplified not only by its nuclear  
11 program but also by its material assistance to armed  
12 groups in Iraq and Afghanistan, to the Palestinian  
13 group Hamas, to the Lebanese group Hezbollah, and  
14 to other extremists that seek to undermine regional  
15 stability. Those relationships provide the Iranian re-  
16 gime with potential asymmetric delivery capabilities  
17 for nuclear or other unconventional weapons.

18 (6) The Islamic Republic of Iran’s growing in-  
19 ventory of ballistic missiles and other destabilizing  
20 types of conventional weapons provides the Iranian  
21 regime the capabilities to enhance its projection of  
22 power throughout the region and to undermine the  
23 national security interests of the United States and  
24 its friends and allies.

1           (7) If the Islamic Republic of Iran achieved a  
2 nuclear weapons capability, it would, among other  
3 things—

4           (A) likely lead to the proliferation of nu-  
5 clear weapons throughout the region, where sev-  
6 eral states have already indicated interest in  
7 nuclear programs, and would dramatically un-  
8 dertcut 60 years of efforts by the United States  
9 to stop the spread of nuclear weapons;

10          (B) greatly increase the threat of nuclear  
11 terrorism;

12          (C) significantly expand the Islamic Re-  
13 public of Iran’s destabilizing and malign influ-  
14 ence in the region;

15          (D) insulate the Iranian regime from inter-  
16 national pressure, giving it wider scope to op-  
17 press its citizens and to pursue aggression re-  
18 gionally and globally;

19          (E) embolden all terrorist groups sup-  
20 ported by the Islamic Republic of Iran, includ-  
21 ing Hamas and Hezbollah; and

22          (F) directly threaten several friends and  
23 allies of the United States, especially Israel,  
24 whose very right to exist has been denied suc-  
25 cessively by every leader of the Islamic Republic

1 of Iran, and which the President of Iran,  
2 Mahmoud Ahmadinejad, says should be “wiped  
3 off the map”.

4 **TITLE I—SANCTIONS WITH RE-**  
5 **SPECT TO THE ISLAMIC RE-**  
6 **PUBLIC OF IRAN**

7 **Subtitle A—Expansion of Sanctions**  
8 **With Respect to the Islamic Re-**  
9 **public of Iran**

10 **SEC. 101. UNITED STATES POLICY WITH RESPECT TO THE**  
11 **ACQUISITION OF NUCLEAR WEAPONS CAPA-**  
12 **BILITIES BY THE ISLAMIC REPUBLIC OF**  
13 **IRAN.**

14 It is the policy of the United States to prevent the  
15 Islamic Republic of Iran from acquiring a nuclear weapons  
16 capability. Although nothing in this Act shall be construed  
17 as an authorization of the use of force with respect to the  
18 Islamic Republic of Iran, all options remain on the table.

19 **SEC. 102. SENSE OF CONGRESS WITH RESPECT TO THE AC-**  
20 **QUISITION OF NUCLEAR WEAPONS CAPABILI-**  
21 **TIES BY THE ISLAMIC REPUBLIC OF IRAN.**

22 It is the sense of Congress that the current Govern-  
23 ment of the Islamic Republic of Iran, having engaged in  
24 a consistent and longstanding pattern of deceptive and il-  
25 licit conduct related to the development of a nuclear weap-

1 ons program in violation of international obligations, as  
 2 well as aggressive conduct against the Islamic Republic  
 3 of Iran’s neighbors, cannot be trusted by the United  
 4 States or the international community to possess indige-  
 5 nous enrichment or reprocessing technologies.

6 **SEC. 103. SANCTIONS WITH RESPECT TO PERSONS ENGAG-**  
 7 **ING IN CERTAIN JOINT VENTURES WITH THE**  
 8 **ISLAMIC REPUBLIC OF IRAN.**

9 Section 5(a) of the Iran Sanctions Act of 1996 (Pub-  
 10 lic Law 104–172; 50 U.S.C. 1701 note) is amended—

11 (1) in the subsection heading, by striking  
 12 “WITH RESPECT TO” and all that follows through  
 13 “TO IRAN” and inserting “RELATING TO PETRO-  
 14 LEUM RESOURCES”; and

15 (2) by adding at the end the following:

16 “(4) CERTAIN JOINT VENTURES WITH IRAN.—  
 17 Except as provided in subsection (f), the President  
 18 shall impose 3 or more of the sanctions described in  
 19 section 6(a) with respect to a person if the President  
 20 determines that the person knowingly, on or after  
 21 the date of the enactment of the Iran, North Korea,  
 22 and Syria Sanctions Consolidation Act of 2011, par-  
 23 ticipates in a joint venture with respect to the devel-  
 24 opment of petroleum resources outside of Iran—





1                   “(i) petroleum refineries or associated  
2                   infrastructure; or

3                   “(ii) port facilities, railroads, or roads,  
4                   if the primary use of those facilities, rail-  
5                   roads, or roads is to support the transpor-  
6                   tation of refined petroleum products.”.

7           (b) DEFINITION OF CREDIBLE INFORMATION; RE-  
8   QUESTS BY MEMBERS OF CONGRESS.—Section 4(e) of the  
9   Iran Sanctions Act of 1996 is amended by adding at the  
10   end the following:

11                   “(4) CREDIBLE INFORMATION DEFINED.—The  
12                   term ‘credible information’ means, with respect to a  
13                   person—

14                   “(A) a public announcement by the person  
15                   that the person has engaged in an activity de-  
16                   scribed in section 5(a);

17                   “(B) an announcement by the Government  
18                   of Iran that the person has engaged in such an  
19                   activity; or

20                   “(C) information indicating that the per-  
21                   son has engaged in such an activity that is set  
22                   forth in—

23                   “(i) a report to stockholders of the  
24                   person;

1           “(ii) a report of the Government Ac-  
2           countability Office, the Energy Informa-  
3           tion Administration, or the Congressional  
4           Research Service; or

5           “(iii) a report or publication of a simi-  
6           larly reputable governmental organization.

7           “(5) REQUESTS BY MEMBERS OF CONGRESS.—

8           “(A) IN GENERAL.—Except as provided in  
9           subparagraph (B), not later than 60 days after  
10          receiving a written request from a Member of  
11          Congress with respect to whether a person has  
12          engaged in an activity described in section 5(a),  
13          the President shall inform that Member of the  
14          determination of the President with respect to  
15          whether or not that person has engaged in such  
16          an activity.

17          “(B) EXCEPTION FOR ONGOING INVES-  
18          TIGATIONS.—The President may decline to in-  
19          form a Member of Congress who submits a re-  
20          quest under subparagraph (A) with respect to a  
21          person of the determination of the President  
22          with respect to that person if—

23                 “(i) the person is the subject of an  
24                 ongoing investigation under this sub-  
25                 section; and

1                   “(ii) the President informs the Mem-  
2                   ber, in an unclassified format, that the  
3                   person is the subject of such an investiga-  
4                   tion.”.

5 **SEC. 105. DISCLOSURES TO THE SECURITIES AND EX-**  
6                   **CHANGE COMMISSION RELATING TO**  
7                   **SANCTIONABLE ACTIVITIES.**

8           (a) IN GENERAL.—Section 13 of the Securities Ex-  
9 change Act of 1934 (15 U.S.C. 78m) is amended by add-  
10 ing at the end the following new subsection:

11           “(r) DISCLOSURE OF CERTAIN ACTIVITIES RELAT-  
12 ING TO IRAN, TERRORISM, AND THE PROLIFERATION OF  
13 WEAPONS OF MASS DESTRUCTION.—

14                   “(1) GENERAL DISCLOSURE REQUIRED.—Each  
15 issuer required to file an annual or quarterly report  
16 under subsection (a) shall include with such report  
17 a statement of whether, during the period since the  
18 issuer made the last such report, the issuer or any  
19 affiliate of the issuer—

20                           “(A) engaged in an activity described in  
21 section 5 of the Iran Sanctions Act of 1996  
22 (Public Law 104–172; 50 U.S.C. 1701 note);

23                           “(B) knowingly engaged in an activity de-  
24 scribed in subsection (c)(2) of section 104 of  
25 the Comprehensive Iran Sanctions, Account-

1 ability, and Divestment Act of 2010 (22 U.S.C.  
2 8513) or knowingly violated regulations pre-  
3 scribed under subsection (d)(1) or (e)(1) of  
4 such section 104; or

5 “(C) knowingly conducted any transaction  
6 or dealing with—

7 “(i) any person the property and in-  
8 terests in property of which are blocked  
9 pursuant to Executive Order 13224 (66  
10 Fed. Reg. 49079; relating to blocking  
11 property and prohibiting transacting with  
12 persons who commit, threaten to commit,  
13 or support terrorism);

14 “(ii) any person the property and in-  
15 terests in property of which are blocked  
16 pursuant to Executive Order 13382 (70  
17 Fed. Reg. 38567; relating to blocking of  
18 property of weapons of mass destruction  
19 proliferators and their supporters); or

20 “(iii) any person on the list contained  
21 in Appendix A to part 560 of title 31,  
22 Code of Federal Regulations (commonly  
23 known as the ‘Iranian Transactions Regu-  
24 lations’).

