

115TH CONGRESS
2D SESSION

S. 3336

To strengthen the North Atlantic Treaty Organization, to combat international cybercrime, and to impose additional sanctions with respect to the Russian Federation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2018

Mr. GRAHAM (for himself, Mr. MENENDEZ, Mr. GARDNER, Mr. CARDIN, Mr. MCCAIN, and Mrs. SHAHEEN) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To strengthen the North Atlantic Treaty Organization, to combat international cybercrime, and to impose additional sanctions with respect to the Russian Federation, and for other purposes.

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

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

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Defending American Security from Kremlin Aggression
6 Act of 2018”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Sense of Congress.
- Sec. 3. Statement of policy on Crimea.

TITLE I—MATTERS RELATING TO NORTH ATLANTIC TREATY ORGANIZATION

Subtitle A—Opposition of the Senate to Withdrawal From NATO

- Sec. 101. Opposition of the Senate to withdrawal from North Atlantic Treaty.
- Sec. 102. Limitation on use of funds.
- Sec. 103. Authorization for Senate Legal Counsel to represent Senate in opposition to withdrawal from the North Atlantic Treaty.
- Sec. 104. Reporting requirement.

Subtitle B—Strengthening the NATO Alliance

- Sec. 111. Report on NATO alliance resilience and United States diplomatic posture.
- Sec. 112. Expedited NATO excess defense articles transfer program.
- Sec. 113. Appropriate congressional committees defined.

TITLE II—MATTERS RELATING TO THE DEPARTMENT OF STATE

Subtitle A—Public Diplomacy Modernization

- Sec. 201. Avoiding duplication of programs and efforts.
- Sec. 202. Improving research and evaluation of public diplomacy.

Subtitle B—Other Matters

- Sec. 211. Department of State responsibilities with respect to cyberspace policy.
- Sec. 212. Sense of Congress.

TITLE III—CHEMICAL WEAPONS NONPROLIFERATION

- Sec. 301. Short title.
- Sec. 302. Findings.
- Sec. 303. Statement of policy.
- Sec. 304. Report on use of chemical weapons by the Russian Federation.
- Sec. 305. Authorization of appropriations.
- Sec. 306. Chemical Weapons Convention defined.

TITLE IV—INTERNATIONAL CYBERCRIME PREVENTION ACT

- Sec. 401. Short title.
- Sec. 402. Predicate offenses.
- Sec. 403. Forfeiture.
- Sec. 404. Shutting down botnets.
- Sec. 405. Aggravated damage to a critical infrastructure computer.
- Sec. 406. Stopping trafficking in botnets; forfeiture.

TITLE V—COMBATING ELECTION INTERFERENCE

- Sec. 501. Prohibition on interference with voting systems.
- Sec. 502. Inadmissibility of aliens seeking to interfere in United States elections.

TITLE VI—SANCTIONS WITH RESPECT TO THE RUSSIAN FEDERATION

Subtitle A—Expansion of Countering America’s Adversaries Through Sanctions Act

- Sec. 601. Imposition of additional sanctions with respect to the Russian Federation.
- Sec. 602. Congressional review and continued applicability of sanctions under the Sergei Magnitsky Rule of Law Accountability Act of 2012.

Subtitle B—Coordination With the European Union

- Sec. 611. Sense of Congress on coordination with allies with respect to sanctions with respect to the Russian Federation.
- Sec. 612. Office of Sanctions Coordination of the Department of State.
- Sec. 613. Report on coordination of sanctions between the United States and European Union.

Subtitle C—Reports Relating to Sanctions With Respect to the Russian Federation

- Sec. 621. Definitions.
- Sec. 622. Updated report on oligarchs and parastatal entities of the Russian Federation.
- Sec. 623. Report on the personal net worth and assets of Vladimir Putin.
- Sec. 624. Report on section 224 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 625. Report on section 225 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 626. Report on section 226 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 627. Report on section 228 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 628. Report on section 233 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 629. Report on section 234 of the Countering America’s Adversaries Through Sanctions Act.

Subtitle D—General Provisions

- Sec. 631. Exception relating to activities of the National Aeronautics and Space Administration.
- Sec. 632. Rule of construction.

TITLE VII—OTHER MATTERS RELATING TO THE RUSSIAN FEDERATION

- Sec. 701. Determination on designation of the Russian Federation as a state sponsor of terrorism.
- Sec. 702. Expansion of geographic targeting orders of Financial Crimes Enforcement Network.
- Sec. 703. Extension of limitations on importation of uranium from Russian Federation.
- Sec. 704. Establishment of a National Fusion Center to respond to threats from the Government of the Russian Federation.
- Sec. 705. Countering Russian Influence Fund.

Sec. 706. Coordinating aid and assistance across Europe and Eurasia.

Sec. 707. Addressing abuse and misuse by the Russian Federation of INTERPOL red notices and red diffusions.

Sec. 708. Report on accountability for war crimes and crimes against humanity by the Russian Federation in Syria.

Sec. 709. Report on activities of the Russian Federation in Syria.

Sec. 710. Sense of Congress on responsibility of technology companies for state-sponsored disinformation.

1 SEC. 2. SENSE OF CONGRESS.

2 It is the sense of Congress that—

3 (1) the President should immediately marshal
4 and support a whole-of-government response by Fed-
5 eral agencies to address the threat posed by the Gov-
6 ernment of the Russian Federation and to work to
7 prevent interference by that Government and other
8 foreign state actors in United States institutions and
9 democratic processes;

10 (2) the President should publicly call for the
11 Government of the Russian Federation to return
12 Crimea to the control of the Government of Ukraine,
13 end its support for separatist violence in eastern
14 Ukraine, end its occupation of and support for sepa-
15 ratists on the territory of Georgia and Moldova, and
16 cease enabling the brutal regime of Bashar al-Assad
17 in Syria to commit war crimes;

18 (3) the President should unequivocally condemn
19 and counter the ongoing interference in United
20 States institutions and democratic processes by the
21 President of the Russian Federation, Vladimir

1 Putin, his government, and affiliates of his govern-
2 ment;

3 (4) the conclusion of the United States intel-
4 ligence community and law enforcement agencies
5 and other United States Government officials that
6 the Russian Federation has perpetrated, and con-
7 tinues to perpetrate, such interference, is correct;

8 (5) the United States should continue to par-
9 ticipate actively as a member of the North Atlantic
10 Treaty Organization by—

11 (A) upholding the Organization’s core prin-
12 ciples of collective defense, democratic rule of
13 law, and peaceful settlement of disputes;

14 (B) boosting coordination and deterrence
15 capacity among member countries; and

16 (C) supporting accession processes of pro-
17 spective member countries who meet the obliga-
18 tions of membership;

19 (6) Congress reiterates its strong support for
20 the Russia Sanctions Review Act of 2017 (22 U.S.C.
21 9511), which allows for congressional review of an
22 action to waive the application of sanctions under
23 the provisions of the Countering America’s Adver-
24 saries Through Sanctions Act (Public Law 115–44;
25 131 Stat. 886) relating to the Russian Federation or

1 a licensing action that significantly alters United
2 States foreign policy with regard to the Russian
3 Federation; and

4 (7) sanctions imposed with respect to the Rus-
5 sian Federation have been most effective when devel-
6 oped and coordinated in close consultation with the
7 European Union.

8 **SEC. 3. STATEMENT OF POLICY ON CRIMEA.**

9 It is the policy of the United States that—

10 (1) the United States will never recognize the
11 illegal annexation of Crimea by the Russian Federa-
12 tion, similar to the 1940 Welles Declaration in which
13 the United States refused to recognize the Soviet
14 annexation of the Baltic States;

15 (2) Crimea is part of the sovereign territory of
16 Ukraine;

17 (3) Crimea is part of Ukraine and the United
18 States rejects attempts to change the status, demo-
19 graphics, or political nature of Crimea;

20 (4) the United States reaffirms its unwavering
21 support for democracy, human rights, and the rule
22 of law for all individuals in Crimea, including non-
23 Russian ethnic groups and religious minorities;

24 (5) the United States condemns all human
25 rights violations against individuals in Crimea, and

1 underscores the culpability of the Government of the
2 Russian Federation for such violations while the ter-
3 ritory of Crimea is under illegal Russian occupation;

4 (6) the United States, in coordination with the
5 European Union, the North Atlantic Treaty Organi-
6 zation, and members of the international commu-
7 nity, should prioritize efforts to prevent the further
8 consolidation of illegal occupying powers in Crimea,
9 reaffirm unified opposition to the actions of the Rus-
10 sian Federation in Crimea, and secure the human
11 rights of individuals there; and

12 (7) the United States welcomes the sanctions
13 that have been imposed and maintained as of the
14 date of the enactment of this Act by the United
15 States and the European Union against persons en-
16 gaged in furthering the illegal occupation of Crimea
17 by the Russian Federation.

1 **TITLE I—MATTERS RELATING**
2 **TO NORTH ATLANTIC TREATY**
3 **ORGANIZATION**

4 **Subtitle A—Opposition of the**
5 **Senate to Withdrawal From NATO**

6 **SEC. 101. OPPOSITION OF THE SENATE TO WITHDRAWAL**
7 **FROM NORTH ATLANTIC TREATY.**

8 The Senate opposes any effort to withdraw the
9 United States from the North Atlantic Treaty, done at
10 Washington, DC, April 4, 1949.

