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112TH CONGRESS
2D SESSION

S. 2101

To strengthen the multilateral sanctions regime with respect to Iran, to expand sanctions relating to the energy sector of Iran, the proliferation of weapons of mass destruction by Iran, and human rights abuses in Iran, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 13, 2012

Mr. JOHNSON of South Dakota, from the Committee on Banking, Housing, and Urban Affairs, reported the following original bill; which was read twice and placed on the calendar

A BILL

To strengthen the multilateral sanctions regime with respect to Iran, to expand sanctions relating to the energy sector of Iran, the proliferation of weapons of mass destruction by Iran, and human rights abuses in Iran, 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,*

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) SHORT TITLE.—This Act may be cited as the
 3 “Iran Sanctions, Accountability, and Human Rights Act
 4 of 2012”.

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

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

Sec. 3. Definitions.

**TITLE I—EXPANSION OF MULTILATERAL SANCTIONS REGIME
 WITH RESPECT TO IRAN**

Sec. 101. Policy of the United States with respect to development of nuclear weapons capabilities by Iran.

Sec. 102. Sense of Congress on expansion of multilateral sanctions regime and implementation of sanctions laws.

Sec. 103. Diplomatic efforts to expand multilateral sanctions regime.

Sec. 104. Sense of Congress regarding the imposition of sanctions with respect to Iran.

TITLE II—EXPANSION OF SANCTIONS RELATING TO THE ENERGY SECTOR OF IRAN AND PROLIFERATION OF WEAPONS OF MASS DESTRUCTION BY IRAN

Subtitle A—Expansion of Iran Sanctions Act of 1996

Sec. 201. Imposition of sanctions with respect to joint ventures with the Government of Iran relating to developing petroleum resources.

Sec. 202. Imposition of sanctions with respect to the provision of goods, services, technology, or support for the energy or petrochemical sectors of Iran.

Sec. 203. Imposition of sanctions with respect to joint ventures with the Government of Iran relating to mining, production, or transportation of uranium.

Sec. 204. Expansion of sanctions available under the Iran Sanctions Act of 1996.

Sec. 205. Expansion of definitions under the Iran Sanctions Act of 1996.

Subtitle B—Additional Measures Relating to Sanctions Against Iran

Sec. 211. Imposition of sanctions with respect to the provision of vessels or shipping services to transport certain goods related to proliferation or terrorism activities to Iran.

Sec. 212. Imposition of sanctions with respect to subsidiaries and agents of persons sanctioned by United Nations Security Council resolutions.

Sec. 213. Liability of parent companies for violations of sanctions by foreign subsidiaries.

- Sec. 214. Disclosures to the Securities and Exchange Commission relating to sanctionable activities.
- Sec. 215. Identification of, and immigration restrictions on, senior officials of the Government of Iran and their family members.
- Sec. 216. Reports on, and authorization of imposition of sanctions with respect to, the provision of financial communications services to the Central Bank of Iran and sanctioned Iranian financial institutions.
- Sec. 217. Government Accountability Office report on foreign entities that invest in the energy sector of Iran or export refined petroleum products to Iran.
- Sec. 218. Reporting on the importation to and exportation from Iran of crude oil and refined petroleum products.

TITLE III—SANCTIONS WITH RESPECT TO IRAN'S REVOLUTIONARY GUARD CORPS

Subtitle A—Identification of, and Sanctions With Respect to, Officials, Agents, Affiliates, and Supporters of Iran's Revolutionary Guard Corps and Other Sanctioned Persons

- Sec. 301. Identification of, and imposition of sanctions with respect to, officials, agents, and affiliates of Iran's Revolutionary Guard Corps.
- Sec. 302. Identification of, and imposition of sanctions with respect to, persons that support or conduct certain transactions with Iran's Revolutionary Guard Corps or other sanctioned persons.
- Sec. 303. Rule of construction.

Subtitle B—Additional Measures Relating to Iran's Revolutionary Guard Corps

- Sec. 311. Expansion of procurement prohibition to foreign persons that engage in certain transactions with Iran's Revolutionary Guard Corps.
- Sec. 312. Determinations of whether the National Iranian Oil Company and the National Iranian Tanker Company are agents or affiliates of Iran's Revolutionary Guard Corps.

TITLE IV—MEASURES RELATING TO HUMAN RIGHTS ABUSES IN IRAN

Subtitle A—Expansion of Sanctions Relating to Human Rights Abuses in Iran

- Sec. 401. Imposition of sanctions with respect to the transfer of goods or technologies to Iran that are likely to be used to commit human rights abuses.
- Sec. 402. Imposition of sanctions with respect to persons who engage in censorship or other related activities against citizens of Iran.

Subtitle B—Additional Measures to Promote Human Rights in Iran

- Sec. 411. Expedited consideration of requests for authorization of certain human rights-, humanitarian-, and democracy-related activities with respect to Iran.
- Sec. 412. Comprehensive strategy to promote Internet freedom and access to information in Iran.
- Sec. 413. Sense of Congress on political prisoners.

TITLE V—MISCELLANEOUS

Sec. 501. Exclusion of citizens of Iran seeking education relating to the nuclear and energy sectors of Iran.

Sec. 502. Technical correction.

Sec. 503. Interests in financial assets of Iran.

Sec. 504. Report on membership of Iran in international organizations.

TITLE VI—GENERAL PROVISIONS

Sec. 601. Technical implementation; penalties.

Sec. 602. Applicability to certain intelligence activities.

Sec. 603. Termination.

TITLE VII—SANCTIONS WITH RESPECT TO HUMAN RIGHTS ABUSES IN SYRIA

Sec. 701. Short title.

Sec. 702. Imposition of sanctions with respect to certain persons who are responsible for or complicit in human rights abuses committed against citizens of Syria or their family members.

Sec. 703. Imposition of sanctions with respect to the transfer of goods or technologies to Syria that are likely to be used to commit human rights abuses.

Sec. 704. Imposition of sanctions with respect to persons who engage in censorship or other forms of repression in Syria.

Sec. 705. Waiver.

Sec. 706. Termination.

1 SEC. 2. FINDINGS.

2 Congress makes the following findings:

3 (1) Successive Presidents of the United States
4 have determined that the pursuit of nuclear weapons
5 capabilities by the Government of Iran presents a
6 danger to the United States, its friends and allies,
7 and to global security.

8 (2) Successive Congresses have recognized the
9 threat that the Government of Iran and its policies
10 present to the United States, its friends and allies,
11 and to global security, and responded with successive
12 bipartisan legislative initiatives, including most re-
13 cently the enactment of the Comprehensive Iran

1 Sanctions, Accountability, and Divestment Act of
2 2010 (22 U.S.C. 8501 et seq.) on July 1, 2010.

3 (3) If the Government of Iran achieves a nu-
4 clear weapons capability, it would pose a threat to
5 the United States and allies and friends of the
6 United States, particularly Israel, destabilize the
7 Middle East, increase the threat of nuclear ter-
8 rorism, and significantly undermine global non-
9 proliferation efforts.

10 (4) The United States and its allies in the
11 international community recognize the threat posed
12 by the pursuit of nuclear weapons capabilities by the
13 Government of Iran and have imposed significant
14 sanctions against the Government of Iran, including
15 through the enactment of the Comprehensive Iran
16 Sanctions, Accountability, and Divestment Act of
17 2010 in the United States and the adoption of a se-
18 ries of successive, increasingly stringent United Na-
19 tions Security Council resolutions. While such ef-
20 forts, together with others, have served to slow the
21 development of Iran's nuclear program, they have
22 not yet deterred Iran from its nuclear ambitions,
23 and international efforts to do so must be intensi-
24 fied.

1 **SEC. 3. DEFINITIONS.**

2 In this Act:

3 (1) APPROPRIATE CONGRESSIONAL COMMIT-
4 TEES.—The term “appropriate congressional com-
5 mittees” has the meaning given that term in section
6 14 of the Iran Sanctions Act of 1996 (Public Law
7 104–172; 50 U.S.C. 1701 note).8 (2) CREDIBLE INFORMATION.—The term “cred-
9 ible information” has the meaning given that term
10 in section 14 of the Iran Sanctions Act of 1996, as
11 amended by section 205 of this Act.12 (3) KNOWINGLY.—The term “knowingly” has
13 the meaning given that term in section 14 of the
14 Iran Sanctions Act of 1996 (Public Law 104–172;
15 50 U.S.C. 1701 note).16 (4) UNITED STATES PERSON.—The term
17 “United States person” has the meaning given that
18 term in section 101 of the Comprehensive Iran
19 Sanctions, Accountability, and Divestment Act of
20 2010 (22 U.S.C. 8511).

1 **TITLE I—EXPANSION OF MULTI-**
2 **LATERAL SANCTIONS REGIME**
3 **WITH RESPECT TO IRAN**

4 **SEC. 101. POLICY OF THE UNITED STATES WITH RESPECT**
5 **TO DEVELOPMENT OF NUCLEAR WEAPONS**
6 **CAPABILITIES BY IRAN.**

7 It shall be the policy of the United States—

8 (1) to prevent the Government of Iran from—

9 (A) acquiring or developing nuclear weap-
10 ons;

11 (B) developing its advanced conventional
12 weapons and ballistic missile capabilities; and

13 (C) continuing its support for terrorist or-
14 ganizations and other activities aimed at under-
15 mining and destabilizing its neighbors and
16 other countries; and

17 (2) to fully implement all multilateral and bilat-
18 eral sanctions against Iran, as part of larger multi-
19 lateral and bilateral diplomatic efforts, in order to
20 compel the Government of Iran—

21 (A) to abandon efforts to acquire a nuclear
22 weapons capability;

23 (B) to abandon and dismantle its ballistic
24 missile and unconventional weapons programs;
25 and

1 (C) to cease all support for terrorist orga-
2 nizations and other terrorist activities aimed at
3 undermining and destabilizing its neighbors and
4 other countries.

5 SEC. 102. SENSE OF CONGRESS ON EXPANSION OF MULTI-
6 LATERAL SANCTIONS REGIME AND IMPLI-
7 MENTATION OF SANCTIONS LAWS.

8 It is the sense of Congress that the goal of compelling
9 Iran to abandon efforts to acquire a nuclear weapons ca-
10 pability and other threatening activities can be effectively
11 achieved through—

12 (1) the prompt expansion, vigorous implementa-
13 tion, and intensification of enforcement of the cur-
14 rent multilateral sanctions regime with respect to
15 Iran; and

20 SEC. 103. DIPLOMATIC EFFORTS TO EXPAND MULTILAT-
21 ERAL SANCTIONS REGIME.

22 (a) MULTILATERAL NEGOTIATIONS.—In order to
23 further the policy set forth in section 101, Congress urges
24 the President to intensify diplomatic efforts, both in ap-
25 propriate international fora such as the United Nations

1 and bilaterally with allies of the United States, to expand
2 the multilateral sanctions regime with respect to Iran, in-
3 cluding—

4 (1) expanding the United Nations Security
5 Council sanctions regime to include—

6 (A) a prohibition on the issuance of visas
7 to any official of the Government of Iran who
8 is involved in—

9 (i) human rights violations in or out-
10 side of Iran;

11 (ii) the development of a nuclear
12 weapons program and a ballistic missile ca-
13 pability in Iran; or

14 (iii) support by the Government of
15 Iran for terrorist organizations, including
16 Hamas and Hezbollah; and

17 (B) a requirement that each member coun-
18 try of the United Nations prohibit the Islamic
19 Republic of Iran Shipping Lines from landing
20 at seaports, and cargo flights of Iran Air from
21 landing at airports, in that country because of
22 the role of those organizations in proliferation
23 and illegal arms sales;

24 (2) expanding the range of sanctions imposed
25 with respect to Iran by allies of the United States;

4 (4) developing additional initiatives to—

5 (A) increase the production of crude oil in
6 countries other than Iran; and

14 (b) REPORTS TO CONGRESS.—Not later than 180
15 days after the date of the enactment of this Act, and every
16 180 days thereafter, the President shall submit to the ap-
17 propriate congressional committees a report on the extent
18 to which diplomatic efforts described in subsection (a)
19 have been successful that includes—

20 (1) an identification of the countries that have
21 agreed to impose additional sanctions or take other
22 measures to further the policy set forth in section
23 101 and a description of those measures;

24 (2) an identification of the countries that have
25 not agreed to impose such sanctions or measures:

4 (4) a description of any decision by the World
5 Trade Organization with respect to whether the im-
6 position by any country of any sanction with respect
7 to Iran is inconsistent with the obligations of that
8 country as a member of the World Trade Organiza-
9 tion or under the General Agreement on Tariffs and
10 Trade, done at Geneva October 30, 1947.