1           “(2) SPECIFIC DISCLOSURE REQUIRED.—If an  
2 issuer reports under paragraph (1) that the issuer or  
3 an affiliate of the issuer has engaged in any activity  
4 described in that paragraph, the issuer shall include  
5 with the statement required under that paragraph a  
6 detailed description of each such activity, includ-  
7 ing—

8                   “(A) the nature and extent of the activity;

9                   “(B) the revenues and profits, if any, at-  
10 tributable to the activity; and

11                   “(C) whether the issuer or the affiliate of  
12 the issuer (as the case may be) intends to con-  
13 tinue the activity.

14           “(3) INVESTIGATION OF DISCLOSURES.—When  
15 the Commission receives a report under paragraph  
16 (1) from an issuer that the issuer or an affiliate of  
17 the issuer has engaged in any activity described in  
18 that paragraph, the President shall—

19                   “(A) initiate an investigation into the pos-  
20 sible imposition of sanctions under the Iran  
21 Sanctions Act of 1996 (Public Law 104–172;  
22 50 U.S.C. 1701 note), section 104 of the Com-  
23 prehensive Iran Sanctions, Accountability, and  
24 Divestment Act of 2010 (22 U.S.C. 8513), the  
25 Executive Orders or regulations specified in

1 paragraph (1)(C), or any other provision of law;  
2 and

3 “(B) not later than 180 days after initi-  
4 ating such an investigation, make a determina-  
5 tion with respect to whether sanctions should be  
6 imposed with respect to the issuer or the affil-  
7 iate of the issuer (as the case may be).

8 “(4) PUBLIC DISCLOSURE OF INFORMATION.—  
9 The Commission shall promptly—

10 “(A) make the information provided to the  
11 Commission under paragraphs (1) and (2)  
12 available to the public by posting the informa-  
13 tion on the Internet Web site of the Commis-  
14 sion; and

15 “(B) provide a copy of that information  
16 to—

17 “(i) the President;

18 “(ii) the Committee on Foreign Af-  
19 fairs and the Committee on Financial  
20 Services of the House of Representatives;  
21 and

22 “(iii) the Committee on Foreign Rela-  
23 tions and the Committee on Banking,  
24 Housing, and Urban Affairs of the Senate.

1           “(5) SUNSET.—The provisions of this sub-  
2           section shall terminate on the date that is 30 days  
3           after the date on which the President makes the cer-  
4           tification described in section 401(a) of the Com-  
5           prehensive Iran Sanctions, Accountability, and Di-  
6           vestment Act of 2010 (22 U.S.C. 8551(a)).”.

7           (b) EFFECTIVE DATE.—The amendment made by  
8           subsection (a) shall take effect with respect to reports re-  
9           quired to be filed with the Securities and Exchange Com-  
10          mission after the date that is 90 days after the date of  
11          the enactment of this Act.

12       **SEC. 106. DEADLINE FOR REGULATIONS WITH RESPECT TO**  
13                               **FINANCIAL INSTITUTIONS MAINTAINING AC-**  
14                               **COUNTS FOR FOREIGN FINANCIAL INSTITU-**  
15                               **TIONS.**

16          Section 104(e)(1) of the Comprehensive Iran Sanc-  
17          tions, Accountability, and Divestment Act of 2010 (22  
18          U.S.C. 8513(e)(1)) is amended by striking “The Sec-  
19          retary” and inserting “Not later than 90 days after the  
20          date of the enactment of the Iran, North Korea, and Syria  
21          Sanctions Consolidation Act of 2011, the Secretary”.

1 **SEC. 107. DIPLOMATIC EFFORTS TO EXPAND MULTILAT-**  
2 **ERAL SANCTIONS REGIME WITH RESPECT TO**  
3 **THE ISLAMIC REPUBLIC OF IRAN.**

4 (a) MULTILATERAL NEGOTIATIONS.—In order to  
5 further the policy set forth in section 101, Congress urges  
6 the President to immediately initiate diplomatic efforts,  
7 both in appropriate international fora such as the United  
8 Nations and bilaterally with allies of the United States,  
9 to expand the multilateral sanctions regime with respect  
10 to the Islamic Republic of Iran, including—

11 (1) qualitatively expanding the United Nations  
12 Security Council sanctions regime with respect to  
13 the Islamic Republic of Iran to include—

14 (A) a provision prohibiting the issuance of  
15 visas to any official of the Government of the  
16 Islamic Republic of Iran who is involved in—

17 (i) human rights violations in or out-  
18 side of the Islamic Republic of Iran;

19 (ii) the development of the nuclear  
20 weapons program of the Islamic Republic  
21 of Iran; or

22 (iii) support by the Government of the  
23 Islamic Republic of Iran for terrorist orga-  
24 nizations, including Hamas and Hezbollah;

25 (B) a provision requiring each member  
26 country of the United Nations to prohibit the



1 Islamic Republic of Iran Shipping Lines and  
2 cargo flights of Iran Air from landing at ports  
3 in that country because of the role of those or-  
4 ganizations in proliferation and illegal arms  
5 sales; and

6 (C) a provision authorizing and requiring  
7 international interdiction of aircraft or vessels  
8 suspected of being involved in smuggling of  
9 weapons or items relating to the proliferation of  
10 weapons of mass destruction by North Korea,  
11 the Islamic Republic of Iran, or Syria;

12 (2) qualitatively expanding the range of sanc-  
13 tions imposed with respect to the Islamic Republic  
14 of Iran by the European Union, South Korea,  
15 Japan, Australia, and other key allies of the United  
16 States;

17 (3) expanding efforts to limit the development  
18 of petroleum resources and the importation of re-  
19 fined petroleum products by the Islamic Republic of  
20 Iran; and

21 (4) developing initiatives aimed at—

22 (A) increasing the production of crude oil  
23 in countries other than the Islamic Republic of  
24 Iran; and

1           (B) assisting countries that purchase or  
2 otherwise obtain crude oil or other petroleum  
3 products from the Islamic Republic of Iran to  
4 reduce their dependence crude oil and petro-  
5 leum products from the Islamic Republic of  
6 Iran.

7           (b) REPORTS TO CONGRESS.—Not later than 180  
8 days after the date of the enactment of this Act, and annu-  
9 ally thereafter, the President shall submit to the appro-  
10 priate congressional committees a report on the extent to  
11 which diplomatic efforts described in subsection (a) have  
12 been successful that includes—

13           (1) an identification of the countries that have  
14 agreed to impose additional sanctions or take other  
15 measures to further the policy set forth in section  
16 101 and a description of those measures;

17           (2) an identification of the countries that have  
18 not agreed to impose such sanctions or measures;  
19 and

20           (3) with respect to the countries described in  
21 paragraph (2), recommendations with respect to  
22 other measures the United States could take to fur-  
23 ther the policy set forth in section 101.

24           (c) INTERIM REPORT ON MULTILATERAL SANC-  
25 TIONS; MONITORING.—Not later than 90 days after the

1 date of the enactment of this Act, the President shall sub-  
2 mit to the appropriate congressional committees a report  
3 on—

4 (1) the countries that have established legisla-  
5 tive or administrative standards providing for the  
6 imposition of economic sanctions with respect per-  
7 sons that conduct business or have investments in  
8 Iran and their affiliates;

9 (2) the extent and duration of each instance of  
10 the application of such sanctions by such countries;  
11 and

12 (3) the disposition of any decision by the World  
13 Trade Organization or its predecessor organization  
14 with respect to whether the imposition of any such  
15 sanction by any such country is inconsistent with the  
16 obligations of that country as a member of the  
17 World Trade Organization or under the General  
18 Agreement on Tariffs and Trade.

19 **SEC. 108. REPORT ON CERTAIN ACTIONS OF THE CENTRAL**  
20 **BANK OF IRAN.**

21 Not later than 90 days after the date of the enact-  
22 ment of this Act, the President shall submit to Congress  
23 a report on the involvement of the Central Bank of Iran  
24 in supporting—

1           (1) the development of weapons of mass de-  
2           struction by the Islamic Republic of Iran; and

3           (2) support for acts of international terrorism  
4           by the Government of the Islamic Republic of Iran.

5 **SEC. 109. REPORT ON ENTITIES THAT PROVIDE REFINED**  
6                           **PETROLEUM PRODUCTS TO THE ISLAMIC RE-**  
7                           **PUBLIC OF IRAN.**

8           (a) REPORT.—Not later than 90 days after the date  
9           of the enactment of this Act, and annually thereafter, the  
10          President shall submit to Congress a report that identifies,

11          based on credible information (as defined in section  
12          4(e)(4) of the Iran Sanctions Act of 1996, as amended  
13          by section 104(b) of this Act) available to the President—

14                 (1) any entity that has sold or is selling a re-  
15                 fined petroleum product to the Islamic Republic of  
16                 Iran; and

17                 (2) the country where that refined petroleum  
18                 was refined.

19          (b) EFFECT OF FAILURE TO SUBMIT REPORT.—If,  
20          in any year, the President does not submit the report re-  
21          quired by subsection (a) by the date required by that sub-  
22          section, for each 30-day period that begins after that date,  
23          an amount equivalent to 10 percent of the amount appro-  
24          priated for the Bureau of Legislative Affairs of the De-

1 partment of State for the preceding 30-day period shall  
2 be rescinded.

3 (c) WAIVER.—The President may waive the applica-  
4 tion of subsection (b) on a case-by-case basis if the Presi-  
5 dent—

6 (1) certifies that the waiver is in the national  
7 interest; and

8 (2) notifies Congress in writing not later than  
9 15 days before the waiver takes effect.