11 **SEC. 102. LIMITATION ON USE OF FUNDS.**

12 No funds authorized or appropriated by any Act may
13 be used to support, directly or indirectly, any efforts on
14 the part of any United States Government official to take
15 steps to withdraw the United States from the North At-
16 lantic Treaty, done at Washington, DC, April 4, 1949,
17 until such time as the Senate passes, by an affirmative
18 vote of two-thirds of Members, a resolution advising and
19 consenting to the withdrawal of the United States from
20 the treaty.

1 **SEC. 103. AUTHORIZATION FOR SENATE LEGAL COUNSEL**
 2 **TO REPRESENT SENATE IN OPPOSITION TO**
 3 **WITHDRAWAL FROM THE NORTH ATLANTIC**
 4 **TREATY.**

5 The Senate Legal Counsel is authorized to represent
 6 the Senate in initiating or intervening in any judicial pro-
 7 ceedings in any Federal court of competent jurisdiction,
 8 on behalf of the Senate, in order to oppose any withdrawal
 9 of the United States from the North Atlantic Treaty in
 10 the absence of the passage by the Senate of a resolution
 11 described in section 102.

12 **SEC. 104. REPORTING REQUIREMENT.**

13 The Senate Legal Counsel shall report as soon as
 14 practicable to the Committee on Foreign Relations of the
 15 Senate with respect to any judicial proceedings which the
 16 Senate Legal Counsel initiates or in which it intervenes
 17 pursuant to this title.

18 **Subtitle B—Strengthening the**
 19 **NATO Alliance**

20 **SEC. 111. REPORT ON NATO ALLIANCE RESILIENCE AND**
 21 **UNITED STATES DIPLOMATIC POSTURE.**

22 (a) IN GENERAL.—Not later than 90 days after the
 23 date of the enactment of this Act, and every 90 days there-
 24 after, the Secretary of State, in consultation with the Sec-
 25 retary of Defense, shall submit a report to the appropriate
 26 congressional committees providing an assessment of the

1 threats and challenges facing the NATO alliance and
2 United States diplomatic posture.

3 (b) ELEMENTS.—The report required under sub-
4 section (a) shall include the following elements:

5 (1) A review of current and emerging United
6 States national security interests in the NATO area
7 of responsibility.

8 (2) A review of current United States political
9 and diplomatic engagement and political-military co-
10 ordination with NATO and NATO member states.

11 (3) Options for the realignment of United
12 States engagement with NATO to respond to new
13 threats and challenges presented by the Government
14 of the Russian Federation to the NATO alliance, as
15 well as new opportunities presented by allies and
16 partners.

17 (4) The views of counterpart governments, in-
18 cluding heads of state, heads of government, political
19 leaders, and military commanders in the region.

20 **SEC. 112. EXPEDITED NATO EXCESS DEFENSE ARTICLES**
21 **TRANSFER PROGRAM.**

22 (a) REPORT.—Not later than 60 days after the date
23 of the enactment of this Act, the Secretary of Defense,
24 in consultation with the Secretary of State, shall submit
25 to the appropriate congressional committees a report with

1 recommendations regarding the need for and suitability of
2 transferring excess defense articles under this section to
3 countries in the NATO alliance, with particular emphasis
4 on the foreign policy benefits as it pertains to those mem-
5 ber states currently purchasing defense articles or services
6 from the Russian Federation.

7 (b) PERIOD FOR REVIEW BY CONGRESS OF REC-
8 OMMENDATIONS FOR EDA TRANSFER TO NATO MEM-
9 BERS.—During the 30-calendar-day period following sub-
10 mission by the Secretary of Defense of the report required
11 under subsection (a), the Committee on Foreign Relations
12 of the Senate and the Committee on Foreign Affairs of
13 the House of Representatives shall, as appropriate, hold
14 hearings and briefings and otherwise obtain information
15 in order to fully review the recommendations included in
16 the report.

17 (c) TRANSFER AUTHORITY.—The President is au-
18 thorized to transfer such excess defense articles in a fiscal
19 year as the Secretary of Defense recommends pursuant
20 to this section to countries for which receipt of such arti-
21 cles was justified pursuant to the annual congressional
22 presentation documents for military assistance programs,
23 or for which receipt of such articles was separately justi-
24 fied to Congress, for such fiscal year.

1 (d) LIMITATIONS ON TRANSFERS.—The President
2 may transfer excess defense articles under this section
3 only if—

4 (1) such articles are drawn from existing stocks
5 of the Department of Defense;

6 (2) funds available to the Department of De-
7 fense for the procurement of defense equipment are
8 not expended in connection with the transfer;

9 (3) the President determines that the transfer
10 of such articles will not have an adverse impact on
11 the military readiness of the United States;

12 (4) with respect to a proposed transfer of such
13 articles on a grant basis, the President determines
14 that the transfer is preferable to a transfer on a
15 sales basis, after taking into account the potential
16 proceeds from, and likelihood of, such sales, and the
17 comparative foreign policy benefits that may accrue
18 to the United States as the result of a transfer on
19 either a grant or sales basis; and

20 (5) the President determines that the transfer
21 of such articles will not have an adverse impact on
22 the national technology and industrial base and, par-
23 ticularly, will not reduce the opportunities of entities
24 in the national technology and industrial base to sell

1 new or used equipment to the countries to which
2 such articles are transferred.

3 (e) TERMS OF TRANSFERS.—

4 (1) NO COST TO RECIPIENT COUNTRY.—Excess
5 defense articles may be transferred under this sec-
6 tion without cost to the recipient country.

7 (2) PRIORITY.—Notwithstanding any other pro-
8 vision of law, the delivery of excess defense articles
9 under this section to member countries of NATO
10 that still purchase defense goods and services from
11 the Russian Federation and pledge to decrease such
12 purchases shall be given priority to the maximum ex-
13 tent feasible over the delivery of such excess defense
14 articles to other countries.

15 (3) TRANSPORTATION AND RELATED COSTS.—

16 (A) IN GENERAL.—Except as provided in
17 subparagraph (B), funds available to the De-
18 partment of Defense may not be expended for
19 crating, packing, handling, and transportation
20 of excess defense articles transferred under the
21 authority of this section.

22 (B) EXCEPTION.—The President may pro-
23 vide for the transportation of excess defense ar-
24 ticles without charge to a country for the costs
25 of such transportation if—

1 (i) it is determined that it is in the
2 national interest of the United States to do
3 so;

4 (ii) the recipient is a NATO member
5 state currently purchasing defense goods
6 and services from the Russian Federation
7 that has pledged to reduce such purchases;

8 (iii) the total weight of the transfer
9 does not exceed 50,000 pounds; and

10 (iv) such transportation is accom-
11 plished on a space available basis.

12 **SEC. 113. APPROPRIATE CONGRESSIONAL COMMITTEES**
13 **DEFINED.**

14 In this title, the term “appropriate congressional
15 committees” means—

16 (1) the Committee on Foreign Relations, the
17 Committee on Armed Services, and the Committee
18 on Appropriations of the Senate; and

19 (2) the Committee on Foreign Affairs, the
20 Committee on Armed Services, and the Committee
21 on Appropriations of the House of Representatives.

1 **TITLE II—MATTERS RELATING**
2 **TO THE DEPARTMENT OF STATE**
3 **Subtitle A—Public Diplomacy**
4 **Modernization**

5 **SEC. 201. AVOIDING DUPLICATION OF PROGRAMS AND EF-**
6 **FORTS.**

7 The Under Secretary for Public Diplomacy and Pub-
8 lic Affairs of the Department of State shall—

9 (1) identify opportunities for greater efficiency
10 of operations, including through improved coordina-
11 tion of efforts across public diplomacy bureaus and
12 offices of the Department; and

13 (2) maximize shared use of resources between,
14 and within, such public diplomacy bureaus and of-
15 fices in cases in which programs, facilities, or admin-
16 istrative functions are duplicative or substantially
17 overlapping.

18 **SEC. 202. IMPROVING RESEARCH AND EVALUATION OF**
19 **PUBLIC DIPLOMACY.**

20 (a) IN GENERAL.—The Secretary of State shall—

21 (1) conduct regular research and evaluation of
22 public diplomacy programs and activities of the De-
23 partment, including through the routine use of audi-
24 ence research, digital analytics, and impact evalua-

1 tions, to plan and execute such programs and activi-
 2 ties; and

3 (2) make the findings of the research and eval-
 4 uations conducted under paragraph (1) available to
 5 Congress.

6 (b) DIRECTOR OF RESEARCH AND EVALUATION.—

7 (1) APPOINTMENT.—Not later than 90 days
 8 after the date of the enactment of this Act, the Sec-
 9 retary shall appoint a Director of Research and
 10 Evaluation in the Office of Policy, Planning, and
 11 Resources for the Under Secretary for Public Diplo-
 12 macy and Public Affairs.

13 (2) LIMITATION ON APPOINTMENT.—The ap-
 14 pointment of a Director of Research and Evaluation
 15 pursuant to paragraph (1) shall not result in an in-
 16 crease in the overall full-time equivalent positions
 17 within the Department.