11 SEC. 104. SENSE OF CONGRESS REGARDING THE IMPOSI-
12 TION OF SANCTIONS WITH RESPECT TO IRAN.

13 It is the sense of Congress that all efforts should be
14 made by the President to maximize the effects of existing
15 sanctions with respect to Iran and the United States
16 should take all necessary measures to preserve robust in-
17 formation-sharing activities.

1 **TITLE II—EXPANSION OF SANCTIONS**
2 **RELATING TO THE ENERGY SECTOR OF IRAN AND**
3 **PROLIFERATION OF WEAPONS OF MASS DESTRUCTION**
4 **BY IRAN**

7 **Subtitle A—Expansion of Iran**
8 **Sanctions Act of 1996**

9 **SEC. 201. IMPOSITION OF SANCTIONS WITH RESPECT TO**
10 **JOINT VENTURES WITH THE GOVERNMENT**
11 **OF IRAN RELATING TO DEVELOPING PETROLEUM**
12 **RESOURCES.**

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

15 (1) in the subsection heading, by striking
16 “WITH RESPECT TO” and all that follows through
17 “TO IRAN” and inserting “RELATING TO THE ENERGY
18 SECTOR OF IRAN”; and

19 (2) by adding at the end the following:
20 “(4) JOINT VENTURES WITH IRAN RELATING
21 TO DEVELOPING PETROLEUM RESOURCES.—

22 “(A) IN GENERAL.—Except as provided in
23 subparagraph (B) and subsection (f), the President
24 shall impose 3 or more of the sanctions de-
25 scribed in section 6(a) with respect to a person

1 if the President determines that the person
2 knowingly participates, on or after the date of
3 the enactment of the Iran Sanctions, Account-
4 ability, and Human Rights Act of 2012, in a
5 joint venture with respect to the development of
6 petroleum resources outside of Iran if—

7 “(i) the joint venture is established on
8 or after January 1, 2002; and

9 “(ii)(I) the Government of Iran is a
10 substantial partner or investor in the joint
11 venture; or

12 “(II) Iran could, through a direct
13 operational role in the joint venture or by
14 other means, receive technological knowl-
15 edge or equipment not previously available
16 to Iran that could directly and significantly
17 contribute to the enhancement of Iran’s
18 ability to develop petroleum resources in
19 Iran.

20 “(B) APPLICABILITY.—Subparagraph (A)
21 shall not apply with respect to participation in
22 a joint venture established on or after January
23 1, 2002, and before the date of the enactment
24 of the Iran Sanctions, Accountability, and
25 Human Rights Act of 2012 if the person par-

1 ticipating in the joint venture terminates that
2 participation not later than the date that is 180
3 days after such date of enactment.”.

4 **SEC. 202. IMPOSITION OF SANCTIONS WITH RESPECT TO**
5 **THE PROVISION OF GOODS, SERVICES, TECH-**
6 **NOLOGY, OR SUPPORT FOR THE ENERGY OR**
7 **PETROCHEMICAL SECTORS OF IRAN.**

8 Section 5(a) of the Iran Sanctions Act of 1996 (Pub-
9 lic Law 104–172; 50 U.S.C. 1701 note), as amended by
10 section 201, is further amended by adding at the end the
11 following:

12 “(5) SUPPORT FOR THE DEVELOPMENT OF PE-
13 TROLEUM RESOURCES AND REFINED PETROLEUM
14 PRODUCTS IN IRAN.—

15 “(A) IN GENERAL.—Except as provided in
16 subsection (f), the President shall impose 3 or
17 more of the sanctions described in section 6(a)
18 with respect to a person if the President deter-
19 mines that the person knowingly, on or after
20 the date of the enactment of the Iran Sanc-
21 tions, Accountability, and Human Rights Act of
22 2012, sells, leases, or provides to Iran goods,
23 services, technology, or support described in
24 subparagraph (B)—

1 “(i) any of which has a fair market
2 value of \$1,000,000 or more; or

3 “(ii) that, during a 12-month period,
4 have an aggregate fair market value of
5 \$5,000,000 or more.

6 “(B) GOODS, SERVICES, TECHNOLOGY, OR
7 SUPPORT DESCRIBED.—Goods, services, tech-
8 nology, or support described in this subpara-
9 graph are goods, services, technology, or sup-
10 port that could directly and significantly con-
11 tribute to the maintenance or enhancement of
12 Iran’s—

13 “(i) ability to develop petroleum re-
14 sources located in Iran; or

15 “(ii) domestic production of refined
16 petroleum products, including any direct
17 and significant assistance with respect to
18 the construction, modernization, or repair
19 of petroleum refineries or directly associ-
20 ated infrastructure, including port facili-
21 ties, railroads, or roads, if the predominant
22 use of those facilities, railroads, or roads is
23 for the transportation of refined petroleum
24 products.

1 “(6) DEVELOPMENT AND PURCHASE OF PETRO-
2 CHEMICAL PRODUCTS FROM IRAN.—

3 “(A) IN GENERAL.—Except as provided in
4 subsection (f), the President shall impose 3 or
5 more of the sanctions described in section 6(a)
6 with respect to a person if the President deter-
7 mines that the person knowingly, on or after
8 the date of the enactment of Iran Sanctions,
9 Accountability, and Human Rights Act of 2012,
10 sells, leases, or provides to Iran goods, services,
11 technology, or support described in subpara-
12 graph (B)—

13 “(i) any of which has a fair market
14 value of \$250,000 or more; or

15 “(ii) that, during a 12-month period,
16 have an aggregate fair market value of
17 \$1,000,000 or more.

18 “(B) GOODS, SERVICES, TECHNOLOGY, OR
19 SUPPORT DESCRIBED.—Goods, services, tech-
20 nology, or support described in this subpara-
21 graph are goods, services, technology, or sup-
22 port that could directly and significantly con-
23 tribute to the maintenance or expansion of
24 Iran’s domestic production of petrochemical
25 products.”.

1 **SEC. 203. IMPOSITION OF SANCTIONS WITH RESPECT TO**
2 **JOINT VENTURES WITH THE GOVERNMENT**
3 **OF IRAN RELATING TO MINING, PRODUC-**
4 **TION, OR TRANSPORTATION OF URANIUM.**

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

7 (1) in paragraph (1)—

8 (A) by redesignating subparagraphs (A)
9 and (B) as clauses (i) and (ii), respectively, and
10 moving such clauses, as so redesignated, 2 ems
11 to the right;

12 (B) by striking “a person has, on or after”
13 and inserting the following: “a person has—
14 “(A) on or after”;

15 (C) in subparagraph (A)(ii), as redesign-
16 ated, by striking the period and inserting “;
17 or”; and

18 (D) by adding at the end the following:
19 “(B) except as provided in paragraph (3),
20 knowingly participated, on or after the date of
21 the enactment of the Iran Sanctions, Account-
22 ability, and Human Rights Act of 2012, in a
23 joint venture—

24 “(i) with—

25 “(I) the Government of Iran;

1 “(II) an entity incorporated in
2 Iran or subject to the jurisdiction of
3 the Government of Iran; or

4 “(III) a person acting on behalf
5 of or at the direction of, or owned or
6 controlled by, the Government of Iran
7 or an entity described in subclause
8 (II); and

9 “(ii) that involves any activity relating
10 to the mining, production, or transpor-
11 tation of uranium.”; and

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

13 “(3) APPLICABILITY OF SANCTIONS WITH RE-
14 SPECT TO JOINT VENTURES RELATING TO THE MIN-
15 ING, PRODUCTION, OR TRANSPORTATION OF URA-
16 NIUM.—

17 “(A) IN GENERAL.—Paragraph (1)(B)
18 shall apply with respect to participation, on or
19 after the date of the enactment of the Iran
20 Sanctions, Accountability, and Human Rights
21 Act of 2012, in—

22 “(i) a joint venture established on or
23 after such date of enactment; and

1 “(ii) except as provided in subparagraph
2 (B), a joint venture established before such date of enactment.

4 “(B) EXCEPTION.—Paragraph (1)(B) shall
5 not apply with respect to participation in a joint
6 venture described in subparagraph (A)(ii) if the
7 person participating in the joint venture terminates that participation not later than the date
8 that is 180 days after the date of the enactment of the Iran Sanctions, Accountability, and
9 Human Rights Act of 2012.”.

12 **SEC. 204. EXPANSION OF SANCTIONS AVAILABLE UNDER**
13 **THE IRAN SANCTIONS ACT OF 1996.**

14 (a) IN GENERAL.—Section 6(a) of the Iran Sanctions
15 Act of 1996 (Public Law 104–172; 50 U.S.C. 1701 note)
16 is amended—

17 (1) by redesignating paragraph (9) as paragraph (11); and

19 (2) by inserting after paragraph (8) the following:

21 “(9) EXCLUSION OF CORPORATE OFFICERS.—
22 The President may direct the Secretary of State to
23 deny a visa to, and the Secretary of Homeland Security to exclude from the United States, any alien
24 that the President determines is a corporate officer

1 or principal of, or a shareholder with a controlling
2 interest in, a sanctioned person.

3 “(10) SANCTIONS ON PRINCIPAL EXECUTIVE
4 OFFICERS.—The President may impose on the prin-
5 cipal executive officer or officers of any sanctioned
6 person, or on persons performing similar functions
7 and with similar authorities as such officer or offi-
8 cers, any of the sanctions under this subsection.”.

9 (b) EFFECTIVE DATE.—The amendments made by
10 subsection (a) shall take effect on the date of the enact-
11 ment of this Act and apply with respect to activities de-
12 scribed in section 5 of the Iran Sanctions Act of 1996,
13 as amended by this Act, commenced on or after such date
14 of enactment.

15 SEC. 205. EXPANSION OF DEFINITIONS UNDER THE IRAN
16 SANCTIONS ACT OF 1996.

17 (a) IN GENERAL.—Section 14 of the Iran Sanctions
18 Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note)
19 is amended by adding at the end the following:

20 “(19) CREDIBLE INFORMATION.—The term
21 ‘credible information’, with respect to a person—

1 “(ii) information set forth in a report
2 to stockholders of the person indicating
3 that the person has engaged in such an ac-
4 tivity; and
5 “(B) may include, in the discretion of the
6 President—

7 “(i) an announcement by the Govern-
8 ment of Iran that the person has engaged
9 in such an activity; or
10 “(ii) information indicating that the
11 person has engaged in such an activity
12 that is set forth in—
13 “(I) a report of the Government
14 Accountability Office, the Energy In-
15 formation Administration, or the Con-
16 gressional Research Service; or
17 “(II) a report or publication of a
18 similarly reputable governmental orga-
19 nization.