10 **SEC. 110. GOVERNMENT ACCOUNTABILITY OFFICE REPORT**  
11 **ON PROVIDERS OF GOODS AND SERVICES TO**  
12 **IRANIAN ENERGY SECTOR.**

13 Not later than 180 days after the date of the enact-  
14 ment of this Act, and annually thereafter, the Comptroller  
15 General of the United States shall submit to Congress a  
16 report listing all foreign investors in the energy sector of  
17 the Islamic Republic of Iran, including—

18 (1) all entities that export gasoline and other  
19 refined petroleum products to the Islamic Republic  
20 of Iran;

21 (2) all entities involved in providing refined pe-  
22 troleum products to the Islamic Republic of Iran, in-  
23 cluding entities that provide ships to transport re-  
24 fined petroleum products to the Islamic Republic of  
25 Iran and entities that provide insurance or reinsur-

1       ance for shipments of refined petroleum products to  
2       the Islamic Republic of Iran; and

3               (3) all entities involved in commercial trans-  
4       actions of any kind, including joint ventures any-  
5       where in the world, with Iranian energy companies.

6       **Subtitle B—Application of Sanc-**  
7       **tions Against Affiliates of Iran’s**  
8       **Islamic Revolutionary Guard**  
9       **Corps**

10       **SEC. 121. DEFINITIONS.**

11       In this subtitle:

12               (1) APPROPRIATE CONGRESSIONAL COMMIT-  
13       TEES.—The term “appropriate congressional com-  
14       mittees” means—

15                       (A) the Committee on Banking, Housing,  
16                       and Urban Affairs and the Committee on For-  
17                       eign Relations of the Senate; and

18                       (B) the Committee on Financial Services  
19                       and the Committee on Foreign Affairs of the  
20                       House of Representatives.

21               (2) FOREIGN PERSON.—The term “foreign per-  
22       son” has the meaning given the term in section 14  
23       of the Iran Sanctions Act of 1996 (Public Law 104–  
24       172; 50 U.S.C. 1701 note).

1           (3) IRAN’S ISLAMIC REVOLUTIONARY GUARD  
2           CORPS.—The term “Iran’s Islamic Revolutionary  
3           Guard Corps” includes the Iran’s Islamic Revolu-  
4           tionary Guard Corps-Qods Force.

5   **SEC. 122. SANCTIONS AGAINST AFFILIATES OF IRAN’S IS-**  
6                           **LAMIC REVOLUTIONARY GUARD CORPS.**

7           (a) IN GENERAL.—Not later than 90 days after the  
8           date of the enactment of this Act, and as appropriate  
9           thereafter, the President shall identify in, and, in the case  
10          of a foreign person or foreign entity not already so des-  
11          ignated, shall designate for inclusion in the Annex to Ex-  
12          ecutive Order 13382 (70 Fed. Reg. 38567; relating to  
13          blocking property of weapons of mass destruction  
14          proliferators and their supporters) and shall apply all ap-  
15          plicable sanctions of the United States pursuant to Execu-  
16          tive Order 13382 to each foreign person or foreign entity  
17          for which there is a reasonable basis for determining that  
18          the person or entity—

19                   (1) is as an agent, alias, front, instrumentality,  
20                   official, or affiliate of Iran’s Islamic Revolutionary  
21                   Guard Corps; or

22                   (2) is an individual serving as a representative  
23                   of Iran’s Islamic Revolutionary Guard Corps.

1 (b) PRIORITY FOR INVESTIGATION.—In carrying out  
2 this section, the President shall give priority to inves-  
3 tigating—

4 (1) foreign persons and foreign entities identi-  
5 fied under section 560.304 of title 31, Code of Fed-  
6 eral Regulations (relating to the definition of the  
7 Government of the Islamic Republic of Iran); and

8 (2) foreign persons and foreign entities for  
9 which there is a reasonable basis to suspect that the  
10 person or entity has conducted or attempted to con-  
11 duct one or more sensitive transactions or activities  
12 described in subsection (c).

13 (c) SENSITIVE TRANSACTION OR ACTIVITY.—A sen-  
14 sitive transaction or activity referred to in subsection (b)  
15 is—

16 (1) a financial transaction or series of trans-  
17 actions valued at more than \$1,000,000 in the ag-  
18 gregate in any 12-month period involving a non-Ira-  
19 nian financial institution;

20 (2) a transaction to facilitate the manufacture,  
21 import, export, or transfer of items needed for the  
22 development of nuclear, chemical, biological, or ad-  
23 vanced conventional weapons, including ballistic mis-  
24 siles;



1           (3) a transaction relating to the manufacture,  
2           procurement, or sale of goods, services, and tech-  
3           nology relating to the Islamic Republic of Iran’s en-  
4           ergy sector, including the development of the energy  
5           resources of the Islamic Republic of Iran, expor-  
6           tation of petroleum products, and importation of re-  
7           fined petroleum and refining capacity available to  
8           the Islamic Republic of Iran;

9           (4) a transaction relating to the procurement of  
10          sensitive technologies (as defined in section 106(c) of  
11          the Comprehensive Iran Sanctions, Accountability,  
12          and Divestment Act of 2010 (22 U.S.C. 8515(c)); or

13          (5) an attempt to exert a malign influence in  
14          the internal affairs of Iraq, Afghanistan, or Leb-  
15          anon.

16          (d) EXCLUSION FROM UNITED STATES.—The Sec-  
17          retary of State shall deny a visa to, and the Secretary of  
18          Homeland Security shall exclude from the United States,  
19          any alien who, on or after the date of the enactment of  
20          this Act, is a foreign person designated for inclusion in  
21          the Annex to Executive Order 13382 pursuant to sub-  
22          section (a).

23          (e) RULE OF CONSTRUCTION.—Nothing in this sec-  
24          tion shall be construed to remove any sanction of the  
25          United States in force with respect to Iran’s Islamic Revo-

1 lutionary Guard Corps as of the date of the enactment  
2 of this Act by reason of the fact that Iran’s Islamic Revo-  
3 lutionary Guard Corps is an entity of the Government of  
4 the Islamic Republic of Iran.

5 **SEC. 123. MEASURES AGAINST FOREIGN PERSONS OR ENTI-**  
6 **TIES SUPPORTING IRAN’S ISLAMIC REVOLU-**  
7 **TIONARY GUARD CORPS.**

8 (a) IDENTIFICATION AND NOTIFICATION.—The  
9 President shall notify the appropriate congressional com-  
10 mittees in any case in which the President determines that  
11 there is credible information indicating that a foreign per-  
12 son or foreign entity, on or after the date of the enactment  
13 of this Act, knowingly—

14 (1) materially assists, sponsors, or provides fi-  
15 nancial, material, or technological support for, or  
16 goods or services in support of, Iran’s Islamic Revo-  
17 lutionary Guard Corps or any person or entity that  
18 is identified pursuant to section 122(a) as an agent,  
19 alias, front, instrumentality, official, or affiliate of  
20 Iran’s Islamic Revolutionary Guard Corps or an in-  
21 dividual serving as a representative of Iran’s Islamic  
22 Revolutionary Guard Corps; or

23 (2) conducts any commercial transaction or fi-  
24 nancial transaction, including a transaction relating  
25 to the energy sector of the Islamic Republic of Iran,

1 with Iran's Islamic Revolutionary Guard Corps or  
2 any person or entity described in paragraph (1).

3 (b) WAIVER.—

4 (1) IN GENERAL.—Notwithstanding any other  
5 provision of this title and subject to paragraph (2),  
6 the President is not required to make any identifica-  
7 tion or designation of, or determination with respect  
8 to, a foreign person or foreign entity for purposes of  
9 this title if doing so would cause damage to the na-  
10 tional security of the United States, including  
11 through the divulgence of sources and methods of in-  
12 telligence or other critical classified information.

13 (2) NOTICE TO CONGRESS.—The President  
14 shall notify Congress of any exercise of the authority  
15 of paragraph (1) and shall include in the notification  
16 an identification of the foreign person or foreign en-  
17 tity, including a description of any activity or trans-  
18 action that would have caused the identification, des-  
19 ignation, or determination for purposes of this title.

20 (c) SANCTIONS.—

21 (1) IN GENERAL.—Not later than 60 days after  
22 the date on which the President provides notice to  
23 the appropriate congressional committees pursuant  
24 to subsection (a), the President shall apply to each  
25 foreign person or foreign entity identified in the no-

1       tice, for a period of not less than 2 years, the fol-  
2       lowing sanctions:

3               (A) No department or agency of the  
4       United States Government may procure or  
5       enter into a contract for the procurement of  
6       goods or services from the person or entity.

7               (B) No products produced by the person or  
8       entity may be imported into the United States.

9       (2) TERMINATION.—The President may termi-  
10      nate the sanctions applied to a foreign person or for-  
11      eign entity pursuant to paragraph (1) if the Presi-  
12      dent determines that the person or entity—

13              (A) no longer engages in the activity or ac-  
14      tivities for which the sanctions were imposed;  
15      and

16              (B) has provided assurances to the United  
17      States Government that it will not engage in  
18      the activity or activities in the future.

19      (d) IEEPA SANCTIONS.—The President may exer-  
20      cise the authorities provided under section 203(a) of the  
21      International Emergency Economic Powers Act (50  
22      U.S.C. 1702(a)) to impose additional sanctions on each  
23      foreign person or foreign entity identified pursuant to sub-  
24      section (a) of this section, for a period of not less than  
25      2 years, without regard to section 202 of that Act.