18 (3) RESPONSIBILITIES.—The Director of Re-
 19 search and Evaluation shall—

20 (A) coordinate and oversee the research
 21 and evaluation of public diplomacy programs of
 22 the Department of State—

23 (i) to improve public diplomacy strate-
 24 gies and tactics; and

1 (ii) to ensure that programs are in-
2 creasing the knowledge, understanding,
3 and trust of the United States among rel-
4 evant target audiences;

5 (B) report to the Director of Policy and
6 Planning in the Office of Policy, Planning, and
7 Resources under the Under Secretary for Public
8 Diplomacy and Public Affairs of the Depart-
9 ment;

10 (C) routinely organize and oversee audi-
11 ence research, digital analytics, and impact
12 evaluations across all public diplomacy bureaus
13 and offices of the Department;

14 (D) support embassy public affairs sec-
15 tions;

16 (E) share appropriate public diplomacy re-
17 search and evaluation information within the
18 Department and with other Federal depart-
19 ments and agencies;

20 (F) regularly design and coordinate stand-
21 ardized research questions, methodologies, and
22 procedures to ensure that public diplomacy ac-
23 tivities across all public diplomacy bureaus and
24 offices are designed to meet appropriate foreign
25 policy objectives; and

1 (G) report biannually to the United States
2 Advisory Commission on Public Diplomacy,
3 through the Commission's Subcommittee on Re-
4 search and Evaluation established pursuant to
5 subsection (f), regarding the research and eval-
6 uation of all public diplomacy bureaus and of-
7 fices of the Department.

8 (4) GUIDANCE AND TRAINING.—Not later than
9 one year after the appointment of the Director of
10 Research and Evaluation pursuant to paragraph (1),
11 the Director shall create guidance and training for
12 all public diplomacy officers regarding the reading
13 and interpretation of public diplomacy program eval-
14 uation findings to ensure that such findings and les-
15 sons learned are implemented in the planning and
16 evaluation of all public diplomacy programs and ac-
17 tivities throughout the Department.

18 (c) PRIORITIZING RESEARCH AND EVALUATION.—

19 (1) IN GENERAL.—The Director of Policy,
20 Planning, and Resources shall ensure that research
21 and evaluation, as coordinated and overseen by the
22 Director of Research and Evaluation, supports stra-
23 tegic planning and resource allocation across all pub-
24 lic diplomacy bureaus and offices of the Department.

1 (2) ALLOCATION OF RESOURCES.—Amounts al-
2 located for the purposes of research and evaluation
3 of public diplomacy programs and activities pursu-
4 ant to subsection (a) shall be made available to be
5 disbursed at the direction of the Director of Re-
6 search and Evaluation among the research and eval-
7 uation staff across all public diplomacy bureaus and
8 offices of the Department.

9 (3) SENSE OF CONGRESS.—It is the sense of
10 Congress that—

11 (A) the Under Secretary for Public Diplo-
12 macy and Public Affairs of the Department of
13 State should coordinate the human and finan-
14 cial resources that support the Department's
15 public diplomacy and public affairs programs
16 and activities;

17 (B) proposals or plans related to resource
18 allocations for public diplomacy bureaus and of-
19 fices should be routed through the Office of the
20 Under Secretary for Public Diplomacy and
21 Public Affairs for review and clearance; and

22 (C) the Department should allocate, for
23 the purposes of research and evaluation of pub-
24 lic diplomacy activities and programs pursuant
25 to subsection (a)—

1 (i) 3 to 5 percent of program funds
 2 made available under the heading “EDU-
 3 CATIONAL AND CULTURAL EXCHANGE
 4 PROGRAMS”; and

5 (ii) 3 to 5 percent of program funds
 6 allocated for public diplomacy programs
 7 under the heading “DIPLOMATIC AND
 8 CONSULAR PROGRAMS”.

9 (d) LIMITED EXEMPTION.—Chapter 35 of title 44,
 10 United States Code (commonly known as the “Paperwork
 11 Reduction Act”) shall not apply to collections of informa-
 12 tion directed at foreign individuals conducted by, or on
 13 behalf of, the Department of State for the purpose of audi-
 14 ence research, monitoring, and evaluations, and in connec-
 15 tion with the Department’s activities conducted pursuant
 16 to the United States Information and Educational Ex-
 17 change Act of 1948 (22 U.S.C. 1431 et seq.), the Mutual
 18 Educational and Cultural Exchange Act of 1961 (22
 19 U.S.C. 2451 et seq.), section 1287 of the National Defense
 20 Authorization Act for Fiscal Year 2017 (Public Law 114–
 21 328; 22 U.S.C. 2656 note), or the Foreign Assistance Act
 22 of 1961 (22 U.S.C. 2151 et seq.).

23 (e) LIMITED EXEMPTION TO THE PRIVACY ACT.—
 24 The Department shall maintain, collect, use, and dissemi-
 25 nate records (as such term is defined in section 552a(a)(4)

1 of title 5, United States Code) for research and data anal-
2 ysis of public diplomacy efforts intended for foreign audi-
3 ences. Such research and data analysis shall be reasonably
4 tailored to meet the purposes of this subsection and shall
5 be carried out with due regard for privacy and civil lib-
6 erties guidance and oversight.

7 (f) ADVISORY COMMISSION ON PUBLIC DIPLO-
8 MACY.—

9 (1) SUBCOMMITTEE FOR RESEARCH AND EVAL-
10 UATION.—The Advisory Commission on Public Di-
11 plomacy shall establish a Subcommittee for Research
12 and Evaluation to monitor and advise on the re-
13 search and evaluation activities of the Department
14 and the Broadcasting Board of Governors.

15 (2) REPORT.—The Subcommittee for Research
16 and Evaluation established pursuant to paragraph
17 (1) shall submit an annual report to Congress in
18 conjunction with the Commission on Public Diplo-
19 macy’s Comprehensive Annual Report on the per-
20 formance of the Department and the Broadcasting
21 Board of Governors in carrying out research and
22 evaluations of their respective public diplomacy pro-
23 gramming.

1 (3) REPEAL OF SUNSET.—Section 1334 of the
2 Foreign Affairs Reform and Restructuring Act of
3 1998 (22 U.S.C. 6553) is hereby repealed.

4 (g) DEFINITIONS.—In this section:

5 (1) AUDIENCE RESEARCH.—The term “audi-
6 ence research” means research conducted at the out-
7 set of a public diplomacy program or campaign plan-
8 ning and design on specific audience segments to un-
9 derstand the attitudes, interests, knowledge, and be-
10 haviors of such audience segments.

11 (2) DIGITAL ANALYTICS.—The term “digital
12 analytics” means the analysis of qualitative and
13 quantitative data, accumulated in digital format, to
14 indicate the outputs and outcomes of a public diplo-
15 macy program or campaign.

16 (3) IMPACT EVALUATION.—The term “impact
17 evaluation” means an assessment of the changes in
18 the audience targeted by a public diplomacy program
19 or campaign that can be attributed to such program
20 or campaign.

21 (4) PUBLIC DIPLOMACY BUREAUS AND OF-
22 FICES.—The term “public diplomacy bureaus and
23 offices” means the Bureau of Educational and Cul-
24 tural Affairs, the Bureau of Public Affairs, the Bu-
25 reau of International Information Programs, the Of-

1 fice of Policy, Planning, and Resources, the Global
 2 Engagement Center, and the public diplomacy func-
 3 tions within the regional and functional bureaus.

4 **Subtitle B—Other Matters**

5 **SEC. 211. DEPARTMENT OF STATE RESPONSIBILITIES WITH** 6 **RESPECT TO CYBERSPACE POLICY.**

7 (a) OFFICE OF CYBERSPACE AND THE DIGITAL
 8 ECONOMY.—Section 1 of the State Department Basic Au-
 9 thorities Act of 1956 (22 U.S.C. 2651a) is amended—

10 (1) by redesignating subsection (g) as sub-
 11 section (h); and

12 (2) by inserting after subsection (f) the fol-
 13 lowing:

14 “(g) OFFICE OF CYBERSPACE AND THE DIGITAL
 15 ECONOMY.—

16 “(1) IN GENERAL.—There is established, within
 17 the Department of State, an Office of Cyberspace
 18 and the Digital Economy (referred to in this sub-
 19 section as the ‘Office’). The head of the Office shall
 20 have the rank and status of ambassador and shall
 21 be appointed by the President, by and with the ad-
 22 vice and consent of the Senate.

23 “(2) DUTIES.—

24 “(A) IN GENERAL.—The head of the Of-
 25 fice shall perform such duties and exercise such

1 powers as the Secretary of State shall prescribe,
2 including implementing the United States inter-
3 national cyberspace policy strategy issued by
4 the Department of State in March 2016 pursu-
5 ant to section 402 of the Cybersecurity Act of
6 2015 (division N of Public Law 114–113; 129
7 Stat. 2978).