20 “(20) PETROCHEMICAL PRODUCT.—The term
21 ‘petrochemical product’ includes any aromatic,
22 olefin, or synthesis gas, and any derivative of such
23 a gas, including ethylene, propylene, butadiene, ben-
24 zene, toluene, xylene, ammonia, methanol, and
25 urea.”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) shall take effect on the date of the enact-
3 ment of this Act and apply with respect to activities de-
4 scribed in section 5 of the Iran Sanctions Act of 1996,
5 as amended by this Act, commenced on or after such date
6 of enactment.

7 **Subtitle B—Additional Measures**
8 **Relating to Sanctions Against Iran**

9 **SEC. 211. IMPOSITION OF SANCTIONS WITH RESPECT TO**
10 **THE PROVISION OF VESSELS OR SHIPPING**
11 **SERVICES TO TRANSPORT CERTAIN GOODS**
12 **RELATED TO PROLIFERATION OR TER-**
13 **RORISM ACTIVITIES TO IRAN.**

14 (a) IN GENERAL.—Except as provided in subsection
15 (c), if the President determines that a person, on or after
16 the date of the enactment of this Act, knowingly provides
17 a vessel, insurance or reinsurance, or any other shipping
18 service for the transportation to or from Iran of goods that
19 could materially contribute to the activities of the Govern-
20 ment of Iran with respect to the proliferation of weapons
21 of mass destruction or support for acts of international
22 terrorism, the President shall, pursuant to Executive
23 Order 13382 (70 Fed. Reg. 38567; relating to blocking
24 of property of weapons of mass destruction proliferators
25 and their supporters) or Executive Order 13224 (66 Fed.

1 Reg. 49079; relating to blocking property and prohibiting
2 transactions with persons who commit, threaten to com-
3 mit, or support terrorism), or otherwise pursuant to the
4 International Emergency Economic Powers Act (50
5 U.S.C. 1701 et seq.), block and prohibit all transactions
6 in all property and interests in property of the persons
7 specified in subsection (b) if such property and interests
8 in property are in the United States, come within the
9 United States, or are or come within the possession or
10 control of a United States person.

11 (b) PERSONS SPECIFIED.—The persons specified in
12 this subsection are—

13 (1) the person that provided a vessel, insurance
14 or reinsurance, or other shipping service described in
15 subsection (a); and

16 (2) any person that—

17 (A) is a successor entity to the person re-
18 ferred to in paragraph (1);

19 (B) owns or controls the person referred to
20 in paragraph (1), if the person that owns or
21 controls the person referred to in paragraph (1)
22 had actual knowledge or should have known
23 that the person referred to in paragraph (1)
24 provided the vessel, insurance or reinsurance, or
25 other shipping service; or

1 (C) is owned or controlled by, or under
2 common ownership or control with, the person
3 referred to in paragraph (1), if the person
4 owned or controlled by, or under common own-
5 ership or control with (as the case may be), the
6 person referred to in paragraph (1) knowingly
7 engaged in the provision of the vessel, insurance
8 or reinsurance, or other shipping service.

9 (c) WAIVER.—The President may waive the require-
10 ment to impose sanctions with respect to a person under
11 subsection (a) on or after the date that is 30 days after
12 the President—

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

18 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
19 tion shall be construed to limit the authority of the Presi-
20 dent to designate persons for the imposition of sanctions
21 pursuant to Executive Order 13382 (70 Fed. Reg. 38567;
22 relating to the blocking of property of weapons of mass
23 destruction proliferators and their supporters) or Execu-
24 tive Order 13224 (66 Fed. Reg. 49079; relating to block-
25 ing property and prohibiting transactions with persons

1 who commit, threaten to commit, or support terrorism),
2 or otherwise pursuant to the International Emergency
3 Economic Powers Act (50 U.S.C. 1701 et seq.).

4 **SEC. 212. IMPOSITION OF SANCTIONS WITH RESPECT TO**
5 **SUBSIDIARIES AND AGENTS OF PERSONS**
6 **SANCTIONED BY UNITED NATIONS SECURITY**
7 **COUNCIL RESOLUTIONS.**

8 (a) IN GENERAL.—Section 104(c)(2)(B) of the Com-
9 prehensive Iran Sanctions, Accountability, and Divestment
10 Act of 2010 (22 U.S.C. 8513(c)(2)(B)) is amended—

11 (1) by striking “of a person subject” and in-
12 serting the following: “of—

13 “(i) a person subject”;

14 (2) in clause (i), as redesignated, by striking
15 the semicolon and inserting “; or”; and

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

17 “(ii) a person acting on behalf of or at
18 the direction of, or owned or controlled by,
19 a person described in clause (i);”.

20 (b) REGULATIONS.—Not later than 90 days after the
21 date of the enactment of this Act, the Secretary of the
22 Treasury shall make such revisions to the regulations pre-
23 scribed under section 104 of the Comprehensive Iran
24 Sanctions, Accountability, and Divestment Act of 2010

1 (22 U.S.C. 8513) as are necessary to carry out the amend-
2 ments made by subsection (a).

3 **SEC. 213. LIABILITY OF PARENT COMPANIES FOR VIOLA-**
4 **TIONS OF SANCTIONS BY FOREIGN SUBSIDI-**
5 **ARIES.**

6 (a) DEFINITIONS.—In this section:

7 (1) ENTITY.—The term “entity” means a part-
8 nership, association, trust, joint venture, corpora-
9 tion, or other organization.

10 (2) OWN OR CONTROL.—The term “own or con-
11 trol” means, with respect to an entity—

12 (A) to hold more than 50 percent of the
13 equity interest by vote or value in the entity;

14 (B) to hold a majority of seats on the
15 board of directors of the entity; or

16 (C) to otherwise control the actions, poli-
17 cies, or personnel decisions of the entity.

18 (b) PROHIBITION.—Not later than 60 days after the
19 date of the enactment of this Act, the President shall pro-
20 hibit an entity owned or controlled by a United States per-
21 son and established or maintained outside the United
22 States from engaging in any transaction directly or indi-
23 rectly with the Government of Iran or any person subject
24 to the jurisdiction of that Government that would be pro-
25 hibited by an order or regulation issued pursuant to the

1 International Emergency Economic Powers Act (50
2 U.S.C. 1701 et seq.) if the transaction were engaged in
3 by a United States person or in the United States.

4 (c) CIVIL PENALTY.—The civil penalties provided for
5 in section 206(b) of the International Emergency Eco-
6 nomic Powers Act (50 U.S.C. 1705(b)) shall apply to a
7 United States person to the same extent that such pen-
8 alties apply to a person that commits an unlawful act de-
9 scribed in section 206(a) of that Act if an entity owned
10 or controlled by the United States person and established
11 or maintained outside the United States violates, attempts
12 to violate, conspires to violate, or causes a violation of any
13 order or regulation issued to implement subsection (b).

14 (d) APPLICABILITY.—Subsection (c) shall not apply
15 with respect to a transaction described in subsection (b)
16 by an entity owned or controlled by a United States person
17 and established or maintained outside the United States
18 if the United States person divests or terminates its busi-
19 ness with the entity not later than the date that is 180
20 days after the date of the enactment of this Act.

1 SEC. 214. DISCLOSURES TO THE SECURITIES AND EX-

2 CHANGE COMMISSION RELATING TO

3 SANCTIONABLE ACTIVITIES.

4 (a) IN GENERAL.—Section 13 of the Securities Ex-
5 change Act of 1934 (15 U.S.C. 78m) is amended by add-
6 ing at the end the following new subsection:7 “(r) DISCLOSURE OF CERTAIN ACTIVITIES RELAT-
8 ING TO IRAN.—9 “(1) IN GENERAL.—Each issuer required to file
10 an annual or quarterly report under subsection (a)
11 shall disclose in that report the information required
12 by paragraph (2) if, during the period covered by
13 the report, the issuer or any affiliate of the issuer—14 “(A) knowingly engaged in an activity de-
15 scribed in section 5 of the Iran Sanctions Act
16 of 1996 (Public Law 104–172; 50 U.S.C. 1701
17 note);18 “(B) knowingly engaged in an activity de-
19 scribed in subsection (c)(2) of section 104 of
20 the Comprehensive Iran Sanctions, Account-
21 ability, and Divestment Act of 2010 (22 U.S.C.
22 8513) or a transaction described in subsection
23 (d)(1) of that section;24 “(C) knowingly engaged in an activity de-
25 scribed in section 105A(b)(2) of that Act; or

1 “(D) knowingly conducted any transaction
2 or dealing with—

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

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

16 “(iii) any person identified under sec-
17 tion 560.304 of title 31, Code of Federal
18 Regulations (relating to the definition of
19 the Government of Iran).

20 “(2) INFORMATION REQUIRED.—If an issuer or
21 an affiliate of the issuer has engaged in any activity
22 described in paragraph (1), the issuer shall disclose
23 a detailed description of each such activity, includ-
24 ing—

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

1 “(B) the gross revenues and net profits, if
2 any, attributable to the activity; and

3 “(C) whether the issuer or the affiliate of
4 the issuer (as the case may be) intends to con-
5 tinue the activity.

6 “(3) NOTICE OF DISCLOSURES.—If an issuer
7 reports under paragraph (1) that the issuer or an
8 affiliate of the issuer has knowingly engaged in any
9 activity described in that paragraph, the issuer shall
10 separately file with the Commission, concurrently
11 with the annual or quarterly report under subsection
12 (a), a notice that the disclosure of that activity has
13 been included in that annual or quarterly report that
14 identifies the issuer and contains the information re-
15 quired by paragraph (2).

16 “(4) PUBLIC DISCLOSURE OF INFORMATION.—
17 Upon receiving a notice under paragraph (3) that an
18 annual or quarterly report includes a disclosure of
19 an activity described in paragraph (1), the Commis-
20 sion shall promptly—

21 “(A) transmit the report to—

22 “(i) the President;

23 “(ii) the Committee on Foreign Af-
24 fairs and the Committee on Financial

7 “(B) make the information provided in the
8 disclosure and the notice available to the public
9 by posting the information on the Internet
10 website of the Commission.

11 “(5) INVESTIGATIONS.—Upon receiving a re-
12 port under paragraph (4), the President shall—

13 “(A) initiate an investigation into the pos-
14 sible imposition of sanctions under the Iran
15 Sanctions Act of 1996 (Public Law 104-172;
16 50 U.S.C. 1701 note), section 104 or 105A of
17 the Comprehensive Iran Sanctions, Account-
18 ability, and Divestment Act of 2010, an Execu-
19 tive Order specified in clause (i) or (ii) of para-
20 graph (1)(D), or any other provision of law re-
21 lating to the imposition of sanctions with re-
22 spect to Iran, as applicable; and

23 “(B) not later than 180 days after initi-
24 ating such an investigation, make a determina-
25 tion with respect to whether sanctions should be

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

9 (b) EFFECTIVE DATE.—The amendment made by
10 subsection (a) shall take effect with respect to reports re-
11 quired to be filed with the Securities and Exchange Com-
12 mission after the date that is 180 days after the date of
13 the enactment of this Act.

14 SEC. 215. IDENTIFICATION OF, AND IMMIGRATION RE-
15 STRICTIONS ON, SENIOR OFFICIALS OF THE
16 GOVERNMENT OF IRAN AND THEIR FAMILY
17 MEMBERS.