1 (e) WAIVER.—

2 (1) IN GENERAL.—The President may waive  
3 the application of any sanction described in sub-  
4 section (c) with respect to a foreign person or for-  
5 eign entity if the President—

6 (A)(i) determines that the person or entity  
7 has ceased the activity that resulted in the noti-  
8 fication under subsection (a) with respect to the  
9 person or entity (as the case may be) and has  
10 taken measures to prevent its recurrence; or

11 (ii) determines that it is in the national se-  
12 curity interests of the United States to do so;  
13 and

14 (B) submits to the appropriate congres-  
15 sional committees a report that contains the  
16 reasons for the determination.

17 (2) FORM OF REPORT.—A report submitted  
18 under paragraph (1)(B) shall be submitted in un-  
19 classified form, but may contain a classified annex.

20 **SEC. 124. EXPORTATION OF PETROLEUM, OIL, AND NAT-**  
21 **URAL GAS PRODUCED BY IRAN'S ISLAMIC**  
22 **REVOLUTIONARY GUARD CORPS OR ITS AF-**  
23 **FILIATES.**

24 (a) IN GENERAL.—Except as provided in subsection  
25 (c), the President shall impose the sanctions described in

1 section 6(a) of the Iran Sanctions Act of 1996 (Public  
2 Law 104–172; 50 U.S.C. 1701 note) with respect to a per-  
3 son if the President determines that the person knowingly,  
4 on or after the date of the enactment of this Act, provides  
5 any service described in subsection (b) with respect to the  
6 exportation of petroleum, oil, or liquified natural gas to  
7 be refined or otherwise processed outside of the Islamic  
8 Republic of Iran if—

9 (1) Iran’s Islamic Revolutionary Guard Corps  
10 or any of its affiliates were directly and significantly  
11 involved in the development, extraction, production,  
12 transportation, or sale of such petroleum, oil, or liq-  
13 uefied natural gas in Iran; and

14 (2)(A) the fair market value of such petroleum,  
15 oil, or liquefied natural gas is \$1,000,000 or more;  
16 or

17 (B) during a 12-month period, the aggregate  
18 fair market value of such petroleum, oil, or liquefied  
19 natural gas is \$5,000,000 or more.

20 (b) SERVICES DESCRIBED.—The services described  
21 in this subsection are—

22 (1) refining or otherwise processing petroleum,  
23 oil, or liquefied natural gas;

24 (2) the provision of ships or shipping services;  
25 or

1           (3) financing, brokering, underwriting, or pro-  
2           viding insurance or reinsurance.

3           (c) **EXCEPTION FOR UNDERWRITERS AND INSUR-**  
4 **ANCE PROVIDERS EXERCISING DUE DILIGENCE.**—The  
5 President may not impose sanctions under this section  
6 with respect to a person that provides underwriting serv-  
7 ices or insurance or reinsurance if the President deter-  
8 mines that the person has exercised due diligence in estab-  
9 lishing and enforcing official policies, procedures, and con-  
10 trols to ensure that the person does not underwrite or  
11 enter into a contract to provide insurance or reinsurance  
12 with respect to the exportation of petroleum, oil, or lique-  
13 fied natural gas in violation of subsection (a).

14 **SEC. 125. RULE OF CONSTRUCTION.**

15           Nothing in this title shall be construed to limit the  
16 authority of the President to designate foreign persons or  
17 foreign entities for inclusion in the Annex to Executive  
18 Order 13382 (70 Fed. Reg. 38567; relating to blocking  
19 property of weapons of mass destruction proliferators and  
20 their supporters).

21                   **Subtitle C—Human Rights**  
22                   **Sanctions**

23 **SEC. 131. DEFINITIONS.**

24           In this subtitle:

1           (1) ADMITTED; ALIEN.—The terms “admitted”  
2           and “alien” have the meanings given those terms in  
3           section 101(a) of the Immigration and Nationality  
4           Act (8 U.S.C. 1101(a)).

5           (2) APPROPRIATE CONGRESSIONAL COMMIT-  
6           TEES.—The term “appropriate congressional com-  
7           mittees” means—

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

12                   (B) the Committee on Foreign Affairs, the  
13                  Committee on Ways and Means, and the Com-  
14                  mittee on Financial Services of the House of  
15                  Representatives.

16           (3) CREDIBLE INFORMATION.—The term “cred-  
17           ible information” has the meaning given that term  
18           in section 4(e)(4) of the Iran Sanctions Act of 1996,  
19           as amended by section 104(b) of this Act.

20           (4) KNOWINGLY.—The term “knowingly” has  
21           the meaning given that term in section 14 of the  
22           Iran Sanctions Act of 1996 (Public Law 104–172;  
23           50 U.S.C. 1701 note).

24           (5) UNITED STATES PERSON.—The term  
25           “United States person” has the meaning given that



1 term in section 101(10) of the Comprehensive Iran  
2 Sanctions, Accountability, and Divestment Act of  
3 2010 (22 U.S.C. 8511(10)).

4 **SEC. 132. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
5 **THE TRANSFER OF GOODS OR TECH-**  
6 **NOLOGIES TO THE ISLAMIC REPUBLIC OF**  
7 **IRAN THAT MAY BE USED TO COMMIT HUMAN**  
8 **RIGHTS ABUSES.**

9 (a) INVESTIGATIONS; DETERMINATIONS.—

10 (1) IN GENERAL.—Except as provided in para-  
11 graph (3), upon receiving credible information that  
12 a person may have engaged in an activity described  
13 in paragraph (2), the President shall initiate an in-  
14 vestigation and, not later than 180 days after initi-  
15 ating the investigation, make a determination with  
16 respect to whether that person engaged in that activ-  
17 ity.

18 (2) ACTIVITY DESCRIBED.—

19 (A) IN GENERAL.—A person engages in an  
20 activity described in this subparagraph if the  
21 person knowingly, on or after the date of the  
22 enactment of this Act—

23 (i) transfers, or facilitates the transfer  
24 of, goods or technologies described in sub-

1 paragraph (C) to the Islamic Republic of  
2 Iran; or

3 (ii) provides services with respect to  
4 goods or technologies described in subpara-  
5 graph (C) after such goods or technologies  
6 are transferred to the Islamic Republic of  
7 Iran.

8 (B) APPLICABILITY TO CONTRACTS AND  
9 OTHER AGREEMENTS.—A person engages in an  
10 activity described in subparagraph (A) without  
11 regard to whether the activity is carried out  
12 pursuant to a contract or other agreement en-  
13 tered into before, on, or after the date of the  
14 enactment of this Act.

15 (C) GOODS OR TECHNOLOGIES DE-  
16 SCRIBED.—Goods or technologies described in  
17 this subparagraph are—

18 (i) firearms or ammunition (as those  
19 terms are defined in section 921 of title  
20 18, United States Code), accessories for  
21 firearms, rubber bullets, clubs, batons, po-  
22 lice sticks, mace, stun grenades, tasers or  
23 other electroshock weapons, tear gas, water  
24 cannons, motorcycles, or surveillance tech-  
25 nology, if any of such goods or technologies

1           may be used by the Government of the Is-  
2           lamic Republic of Iran or any of its agen-  
3           cies or instrumentalities;

4           (ii) sensitive technology (as defined in  
5           section 106(c) of the Comprehensive Iran  
6           Sanctions, Accountability, and Divestment  
7           Act of 2010 (22 U.S.C. 8515(c)); and

8           (iii) other goods or technologies that  
9           the President determines may be used by  
10          the Government of the Islamic Republic of  
11          Iran, or any of its agencies or instrumen-  
12          talities, to commit human rights abuses  
13          against the people of the Islamic Republic  
14          of Iran.

15           (3) SPECIAL RULE TO ALLOW FOR TERMI-  
16          NATION OF SANCTIONABLE ACTIVITY.—The Presi-  
17          dent shall not be required to initiate an investiga-  
18          tion, and may terminate an investigation, under this  
19          subsection if the President certifies in writing to the  
20          appropriate congressional committees that—

21           (A) the person whose activity was the basis  
22           for the investigation is no longer engaging in  
23           the activity or has taken significant verifiable  
24           steps toward stopping the activity; and

1 (B) the President has received reliable as-  
2 surances that the person will not knowingly en-  
3 gage in an activity described in paragraph (2)  
4 in the future.

5 (b) LIST.—

6 (1) IN GENERAL.—The President shall submit  
7 to the appropriate congressional committees a list of  
8 each person the President determines has engaged in  
9 an activity described in subsection (a)(2)—

10 (A) not later than 210 days after the date  
11 of the enactment of this Act, and every 180  
12 days thereafter; and

13 (B) as new information becomes available.

14 (2) FORM OF LIST.—The list required by para-  
15 graph (1) shall be submitted in unclassified form but  
16 may contain a classified annex.

17 (c) ASSET FREEZE.—The President shall freeze and  
18 prohibit all transactions in all property and interests in  
19 property of a person on the list required by subsection (b)  
20 if such property and interests in property are in the  
21 United States, come within the United States, or are or  
22 come within the possession or control of a United States  
23 person.

1 (d) WAIVER AUTHORITY.—The President may waive  
2 the application of this section with respect to a person if  
3 the President—

4 (1) determines that such a waiver is in the na-  
5 tional interest of the United States; and

6 (2) submits to the appropriate congressional  
7 committees a report describing the reasons for the  
8 waiver.