8 “(B) DUTIES DESCRIBED.—The principal
9 duties and responsibilities of the head of the
10 Office shall be—

11 “(i) to serve as the principal cyber
12 policy official within the senior manage-
13 ment of the Department of State and as
14 the advisor to the Secretary of State for
15 cyber issues;

16 “(ii) to lead the Department of
17 State’s diplomatic cyberspace efforts, in-
18 cluding efforts relating to international cy-
19 bersecurity, Internet access, Internet free-
20 dom, digital economy, cybercrime, deter-
21 rence and international responses to cyber
22 threats, and other issues that the Sec-
23 retary assigns to the Office;

24 “(iii) to promote an open, interoper-
25 able, reliable, unfettered, and secure infor-

1 mation and communications technology in-
2 frastructure globally;

3 “(iv) to represent the Secretary of
4 State in interagency efforts to develop and
5 advance cyberspace policy described in sub-
6 paragraph (A);

7 “(v) to coordinate cyberspace efforts
8 and other relevant functions, including
9 countering terrorists’ use of cyberspace,
10 within the Department of State and with
11 other components of the United States
12 Government;

13 “(vi) to act as a liaison to public and
14 private sector entities on relevant cyber-
15 space issues;

16 “(vii) to lead United States Govern-
17 ment efforts to establish a global deter-
18 rence framework;

19 “(viii) to develop and execute adver-
20 sary-specific strategies to influence adver-
21 sary decisionmaking through the imposi-
22 tion of costs and deterrence strategies;

23 “(ix) to advise the Secretary and co-
24 ordinate with foreign governments on ex-
25 ternal responses to national security level

1 cyber incidents, including coordination on
2 diplomatic response efforts to support al-
3 lies threatened by malicious cyber activity,
4 in conjunction with members of the North
5 Atlantic Treaty Organization and other
6 like-minded countries;

7 “(x) to promote the adoption of na-
8 tional processes and programs that enable
9 threat detection, prevention, and response
10 to malicious cyber activity emanating from
11 the territory of a foreign country, including
12 as such activity relates to the United
13 States European allies, as appropriate;

14 “(xi) to promote the building of for-
15 eign capacity to protect the global network
16 with the goal of enabling like-minded par-
17 ticipation in deterrence frameworks;

18 “(xii) to promote the maintenance of
19 an open and interoperable Internet gov-
20 erned by the multi-stakeholder model, in-
21 stead of by centralized government control;

22 “(xiii) to promote an international
23 regulatory environment for technology in-
24 vestments and the Internet that benefits

1 United States economic and national secu-
2 rity interests;

3 “(xiv) to promote cross border flow of
4 data and combat international initiatives
5 seeking to impose unreasonable require-
6 ments on United States businesses;

7 “(xv) to promote international policies
8 to protect the integrity of United States
9 and international telecommunications in-
10 frastructure from foreign-based, cyber-en-
11 abled threats;

12 “(xvi) to serve as the interagency co-
13 ordinator for the United States Govern-
14 ment on engagement with foreign govern-
15 ments on cyberspace and digital economy
16 issues described in the Defending Amer-
17 ican Security from Kremlin Aggression Act
18 of 2018;

19 “(xvii) to promote international poli-
20 cies to secure radio frequency spectrum for
21 United States businesses and national se-
22 curity needs;

23 “(xviii) to promote and protect the ex-
24 ercise of human rights, including freedom

1 of speech and religion, through the Inter-
2 net;

3 “(xix) to build capacity of United
4 States diplomatic officials to engage on
5 cyber issues;

6 “(xx) to encourage the development
7 and adoption by foreign countries of inter-
8 nationally recognized standards, policies,
9 and best practices; and

10 “(xxi) to promote and advance inter-
11 national policies that protect individuals’
12 private data.

13 “(3) QUALIFICATIONS.—The head of the Office
14 should be an individual of demonstrated competency
15 in the fields of—

16 “(A) cybersecurity and other relevant cyber
17 issues; and

18 “(B) international diplomacy.

19 “(4) ORGANIZATIONAL PLACEMENT.—

20 “(A) INITIAL PLACEMENT.—During the 4-
21 year period beginning on the date of the enact-
22 ment of the Defending American Security from
23 Kremlin Aggression Act of 2018, the head of
24 the Office shall report to the Under Secretary
25 for Political Affairs or to an official holding a

1 higher position than the Under Secretary for
 2 Political Affairs in the Department of State.

3 “(B) SUBSEQUENT PLACEMENT.—After
 4 the conclusion of the 4-year period referred to
 5 in subparagraph (A), the head of the Office
 6 shall report to—

7 “(i) an appropriate Under Secretary;
 8 or

9 “(ii) an official holding a higher posi-
 10 tion than Under Secretary.

11 “(5) RULE OF CONSTRUCTION.—Nothing in
 12 this subsection may be construed to preclude—

13 “(A) the Office from being elevated to a
 14 Bureau within the Department of State; or

15 “(B) the head of the Office from being ele-
 16 vated to an Assistant Secretary, if such an As-
 17 sistant Secretary position does not increase the
 18 number of Assistant Secretary positions at the
 19 Department above the number authorized under
 20 subsection (c)(1).”.

21 (b) SENSE OF CONGRESS.—It is the sense of Con-
 22 gress that the Office of Cyberspace and the Digital Econ-
 23 omy established under section 1(g) of the State Depart-
 24 ment Basic Authorities Act of 1956, as added by sub-
 25 section (a)—

1 (1) should be a Bureau of the Department of
2 State headed by an Assistant Secretary, subject to
3 the rule of construction specified in paragraph
4 (5)(B) of such section 1(g); and

5 (2) should coordinate with other bureaus of the
6 Department of State and use all tools at the disposal
7 of the Office to combat activities taken by the Rus-
8 sian Federation, or on behalf of the Russian Federa-
9 tion, to undermine the cybersecurity and democratic
10 values of the United States and other nations.

11 (c) UNITED NATIONS.—The Permanent Representa-
12 tive of the United States to the United Nations should
13 use the voice, vote, and influence of the United States to
14 oppose any measure that is inconsistent with the United
15 States international cyberspace policy strategy issued by
16 the Department of State in March 2016 pursuant to sec-
17 tion 402 of the Cybersecurity Act of 2015 (division N of
18 Public Law 114–113; 129 Stat. 2978).

19 **SEC. 212. SENSE OF CONGRESS.**

20 It is the sense of Congress that—

21 (1) the Broadcasting Board of Governors and
22 its grantee networks have a critical mission to in-
23 form, engage, and connect people around the world
24 in support of freedom and democracy; and

1 (2) those networks must adhere to professional
2 journalistic standards and integrity and not engage
3 in disinformation activities.

4 **TITLE III—CHEMICAL WEAPONS**
5 **NONPROLIFERATION**

6 **SEC. 301. SHORT TITLE.**

7 This title may be cited as the “Chemical Weapons
8 Nonproliferation Act of 2018”.

9 **SEC. 302. FINDINGS.**

10 Congress makes the following findings:

11 (1) The international norm against the use of
12 chemical weapons has severely eroded since 2012. At
13 least 4 actors between 2012 and the date of the en-
14 actment of this Act have used chemical weapons:
15 Syria, North Korea, the Russian Federation, and
16 the Islamic State of Iraq and the Levant in Iraq and
17 Syria.

18 (2) On March 4, 2018, the Government of the
19 Russian Federation knowingly used novichok, a le-
20 thal chemical agent, in an attempt to kill former
21 Russian military intelligence officer Sergei Skripal
22 and his daughter Yulia, in Salisbury, United King-
23 dom.

24 (3) On June 27, 2018, the Organisation for the
25 Prohibition of Chemical Weapons (in this title re-

1 ferred to as the “OPCW”), during its Fourth Spe-
2 cial Session of the Conference of the States Parties
3 to the Chemical Weapons Convention, voted favor-
4 ably in adopting a decision to “put in place arrange-
5 ments to identify the perpetrators of the use of
6 chemical weapons in the Syrian Arab Republic by
7 identifying and reporting on all information poten-
8 tially relevant to the origin of those chemical weap-
9 ons in those instances in which the OPCW Fact-
10 Finding Mission in Syria determines or has deter-
11 mined that use or likely use occurred, and cases for
12 which the OPCW–UN Joint Investigative Mecha-
13 nism has not issued a report; and decide[d] also that
14 the Secretariat shall provide regular reports on its
15 investigations to the Council and to the United Na-
16 tions Secretary-General for their consideration”.

17 (4) The Government of the Russian Federation
18 attempted to impede the adoption of the identifica-
19 tion mechanism in the Fourth Special Session of the
20 Conference of the States Parties to the Chemical
21 Weapons Convention, and has repeatedly worked to
22 degrade the OPCW’s ability to identify chemical
23 weapons users.

24 (5) The Government of the Russian Federation
25 has shown itself to be unwilling or incapable of com-

1 pelling the President of Syria, Bashar al-Assad, an
2 ally of the Russian Federation, to stop using chem-
3 ical weapons against the civilian population in Syria.

4 (6) The United States remains steadfast in its
5 commitment to its key ally the United Kingdom, its
6 commitment to the mutual defense of the North At-
7 lantic Treaty Organization, and its commitment to
8 the Chemical Weapons Convention.

9 (7) Thirty-four countries, including the United
10 States, have joined the International Partnership
11 against Impunity for the use of Chemical Weapons,
12 which represents a political commitment by partici-
13 pating countries to hold to account persons respon-
14 sible for the use of chemical weapons.