18 (a) IDENTIFICATION.—Not later than 180 days after
19 the date of the enactment of this Act, and annually there-
20 after, the President shall publish a list of each individual
21 the President determines is—

22 (1) a senior official of the Government of Iran
23 described in subsection (b) that is involved in
24 Iran's—

1 (A) illicit nuclear activities or proliferation
2 of weapons of mass destruction or delivery sys-
3 tems for weapons of mass destruction;

4 (B) support for international terrorism; or
5 (C) commission of serious human rights
6 abuses against citizens of Iran or their family
7 members; or

8 (2) a family member of such an official

13 (1) the Supreme Leader of Iran, Ali Khamenei;
14 (2) the President of Iran, Mahmoud
15 Ahmadinejad;

16 (3) a member of the Cabinet of the Government
17 of Iran;

18 (4) a member of the Assembly of Experts;

19 (5) a senior member of the Intelligence Ministry
20 of Iran; or

21 (6) a member of Iran's Revolutionary Guard
22 Corps with the rank of brigadier general or higher,
23 including a member of a paramilitary organization
24 such as Ansar-e-Hezbollah or Basij-e Motaz'afin.

1 (c) RESTRICTIONS ON VISAS AND ADJUSTMENTS IN
2 IMMIGRATION STATUS.—The Secretary of State and the
3 Secretary of Homeland Security may not grant an indi-
4 vidual on the list required by subsection (a) immigration
5 status in, or admit the individual to, the United States.

6 (d) WAIVER.—The President may waive the applica-
7 tion of subsection (a) or (c) with respect to an individual
8 if the President—

9 (1) determines that such a waiver is—
10 (A) in the national interests of the United
11 States; or

12 (B) necessary to permit the United States
13 to comply with the Agreement between the
14 United Nations and the United States of Amer-
15 ica regarding the Headquarters of the United
16 Nations, signed June 26, 1947, and entered
17 into force November 21, 1947; and

18 (2) not less than 7 days before the waiver takes
19 effect, notifies Congress of the waiver and the rea-
20 son for the waiver.

1 **SEC. 216. REPORTS ON, AND AUTHORIZATION OF IMPOSI-**
2 **TION OF SANCTIONS WITH RESPECT TO, THE**
3 **PROVISION OF FINANCIAL COMMUNICATIONS**
4 **SERVICES TO THE CENTRAL BANK OF IRAN**
5 **AND SANCTIONED IRANIAN FINANCIAL INSTI-**
6 **TUTIONS.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that—

9 (1) the President has been engaged in diplo-
10 matic efforts to multilateralize sanctions against
11 Iran to restrict the access of the Government of Iran
12 to the global financial system;

13 (2) the President should intensify those efforts
14 and, in particular, efforts to ensure that global fi-
15 nancial communications services providers, such as
16 the Society for Worldwide Interbank Financial Tele-
17 communication (in this section referred to as
18 “SWIFT”), cut off services to Iranian financial in-
19 stitutions designated for the imposition of sanctions
20 pursuant to the International Emergency Economic
21 Powers Act (50 U.S.C. 1701 et seq.); and

22 (3) at a time when financial institutions around
23 the world are severing their ties with such Iranian
24 financial institutions, it is inconsistent and troubling
25 that financial communications services providers
26 continue to service those financial institutions, par-

1 ticularly with respect to the Belgian cooperative
2 SWIFT, which—

3 (A) is subject to the prohibition of the Eu-
4 ropean Union on providing economic resources
5 to financial institutions designated for the im-
6 position of sanctions by the European Union;
7 and

8 (B) notes in its own corporate rules that it
9 reserves the right to expel a SWIFT customer
10 that may adversely affect SWIFT's "reputation,
11 brand, or goodwill", for instance if the SWIFT
12 customer is subject to sanctions (such as by the
13 United Nations or the European Union), as is
14 the case with Iranian financial institutions.

15 (b) REPORT ON THE PROVISION OF FINANCIAL COM-
16 MUNICATIONS SERVICES TO SANCTIONED IRANIAN FI-
17 NANCIAL INSTITUTIONS.—Not later than 60 days after
18 the date of the enactment of this Act, the Comptroller
19 General of the United States shall submit to the appro-
20 priate congressional committees a list of all known entities
21 (including SWIFT) that provide financial communications
22 services to, or that enable or facilitate access to such serv-
23 ices for, the Central Bank of Iran or a financial institution
24 described in section 104(c)(2)(E)(ii) of the Comprehensive

1 Iran Sanctions, Accountability, and Divestment Act of
2 2010 (22 U.S.C. 8513(c)(2)(E)(ii)).

3 (c) REPORT ON EFFORTS TO TERMINATE THE PRO-
4 VISION BY SWIFT OF SERVICES FOR SANCTIONED IRA-
5 NIAN FINANCIAL INSTITUTIONS.—Not later than 90 days
6 after the date of the enactment of this Act, the Secretary
7 of the Treasury shall submit to the appropriate congres-
8 sional committees a report on the status of efforts to en-
9 sure that SWIFT has terminated the provision of financial
10 communications services to, and the enabling and facilita-
11 tion of access to such services for, the Central Bank of
12 Iran and Iranian financial institutions designated for the
13 imposition of sanctions pursuant to the International
14 Emergency Economic Powers Act (50 U.S.C. 1701 et
15 seq.).

16 (d) AUTHORIZATION FOR THE IMPOSITION OF SANC-
17 TIONS.—If, on or after the date that is 90 days after the
18 date of the enactment of this Act, a global financial com-
19 munications services provider has not terminated the pro-
20 vision of financial communications services to, and the en-
21 abling and facilitation of access to such services for, the
22 Central Bank of Iran and any financial institution de-
23 scribed in paragraph (2)(E)(ii) of section 104(c) of the
24 Comprehensive Iran Sanctions, Accountability, and Di-
25 vestment Act of 2010 (22 U.S.C. 8513(c)), the President

1 may impose sanctions pursuant to that section or the
2 International Emergency Economic Powers Act (50
3 U.S.C. 1701 et seq.) with respect to the financial commu-
4 nlications services provider and the directors of, and share-
5 holders with a significant interest in, the provider.

6 **SEC. 217. GOVERNMENT ACCOUNTABILITY OFFICE REPORT**

7 **ON FOREIGN ENTITIES THAT INVEST IN THE**
8 **ENERGY SECTOR OF IRAN OR EXPORT RE-**
9 **FINED PETROLEUM PRODUCTS TO IRAN.**

10 (a) INITIAL REPORT.—

11 (1) IN GENERAL.—Not later than 180 days
12 after the date of the enactment of this Act, the
13 Comptroller General of the United States shall sub-
14 mit to the appropriate congressional committees a
15 report—

16 (A) listing all foreign investors in the en-
17 ergy sector of Iran during the period specified
18 in paragraph (2), including—

19 (i) all entities that exported gasoline
20 and other refined petroleum products to
21 Iran;

22 (ii) all entities involved in providing
23 refined petroleum products to Iran, includ-
24 ing—

1 (I) entities that provided ships to
2 transport refined petroleum products
3 to Iran; and

4 (II) entities that provided insur-
5 ance or reinsurance for shipments of
6 refined petroleum products to Iran;
7 and

8 (iii) all entities involved in commercial
9 transactions of any kind, including joint
10 ventures anywhere in the world, with Ira-
11 nian energy companies; and

12 (B) identifying the countries in which gas-
13 oline and other refined petroleum products ex-
14 ported to Iran during the period specified in
15 paragraph (2) were produced or refined.

16 (2) PERIOD SPECIFIED.—The period specified
17 in this paragraph is the period beginning on Janu-
18 ary 1, 2006, and ending on the date that is 150
19 days after the date of the enactment of this Act.

20 (b) UPDATED REPORTS.—Not later than one year
21 after submitting the report required by subsection (a), and
22 annually thereafter, the Comptroller General of the United
23 States shall submit to the appropriate congressional com-
24 mittees a report containing the matters required in the
25 report under subsection (a)(1) for the one-year period be-

1 ginning on the date that is 30 days before the date on
2 which the preceding report was required to be submitted
3 by this section.

4 **SEC. 218. REPORTING ON THE IMPORTATION TO AND EX-**
5 **PORTATION FROM IRAN OF CRUDE OIL AND**
6 **REFINED PETROLEUM PRODUCTS.**

7 Section 110(b) of the Comprehensive Iran Sanctions,
8 Accountability, and Divestment Act of 2010 (22 U.S.C.
9 8518(b)) is amended by striking “a report containing the
10 matters” and all that follows through the period at the
11 end and inserting the following: “a report, covering the
12 180-day period beginning on the date that is 30 days be-
13 fore the date on which the preceding report was required
14 to be submitted by this section, that—

15 “(1) contains the matters required in the report
16 under subsection (a)(1); and

17 “(2) identifies—

18 “(A) the volume of crude oil and refined
19 petroleum products imported to and exported
20 from Iran (including through swaps and similar
21 arrangements);

22 “(B) the persons selling and transporting
23 crude oil and refined petroleum products de-
24 scribed in subparagraph (A), the countries with

1 primary jurisdiction over those persons, and the
2 countries in which those products were refined;

3 “(C) the sources of financing for imports
4 to Iran of crude oil and refined petroleum prod-
5 ucts described in subparagraph (A); and

6 “(D) the involvement of foreign persons in
7 efforts to assist Iran in—

8 “(i) developing upstream oil and gas
9 production capacity;

10 “(ii) importing advanced technology to
11 upgrade existing Iranian refineries;

12 “(iii) converting existing chemical
13 plants to petroleum refineries; or

14 “(iv) maintaining, upgrading, or ex-
15 panding refineries or constructing new re-
16 fineries.”.

1 **TITLE III—SANCTIONS WITH RE-**
2 **SPECT TO IRAN'S REVOLU-**
3 **TIONARY GUARD CORPS**

4 **Subtitle A—Identification of, and**
5 **Sanctions With Respect to, Offi-**
6 **cials, Agents, Affiliates, and**
7 **Supporters of Iran's Revolu-**
8 **tionary Guard Corps and Other**
9 **Sanctioned Persons**

10 **SEC. 301. IDENTIFICATION OF, AND IMPOSITION OF SANC-**
11 **TIONS WITH RESPECT TO, OFFICIALS,**
12 **AGENTS, AND AFFILIATES OF IRAN'S REVO-**
13 **LUTIONARY GUARD CORPS.**

14 (a) **IN GENERAL.**—Not later than 90 days after the
15 date of the enactment of this Act, and as appropriate
16 thereafter, the President shall—

17 (1) identify foreign persons that are officials,
18 agents, or affiliates of Iran's Revolutionary Guard
19 Corps; and

20 (2) for each foreign person identified under
21 paragraph (1) that is not already designated for the
22 imposition of sanctions pursuant to the International
23 Emergency Economic Powers Act (50 U.S.C. 1701
24 et seq.)—

4 (B) block and prohibit all transactions in
5 all property and interests in property of that
6 foreign person if such property and interests in
7 property are in the United States, come within
8 the United States, or are or come within the
9 possession or control of a United States person.