9 (e) TERMINATION.—The provisions of this section  
10 shall terminate on the date described in section 105(d)  
11 of the Comprehensive Iran Sanctions, Accountability, and  
12 Divestment Act of 2010 (22 U.S.C. 8514(d)).

13 **SEC. 133. IRAN FREEDOM SUPPORT ACT REAUTHORIZA-**  
14 **TION.**

15 (a) ADDITIONAL FORMS OF ASSISTANCE.—Section  
16 302(a)(1) of the Iran Freedom Support Act (Public Law  
17 109–293; 22 U.S.C. 2151 note) is amended by adding at  
18 the end the following: “Such assistance may also include  
19 the award of grants and the formation of public-private  
20 partnerships to facilitate or subsidize the enrollment in or  
21 directly provide Internet-based Farsi- or English-language  
22 higher education courses for people in Iran denied access  
23 to higher education solely on the basis of their race, reli-  
24 gion, ethnicity, language, sexual orientation, belief, polit-

1 ical opinion, membership in a political party or inde-  
2 pendent labor union, or lifestyle.”.

3 (b) USE OF NEAR EAST REGIONAL DEMOCRACY  
4 FUNDS.—Section 302(c)(1) of such Act is amended by  
5 striking “and the Human Rights and Democracy Fund”  
6 and inserting “the Human Rights and Democracy Fund,  
7 and the Near East Regional Democracy program”.

8 (c) REAUTHORIZATION.—Section 302(f) of such Act  
9 is amended by striking “2011” and inserting “2016”.

10 **SEC. 134. SPECIAL REPRESENTATIVE ON HUMAN RIGHTS**  
11 **AND DEMOCRACY IN THE ISLAMIC REPUBLIC**  
12 **OF IRAN.**

13 (a) APPOINTMENT.—The President shall appoint a  
14 Special Representative on Human Rights and Democracy  
15 in the Islamic Republic of Iran (in this section and section  
16 135 referred to as the “Special Representative”) within  
17 the Department of State.

18 (b) QUALIFICATIONS.—The Special Representative  
19 should be a person of recognized distinction in the field  
20 of human rights and democracy promotion who shall have  
21 the rank of ambassador and shall hold the office at the  
22 pleasure of the President.

23 (c) DUTIES.—The Special Representative shall carry  
24 out the following duties:

1           (1) Coordinate United States Government-wide  
2 activities that promote human rights, democracy, po-  
3 litical freedom, and religious freedom inside the Is-  
4 lamic Republic of Iran.

5           (2) Coordinate United States Government-wide  
6 activities that promote human rights, political free-  
7 dom, and religious freedom for Iranian refugees and  
8 asylees living outside the Islamic Republic of Iran.

9           (3) Ensure the comprehensive investigation and  
10 designation of Iranian human rights abusers in ac-  
11 cordance with section 105 of the Comprehensive  
12 Iran Sanctions, Accountability, and Divestment Act  
13 of 2011 (22 U.S.C. 8514).

14           (4) Coordinate the documentation and publicity  
15 of political dissidents and cases of human rights  
16 abuse inside the Islamic Republic of Iran.

17           (5) Coordinate multilateral efforts to build  
18 international support for the promotion of human  
19 rights, democracy, political freedom, and religious  
20 freedom in the Islamic Republic of Iran, including  
21 broadcasting, Internet access, and dissemination of  
22 information.

23           (6) Encourage the United Nations, multilateral  
24 organizations, and human rights nongovernmental  
25 organizations to more robustly investigate and re-

1 port on human rights abuses in the Islamic Republic  
2 of Iran.

3 (7) Encourage foreign governments to down-  
4 grade or sever diplomatic relations with the Govern-  
5 ment of the Islamic Republic of Iran, enact economic  
6 sanctions, and assist Iranian dissidents in response  
7 to the Government of the Islamic Republic of Iran's  
8 continued violations of human rights.

9 (8) Encourage foreign governments to expel the  
10 Islamic Republic of Iran from international fora and  
11 organizations with a human rights component, in-  
12 cluding the United Nations Human Rights Council,  
13 the United Nations Commission on the Status of  
14 Women, the United Nations Educational, Scientific  
15 and Cultural Organization, the United Nations Chil-  
16 dren's Fund, and the International Labour Organi-  
17 zation.

18 (9) Coordinate all programs funded under the  
19 Iran Freedom Support Act (Public Law 109-293;  
20 22 U.S.C. 2151 note).

21 (d) AUTHORITY.—

22 (1) COORDINATION OF ACTIVITIES.—The Spe-  
23 cial Representative shall coordinate all activities re-  
24 lated to the Islamic Republic of Iran carried out by  
25 the Bureau of Near Eastern Affairs, the Bureau of



1 Democracy, Human Rights and Labor, and the Bu-  
2 reau of Population, Refugees and Migration of the  
3 Department of State, the Ambassador at Large for  
4 International Religious Freedom, and the Special  
5 Envoy to Monitor and Combat Anti-Semitism.

6 (2) COORDINATION OF USE OF FUNDS.—The  
7 Special Representative shall coordinate and oversee  
8 the obligation and expenditure of funds related to  
9 human rights, democracy, Internet freedom, and  
10 broadcasting activities in the Islamic Republic of  
11 Iran, including funds made available for such pur-  
12 poses to the Middle East Partnership Initiative  
13 (MEPI), the Broader Middle East, and North Africa  
14 Initiative, the Human Rights and Democracy Fund,  
15 and Near Eastern Regional Democracy.

16 (e) DIPLOMATIC REPRESENTATION.—Subject to the  
17 direction of the President and the Secretary of State, the  
18 Special Representative is authorized to represent the  
19 United States in matters and cases relevant to the pro-  
20 motion of human rights, democracy, political freedom, and  
21 religious freedom in the Islamic Republic of Iran in—

22 (1) contacts with foreign governments, intergov-  
23 ernmental organizations, and specialized agencies of  
24 the United Nations, the Organization of Security  
25 and Cooperation in Europe, and other international

1 organizations of which the United States is a mem-  
2 ber; and

3 (2) multilateral conferences and meetings rel-  
4 evant to the promotion of human rights, democracy,  
5 political freedom, and religious freedom in the Is-  
6 lamic Republic of Iran.

7 (f) CONSULTATIONS.—The Special Representative  
8 shall consult with domestic and international nongovern-  
9 mental organizations, unions, multilateral organizations  
10 and institutions as the Special Representative considers  
11 appropriate to fulfill the purposes of this Act.

12 (g) FUNDING.—Of prior year funds made available  
13 for “Near East Regional Democracy”, the Secretary of  
14 State shall provide to the Special Representative such  
15 sums as may be necessary for fiscal year 2012 for the  
16 hiring of staff, for the conduct of investigations, and for  
17 necessary travel to carry out the provisions of this Act.

18 **SEC. 135. COMPREHENSIVE STRATEGY TO PROMOTE**  
19 **INTERNET FREEDOM AND ACCESS TO INFOR-**  
20 **MATION IN THE ISLAMIC REPUBLIC OF IRAN.**

21 Not later than 90 days after the date of the enact-  
22 ment of this Act, the President, in coordination with the  
23 Special Representative on Human Rights and Democracy  
24 in the Islamic Republic of Iran, shall submit to the Com-  
25 mittees on Appropriations and Foreign Affairs of the

1 House of Representatives and the Committees on Appro-  
2 priations and Foreign Relations of the Senate a com-  
3 prehensive strategy developed in consultation with the De-  
4 partment of State, other Federal agencies, the National  
5 Endowment for Democracy, the Broadcasting Board of  
6 Governors, and nongovernmental organizations, including  
7 current implementers and unions, as appropriate, to—

8           (1) help the people of the Islamic Republic of  
9           Iran produce, access, and share information freely  
10          and safely via the Internet, including in Farsi and  
11          regional languages;

12          (2) support the development of counter-censor-  
13          ship technologies that enable the citizens of the Is-  
14          lamic Republic of Iran to undertake Internet activi-  
15          ties without interference from their government;

16          (3) increase the capabilities and availability of  
17          secure mobile communications among human rights  
18          and democracy activists in the Islamic Republic of  
19          Iran;

20          (4) provide resources for digital safety training  
21          for media, unions, and academic and civil society or-  
22          ganizations in the Islamic Republic of Iran;

23          (5) increase the amount of accurate Internet  
24          content in local languages in the Islamic Republic of  
25          Iran;

1           (6) increase emergency resources for the most  
2 vulnerable human rights advocates seeking to orga-  
3 nize, share information, and support human rights  
4 in the Islamic Republic of Iran;

5           (7) expand surrogate radio, television, live  
6 stream, and social network communications inside  
7 the Islamic Republic of Iran and improve Voice of  
8 America's Persian News Network and Radio Free  
9 Europe/Radio Liberty's Radio Farda to provide 24/  
10 7 hourly live news update and breaking news cov-  
11 erage capability;

12           (8) expand activities to safely assist and train  
13 human rights, civil society, and union activists in the  
14 Islamic Republic of Iran to operate effectively and  
15 securely;

16           (9) defeat all attempts by the Government of  
17 the Islamic Republic of Iran to jam or otherwise  
18 deny international satellite broadcasting signals; and

19           (10) expand worldwide United States embassy  
20 and consulate programming for and outreach to Ira-  
21 nian dissident communities.