15 **SEC. 303. STATEMENT OF POLICY.**

16 It shall be the policy of the United States—

17 (1) to protect and defend the interests of the
18 United States, allies of the United States, and the
19 international community at large from the con-
20 tinuing threat of chemical weapons and their pro-
21 liferation;

22 (2) to maintain a steadfast commitment to the
23 Chemical Weapons Convention and the OPCW;

24 (3) to promote and strengthen the investigative
25 and identification mechanisms of the OPCW through

1 the provision of additional resources and technical
2 equipment to better allow the OPCW to detect, iden-
3 tify, and attribute chemical weapons attacks;

4 (4) to pressure the Government of the Russian
5 Federation to halt its efforts to degrade the inter-
6 national efforts of the United Nations and the
7 OPCW to investigate chemical weapons attacks and
8 to designate perpetrators of such attacks by—

9 (A) highlighting within international fora,
10 including the United Nations General Assembly
11 and the OPCW, the repeated efforts of the Gov-
12 ernment of the Russian Federation to degrade
13 international efforts to investigate chemical
14 weapons attacks; and

15 (B) consulting with allies and partners of
16 the United States with respect to methods for
17 strengthening the investigative mechanisms of
18 the OPCW;

19 (5) to examine additional avenues for inves-
20 tigating, identifying, and holding accountable chem-
21 ical weapons users if the Government of the Russian
22 Federation continues in its attempts to block or
23 hinder investigations of the OPCW; and

24 (6) to punish the Government of the Russian
25 Federation for, and deter that Government from,

1 any chemical weapons production and use through
2 the imposition of sanctions, diplomatic isolation, and
3 the use of the mechanisms specified in the Chemical
4 Weapons Convention for violations of the Conven-
5 tion.

6 **SEC. 304. REPORT ON USE OF CHEMICAL WEAPONS BY THE**
7 **RUSSIAN FEDERATION.**

8 Not later than 30 days after the date of the enact-
9 ment of this Act, and annually thereafter, the Legal Ad-
10 viser of the Department of State shall submit to the Com-
11 mittee on Foreign Relations of the Senate and the Com-
12 mittee on Foreign Affairs of the House of Representatives
13 a report that includes an assessment of—

14 (1) whether the certification of the noncompli-
15 ance of the Russian Federation with the Chemical
16 Weapons Convention in the report of the Depart-
17 ment of State entitled “Adherence to and Compli-
18 ance with Arms Control, Nonproliferation, and Dis-
19 armament Agreements and Commitments”, sub-
20 mitted to Congress pursuant to section 403 of the
21 Arms Control and Disarmament Act (22 U.S.C.
22 2593a), and dated April 2018, is a legal determina-
23 tion of the use of chemical weapons by the Govern-
24 ment of the Russian Federation;

1 (2) whether the mandatory sanctions required
2 by the Chemical and Biological Weapons and War-
3 fare Elimination Act of 1991 (22 U.S.C. 5601 et
4 seq.) have been imposed with respect to the Russian
5 Federation; and

6 (3) whether the Government of the Russian
7 Federation has taken any steps to avoid additional
8 sanctions required by that Act within the 3-month
9 period specified in section 307(b)(1) of that Act (22
10 U.S.C. 5605(b)(1)) after a determination of the use
11 of chemical weapons under section 306(a)(1) of that
12 Act (22 U.S.C. 5604(a)(1)).

13 **SEC. 305. AUTHORIZATION OF APPROPRIATIONS.**

14 (a) IN GENERAL.—There are authorized to be appro-
15 priated to the Secretary of State \$30,000,000 for each of
16 fiscal years 2019 through 2023, to be provided to the
17 OPCW as a voluntary contribution pursuant to section
18 301(a) of the Foreign Assistance Act of 1961 (22 U.S.C.
19 2221(a)) for the purpose of strengthening the OPCW’s in-
20 vestigative and identification mechanisms for chemical
21 weapons attacks.

22 (b) AVAILABILITY OF FUNDS.—Amounts authorized
23 to be appropriated pursuant to subsection (a) shall remain
24 available until expended.

1 **SEC. 306. CHEMICAL WEAPONS CONVENTION DEFINED.**

2 In this title, the term “Chemical Weapons Conven-
3 tion” means the Convention on the Prohibition of the De-
4 velopment, Production, Stockpiling and Use of Chemical
5 Weapons and on their Destruction, done at Geneva Sep-
6 tember 3, 1992, and entered into force April 29, 1997.

7 **TITLE IV—INTERNATIONAL**
8 **CYBERCRIME PREVENTION ACT**

9 **SEC. 401. SHORT TITLE.**

10 This title may be cited as the “International
11 Cybercrime Prevention Act”.

12 **SEC. 402. PREDICATE OFFENSES.**

13 Part I of title 18, United States Code, is amended—

14 (1) in section 1956(c)(7)(D)—

15 (A) by striking “or section 2339D” and in-
16 serting “section 2339D”; and

17 (B) by striking “of this title, section
18 46502” and inserting “, or section 2512 (relat-
19 ing to the manufacture, distribution, possession,
20 and advertising of wire, oral, or electronic com-
21 munication intercepting devices) of this title,
22 section 46502”; and

23 (2) in section 1961(1), by inserting “section
24 1030 (relating to fraud and related activity in con-
25 nection with computers) if the act indictable under
26 section 1030 is felonious,” before “section 1084”.

1 **SEC. 403. FORFEITURE.**

2 (a) IN GENERAL.—Section 2513 of title 18, United
3 States Code, is amended to read as follows:

4 **“§ 2513. Confiscation of wire, oral, or electronic com-**
5 **munication intercepting devices and**
6 **other property**

7 “(a) CRIMINAL FORFEITURE.—

8 “(1) IN GENERAL.—The court, in imposing a
9 sentence on any person convicted of a violation of
10 section 2511 or 2512, or convicted of conspiracy to
11 violate section 2511 or 2512, shall order, in addition
12 to any other sentence imposed and irrespective of
13 any provision of State law, that such person forfeit
14 to the United States—

15 “(A) such person’s interest in any prop-
16 erty, real or personal, that was used or intended
17 to be used to commit or to facilitate the com-
18 mission of such violation; and

19 “(B) any property, real or personal, consti-
20 tuting or derived from any gross proceeds, or
21 any property traceable to such property, that
22 such person obtained or retained directly or in-
23 directly as a result of such violation.

24 “(2) FORFEITURE PROCEDURES.—Pursuant to
25 section 2461(c) of title 28, the provisions of section
26 413 of the Controlled Substances Act (21 U.S.C.

1 853), other than subsection (d) thereof, shall apply
 2 to criminal forfeitures under this subsection.

3 “(b) CIVIL FORFEITURE.—

4 “(1) IN GENERAL.—The following shall be sub-
 5 ject to forfeiture to the United States in accordance
 6 with provisions of chapter 46 and no property right
 7 shall exist in them:

8 “(A) Any property, real or personal, used
 9 or intended to be used, in any manner, to com-
 10 mit, or facilitate the commission of a violation
 11 of section 2511 or 2512, or a conspiracy to vio-
 12 late section 2511 or 2512.

13 “(B) Any property, real or personal, con-
 14 stituting, or traceable to the gross proceeds
 15 taken, obtained, or retained in connection with
 16 or as a result of a violation of section 2511 or
 17 2512, or a conspiracy to violate section 2511 or
 18 2512.

19 “(2) FORFEITURE PROCEDURES.—Seizures and
 20 forfeitures under this subsection shall be governed
 21 by the provisions of chapter 46, relating to civil for-
 22 feitures, except that such duties as are imposed on
 23 the Secretary of the Treasury under the customs
 24 laws described in section 981(d) shall be performed
 25 by such officers, agents, and other persons as may

1 be designated for that purpose by the Secretary of
 2 Homeland Security or the Attorney General.”.

3 (b) TECHNICAL AND CONFORMING AMENDMENT.—

4 The table of sections for chapter 119 is amended by strik-
 5 ing the item relating to section 2513 and inserting the
 6 following:

“2513. Confiscation of wire, oral, or electronic communication intercepting de-
 vices and other property.”.

7 **SEC. 404. SHUTTING DOWN BOTNETS.**

8 (a) AMENDMENT.—Section 1345 of title 18, United
 9 States Code, is amended—

10 (1) in the heading, by inserting “**and abuse**”
 11 after “**fraud**”;

12 (2) in subsection (a)—

13 (A) in paragraph (1)—

14 (i) in subparagraph (B), by striking
 15 “or” at the end;

16 (ii) in subparagraph (C), by inserting
 17 “or” after the semicolon; and

18 (iii) by inserting after subparagraph
 19 (C) the following:

20 “(D) violating or about to violate section
 21 1030(a)(5) of this title where such conduct has
 22 caused or would cause damage (as defined in
 23 section 1030) without authorization to 100 or

1 more protected computers (as defined in section
2 1030) during any 1-year period, including by—

3 “(i) impairing the availability or in-
4 tegrity of the protected computers without
5 authorization; or

6 “(ii) installing or maintaining control
7 over malicious software on the protected
8 computers that, without authorization, has
9 caused or would cause damage to the pro-
10 tected computers;”; and

11 (B) in paragraph (2), in the matter pre-
12 ceding subparagraph (A), by inserting “, a vio-
13 lation described in subsection (a)(1)(D),” before
14 “or a Federal”; and

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

16 “(c) A restraining order, prohibition, or other action
17 described in subsection (b), if issued in circumstances de-
18 scribed in subsection (a)(1)(D), may, upon application of
19 the Attorney General—

20 “(1) specify that no cause of action shall lie in
21 any court against a person for complying with the
22 restraining order, prohibition, or other action; and

23 “(2) provide that the United States shall pay to
24 such person a fee for reimbursement for such costs
25 as are reasonably necessary and which have been di-

1 rectly incurred in complying with the restraining
 2 order, prohibition, or other action.”.

3 (b) TECHNICAL AND CONFORMING AMENDMENT.—

4 The table of sections for chapter 63 of title 18, United
 5 States Code, is amended by striking the item relating to
 6 section 1345 and inserting the following:

“1345. Injunctions against fraud and abuse.”.