10 (b) PRIORITY FOR INVESTIGATION.—In identifying
11 foreign persons pursuant to subsection (a)(1) as officials,
12 agents, or affiliates of Iran’s Revolutionary Guard Corps,
13 the President shall give priority to investigating—

14 (1) foreign persons identified under section
15 560.304 of title 31, Code of Federal Regulations (re-
16 lating to the definition of the Government of Iran);
17 and

22 (c) SENSITIVE TRANSACTIONS AND ACTIVITIES DE-
23 SCRIBED.—A sensitive transaction or activity described in
24 this subsection is—

10 (3) a transaction relating to the manufacture,
11 procurement, or sale of goods, services, and tech-
12 nology relating to Iran's energy sector, including a
13 transaction relating to the development of the energy
14 resources of Iran, the exportation of petroleum prod-
15 ucts from Iran, the importation of refined petroleum
16 to Iran, or the development of refining capacity
17 available to Iran;

18 (4) a transaction relating to the manufacture,
19 procurement, or sale of goods, services, and tech-
20 nology relating to Iran's petrochemical sector; or

25 (d) EXCLUSION FROM UNITED STATES.—

10 (2) REGULATORY EXCEPTIONS TO COMPLY
11 WITH INTERNATIONAL OBLIGATIONS.—The require-
12 ment to deny visas to and exclude aliens from the
13 United States pursuant to paragraph (1) shall be
14 subject to such regulations as the President may
15 prescribe, including regulatory exceptions to permit
16 the United States to comply with the Agreement be-
17 tween the United Nations and the United States of
18 America regarding the Headquarters of the United
19 Nations, signed June 26, 1947, and entered into
20 force November 21, 1947, and other applicable
21 international obligations.

22 (e) WAIVER OF IMPOSITION OF SANCTIONS.—

1 (A) determines that it is in the national se-
2 curity interests of the United States to do so;
3 and

4 (B) submits to the appropriate congressional committees a report that—
5

6 (i) identifies the foreign person with
7 respect to which the waiver applies; and
8 (ii) sets forth the reasons for the de-
9 termination.

10 (2) FORM OF REPORT.—A report submitted
11 under paragraph (1)(B) shall be submitted in un-
12 classified form but may contain a classified annex.

13 (f) RULE OF CONSTRUCTION.—Nothing in this sec-
14 tion shall be construed to remove any sanction of the
15 United States in force with respect to Iran's Revolutionary
16 Guard Corps as of the date of the enactment of this Act.

17 SEC. 302. IDENTIFICATION OF, AND IMPOSITION OF SANC-

18 TIONS WITH RESPECT TO, PERSONS THAT
19 SUPPORT OR CONDUCT CERTAIN TRANS-
20 ACTIONS WITH IRAN'S REVOLUTIONARY
21 GUARD CORPS OR OTHER SANCTIONED PER-
22 SONS.

23 (a) IDENTIFICATION.—

24 (1) IN GENERAL.—Not later than 90 days after
25 the date of the enactment of this Act, and every 180

1 days thereafter, the President shall submit to the
2 appropriate congressional committees a report iden-
3 tifying foreign persons that the President deter-
4 mines, on or after the date of the enactment of this
5 Act, knowingly—

6 (A) materially assist, sponsor, or provide
7 financial, material, or technological support for,
8 or goods or services in support of, Iran's Revo-
9 lutionary Guard Corps or any of its officials,
10 agents, or affiliates the property and interests
11 in property of which are blocked pursuant to
12 the International Emergency Economic Powers
13 Act (50 U.S.C. 1701 et seq.);

14 (B) engage in a significant transaction or
15 transactions with Iran's Revolutionary Guard
16 Corps or any such official, agent, or affiliate; or
17 (C) engage in a significant transaction or
18 transactions with—

19 (i) a person subject to financial sanc-
20 tions pursuant to United Nations Security
21 Council Resolution 1737 (2006), 1747
22 (2007), 1803 (2008), or 1929 (2010), or
23 any other resolution that is adopted by the
24 Security Council and imposes sanctions

3 (ii) a person acting on behalf of or at
4 the direction of, or owned or controlled by,
5 a person described in clause (i).

12 (b) IMPOSITION OF SANCTIONS.—If the President de-
13 termines under subsection (a)(1) that a foreign person has
14 knowingly engaged in an activity described in that sub-
15 section, the President—

16 (1) shall impose 3 or more of the sanctions de-
17 scribed in section 6(a) of the Iran Sanctions Act of
18 1996, as amended by section 204 of this Act; and

23 (c) TERMINATION.—The President may terminate a
24 sanction imposed with respect to a foreign person pursu-

1 ant to subsection (b) if the President determines that the
2 person—

3 (1) no longer engages in the activity for which
4 the sanction was imposed; and

5 (2) has provided assurances to the President
6 that the person will not engage in any activity de-
7 scribed in subsection (a)(1) in the future.

8 (d) WAIVER OF IMPOSITION OF SANCTIONS.—

9 (1) IN GENERAL.—The President may waive
10 the imposition of sanctions under subsection (b) with
11 respect to a foreign person if the President—

12 (A)(i) determines that the person has
13 ceased the activity for which sanctions would
14 otherwise be imposed and has taken measures
15 to prevent a recurrence of the activity; or

16 (ii) determines that it is in the national se-
17 curity interests of the United States to do so;
18 and

19 (B) submits to the appropriate congres-
20 sional committees a report that—

21 (i) identifies the foreign person with
22 respect to which the waiver applies;

23 (ii) describes the activity that would
24 otherwise subject the foreign person to the

3 (iii) sets forth the reasons for the de-
4 termination.

8 (e) WAIVER OF IDENTIFICATIONS AND DESIGNA-
9 TIONS.—Notwithstanding any other provision of this sub-
10 title and subject to paragraph (2), the President shall not
11 be required to make any identification of a foreign person
12 under subsection (a) or any identification or designation
13 of a foreign person under section 301(a) if the Presi-
14 dent—

20 (2) notifies the appropriate congressional com-
21 mittees of the exercise of the authority provided
22 under this subsection.

23 (f) APPLICATION OF PROVISIONS OF IRAN SANCTUARY
24 TIONS ACT OF 1996.—The following provisions of the Iran
25 Sanctions Act of 1996, as amended by this Act, apply with

1 respect to the imposition under subsection (b)(1) of sanc-
2 tions relating to activities described in subsection (a)(1)
3 to the same extent that such provisions apply with respect
4 to the imposition of sanctions under section 5(a) of the
5 Iran Sanctions Act of 1996;

- 6 (1) Subsections (c) and (e) of section 4.
- 7 (2) Subsections (c), (d), and (f) of section 5.
- 8 (3) Section 8.
- 9 (4) Section 9.
- 10 (5) Section 11.
- 11 (6) Section 12.
- 12 (7) Subsection (b) of section 13.
- 13 (8) Section 14.

14 SEC. 303. RULE OF CONSTRUCTION.

Nothing in this subtitle shall be construed to limit the authority of the President to designate foreign persons for the imposition of sanctions pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.).

1 **Subtitle B—Additional Measures**
2 **Relating to Iran’s Revolutionary**
3 **Guard Corps**

4 **SEC. 311. EXPANSION OF PROCUREMENT PROHIBITION TO**
5 **FOREIGN PERSONS THAT ENGAGE IN CER-**
6 **TAIN TRANSACTIONS WITH IRAN’S REVOLU-**
7 **TIONARY GUARD CORPS.**

8 (a) IN GENERAL.—Section 6(b)(1) of the Iran San-
9 ctions Act of 1996 (Public Law 104–172; 50 U.S.C. 1701
10 note) is amended—

11 (1) by striking “Not later than 90 days” and
12 inserting the following:

13 “(A) CERTIFICATIONS RELATING TO AC-
14 TIVITIES DESCRIBED IN SECTION 5.—Not later
15 than 90 days”; and

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

17 “(B) CERTIFICATIONS RELATING TO
18 TRANSACTIONS WITH IRAN’S REVOLUTIONARY
19 GUARD CORPS.—Not later than 90 days after
20 the date of the enactment of the Iran Sanc-
21 tions, Accountability, and Human Rights Act of
22 2012, the Federal Acquisition Regulation shall
23 be revised to require a certification from each
24 person that is a prospective contractor that the
25 person, and any person owned or controlled by

1 the person, does not knowingly engage in a sig-
2 nificant transaction or transactions with Iran's
3 Revolutionary Guard Corps or any of its offi-
4 cials, agents, or affiliates the property and in-
5 terests in property of which are blocked pursu-
6 ant to the International Emergency Economic
7 Powers Act (50 U.S.C. 1701 et seq.).".

8 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

9 (1) Section 6(b) of the Iran Sanctions Act of
10 1996, as amended by subsection (a), is further
11 amended—

12 (A) in paragraph (1)(A), as redesignated,
13 by striking “issued pursuant to section 25 of
14 the Office of Federal Procurement Policy Act
15 (41 U.S.C. 421)”;

16 (B) in paragraph (2)—

17 (i) in subparagraph (A), by striking
18 “the revision” and inserting “the applica-
19 ble revision”; and

20 (ii) in subparagraph (B), by striking
21 “issued pursuant to section 25 of the Of-
22 fice of Federal Procurement Policy Act (41
23 U.S.C. 421)”;

24 (C) by striking paragraph (6) and insert-
25 ing the following:

1 “(6) DEFINITIONS.—In this subsection:

2 “(A) EXECUTIVE AGENCY.—The term ‘ex-
3 ecutive agency’ has the meaning given that
4 term in section 133 of title 41, United States
5 Code.

6 “(B) FEDERAL ACQUISITION REGULA-
7 TION.—The term ‘Federal Acquisition Regula-
8 tion’ means the regulation issued pursuant to
9 section 1303(a)(1) of title 41, United States
10 Code.”; and

11 (D) in paragraph (7)—

12 (i) by striking “The revisions to the
13 Federal Acquisition Regulation required
14 under paragraph (1)” and inserting the
15 following:

16 “(A) CERTIFICATIONS RELATING TO AC-
17 TIVITIES DESCRIBED IN SECTION 5.—The revi-
18 sions to the Federal Acquisition Regulation re-
19 quired under paragraph (1)(A)”;

20 (ii) by adding at the end the fol-
21 lowing:

22 “(B) CERTIFICATIONS RELATING TO
23 TRANSACTIONS WITH IRAN’S REVOLUTIONARY
24 GUARD CORPS.—The revisions to the Federal
25 Acquisition Regulation required under para-

1 graph (1)(B) shall apply with respect to con-
2 tracts for which solicitations are issued on or
3 after the date that is 90 days after the date of
4 the enactment of the Iran Sanctions, Account-
5 ability, and Human Rights Act of 2012.”.

6 (2) Section 101(3) of the Comprehensive Iran
7 Sanctions, Accountability, and Divestment Act of
8 2010 (22 U.S.C. 8511(3)) is amended by striking
9 “section 4 of the Office of Federal Procurement Pol-
10 icy Act (41 U.S.C. 403)” and inserting “section 133
11 of title 41, United States Code”.

12 **SEC. 312. DETERMINATIONS OF WHETHER THE NATIONAL**
13 **IRANIAN OIL COMPANY AND THE NATIONAL**
14 **IRANIAN TANKER COMPANY ARE AGENTS OR**
15 **AFFILIATES OF IRAN'S REVOLUTIONARY**
16 **GUARD CORPS.**

17 (a) IN GENERAL.—Section 104(c) of the Comprehen-
18 sive Iran Sanctions, Accountability, and Divestment Act
19 of 2010 (22 U.S.C. 8513(c)) is amended by adding at the
20 end the following:

21 “(4) DETERMINATIONS REGARDING NIOC AND
22 NITC.—

23 “(A) DETERMINATIONS.—For purposes of
24 paragraph (2)(E)(i), the Secretary of the
25 Treasury shall, not later than 60 days after the

1 date of the enactment of the Iran Sanctions,
2 Accountability, and Human Rights Act of
3 2012—

4 “(i) determine whether the NIOC or
5 the NITC is an agent or affiliate of Iran’s
6 Revolutionary Guard Corps; and

7 “(ii) submit to the appropriate con-
8 gressional committees a report on the de-
9 terminations made under clause (i), to-
10 gether with the reasons for those deter-
11 minations.

12 “(B) FORM OF REPORT.—A report sub-
13 mitted under subparagraph (A)(ii) shall be sub-
14 mitted in unclassified form but may contain a
15 classified annex.