1 **SEC. 136. EXPEDITED CONSIDERATION OF REQUESTS FOR**  
2 **AUTHORIZATION OF HUMAN RIGHTS AND DE-**  
3 **MOCRACY-RELATED ACTIVITIES WITH RE-**  
4 **SPECT TO THE ISLAMIC REPUBLIC OF IRAN.**

5 (a) **REQUIREMENT.**—The Office of Foreign Assets  
6 Control shall establish a 30-day expedited process for the  
7 consideration of requests for authorization of human  
8 rights or democracy-related activities relating to the Is-  
9 lamic Republic of Iran submitted by—

10 (1) entities receiving funds from the Depart-  
11 ment of State;

12 (2) the Broadcasting Board of Governors; and

13 (3) other appropriate agencies of the United  
14 States Government.

15 (b) **REGULATIONS.**—The Secretary of the Treasury  
16 shall prescribe such regulations as are appropriate to  
17 carry out the requirement in subsection (a).

18 **Subtitle D—General Provisions**

19 **SEC. 141. TERMINATION.**

20 (a) **IN GENERAL.**—The provisions of, and amend-  
21 ments made by, this title (other than the amendments  
22 made by sections 104, 105, and 123) shall terminate on  
23 the date that is 30 days after the date on which the Presi-  
24 dent certifies to Congress that the Government of the Is-  
25 lamic Republic of Iran—

1 (1) has ceased and verifiably dismantled its ef-  
2 forts to design, develop, manufacture, or acquire—

3 (A) a nuclear explosive device or related  
4 materials and technology;

5 (B) chemical and biological weapons; and

6 (C) ballistic missiles and ballistic missile  
7 launch technology;

8 (2) is no longer involved in acts of violence  
9 against the people of the Islamic Republic of Iran;

10 (3) no longer provides support for acts of inter-  
11 national terrorism; and

12 (4) poses no threat to the national security, in-  
13 terests, or allies of the United States.

14 (b) NOTIFICATION.—The President shall notify the  
15 Committee on Foreign Relations of the Senate and the  
16 Committee on Foreign Affairs of the House of Representa-  
17 tives not later than 15 days before making a certification  
18 described in subsection (a).

19 **TITLE II—EXPANSION OF SANC-**  
20 **TIONS WITH RESPECT TO THE**  
21 **ISLAMIC REPUBLIC OF IRAN,**  
22 **NORTH KOREA, AND SYRIA**

23 **SEC. 201. DEFINITIONS.**

24 In this title:

1           (1) DOMESTIC FINANCIAL INSTITUTION; FOR-  
2 EIGN FINANCIAL INSTITUTION.—The terms “domes-  
3 tic financial institution” and “foreign financial insti-  
4 tution” have the meanings given those terms by the  
5 Secretary of the Treasury pursuant to section  
6 104(i)(1)(D) of the Comprehensive Iran Sanctions,  
7 Accountability, and Divestment Act of 2010 (22  
8 U.S.C. 8513(i)(1)(D)).

9           (2) FINANCIAL INSTITUTION.—The term “fi-  
10 nancial institution” means a financial institution  
11 specified in subparagraph (A), (B), (C), (D), (E),  
12 (F), (G), (H), (I), (J), (M), or (Y) of section  
13 5312(a)(2) of title 31, United States Code.

14 **SEC. 202. SANCTIONS APPLICABLE UNDER THE IRAN,**  
15 **NORTH KOREA, AND SYRIA NONPROLIFERA-**  
16 **TION ACT.**

17           (a) SANCTIONS FOR ACQUIRING CERTAIN MATE-  
18 RIALS AND PROVIDING CERTAIN SERVICES.—Section 2 of  
19 the Iran, North Korea, and Syria Nonproliferation Act  
20 (Public Law 106–178; 50 U.S.C. 1701 note) is amend-  
21 ed—

22           (1) in subsection (a)—

23           (A) in paragraph (1), by redesignating  
24 subparagraphs (A) through (E) as clauses (i)

1 through (v), respectively, and by moving such  
2 clauses, as so redesignated, 2 ems to the right;

3 (B) by redesignating paragraphs (1) and  
4 (2) as subparagraphs (A) and (B), respectively,  
5 and by moving such subparagraphs, as so re-  
6 designated, 2 ems to the right;

7 (C) in the matter preceding subparagraph  
8 (A), as redesignated, by striking “indicating  
9 that that person on or after January 1, 1999”  
10 and inserting the following: “indicating that  
11 that person—  
12 “(1) on or after January 1, 1999”;

13 (D) in paragraph (1)(B), as redesign-  
14 nated—

15 (i) by striking “paragraph (1)” and  
16 inserting “subparagraph (A)”; and

17 (ii) by striking the period at the end  
18 and inserting a semicolon; and

19 (E) by adding at the end the following:

20 “(2) on or after the date of the enactment of  
21 the Iran, North Korea, and Syria Sanctions Consoli-  
22 dation Act of 2011, acquired materials mined or oth-  
23 erwise extracted within the territory or control of  
24 North Korea; or



1           “(3) except as provided in subsection (f), on or  
2           after the date of the enactment of the Iran, North  
3           Korea, and Syria Sanctions Consolidation Act of  
4           2011, knowingly provided a vessel, insurance or rein-  
5           surance, or any other shipping service for the trans-  
6           portation of goods to or from Iran, North Korea, or  
7           Syria if those goods relate, directly or indirectly, to  
8           the activities of Iran, North Korea, or Syria with re-  
9           spect to weapons of mass destruction, support for  
10          acts of international terrorism, or human rights  
11          abuses.”; and

12           (2) by adding at the end the following:

13          “(f) WAIVER WITH RESPECT TO SHIPPING SERVICES  
14          FOR EMERGENCY OR HUMANITARIAN PURPOSES.—The  
15          President may waive, on a case-by-case basis, the require-  
16          ment under subsection (a)(3) to include in the list required  
17          by subsection (a) foreign persons that provide vessels, in-  
18          surance or reinsurance, or other shipping services for the  
19          transportation of goods to or from Iran, North Korea, or  
20          Syria if the President certifies to the appropriate congres-  
21          sional committees that such a waiver is necessary for  
22          emergency or humanitarian purposes.

23          “(g) REPORT WITH RESPECT TO PETROLEUM FROM  
24          IRAN.—Not later than 180 days after the date of the en-  
25          actment of the Iran, North Korea, and Syria Sanctions

1 Consolidation Act of 2011, and every 180 days thereafter,  
2 the President shall submit to the appropriate congress-  
3 sional committees a report that—

4           “(1) describes in detail the countries and per-  
5 sons that purchase petroleum, petroleum products,  
6 or natural gas from Iran;

7           “(2) assesses the extent to which the member  
8 countries of the Organization of the Petroleum Ex-  
9 porting Countries and other countries that export a  
10 significant quantity of petroleum have the capacity  
11 to increase production of petroleum and petroleum  
12 products in a manner that would maintain the world  
13 supply of petroleum and petroleum products in the  
14 event that Iran is no longer able to export petroleum  
15 and petroleum products because of economic sanc-  
16 tions, including economic embargoes, imposed with  
17 respect to Iran by countries that purchase petroleum  
18 or petroleum resources from Iran as of the date of  
19 the report; and

20           “(3) describes in detail the financial trans-  
21 actions that take place, and the property that is lo-  
22 cated, in the United States of—

23                   “(A) any person identified under para-  
24 graph (1);

1           “(B) any person owned or controlled by a  
2           person identified under paragraph (1); and

3           “(C) any person that holds a significant  
4           share of the stock, or a significant number of  
5           votes on the board of directors, of a person  
6           identified under paragraph (1).

7           “(4) FORM OF REPORTS.—A report submitted  
8           under this subsection shall be submitted in unclassi-  
9           fied form, but may contain a classified annex.”.

10          (b) APPLICATION OF CERTAIN MEASURES.—Section  
11          3 of the Iran, North Korea, and Syria Nonproliferation  
12          Act is amended—

13                 (1) by amending subsection (a) to read as fol-  
14          lows:

15                 “(a) APPLICATION OF MEASURES.—Subject to sec-  
16          tions 4 and 5, the President may apply, for a period of  
17          not less than 2 years, the measures described in subsection  
18          (b) with respect to—

19                         “(1) each foreign person identified in a report  
20                         submitted under section 2(a);

21                         “(2) each person that is a successor, subunit, or  
22                         subsidiary of a foreign person described in para-  
23                         graph (1); and

24                         “(3) each person that owns more than 50 per-  
25                         cent of, or controls in fact, a foreign person de-

1 scribed in paragraph (1) or a person described in  
2 paragraph (2).”;

3 (2) in subsection (b)—

4 (A) by amending paragraph (1) to read as  
5 follows:

6 “(1) EXECUTIVE ORDER 12938 PROHIBITIONS.—

7 The measures set forth in subsections (b), (c), and  
8 (d) of section 4 of Executive Order 12938 (50  
9 U.S.C. 1701 note; relating to proliferation of weap-  
10 ons of mass destruction).”;

11 (B) in paragraph (2), by striking “that  
12 foreign person” and inserting “a person de-  
13 scribed in subsection (a)”;

14 (C) in paragraph (3), by striking “that  
15 person” and inserting “a person described in  
16 subsection (a)”;

17 (D) by adding at the end the following:

18 “(4) INVESTMENT PROHIBITION.—Prohibition  
19 on any new investment by a United States person in  
20 property, including entities, owned or controlled by  
21 a person described in subsection (a).