7 **SEC. 405. AGGRAVATED DAMAGE TO A CRITICAL INFRA-**
 8 **STRUCTURE COMPUTER.**

9 (a) IN GENERAL.—Chapter 47 of title 18, United
 10 States Code, is amended by inserting after section 1030
 11 the following:

12 **“§ 1030A. Aggravated damage to a critical infrastruc-**
 13 **ture computer**

14 “(a) OFFENSE.—It shall be unlawful, during and in
 15 relation to a felony violation of section 1030, to knowingly
 16 cause or attempt to cause damage to a critical infrastruc-
 17 ture computer, if such damage results in (or, in the case
 18 of an attempted offense, would, if completed, have resulted
 19 in) the substantial impairment—

20 “(1) of the operation of the critical infrastruc-
 21 ture computer; or

22 “(2) of the critical infrastructure associated
 23 with such computer.

24 “(b) PENALTY.—Any person who violates subsection
 25 (a) shall, in addition to the term of punishment provided

1 for the felony violation of section 1030, be fined under
2 this title, imprisoned for not more than 20 years, or both.

3 “(c) CONSECUTIVE SENTENCE.—Notwithstanding
4 any other provision of law—

5 “(1) a court shall not place any person con-
6 victed of a violation of this section on probation;

7 “(2) except as provided in paragraph (4), no
8 term of imprisonment imposed on a person under
9 this section shall run concurrently with any term of
10 imprisonment imposed on the person under any
11 other provision of law, including any term of impris-
12 onment imposed for the felony violation of section
13 1030;

14 “(3) in determining any term of imprisonment
15 to be imposed for the felony violation of section
16 1030, a court shall not in any way reduce the term
17 to be imposed for such violation to compensate for,
18 or otherwise take into account, any separate term of
19 imprisonment imposed or to be imposed for a viola-
20 tion of this section; and

21 “(4) a term of imprisonment imposed on a per-
22 son for a violation of this section may, in the discre-
23 tion of the court, run concurrently, in whole or in
24 part, only with another term of imprisonment that
25 is imposed by the court at the same time on that

1 person for an additional violation of this section, if
2 such discretion shall be exercised in accordance with
3 any applicable guidelines and policy statements
4 issued by the United States Sentencing Commission
5 pursuant to section 994 of title 28.

6 “(d) DEFINITIONS.—In this section—

7 “(1) the terms ‘computer’ and ‘damage’ have
8 the meanings given the terms in section 1030; and

9 “(2) the term ‘critical infrastructure’ means
10 systems and assets, whether physical or virtual, so
11 vital to the United States that the incapacity or de-
12 struction of such systems and assets would have cat-
13 astrophic regional or national effects on public
14 health or safety, economic security, or national secu-
15 rity, including voter registration databases, voting
16 machines, and other communications systems that
17 manage the election process or report and display
18 results on behalf of State and local governments.”.

19 (b) TABLE OF SECTIONS.—The table of sections for
20 chapter 47 of title 18, United States Code, is amended
21 by inserting after the item relating to section 1030 the
22 following:

“1030A. Aggravated damage to a critical infrastructure computer.”.

1 **SEC. 406. STOPPING TRAFFICKING IN BOTNETS; FOR-**
 2 **FEITURE.**

3 Section 1030 of title 18, United States Code, is
 4 amended—

5 (1) in subsection (a)—

6 (A) in paragraph (7), by adding “or” at
 7 the end; and

8 (B) by inserting after paragraph (7) the
 9 following:

10 “(8) intentionally traffics in the means of ac-
 11 cess to a protected computer, if—

12 “(A) the trafficker knows or has reason to
 13 know the protected computer has been damaged
 14 in a manner prohibited by this section; and

15 “(B) the promise or agreement to pay for
 16 the means of access is made by, or on behalf of,
 17 a person the trafficker knows or has reason to
 18 know intends to use the means of access to—

19 “(i) damage a protected computer in
 20 a manner prohibited by this section; or

21 “(ii) violate section 1037 or 1343;”;

22 (2) in subsection (c)(3)—

23 (A) in subparagraph (A), by striking
 24 “(a)(4) or (a)(7)” and inserting “(a)(4), (a)(7),
 25 or (a)(8)”; and

1 (B) in subparagraph (B), by striking
 2 “(a)(4), or (a)(7)” and inserting “(a)(4),
 3 (a)(7), or (a)(8)”;
 4 (3) in subsection (e)—

5 (A) in paragraph (11), by striking “and”
 6 at the end;

7 (B) in paragraph (12), by striking the pe-
 8 riod at the end and inserting “; and”; and

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

10 “(13) the term ‘traffic’, except as provided in
 11 subsection (a)(6), means transfer, or otherwise dis-
 12 pose of, to another as consideration for the receipt
 13 of, or as consideration for a promise or agreement
 14 to pay, anything of pecuniary value.”;

15 (4) in subsection (g), in the first sentence, by
 16 inserting “, except for a violation of subsection
 17 (a)(8),” after “of this section”; and

18 (5) by striking subsections (i) and (j) and in-
 19 serting the following:

20 “(i) CRIMINAL FORFEITURE.—

21 “(1) The court, in imposing sentence on any
 22 person convicted of a violation of this section, or
 23 convicted of conspiracy to violate this section, shall
 24 order, in addition to any other sentence imposed and

1 irrespective of any provision of State law, that such
2 person forfeit to the United States—

3 “(A) such person’s interest in any prop-
4 erty, real or personal, that was used or intended
5 to be used to commit or to facilitate the com-
6 mission of such violation; and

7 “(B) any property, real or personal, consti-
8 tuting or derived from any gross proceeds, or
9 any property traceable to such property, that
10 such person obtained, directly or indirectly, as
11 a result of such violation.

12 “(2) The criminal forfeiture of property under
13 this subsection, including any seizure and disposition
14 of the property, and any related judicial or adminis-
15 trative proceeding, shall be governed by the provi-
16 sions of section 413 of the Controlled Substances
17 Act (21 U.S.C. 853), except subsection (d) of that
18 section.

19 “(j) CIVIL FORFEITURE OF PROPERTY USED IN THE
20 COMMISSION OF AN OFFENSE.—

21 “(1) Any personal property, including any
22 Internet domain name or Internet Protocol address,
23 that was used or intended to be used to commit or
24 to facilitate the commission of any violation of this
25 section, or a conspiracy to violate this section shall

1 be subject to forfeiture to the United States, and no
 2 property right shall exist in such property.

3 “(2) Seizures and forfeitures under this sub-
 4 section shall be governed by the provisions of chap-
 5 ter 46 relating to civil forfeitures, except that such
 6 duties as are imposed on the Secretary of the Treas-
 7 ury under the customs laws described in section
 8 981(d) shall be performed by such officers, agents,
 9 and other persons as may be designated for that
 10 purpose by the Secretary of Homeland Security or
 11 the Attorney General.”.

12 **TITLE V—COMBATING ELECTION** 13 **INTERFERENCE**

14 **SEC. 501. PROHIBITION ON INTERFERENCE WITH VOTING** 15 **SYSTEMS.**

16 Section 1030(e) of title 18, United States Code, is
 17 amended—

18 (1) in paragraph (2)—

19 (A) in subparagraph (A), by striking “or”
 20 at the end;

21 (B) in subparagraph (B), by adding “or”
 22 at the end; and

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

24 “(C) that—

25 “(i) is part of a voting system; and

1 “(ii)(I) is used for the management,
 2 support, or administration of a Federal
 3 election; or

4 “(II) has moved in or otherwise af-
 5 fects interstate or foreign commerce;”;

6 (2) in paragraph (11), by striking “and” at the
 7 end;

8 (3) in paragraph (12), by striking the period
 9 and inserting a semicolon; and

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

11 “(13) the term ‘Federal election’ means any
 12 election (as defined in section 301(1) of the Federal
 13 Election Campaign Act of 1971 (52 U.S.C.
 14 30101(1))) for Federal office (as defined in section
 15 301(3) of the Federal Election Campaign Act of
 16 1971 (52 U.S.C. 30101(3))); and

17 “(14) the term ‘voting system’ has the meaning
 18 given the term in section 301(b) of the Help Amer-
 19 ica Vote Act of 2002 (52 U.S.C. 21081(b)).”.

20 **SEC. 502. INADMISSIBILITY OF ALIENS SEEKING TO INTER-**
 21 **FERE IN UNITED STATES ELECTIONS.**

22 (a) **DEFINED TERM.**—Section 101(a) of the Immi-
 23 gration and Nationality Act (8 U.S.C. 1101(a)) is amend-
 24 ed by adding at the end the following:

1 “(53) The term ‘improper interference in a
2 United States election’ means conduct by an alien
3 that—

4 “(A)(i) violates Federal criminal, voting
5 rights, or campaign finance law; or

6 “(ii) is under the direction of a foreign
7 government; and

8 “(B) interferes with a general or primary
9 Federal, State, or local election or caucus, in-
10 cluding—

11 “(i) the campaign of a candidate; and

12 “(ii) a ballot measure, including—

13 “(I) an amendment;

14 “(II) a bond issue;

15 “(III) an initiative;

16 “(IV) a recall;

17 “(V) a referral; and

18 “(VI) a referendum.”.