16 “(C) APPLICABILITY WITH RESPECT TO
17 PETROLEUM TRANSACTIONS.—

18 “(i) APPLICATION OF SANCTIONS.—
19 Except as provided in clause (ii), the regu-
20 lations prescribed under paragraph (1)
21 shall apply to a transaction for the pur-
22 chase of petroleum or petroleum products
23 from, or to financial services relating to
24 such a transaction for, the NIOC or the
25 NITC on or after the date that is 180 days

1 after the date of the enactment of the Na-
2 tional Defense Authorization Act for Fiscal
3 Year 2012 (Public Law 112–81) only if
4 the President has determined, pursuant to
5 section 1245(d)(4)(B) of that Act, that
6 there is a sufficient supply of petroleum
7 and petroleum products produced in coun-
8 tries other than Iran to permit purchasers
9 of petroleum and petroleum products from
10 Iran to reduce significantly in volume their
11 purchases from Iran.

12 “(ii) EXCEPTION FOR CERTAIN COUN-
13 TRIES.—The regulations prescribed under
14 paragraph (1) shall not apply to a foreign
15 financial institution that facilitates a sig-
16 nificant transaction or transactions for the
17 purchase of petroleum or petroleum prod-
18 ucts from, or that provides significant fi-
19 nancial services relating to such a trans-
20 action for, the NIOC or the NITC if the
21 President determines and reports to Con-
22 gress, not later than 90 days after the date
23 on which the President makes the deter-
24 mination required by section
25 1245(d)(4)(B) of the National Defense Au-

10 “(D) DEFINITIONS.—In this paragraph:

15 (b) CONFORMING AMENDMENTS.—Section 104(g) of
16 the Comprehensive Iran Sanctions, Accountability, and
17 Divestment Act of 2010 (22 U.S.C. 8513(g)) is amended
18 by striking “subsection (c)(1)” each place it appears and
19 inserting “paragraph (1) or (4) of subsection (c)”.

1 **TITLE IV—MEASURES RELATING**
2 **TO HUMAN RIGHTS ABUSES**
3 **IN IRAN**

4 **Subtitle A—Expansion of Sanctions**
5 **Relating to Human Rights**
6 **Abuses in Iran**

7 **SEC. 401. IMPOSITION OF SANCTIONS WITH RESPECT TO**
8 **THE TRANSFER OF GOODS OR TECH-**
9 **NOLOGIES TO IRAN THAT ARE LIKELY TO BE**
10 **USED TO COMMIT HUMAN RIGHTS ABUSES.**

11 (a) IN GENERAL.—The Comprehensive Iran Sanc-
12 tions, Accountability, and Divestment Act of 2010 (22
13 U.S.C. 8501 et seq.) is amended by inserting after section
14 105 the following:

15 **“SEC. 105A. IMPOSITION OF SANCTIONS WITH RESPECT TO**
16 **THE TRANSFER OF GOODS OR TECH-**
17 **NOLOGIES TO IRAN THAT ARE LIKELY TO BE**
18 **USED TO COMMIT HUMAN RIGHTS ABUSES.**

19 “(a) IN GENERAL.—The President shall impose sanc-
20 tions in accordance with subsection (c) with respect to
21 each person on the list required by subsection (b).

22 “(b) LIST.—

23 “(1) IN GENERAL.—Not later than 90 days
24 after the date of the enactment of the Iran Sanc-
25 tions, Accountability, and Human Rights Act of

1 2012, the President shall submit to the appropriate
2 congressional committees a list of persons that the
3 President determines have knowingly engaged in an
4 activity described in paragraph (2) on or after such
5 date of enactment.

6 “(2) ACTIVITY DESCRIBED.—

7 “(A) IN GENERAL.—A person engages in
8 an activity described in this paragraph if the
9 person—

10 “(i) transfers, or facilitates the trans-
11 fer of, goods or technologies described in
12 subparagraph (C) to Iran; or

13 “(ii) provides services with respect to
14 goods or technologies described in subpara-
15 graph (C) after such goods or technologies
16 are transferred to Iran.

17 “(B) APPLICABILITY TO CONTRACTS AND
18 OTHER AGREEMENTS.—A person engages in an
19 activity described in subparagraph (A) without
20 regard to whether the activity is carried out
21 pursuant to a contract or other agreement en-
22 tered into before, on, or after the date of the
23 enactment of the Iran Sanctions, Account-
24 ability, and Human Rights Act of 2012.

1 “(C) GOODS OR TECHNOLOGIES DE-
2 SCRIBED.—Goods or technologies described in
3 this subparagraph are goods or technologies
4 that the President determines are likely to be
5 used by the Government of Iran or any of its
6 agencies or instrumentalities to commit serious
7 human rights abuses against the people of Iran,
8 including—

9 “(i) firearms or ammunition (as those
10 terms are defined in section 921 of title
11 18, United States Code), rubber bullets,
12 police batons, pepper or chemical sprays,
13 stun grenades, electroshock weapons, tear
14 gas, water cannons, or surveillance tech-
15 nology; or

16 “(ii) sensitive technology (as defined
17 in section 106(c)).

18 “(3) SPECIAL RULE TO ALLOW FOR TERMI-
19 NATION OF SANCTIONABLE ACTIVITY.—The Presi-
20 dent shall not be required to include a person on the
21 list required by paragraph (1) if the President cer-
22 tifies in writing to the appropriate congressional
23 committees that—

24 “(A) the person is no longer engaging in,
25 or has taken significant verifiable steps toward

4 “(B) the President has received reliable as-
5 surances that the person will not knowingly en-
6 gage in any activity described in paragraph (2)
7 in the future.

8 “(4) UPDATES OF LIST.—The President shall
9 submit to the appropriate congressional committees
10 an updated list under paragraph (1)—

11 “(A) each time the President is required to
12 submit an updated list to those committees
13 under section 105(b)(2)(A); and

16 “(5) FORM OF REPORT; PUBLIC AVAIL-
17 ABILITY.—

1 “(c) APPLICATION OF SANCTIONS.—

2 “(1) IN GENERAL.—Subject to paragraph (2),
3 the President shall impose sanctions described in
4 section 105(c) with respect to a person on the list
5 required by subsection (b).

6 “(2) TRANSFERS TO IRAN’S REVOLUTIONARY
7 GUARD CORPS.—In the case of a person on the list
8 required by subsection (b) for transferring, or facilita-
9 ting the transfer of, goods or technologies de-
10 scribed in subsection (b)(2)(C) to Iran’s Revolu-
11 tionary Guard Corps, or providing services with re-
12 spect to such goods or technologies after such goods
13 or technologies are transferred to Iran’s Revolu-
14 tionary Guard Corps, the President shall—

15 “(A) impose sanctions described in section
16 105(c) with respect to the person; and

17 “(B) impose such other sanctions from
18 among the sanctions described in section 6(a)
19 of the Iran Sanctions Act of 1996 (Public Law
20 104–172; 50 U.S.C. 1701 note) as the Presi-
21 dent determines appropriate.”.

22 (b) CLERICAL AMENDMENT.—The table of contents
23 for the Comprehensive Iran Sanctions, Accountability, and
24 Divestment Act of 2010 is amended by inserting after the
25 item relating to section 105 the following:

“See. 105A. Imposition of sanctions with respect to the transfer of goods or technologies to Iran that are likely to be used to commit human rights abuses.”.

1 **SEC. 402. IMPOSITION OF SANCTIONS WITH RESPECT TO**
2 **PERSONS WHO ENGAGE IN CENSORSHIP OR**
3 **OTHER RELATED ACTIVITIES AGAINST CITI-**
4 **ZENS OF IRAN.**

5 (a) **IN GENERAL.**—The Comprehensive Iran Sanc-
6 tions, Accountability, and Divestment Act of 2010 (22
7 U.S.C. 8501 et seq.), as amended by section 401, is fur-
8 ther amended by inserting after section 105A the fol-
9 lowing:

10 **“SEC. 105B. IMPOSITION OF SANCTIONS WITH RESPECT TO**
11 **PERSONS WHO ENGAGE IN CENSORSHIP OR**
12 **OTHER RELATED ACTIVITIES AGAINST CITI-**
13 **ZENS OF IRAN.**

14 “(a) **IN GENERAL.**—The President shall impose sanc-
15 tions described in section 105(c) with respect to each per-
16 son on the list required by subsection (b).

17 “(b) **LIST OF PERSONS WHO ENGAGE IN CENSOR-**
18 **SHIP.**—

19 “(1) **IN GENERAL.**—Not later than 90 days
20 after the date of the enactment of the Iran Sanc-
21 tions, Accountability, and Human Rights Act of
22 2012, the President shall submit to the appropriate
23 congressional committees a list of persons that the
24 President determines have engaged in censorship or

1 other activities that prohibit, limit, or penalize the
2 exercise of freedom of expression or assembly by citi-
3 zens of Iran.

4 “(2) APPLICABILITY.—Paragraph (1) applies
5 with respect to censorship or other activities de-
6 scribed in that paragraph that are—

7 “(A) commenced on or after the date of
8 the enactment of the Iran Sanctions, Account-
9 ability, and Human Rights Act of 2012; or

10 “(B) commenced before such date of enact-
11 ment, if such activities continue on or after
12 such date of enactment.

13 “(3) UPDATES OF LIST.—The President shall
14 submit to the appropriate congressional committees
15 an updated list under paragraph (1)—

16 “(A) each time the President is required to
17 submit an updated list to those committees
18 under section 105(b)(2)(A); and

19 “(B) as new information becomes avail-
20 able.

21 “(4) FORM OF REPORT; PUBLIC AVAIL-
22 ABILITY.—

23 “(A) FORM.—The list required by para-
24 graph (1) shall be submitted in unclassified
25 form but may contain a classified annex.

1 “(B) PUBLIC AVAILABILITY.—The unclas-
2 sified portion of the list required by paragraph
3 (1) shall be made available to the public and
4 posted on the websites of the Department of the
5 Treasury and the Department of State.”.

6 (b) CLERICAL AMENDMENT.—The table of contents
7 for the Comprehensive Iran Sanctions, Accountability, and
8 Divestment Act of 2010, as amended by section 401, is
9 further amended by inserting after the item relating to
10 section 105A the following:

“Sec. 105B. Imposition of sanctions with respect to persons who engage in cen-
sorship or other related activities against citizens of Iran.”.

11 (c) CONFORMING AMENDMENTS.—Section 401(b)(1)
12 of the Comprehensive Iran Sanctions, Accountability, and
13 Divestment Act of 2010 (22 U.S.C. 8551(b)(1)) is amend-
14 ed—

15 (1) by inserting “, 105A(a), or 105B(a)” after
16 “105(a)”; and

17 (2) by inserting “, 105A(b), or 105B(b)” after
18 “105(b)”.
19

1 **Subtitle B—Additional Measures to** 2 **Promote Human Rights in Iran**

3 **SEC. 411. EXPEDITED CONSIDERATION OF REQUESTS FOR** 4 **AUTHORIZATION OF CERTAIN HUMAN** 5 **RIGHTS-, HUMANITARIAN-, AND DEMOCRACY-** 6 **RELATED ACTIVITIES WITH RESPECT TO** 7 **IRAN.**

8 (a) REQUIREMENT.—The Office of Foreign Assets
9 Control, in consultation with the Department of State,
10 shall establish an expedited process for the consideration
11 of complete requests for authorization to engage in human
12 rights-, humanitarian-, or democracy-related activities re-
13 lating to Iran that are submitted by—

14 (1) entities receiving funds from the Depart-
15 ment of State to engage in the proposed activity;
16 (2) the Broadcasting Board of Governors; and
17 (3) other appropriate agencies of the United
18 States Government.