22 “(5) FINANCING PROHIBITION.—Prohibition on  
23 any approval, financing, or guarantee by a United  
24 States person, wherever located, of a transaction by  
25 a person described in subsection (a).

1           “(6) FINANCIAL ASSISTANCE PROHIBITION.—  
2 Denial by the United States Government of any  
3 credit, credit guarantees, grants, or other financial  
4 assistance by any agency of the United States Gov-  
5 ernment to a person described in subsection (a).”;

6           (3) in subsection (c)—

7           (A) in the matter preceding paragraph (1),  
8 by striking “foreign person” and inserting “per-  
9 son described in subsection (a)”;

10           (B) in paragraphs (1), (2), and (3), by  
11 striking “foreign” each place it appears; and

12           (4) by amending subsection (d) to read as fol-  
13 lows:

14           “(d) PUBLICATION IN FEDERAL REGISTER.—

15           “(1) IN GENERAL.—The President shall publish  
16 notice of application of measures pursuant to sub-  
17 section (a) in the Federal Register.

18           “(2) CONTENT.—Each notice published pursu-  
19 ant to paragraph (1) shall include the name and ad-  
20 dress (where known) of each person to which meas-  
21 ures have been applied pursuant to subsection (a).”.

22           (c) NATIONAL SECURITY WAIVER.—Section 4 of the  
23 Iran, North Korea, and Syria Nonproliferation Act is  
24 amended to read as follows:

1 **“SEC. 4. WAIVER ON BASIS OF NATIONAL SECURITY.**

2       “(a) IN GENERAL.—The President may waive the ap-  
3 plication of any measure under section 3 with respect to  
4 a person not earlier than 30 days after the President de-  
5 termines and reports in writing to the appropriate con-  
6 gressional committees that the waiver is in the national  
7 security interests of the United States.

8       “(b) CONTENTS OF REPORT.—A report submitted  
9 under subsection (a) shall include—

10           “(1) a description of the circumstances and ra-  
11 tionale supporting the determination of the Presi-  
12 dent that the waiver is in the national security inter-  
13 ests of the United States; and

14           “(2) an identification of—

15               “(A) the name and address (where known)  
16 of the person to which the waiver will be ap-  
17 plied;

18               “(B) in the case of activities described in  
19 paragraphs (1) and (2) of section 2(a)—

20                   “(i) the specific goods, services, or  
21 technologies, the transfer or acquisition of  
22 which would require the application of  
23 measures pursuant to section 3 if the  
24 President had not invoked the waiver au-  
25 thority under subsection (a); and

1           “(ii) the name and address (where  
2           known) of the person to which the goods,  
3           services, or technology were transferred or  
4           from which the goods, services, or tech-  
5           nology were acquired (as applicable); and

6           “(C) in the case of the provision of a ves-  
7           sel, insurance or reinsurance, or another ship-  
8           ping service described in section 2(a)(3)—

9           “(i) a description of the vessel or serv-  
10          ice the provision of which would require  
11          the application of measures pursuant to  
12          section 3 if the President had not invoked  
13          the waiver authority under subsection (a);  
14          and

15          “(ii) the name and address (where  
16          known) of the person to which the vessel or  
17          service was provided.

18          “(c) FORM.—A report submitted under subsection  
19 (a) shall be submitted in unclassified form, but may con-  
20 tain a classified annex.”.

21          (d) PROHIBITION ON LANDING IN THE UNITED  
22 STATES OF VESSELS THAT HAVE LANDED IN IRAN,  
23 NORTH KOREA, OR SYRIA.—The Iran, North Korea, and  
24 Syria Nonproliferation Act, as amended by this section,  
25 is further amended by adding at the end the following:

1 **“SEC. 8. PROHIBITION ON CERTAIN VESSELS LANDING IN**  
2 **THE UNITED STATES; ENHANCED INSPEC-**  
3 **TIONS.**

4 “(a) PROHIBITION ON CERTAIN VESSELS LANDING  
5 IN THE UNITED STATES.—On and after the date of the  
6 enactment of the Iran, North Korea, and Syria Sanctions  
7 Consolidation Act of 2011, a vessel may not knowingly  
8 land at any port in the United States to load or unload  
9 cargo or engage in the trade of goods or services if the  
10 vessel entered a port in Iran, North Korea, or Syria during  
11 the 180-day period preceding arrival of the vessel at the  
12 port in the United States.

13 “(b) ENFORCEMENT; ENHANCED INSPECTIONS.—  
14 Not later than 180 days after the date of the enactment  
15 of the Iran, North Korea, and Syria Sanctions Consolida-  
16 tion Act of 2011, the Secretary of Homeland Security, in  
17 consultation with the Secretary of the Treasury and the  
18 Secretary of Commerce, shall prescribe regulations that—

19 “(1) require each vessel requesting to land at a  
20 port in the United States to certify that the vessel  
21 is not prohibited from landing at that port under  
22 subsection (a);

23 “(2) provide for, with respect to any vessel that  
24 provides a false certification under paragraph (1)—



1           “(A) the prohibition, for a period of 2  
2           years, on that vessel landing at a port in the  
3           United States; or

4           “(B) the prosecution of the owner of that  
5           vessel under title 18, United States Code, if the  
6           penalty provided for under such title is greater  
7           than the penalty described in subparagraph (A);

8           “(3) provide a mechanism for identifying for-  
9           eign ports at which vessels have landed during the  
10          preceding 180-day period that have also landed at  
11          ports in Iran, North Korea, or Syria during that pe-  
12          riod;

13          “(4) require enhanced inspection of all vessels  
14          arriving at a port in the United States from a for-  
15          eign port identified under paragraph (3); and

16          “(5) set forth procedures for inspecting each  
17          vessel described in paragraph (4) that are suffi-  
18          ciently rigorous to establish whether the vessel was  
19          involved, during the 180-day period preceding the  
20          arrival of the vessel at the port in the United States,  
21          in any activity that would be subject to sanctions  
22          under this Act or any other provision of law.

23          “(c) NATIONAL SECURITY WAIVER.—The Secretary  
24          of Homeland Security, in consultation with the Secretary  
25          of the Treasury and the Secretary of Commerce, may

1 waive the application of subsections (a) and (b) with re-  
 2 spect to a vessel not earlier than 30 days after the Sec-  
 3 retary of Homeland Security—

4           “(1) determines that the waiver is in the na-  
 5 tional security interests of the United States; and

6           “(2) submits to the appropriate congressional  
 7 committees a report describing the reasons for the  
 8 determination.

9           “(d) PORT DEFINED.—For purposes of this section,  
 10 the term ‘port’ means a seaport.”.

11           (e) CONFORMING AMENDMENTS.—The Iran, North  
 12 Korea, and Syria Nonproliferation Act, as amended by  
 13 this section, is further amended—

14           (1) in section 2(a), by striking “Committee on  
 15 International Relations of the House of Representa-  
 16 tives and the Committee on Foreign Relations of the  
 17 Senate” and inserting “appropriate congressional  
 18 committees”;

19           (2) in section 5—

20           (A) in the section heading, by striking  
 21 “**SECTIONS 3 AND 4**” and inserting “**SEC-**  
 22 **TION 3**”; and

23           (B) in subsection (a)—

24           (i) in the matter preceding paragraph

25           (1), by striking “Sections 3 and 4 shall not

1 apply to a foreign person 15 days after the  
2 President reports to the Committee on  
3 International Relations of the House of  
4 Representatives and the Committee on  
5 Foreign Relations of the Senate” and in-  
6 serting “The measures described in section  
7 3(b) shall not apply to a person described  
8 in section 3(a) 15 days after the President  
9 reports to the appropriate congressional  
10 committees”;

11 (ii) by redesignating paragraphs (1)  
12 through (4) as subparagraphs (A) through  
13 (D), respectively, and by moving such sub-  
14 paragraphs, as so redesignated, 2 ems to  
15 the right;

16 (iii) by inserting after “that—” the  
17 following:

18 “(1) in the case of a transfer or acquisition of  
19 goods, services, or technology described in section  
20 2(a)(1)—”;

21 (iv) in paragraph (1)(C), as redesign-  
22 nated, by striking “section 2(a)(1)” and  
23 inserting “section 2(a)(1)(A)”;

1 (v) in paragraph (1)(D), as redesignated,  
2 nated, by striking the period and inserting  
3 a semicolon; and

4 (vi) by adding at the end the following:  
5

6 “(2) in the case of an acquisition of materials  
7 mined or otherwise extracted within the territory of  
8 North Korea described in section 2(a)(2), the person  
9 did not acquire such materials; or

10 “(3) in the case of the provision of a vessel, insurance  
11 or reinsurance, or another shipping service  
12 for the transportation of goods to or from Iran,  
13 North Korea, or Syria described in section 2(a)(3),  
14 the person did not provide such a vessel or service.”;  
15 and

16 (C) in subsection (b)—

17 (i) in paragraph (1), by striking “each  
18 foreign person identified in each report  
19 submitted pursuant to section 2(a)” and  
20 inserting “each person described in section  
21 3(a)”;

22 (ii) in paragraph (2), by striking “a  
23 foreign person identified in a report submitted  
24 pursuant to section 2(a)” and in-

1           serting “a person described in section  
2           3(a)”; and

3           (3) in section 6—

4           (A) by striking “Committee on Inter-  
5           national Relations” each place it appears and  
6           inserting “Committee on Foreign Affairs”; and

7           (B) by striking “Committee on Science”  
8           each place it appears and inserting “Committee  
9           on Science and Technology”.