19 (b) IMPROPER INTERFERENCE IN UNITED STATES
20 ELECTIONS.—Section 212(a)(3) of the Immigration and
21 Nationality Act (8 U.S.C. 1182(a)(3)) is amended by add-
22 ing at the end the following:

23 “(H) IMPROPER INTERFERENCE IN A
24 UNITED STATES ELECTION.—Any alien who is
25 seeking admission to the United States to en-

1 gage in improper interference in a United
 2 States election, or who has engaged in improper
 3 interference in a United States election, is inad-
 4 missible.”.

5 **TITLE VI—SANCTIONS WITH RE-**
 6 **SPECT TO THE RUSSIAN FED-**
 7 **ERATION**

8 **Subtitle A—Expansion of Coun-**
 9 **tering America’s Adversaries**
 10 **Through Sanctions Act**

11 **SEC. 601. IMPOSITION OF ADDITIONAL SANCTIONS WITH**
 12 **RESPECT TO THE RUSSIAN FEDERATION.**

13 (a) IN GENERAL.—Part 2 of subtitle A of title II of
 14 the Countering America’s Adversaries Through Sanctions
 15 Act (22 U.S.C. 9521 et seq.) is amended—

16 (1) by redesignating sections 235, 236, 237,
 17 and 238 as sections 239A, 239B, 239D, and 239E,
 18 respectively; and

19 (2) by inserting after section 234 the following:

20 **“SEC. 235. SANCTIONS WITH RESPECT TO TRANSACTIONS**
 21 **WITH CERTAIN RUSSIAN POLITICAL FIGURES**
 22 **AND OLIGARCHS.**

23 “On and after the date that is 180 days after the
 24 date of the enactment of the Defending American Security
 25 from Kremlin Aggression Act of 2018, the President shall

1 impose the sanctions described in section 224(b) with re-
2 spect to—

3 “(1) political figures, oligarchs, and other per-
4 sons that facilitate illicit and corrupt activities, di-
5 rectly or indirectly, on behalf of the President of the
6 Russian Federation, Vladimir Putin, and persons
7 acting for or on behalf of such political figures,
8 oligarchs, and persons;

9 “(2) Russian parastatal entities that facilitate
10 illicit and corrupt activities, directly or indirectly, on
11 behalf of the President of the Russian Federation,
12 Vladimir Putin;

13 “(3) family members of persons described in
14 paragraph (1) or (2) that derive significant benefits
15 from such illicit and corrupt activities; and

16 “(4) persons, including financial institutions,
17 engaging in significant transactions with persons de-
18 scribed in paragraph (1), (2), or (3).

19 **“SEC. 236. SANCTIONS WITH RESPECT TO TRANSACTIONS**
20 **RELATED TO INVESTMENTS IN ENERGY**
21 **PROJECTS SUPPORTED BY RUSSIAN STATE-**
22 **OWNED OR PARASTATAL ENTITIES OUTSIDE**
23 **OF THE RUSSIAN FEDERATION.**

24 “On and after the date that is 180 days after the
25 date of the enactment of the Defending American Security

1 from Kremlin Aggression Act of 2018, the President shall
 2 impose five or more of the sanctions described in section
 3 239A with respect to a person if the Secretary of the
 4 Treasury determines that the person knowingly, on or
 5 after such date of enactment, invests in an energy project
 6 outside of the Russian Federation—

7 “(1) that is supported by a Russian parastatal
 8 entity or an entity owned or controlled by the Gov-
 9 ernment of the Russian Federation; and

10 “(2) the total value of which exceeds or is rea-
 11 sonably expected to exceed \$250,000,000.

12 **“SEC. 237. SANCTIONS WITH RESPECT TO SUPPORT FOR**
 13 **THE DEVELOPMENT OF CRUDE OIL RE-**
 14 **SOURCES IN THE RUSSIAN FEDERATION.**

15 “(a) IN GENERAL.—The President shall impose five
 16 or more of the sanctions described in section 239A with
 17 respect to a person if the President determines that the
 18 person knowingly, on or after the date of the enactment
 19 of the Defending American Security from Kremlin Aggres-
 20 sion Act of 2018, sells, leases, or provides to the Russian
 21 Federation goods, services, technology, financing, or sup-
 22 port described in subsection (b)—

23 “(1) any of which has a fair market value of
 24 \$1,000,000 or more; or

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

3 “(b) GOODS, SERVICES, TECHNOLOGY, FINANCING,
4 OR SUPPORT DESCRIBED.—Goods, services, technology,
5 financing, or support described in this subsection are
6 goods, services, technology, financing or support that
7 could directly and significantly contribute to the Russian
8 Federation’s—

9 “(1) ability to develop crude oil resources lo-
10 cated in the Russian Federation; or

11 “(2) production of crude oil resources in the
12 Russian Federation, including any direct and signifi-
13 cant assistance with respect to the construction,
14 modernization, or repair of infrastructure that would
15 facilitate the development of crude oil resources lo-
16 cated in the Russian Federation.

17 “(c) APPLICABILITY.—The requirement to impose
18 sanctions under subsection (a) shall not apply with respect
19 to the maintenance of projects that are ongoing as of the
20 date of the enactment of the Defending American Security
21 from Kremlin Aggression Act of 2018.

22 “(d) REQUIREMENT TO ISSUE GUIDANCE.—Not
23 later than 90 days after the date of enactment of the De-
24 fending American Security from Kremlin Aggression Act
25 of 2018, the Secretary of State, in consultation with the

1 Secretary of the Treasury and the Secretary of Energy,
2 shall issue regulations—

3 “(1) clarifying how the exception under sub-
4 section (c) will be applied; and

5 “(2) listing specific goods, services, technology,
6 financing, and support covered by subsection (b).

7 **“SEC. 238. PROHIBITION ON AND SANCTIONS WITH RE-**
8 **SPECT TO TRANSACTIONS RELATING TO NEW**
9 **SOVEREIGN DEBT OF THE RUSSIAN FEDERA-**
10 **TION.**

11 “(a) IN GENERAL.—Not later than 90 days after the
12 date of the enactment of the Defending American Security
13 from Kremlin Aggression Act of 2018, the President
14 shall—

15 “(1) prescribe regulations prohibiting United
16 States persons from engaging in transactions with,
17 providing financing for, or in any other way dealing
18 in Russian sovereign debt issued on or after the date
19 that is 180 days after such date of enactment; and

20 “(2) exercise all powers granted to the Presi-
21 dent by the International Emergency Economic
22 Powers Act (50 U.S.C. 1701 et seq.) to the extent
23 necessary to block and prohibit all transactions in all
24 property and interests in property of one or more of
25 the Russian financial institutions specified in sub-

1 section (b) if such property and interests in property
 2 are in the United States, come within the United
 3 States, or are or come within the possession or con-
 4 trol of a United States person.

5 “(b) RUSSIAN FINANCIAL INSTITUTIONS SPECI-
 6 FIED.—The Russian financial institutions specified in this
 7 subsection are the following:

8 “(1) Vnesheconombank.

9 “(2) Sberbank.

10 “(3) VTB Bank.

11 “(4) Gazprombank.

12 “(5) Bank of Moscow.

13 “(6) Rosselkhozbank.

14 “(7) Promsvyazbank.

15 “(8) Vnesheconombank.

16 “(c) RUSSIAN SOVEREIGN DEBT DEFINED.—In this
 17 section, the term ‘Russian sovereign debt’ means—

18 “(1) bonds issued by the Central Bank, the Na-
 19 tional Wealth Fund, or the Federal Treasury of the
 20 Russian Federation, or agents or affiliates of any of
 21 those entities, with a maturity of more than 14 days;

22 “(2) foreign exchange swap agreements with
 23 the Central Bank, the National Wealth Fund, or the
 24 Federal Treasury of the Russian Federation with a
 25 duration of more than 14 days; and

1 “(3) any other financial instrument, the dura-
 2 tion or maturity of which is more than 14 days,
 3 that—

4 “(A) the President determines represents
 5 the sovereign debt of the Government of the
 6 Russian Federation; or

7 “(B) is issued by a Russian financial insti-
 8 tution specified in subsection (b).

9 **“SEC. 239. SANCTIONS WITH RESPECT TO TRANSACTIONS**
 10 **WITH THE CYBER SECTOR OF THE RUSSIAN**
 11 **FEDERATION.**

12 “On and after the date that is 60 days after the date
 13 of the enactment of the Defending American Security
 14 from Kremlin Aggression Act of 2018, the President shall
 15 impose five or more of the sanctions described in section
 16 239A with respect to any person, including any financial
 17 institution, that the President determines—

18 “(1) engages in significant transactions with
 19 any person in the Russian Federation that has the
 20 capacity or ability to support or facilitate malicious
 21 cyber activities; or

22 “(2) is owned or controlled by, or acts or pur-
 23 ports to act for or on behalf of, directly or indirectly,
 24 a person that engages in significant transactions de-
 25 scribed in paragraph (1).”.

1 (b) SANCTIONS DESCRIBED.—Section 239A(a) of the
 2 Countering America’s Adversaries Through Sanctions Act,
 3 as redesignated by subsection (a)(1), is amended in the
 4 matter preceding paragraph (1) by striking “or 233(a)”
 5 each place it appears and inserting “233(a), 236, 237, or
 6 239”.