19 (b) PROCEDURES.—Requests for authorization under
20 subsection (a) shall be submitted to the Office of Foreign
21 Assets Control in conformance with the agency's regula-
22 tions, including section 501.801 of title 31, Code of Fed-
23 eral Regulations (commonly known as the Reporting, Pro-
24 cedures and Penalties Regulations). Applicants must fully
25 disclose the parties to the transactions as well as describe

1 the activities to be undertaken. License applications in-
2 volving the exportation or reexportation of goods, tech-
3 nology, or software to Iran must provide a copy of an offi-
4 cial Commodity Classification issued by the Department
5 of Commerce, Bureau of Industry and Security, as part
6 of the license application.

7 (c) FOREIGN POLICY REVIEW.—The Department of
8 State shall complete a foreign policy review of a request
9 for authorization under subsection (a) not later than 30
10 days after the request is referred to the Department by
11 the Office of Foreign Assets Control.

12 (d) LICENSE DETERMINATIONS.—License determina-
13 tions for complete requests for authorization under sub-
14 section (a) shall be made not later than 90 days after re-
15 ceipt by the Office of Foreign Assets Control, with the
16 following exceptions:

17 (1) Any requests involving the exportation or
18 reexportation to Iran of goods, technology, or soft-
19 ware listed on the Commerce Control List main-
20 tained pursuant to part 774 of the Export Adminis-
21 tration Regulations shall be processed in a manner
22 consistent with the Iran-Iraq Arms Non-Prolifera-
23 tion Act of 1992 (title XVI of Public Law 102-484)
24 and other applicable provisions of law.

3 (e) REGULATIONS.—The Secretary of the Treasury
4 may prescribe such regulations as are appropriate to carry
5 out this section.

6 SEC. 412. COMPREHENSIVE STRATEGY TO PROMOTE
7 INTERNET FREEDOM AND ACCESS TO INFOR-
8 MATION IN IRAN.

9 Not later than 90 days after the date of the enact-
10 ment of this Act, the President shall submit to the appro-
11 priate congressional committees a comprehensive strategy
12 developed in consultation with the Department of State,
13 the Department of the Treasury, and other Federal agen-
14 cies, as appropriate, to—

15 (1) assist the people of Iran to produce, access,
16 and share information freely and safely via the
17 Internet, including in Farsi and regional languages;

18 (2) support the development of counter-censor-
19 ship technologies that enable the citizens of Iran to
20 undertake Internet activities without interference
21 from the Government of Iran;

22 (3) increase the capabilities and availability of
23 secure communications through connective tech-
24 nology among human rights and democracy activists
25 in Iran;

1 (4) provide resources for digital safety training
2 for media and academic and civil society organiza-
3 tions in Iran;

4 (5) provide accurate and substantive Internet
5 content in local languages in Iran;

6 (6) increase emergency resources for the most
7 vulnerable human rights advocates seeking to orga-
8 nize, share information, and support human rights
9 in Iran;

17 (8) expand activities to safely assist and train
18 human rights, civil society, and democracy activists
19 in Iran to operate effectively and securely;

20 (9) identify and utilize all available resources to
21 overcome attempts by the Government of Iran to
22 jam or otherwise deny international satellite broad-
23 casting signals; and

1 (10) expand worldwide United States embassy
2 and consulate programming for and outreach to Ira-
3 nian dissident communities.

4 SEC. 413. SENSE OF CONGRESS ON POLITICAL PRISONERS.

5 It is the sense of Congress that—

6 (1) the Secretary of State should support ef-
7 forts to research and identify prisoners of conscience
8 and cases of human rights abuses in Iran;

9 (2) the United States Government should—

10 (A) offer refugee status or political asylum
11 in the United States to political dissidents in
12 Iran if requested and consistent with the laws
13 and national security interests of the United
14 States; and

15 (B) offer to assist, through the United Na-
16 tions High Commissioner for Refugees, with the
17 relocation of such political prisoners to other
18 countries if requested, as appropriate and with
19 appropriate consideration for United States na-
20 tional security interests; and

1 appropriate and if requested by the dissidents or
2 prisoners themselves or their families.

3 **TITLE V—MISCELLANEOUS**

4 **SEC. 501. EXCLUSION OF CITIZENS OF IRAN SEEKING EDU-**
5 **CATION RELATING TO THE NUCLEAR AND EN-**
6 **ERGY SECTORS OF IRAN.**

7 (a) IN GENERAL.—The Secretary of State shall deny
8 a visa to, and the Secretary of Homeland Security shall
9 exclude from the United States, any alien who is a citizen
10 of Iran that the Secretary of State determines seeks to
11 enter the United States to participate in coursework at
12 an institution of higher education (as defined in section
13 101(a) of the Higher Education Act of 1965 (20 U.S.C.
14 1001(a))) to prepare the alien for a career in the energy
15 sector of Iran or in nuclear science or nuclear engineering
16 or a related field in Iran.

17 (b) APPLICABILITY.—Subsection (a) applies with re-
18 spect to visa applications filed on or after the date of the
19 enactment of this Act.

20 **SEC. 502. TECHNICAL CORRECTION.**

21 (a) IN GENERAL.—Section 1245(d)(2) of the Na-
22 tional Defense Authorization Act for Fiscal Year 2012
23 (Public Law 112–81) is amended—

24 (1) in the paragraph heading, by inserting “AG-
25 RICULTURAL COMMODITIES,” after “SALES OF”; and

3 (b) EFFECTIVE DATE.—The amendments made by
4 subsection (a) shall take effect as if included in the Na-
5 tional Defense Authorization Act for Fiscal Year 2012
6 (Public Law 112–81).

7 SEC. 503. INTERESTS IN FINANCIAL ASSETS OF IRAN.

8 (a) INTERESTS IN BLOCKED ASSETS.—Notwith-
9 standing any other provision of law, and preempting any
10 inconsistent provision of State law, the property interest
11 of Iran in a blocked asset shall include an interest in prop-
12 erty of any nature whatsoever, direct or indirect, including
13 any direct or indirect interest in securities or other finan-
14 cial assets immobilized or in any other manner held in
15 book entry form and credited to a securities account in
16 the United States and the proceeds thereof, or in any
17 funds transfers held in a United States financial institu-
18 tion. The property interest of Iran in securities or other
19 financial assets immobilized or in any other manner held
20 in book entry form and credited to a securities account
21 in the United States and proceeds thereof shall be deemed
22 to exist at every tier of securities intermediary necessary
23 to hold an interest in any such securities or other financial
24 assets. The property interest of Iran in a funds transfer

1 shall exist at any intermediary bank necessary to complete
2 such funds transfer.

3 (b) PROPERTY IN THE UNITED STATES OF IRAN.—
4 Notwithstanding any other provision of law, and pre-
5 empting any inconsistent provision of State law, the prop-
6 erty, including any interest in the property, of Iran shall
7 be deemed to be property in the United States of Iran
8 if—

9 (1) that property is an interest, held directly or
10 indirectly for the benefit of Iran or for the benefit
11 of any securities intermediary that directly or indi-
12 rectly holds the interest for the benefit of Iran, in
13 securities or other financial assets that are rep-
14 resented by certificates or are in other physical form
15 and are immobilized, custodized, or held for safe-
16 keeping or any other reason in the United States; or

17 (2) that property is an interest in securities or
18 other financial assets held in book entry form or oth-
19 erwise, and credited to a securities account in the
20 United States by any securities intermediary directly
21 or indirectly for the benefit of Iran or for the benefit
22 of any other securities intermediary that directly or
23 indirectly holds the interest for the benefit of Iran.

24 (c) DETERMINATION OF WHETHER SECURITIES OR
25 OTHER ASSETS ARE HELD OR CREDITED TO A SECURI-

1 TIES ACCOUNT IN THE UNITED STATES.—For purposes
2 of this section, an interest in securities or other financial
3 assets is held and credited to a securities account in the
4 United States by a securities intermediary if the securities
5 intermediary is located in the United States. A securities
6 intermediary is conclusively presumed to be located in the
7 United States if it is regulated in its capacity as a securi-
8 ties intermediary under the laws of the United States.

9 (d) COMMERCIAL ACTIVITY IN THE UNITED
10 STATES.—Notwithstanding any other provision of law, the
11 ownership by Iran, or its central bank or monetary author-
12 ity, of any property, including the interest in property de-
13 scribed in paragraphs (1) and (2) of subsection (b), or
14 any other interest in property, shall be deemed to be com-
15 mercial activity in the United States and that property,
16 including any interest in that property, shall be deemed
17 not to be held for the central bank's or monetary
18 authority's own account.

19 (e) APPLICABILITY.—This section applies to all at-
20 tachments and proceedings in aid of execution issued or
21 obtained before, on, or after the date of the enactment
22 of this Act with respect to judgments entered against Iran
23 for damages for personal injury or death caused by an
24 act of torture, extrajudicial killing, aircraft sabotage, or

1 hostage-taking, or the provision of material support or re-
2 sources for such an act.

3 (f) DEFINITIONS.—In this section:

4 (1) BLOCKED ASSET.—The term “blocked
5 asset”—

6 (A) means any asset seized or frozen by
7 the United States under section 5(b) of the
8 Trading With the Enemy Act (50 U.S.C. App.
9 5(b)) or under section 202 or 203 of the Inter-
10 national Emergency Economic Powers Act (50
11 U.S.C. 1701 and 1702); and

12 (B) does not include property that—

13 (i) is subject to a license issued by the
14 United States Government for final pay-
15 ment, transfer, or disposition by or to a
16 person subject to the jurisdiction of the
17 United States in connection with a trans-
18 action for which the issuance of the license
19 has been specifically required by a provi-
20 sion of law other than the International
21 Emergency Economic Powers Act (50
22 U.S.C. 1701 et seq.) or the United Nations
23 Participation Act of 1945 (22 U.S.C. 287
24 et seq.); or

1 (ii) is property subject to the Vienna
2 Convention on Diplomatic Relations or the
3 Vienna Convention on Consular Relations,
4 or that enjoys equivalent privileges and im-
5 munities under the laws of the United
6 States, and is being used exclusively for
7 diplomatic or consular purposes.

10 (A) a clearing agency (as defined in section
11 3(a)(23) of the Securities Exchange Act of
12 1934 (15 U.S.C. 78c(a)(23)));

13 (B) a Federal reserve bank; or

14 (C) any other person that provides clear-
15 ance or settlement services with respect to fi-
16 nancial assets that would require it to register
17 as a clearing agency under the Federal securi-
18 ties laws but for an exclusion or exemption
19 from the registration requirement under section
20 3(a)(23)(B) of the Securities Exchange Act of
21 1934, if its activities as a clearing corporation,
22 including promulgation of rules, are subject to
23 regulation by a Federal or State governmental
24 authority.

20 (6) SECURITIES INTERMEDIARY.—The term
21 “securities intermediary” means—

22 (A) a clearing corporation; or
23 (B) a person, including a bailee
24 that in the ordinary course of

1 maintains securities accounts for others and is
2 acting in that capacity.

7 SEC. 504. REPORT ON MEMBERSHIP OF IRAN IN INTER-
8 NATIONAL ORGANIZATIONS.

9 Not later than 180 days after the date of the enact-
10 ment of this Act, and annually thereafter not later than
11 September 1, the Secretary of State shall submit to Con-
12 gress a report listing the international organizations of
13 which Iran is a member and detailing the amount that
14 the United States contributes to each such organization
15 on an annual basis.