10          (f) DEFINITIONS.—Section 7 of the Iran, North  
11          Korea, and Syria Nonproliferation Act is amended—

12           (1) in paragraph (2)—

13           (A) in the paragraph heading, by striking  
14           “; PERSON”;

15           (B) in the matter preceding subparagraph  
16           (A), by striking “The terms ‘foreign person’  
17           and ‘person’ mean” and inserting “The term  
18           ‘foreign person’ means”;

19           (C) in subparagraph (B), by striking the  
20           semicolon and inserting “; and”;

21           (D) in subparagraph (C), by striking “;  
22           and” and inserting a period; and

23           (E) by striking subparagraph (D);

1           (2) by striking paragraph (3) and redesignating  
2 paragraphs (4) and (5) as paragraphs (3) and (4),  
3 respectively; and

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

5           “(5) UNITED STATES PERSON.—The term  
6 ‘United States person’ means—

7                   “(A) a natural person who is a citizen or  
8 resident of the United States; or

9                   “(B) an entity that is organized under the  
10 laws of the United States or any State or terri-  
11 tory thereof.

12           “(6) APPROPRIATE CONGRESSIONAL COMMIT-  
13 TEES.—The term ‘appropriate congressional com-  
14 mittees’ means the Committee on Foreign Affairs  
15 and the Committee on Financial Services of the  
16 House of Representatives and the Committee on  
17 Foreign Relations and the Committee on Banking,  
18 Housing, and Urban Affairs of the Senate.

19           “(7) VESSEL.—The term ‘vessel’ has the mean-  
20 ing given that term in section 1081 of title 18,  
21 United States Code.”.

1 **SEC. 203. IDENTIFICATION OF, AND IMMIGRATION RE-**  
2 **STRICTIONS ON, SENIOR OFFICIALS OF THE**  
3 **GOVERNMENTS OF THE ISLAMIC REPUBLIC**  
4 **OF IRAN, NORTH KOREA, AND SYRIA, AND**  
5 **THEIR ASSOCIATES.**

6 (a) IDENTIFICATION.—Not later than 180 days after  
7 the date of the enactment of this Act, and annually there-  
8 after, the President shall publish a list of each individual  
9 the President determines is—

10 (1) a senior official of the Government of the  
11 Islamic Republic of Iran, North Korea, or Syria, in-  
12 cluding a member of Iran’s Islamic Revolutionary  
13 Guard Corps; or

14 (2) a close associate of an individual described  
15 in paragraph (1).

16 (b) RESTRICTIONS ON VISAS AND ADJUSTMENTS IN  
17 IMMIGRATION STATUS.—If the Secretary of State or the  
18 Secretary of Homeland Security, as appropriate, deter-  
19 mines that there is credible evidence that an individual  
20 is on the list required by subsection (a), the Secretary of  
21 State or the Secretary of Homeland Security may not  
22 grant the individual immigration status in, or admit the  
23 individual to, the United States.

24 (c) WAIVER FOR NATIONAL INTERESTS.—The Presi-  
25 dent may waive the application of subsection (a) with re-  
26 spect to individual if the President—

1           (1) determines that such a waiver is in the na-  
2           tional interests of the United States; and

3           (2) not less than 7 days before the waiver takes  
4           effect, notifies Congress of the waiver and the rea-  
5           son for the waiver.

6 **SEC. 204. REPORTS BY CERTAIN FINANCIAL INSTITUTIONS**  
7                           **WITH RESPECT TO ACTIVITIES CARRIED OUT**  
8                           **WITH SANCTIONED FINANCIAL INSTITU-**  
9                           **TIONS.**

10          (a) IN GENERAL.—Not later than 180 days after the  
11          date of the enactment of this Act, the Secretary of the  
12          Treasury shall prescribe regulations requiring each domes-  
13          tic financial institution and any foreign financial institu-  
14          tion that operates in the United States to report to the  
15          Secretary with respect to whether the financial institution  
16          engages in any transactions with—

17               (1) any financial institution whose property or  
18               interests in are blocked pursuant to the Inter-  
19               national Emergency Economic Powers Act (50  
20               U.S.C. 1701 et seq.) as a result of the involvement  
21               of that financial institution in any activity in or by  
22               the Islamic Republic of Iran, North Korea, or Syria  
23               with respect to support for acts of international ter-  
24               rorism or the proliferation of weapons of mass de-  
25               struction; or



1           (2) any financial institution that engages in any  
2 transactions with a financial institution described in  
3 paragraph (1).

4 (b) PENALTIES.—

5           (1) PROHIBITION ON OPERATING IN THE  
6 UNITED STATES.—A foreign financial institution  
7 that operates in the United States may not continue  
8 to operate in the United States if the institution—

9           (A) reports that the institution engages in  
10 transactions with a financial institution de-  
11 scribed in paragraph (1) or (2) of subsection  
12 (a);

13           (B) does not submit a report required by  
14 that subsection after the Secretary of the  
15 Treasury has warned the institution 2 times  
16 that it is required to submit that report; or

17           (C) submits a false report under that sub-  
18 section and does not correct the factual errors  
19 in the report after the Secretary of the Treas-  
20 ury has warned the institution 2 times about  
21 the errors.

22           (2) RESTRICTION ON DOMESTIC FINANCIAL IN-  
23 STITUTIONS.—A domestic financial institution may  
24 not conduct any transactions with a financial insti-  
25 tution that—

1 (A) is required to submit a report under  
2 subsection (a); and

3 (B)(i) does not submit a report required by  
4 subsection (a);

5 (ii) reports under that subsection that the  
6 financial institution engages in transactions  
7 with financial institutions described in para-  
8 graph (1) or (2) of that subsection; or

9 (iii) submits a false report under that sub-  
10 section.

11 (c) WAIVER.—The President may waive the applica-  
12 tion of a penalty under subsection (b) with respect to a  
13 financial institution on a case-by-case basis if the Presi-  
14 dent—

15 (1) certifies to the appropriate congressional  
16 committees that the waiver is in the national secu-  
17 rity interests of the United States; and

18 (2) submits to those committees not less than  
19 15 days before the waiver takes effect a report  
20 that—

21 (A) identifies the financial institution to  
22 which the waiver applies by name; and

23 (B) provides an explanation for the need  
24 for the waiver.

1 **SEC. 205. SANCTIONS WITH RESPECT TO CRITICAL DE-**  
2 **FENSE RESOURCES PROVIDED TO OR AC-**  
3 **QUIRED FROM THE ISLAMIC REPUBLIC OF**  
4 **IRAN, NORTH KOREA, OR SYRIA.**

5 (a) IN GENERAL.—The President shall apply the  
6 sanctions described in subsection (b) to any person the  
7 President determines is providing to, or acquiring from,  
8 the Islamic Republic of Iran, North Korea, or Syria any  
9 good or technology that the President determines is used,  
10 or is likely to be used, for military applications.

11 (b) SANCTIONS DESCRIBED.—The sanctions de-  
12 scribed in this subsection are, with respect to a person  
13 described in subsection (a), the following:

14 (1) FOREIGN EXCHANGE.—Prohibiting any  
15 transactions in foreign exchange that are subject to  
16 the jurisdiction of the United States and in which  
17 that person has any interest.

18 (2) BANKING TRANSACTIONS.—Prohibiting any  
19 transfers of credit or payments between financial in-  
20 stitutions or by, through, or to any financial institu-  
21 tion, to the extent that such transfers or payments  
22 are subject to the jurisdiction of the United States  
23 and involve any interest of that person.

24 (3) PROPERTY TRANSACTIONS.—Prohibiting  
25 any person from—

1           (A) acquiring, holding, withholding, using,  
2           transferring, withdrawing, transporting, import-  
3           ing, or exporting any property that is subject to  
4           the jurisdiction of the United States and with  
5           respect to which the person described in sub-  
6           section (a) has any interest;

7           (B) dealing in or exercising any right,  
8           power, or privilege with respect to such prop-  
9           erty; or

10          (C) conducting any transaction involving  
11          such property.

12          (4) LOAN GUARANTEES.—Prohibiting the head  
13          of any Federal agency from providing a loan guar-  
14          antee to that person.

15          (c) RESTRICTIONS ON EXPORT LICENSES FOR NU-  
16          CLEAR COOPERATION AND CERTAIN LOAN GUARAN-  
17          TEES.—Before issuing a license for the exportation of any  
18          article pursuant to an agreement for cooperation under  
19          section 123 of the Atomic Energy Act of 1954 (42 U.S.C.  
20          2153) or approving a loan guarantee or any other assist-  
21          ance provided by the United States Government with re-  
22          spect to a nuclear energy projects, the Secretary of En-  
23          ergy, the Secretary of Commerce, and the Nuclear Regu-  
24          latory Commission shall certify to Congress that issuing  
25          the license or approving the loan guarantee or other assist-

- 1 ance (as the case may be) will not permit the transfer of
- 2 any good or technology described in subsection (a) to the
- 3 Islamic Republic of Iran, North Korea, or Syria.

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