18 SEC. 601. TECHNICAL IMPLEMENTATION; PENALTIES.

19 (a) IMPLEMENTATION.—The President may exercise
20 all authorities provided under sections 203 and 205 of the
21 International Emergency Economic Powers Act (50
22 U.S.C. 1702 and 1704) to carry out—
23 (1) sections 211, 213, and 216, subtitle A of
24 title III, and title VII of this Act; and

5 (b) PENALTIES.—

16 (2) PROVISIONS SPECIFIED.—The provisions
17 specified in this paragraph are the following:

18 (A) Sections 211 and 216, subtitle A of
19 title III, and title VII of this Act.

20 (B) Sections 105A and 105B of the Com-
21 prehensive Iran Sanctions, Accountability, and
22 Divestment Act of 2010, as added by subtitle A
23 of title IV of this Act.

1 **SEC. 602. APPLICABILITY TO CERTAIN INTELLIGENCE AC-**
2 **TIVITIES.**

3 Nothing in this Act or the amendments made by this
4 Act shall apply to the authorized intelligence activities of
5 the United States.

6 **SEC. 603. TERMINATION.**

7 The provisions of sections 211, 213, 215, 216, 217,
8 and 501, title I, and subtitle A of title III shall terminate
9 on the date that is 30 days after the date on which the
10 President makes the certification described in section
11 401(a) of the Comprehensive Iran Sanctions, Account-
12 ability, and Divestment Act of 2010 (22 U.S.C. 8551(a)).

13 **TITLE VII—SANCTIONS WITH RE-
14 SPECT TO HUMAN RIGHTS
15 ABUSES IN SYRIA**

16 **SEC. 701. SHORT TITLE.**

17 This title may be cited as the “Syria Human Rights
18 Accountability Act of 2012”.

19 **SEC. 702. IMPOSITION OF SANCTIONS WITH RESPECT TO**
20 **CERTAIN PERSONS WHO ARE RESPONSIBLE**
21 **FOR OR COMPLICIT IN HUMAN RIGHTS**
22 **ABUSES COMMITTED AGAINST CITIZENS OF**
23 **SYRIA OR THEIR FAMILY MEMBERS.**

24 (a) **IN GENERAL.**—The President shall impose sanc-
25 tions described in subsection (c) with respect to each per-
26 son on the list required by subsection (b).

1 (b) LIST OF PERSONS WHO ARE RESPONSIBLE FOR
2 OR COMPLICIT IN CERTAIN HUMAN RIGHTS ABUSES.—

3 (1) IN GENERAL.—Not later than 90 days after
4 the date of the enactment of this Act, the President
5 shall submit to the appropriate congressional com-
6 mittees a list of persons who are officials of the Gov-
7 ernment of Syria or persons acting on behalf of that
8 Government that the President determines, based on
9 credible evidence, are responsible for or complicit in,
10 or responsible for ordering, controlling, or otherwise
11 directing, the commission of serious human rights
12 abuses against citizens of Syria or their family mem-
13 bers, regardless of whether such abuses occurred in
14 Syria.

15 (2) UPDATES OF LIST.—The President shall
16 submit to the appropriate congressional committees
17 an updated list under paragraph (1)—

18 (A) not later than 270 days after the date
19 of the enactment of this Act and every 180
20 days thereafter; and

21 (B) as new information becomes available.

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

23 (A) FORM.—The list required by para-
24 graph (1) shall be submitted in unclassified
25 form but may contain a classified annex.

14 (c) SANCTIONS DESCRIBED.—The sanctions de-
15 scribed in this subsection are sanctions pursuant to the
16 International Emergency Economic Powers Act (50
17 U.S.C. 1701 et seq.), including blocking of property and
18 restrictions or prohibitions on financial transactions and
19 the exportation and importation of property, subject to
20 such regulations as the President may prescribe.

1 **SEC. 703. IMPOSITION OF SANCTIONS WITH RESPECT TO**
2 **THE TRANSFER OF GOODS OR TECH-**
3 **NOLOGIES TO SYRIA THAT ARE LIKELY TO BE**
4 **USED TO COMMIT HUMAN RIGHTS ABUSES.**

5 (a) **IN GENERAL.**—The President shall impose sanc-
6 tions described in section 702(c) with respect to—

7 (1) each person on the list required by sub-
8 section (b); and

9 (2) any person that—

10 (A) is a successor entity to a person on the
11 list;

12 (B) owns or controls a person on the list,
13 if the person that owns or controls the person
14 on the list had actual knowledge or should have
15 known that the person on the list engaged in
16 the activity described in subsection (b)(2) for
17 which the person was included in the list; or

18 (C) is owned or controlled by, or under
19 common ownership or control with, the person
20 on the list, if the person owned or controlled by,
21 or under common ownership or control with (as
22 the case may be), the person on the list know-
23 ingly engaged in the activity described in sub-
24 section (b)(2) for which the person was included
25 in the list.

26 (b) **LIST.**—

8 (2) ACTIVITY DESCRIBED.—

12 (i) transfers, or facilitates the transfer
13 of, goods or technologies described in sub-
14 paragraph (C) to Syria; or

19 (B) APPLICABILITY TO CONTRACTS AND
20 OTHER AGREEMENTS.—A person engages in an
21 activity described in subparagraph (A) without
22 regard to whether the activity is carried out
23 pursuant to a contract or other agreement en-
24 tered into before, on, or after the date of the
25 enactment of this Act.

1 (C) GOODS OR TECHNOLOGIES DE-
2 SCRIBED.—Goods or technologies described in
3 this subparagraph are goods or technologies
4 that the President determines are likely to be
5 used by the Government of Syria or any of its
6 agencies or instrumentalities to commit human
7 rights abuses against the people of Syria, in-
8 cluding—

17 (D) SENSITIVE TECHNOLOGY DEFINED —

24 (I) to restrict the free flow of un-
25 biased information in Syria; or

1 (II) to disrupt, monitor, or other-
2 wise restrict speech of the people of
3 Syria.

4 (ii) EXCEPTION.—The term “sensitive
5 technology” does not include information
6 or informational materials the exportation
7 of which the President does not have the
8 authority to regulate or prohibit pursuant
9 to section 203(b)(3) of the International
10 Emergency Economic Powers Act (50
11 U.S.C. 1702(b)(3)).

18 (A) the person is no longer engaging in, or
19 has taken significant verifiable steps toward
20 stopping, the activity described in paragraph
21 (2) for which the President would otherwise
22 have included the person on the list; and
23 (B) the President has received reliable as-
24 surances that the person will not knowingly en-

1 gage in any activity described in paragraph (2)
2 in the future.

3 (4) UPDATES OF LIST.—The President shall
4 submit to the appropriate congressional committees
5 an updated list under paragraph (1)—

6 (A) not later than 270 days after the date
7 of the enactment of this Act and every 180
8 days thereafter; and

9 (B) as new information becomes available.

10 (5) FORM OF REPORT; PUBLIC AVAILABILITY.—

11 (A) FORM.—The list required by para-
12 graph (1) shall be submitted in unclassified
13 form but may contain a classified annex.

14 (B) PUBLIC AVAILABILITY.—The unclassi-
15 fied portion of the list required by paragraph
16 (1) shall be made available to the public and
17 posted on the websites of the Department of the
18 Treasury and the Department of State.

19 **SEC. 704. IMPOSITION OF SANCTIONS WITH RESPECT TO**
20 **PERSONS WHO ENGAGE IN CENSORSHIP OR**
21 **OTHER FORMS OF REPRESSION IN SYRIA.**

22 (a) IN GENERAL.—The President shall impose sanc-
23 tions described in section 702(c) with respect to each per-
24 son on the list required by subsection (b).

1 (b) LIST OF PERSONS WHO ENGAGE IN CENSOR-
2 SHIP.—

3 (1) IN GENERAL.—Not later than 90 days after
4 the date of the enactment of this Act, the President
5 shall submit to the appropriate congressional com-
6 mittees a list of persons that the President deter-
7 mines have engaged in censorship, or activities relat-
8 ing to censorship, in a manner that prohibits, limits,
9 or penalizes the legitimate exercise of freedom of ex-
10 pression by citizens of Syria.

11 (2) UPDATES OF LIST.—The President shall
12 submit to the appropriate congressional committees
13 an updated list under paragraph (1)—

14 (A) not later than 270 days after the date
15 of the enactment of this Act and every 180
16 days thereafter; and

17 (B) as new information becomes available.

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

19 (A) FORM.—The list required by para-
20 graph (1) shall be submitted in unclassified
21 form but may contain a classified annex.

22 (B) PUBLIC AVAILABILITY.—The unclassi-
23 fied portion of the list required by paragraph
24 (1) shall be made available to the public and

1 posted on the websites of the Department of the
2 Treasury and the Department of State.

3 **SEC. 705. WAIVER.**

4 The President may waive the requirement to include
5 a person on a list required by section 702, 703, or 704
6 or to impose sanctions pursuant to any such section if the
7 President—

8 (1) determines that such a waiver is in the na-
9 tional security interests of the United States; and
10 (2) submits to the appropriate congressional
11 committees a report on the reasons for that deter-
12 mination.

13 **SEC. 706. TERMINATION.**

14 (a) **IN GENERAL.**—The provisions of this title and
15 any sanctions imposed pursuant to this title shall termi-
16 nate on the date on which the President submits to the
17 appropriate congressional committees—

18 (1) the certification described in subsection (b);
19 and

20 (2) a certification that—

21 (A) the Government of Syria is democrat-
22 ically elected and representative of the people of
23 Syria; or

24 (B) a legitimate transitional government of
25 Syria is in place.

1 (b) CERTIFICATION DESCRIBED.—A certification de-
2 scribed in this subsection is a certification by the Presi-
3 dent that the Government of Syria—

4 (1) has unconditionally released all political
5 prisoners;

6 (2) has ceased its practices of violence, unlawful
7 detention, torture, and abuse of citizens of Syria en-
8 gaged in peaceful political activity;

9 (3) has ceased its practice of procuring sensitive
10 technology designed to restrict the free flow of unbi-
11 ased information in Syria, or to disrupt, monitor, or
12 otherwise restrict the right of citizens of Syria to
13 freedom of expression;

14 (4) has ceased providing support for foreign
15 terrorist organizations and no longer allows such or-
16 ganizations, including Hamas, Hezbollah, and Pales-
17 tinian Islamic Jihad, to maintain facilities in terri-
18 tory under the control of the Government of Syria;
19 and

20 (5) has ceased the development and deployment
21 of medium- and long-range surface-to-surface bal-
22 listic missiles;

23 (6) is not pursuing or engaged in the research,
24 development, acquisition, production, transfer, or de-
25 ployment of biological, chemical, or nuclear weapons,

1 and has provided credible assurances that it will not
2 engage in such activities in the future; and

3 (7) has agreed to allow the United Nations and
4 other international observers to verify that the Gov-
5 ernment of Syria is not engaging in such activities
6 and to assess the credibility of the assurances pro-
7 vided by that Government.

8 (c) SUSPENSION OF SANCTIONS AFTER ELECTION OF
9 DEMOCRATIC GOVERNMENT.—If the President submits to
10 the appropriate congressional committees the certification
11 described in subsection (a)(2), the President may suspend
12 the provisions of this title and any sanctions imposed
13 under this title for not more than one year to allow time
14 for a certification described in subsection (b) to be sub-
15 mitted.

Calendar No. 320

112TH CONGRESS
2D SESSION
S. 2101

A BILL

To strengthen the multilateral sanctions regime with respect to Iran, to expand sanctions relating to the energy sector of Iran, the proliferation of weapons of mass destruction by Iran, and human rights abuses in Iran, and for other purposes.

FEBRUARY 13, 2012

Read twice and placed on the calendar