7 (c) TERMINATION.—Section 239B(c) of the Coun-
 8 tering America’s Adversaries Through Sanctions Act, as
 9 redesignated by subsection (a)(1), is amended by striking
 10 “or 234” and inserting “234, 235, 236, 237, 238, or
 11 239”.

12 (d) IMPLEMENTATION AND PENALTIES.—Part 2 of
 13 subtitle A of title II of the Countering America’s Adver-
 14 saries Through Sanctions Act (22 U.S.C. 9521 et seq.)
 15 is amended by inserting after section 239A, as redesign-
 16 nated by subsection (a)(1), the following:

17 **“SEC. 239C. IMPLEMENTATION AND PENALTIES.**

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

23 “(b) PENALTIES.—A person that violates, attempts
 24 to violate, conspires to violate, or causes a violation of this
 25 part or any regulation, license, or order issued to carry

1 out this part shall be subject to the penalties set forth
 2 in subsections (b) and (c) of section 206 of the Inter-
 3 national Emergency Economic Powers Act (50 U.S.C.
 4 1705) to the same extent as a person that commits an
 5 unlawful act described in subsection (a) of that section.”.

6 (e) CLERICAL AMENDMENT.—The table of contents
 7 for the Countering America’s Adversaries Through Sanc-
 8 tions Act is amended by striking the items relating to sec-
 9 tions 235 through 238 and inserting the following:

“Sec. 235. Sanctions with respect to transactions with certain Russian political figures and oligarchs.

“Sec. 236. Sanctions with respect to transactions related to investments in energy projects supported by Russian state-owned or parastatal entities outside of the Russian Federation.

“Sec. 237. Sanctions with respect to support for the development of crude oil resources in the Russian Federation.

“Sec. 238. Prohibition on and sanctions with respect to transactions relating to new sovereign debt of the Russian Federation.

“Sec. 239. Sanctions with respect to transactions with the cyber sector of the Russian Federation.

“Sec. 239A. Sanctions described.

“Sec. 239B. Exceptions, waiver, and termination.

“Sec. 239C. Implementation and penalties.

“Sec. 239D. Exception relating to activities of the National Aeronautics and Space Administration.

“Sec. 239E. Rule of construction.”.

10 (f) CONFORMING AMENDMENTS.—Part 2 of subtitle
 11 A of title II of the Countering America’s Adversaries
 12 Through Sanctions Act (22 U.S.C. 9521 et seq.), as
 13 amended by this section, is further amended—

14 (1) in section 231, by striking subsection (e);

15 and

16 (2) by striking “section 235” each place it ap-
 17 pears and inserting “section 239A”.

1 (g) GUIDANCE.—The President shall, in a prompt
 2 and timely way, publish guidance on the implementation
 3 of this subtitle and the amendments made by this subtitle
 4 and any regulations prescribed pursuant to this subtitle
 5 or any such amendment.

6 **SEC. 602. CONGRESSIONAL REVIEW AND CONTINUED AP-**
 7 **PLICABILITY OF SANCTIONS UNDER THE**
 8 **SERGEI MAGNITSKY RULE OF LAW ACCOUNT-**
 9 **ABILITY ACT OF 2012.**

10 Section 216(a)(2)(B)(i) of the Russia Sanctions Re-
 11 view Act of 2017 (22 U.S.C. 9511(a)(2)(B)(i)) is amend-
 12 ed—

13 (1) in subclause (II), by striking “; or” and in-
 14 serting a semicolon;

15 (2) in subclause (III), by striking “; and” and
 16 inserting “; or”; and

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

18 “(IV) the Sergei Magnitsky Rule
 19 of Law Accountability Act of 2012
 20 (title IV of Public Law 112–208; 22
 21 U.S.C. 5811 note); and”.

1 **Subtitle B—Coordination With the**
2 **European Union**

3 **SEC. 611. SENSE OF CONGRESS ON COORDINATION WITH**
4 **ALLIES WITH RESPECT TO SANCTIONS WITH**
5 **RESPECT TO THE RUSSIAN FEDERATION.**

6 It is the sense of Congress that the President
7 should—

8 (1) continue to uphold and seek unity with Eu-
9 ropean and other key partners with respect to sanc-
10 tions implemented with respect to the Russian Fed-
11 eration, which have been effective and instrumental
12 in countering the aggression of the Russian Federa-
13 tion;

14 (2) engage to the fullest extent possible with
15 governments that are partners of the United States
16 with regard to closing loopholes, including the allow-
17 ance of extended prepayment for the delivery of
18 goods and commodities and other loopholes, in mul-
19 tilateral and unilateral restrictive measures against
20 the Russian Federation, with the aim of maximizing
21 alignment of those measures; and

22 (3) increase efforts to vigorously enforce com-
23 pliance with sanctions in place as of the date of the
24 enactment of this Act with respect to the Russian
25 Federation in response to the crises in Ukraine and

1 Syria, cyber intrusions and attacks, and human
 2 rights violators in the Russian Federation.

3 **SEC. 612. OFFICE OF SANCTIONS COORDINATION OF THE**
 4 **DEPARTMENT OF STATE.**

5 (a) IN GENERAL.—Section 1 of the State Depart-
 6 ment Basic Authorities Act of 1956 (22 U.S.C. 2651a),
 7 as amended by section 211, is further amended—

8 (1) by redesignating subsection (h) as sub-
 9 section (i); and

10 (2) by inserting after subsection (g) the fol-
 11 lowing:

12 “(h) OFFICE OF SANCTIONS COORDINATION.—

13 “(1) IN GENERAL.—There is established, within
 14 the Department of State, an Office of Sanctions Co-
 15 ordination (referred to in this subsection as the ‘Of-
 16 fice’).

17 “(2) HEAD.—The head of the Office shall—

18 “(A) have the rank and status of ambas-
 19 sador;

20 “(B) be appointed by the President, by
 21 and with the advice and consent of the Senate;
 22 and

23 “(C) report to the Under Secretary for Po-
 24 litical Affairs.

25 “(3) DUTIES.—The head of the Office shall—

1 “(A) serve as the principal advisor to the
2 senior management of the Department and the
3 Secretary regarding the role of the Department
4 in the development and implementation of sanc-
5 tions policy, including sanctions with respect to
6 the Russian Federation, Iran, North Korea,
7 and other countries;

8 “(B) represent the United States in diplo-
9 matic and multilateral fora on sanctions mat-
10 ters;

11 “(C) consult and closely coordinate with
12 the European Union to ensure the maximum ef-
13 fectiveness of sanctions imposed by the United
14 States and the European Union with respect to
15 the Russian Federation;

16 “(D) advise the Secretary directly and pro-
17 vide input with respect to all activities, policies,
18 and programs of all bureaus and offices of the
19 Department relating to the implementation of
20 sanctions policy; and

21 “(E) serve as the principal liaison of the
22 Department to other Federal agencies involved
23 in the design and implementation of sanctions
24 policy.

1 “(4) RULE OF CONSTRUCTION.—Nothing in
2 this subsection may be construed to preclude—

3 “(A) the Office from being elevated to a
4 Bureau within the Department; or

5 “(B) the head of the Office from being ele-
6 vated to level of an Assistant Secretary.”.

7 (b) REPORT REQUIRED.—Not later than 60 days
8 after the date of the enactment of this Act, the President
9 shall submit to the appropriate congressional committees
10 a report detailing the efforts of the Office of Sanctions
11 Coordination established under the amendments made by
12 subsection (a) to coordinate sanctions policy with the Eu-
13 ropean Union.

14 **SEC. 613. REPORT ON COORDINATION OF SANCTIONS BE-**
15 **TWEEN THE UNITED STATES AND EUROPEAN**
16 **UNION.**

17 (a) IN GENERAL.—Not later than 180 days after the
18 date of the enactment of this Act, and every 180 days
19 thereafter, the President shall submit to the appropriate
20 congressional committees a report that includes the fol-
21 lowing:

22 (1) A description of each instance, during the
23 period specified in subsection (b)—

24 (A) in which the United States has im-
25 posed sanctions with respect to a person for ac-

1 tivity related to the Russian Federation, but in
2 which the European Union has not imposed
3 corresponding sanctions; and

4 (B) in which the European Union has im-
5 posed sanctions with respect to a person for ac-
6 tivity related to the Russian Federation, but in
7 which the United States has not imposed cor-
8 responding sanctions.

9 (2) An explanation for the reason for each dis-
10 crepancy between sanctions imposed by the Euro-
11 pean Union and sanctions imposed by the United
12 States described in subparagraphs (A) and (B) of
13 paragraph (1).

14 (b) PERIOD SPECIFIED.—The period specified in this
15 subsection is—

16 (1) in the case of the first report submitted
17 under subsection (a), the period beginning on the
18 date of the enactment of this Act and ending on the
19 date the report is submitted; and

20 (2) in the case of a subsequent such report, the
21 180-day period preceding the submission of the re-
22 port.

23 (c) FORM OF REPORT.—The report required by sub-
24 section (a) shall be submitted in unclassified form but may
25 include a classified annex.

1 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
 2 DEFINED.—In this section, the term “appropriate con-
 3 gressional committees” means—

4 (1) the Committee on Foreign Relations, the
 5 Committee on Banking, Housing, and Urban Af-
 6 fairs, and the Committee on Finance of the Senate;
 7 and

8 (2) the Committee on Foreign Affairs, the
 9 Committee on Financial Services, and the Com-
 10 mittee on Ways and Means of the House of Rep-
 11 resentatives.

12 **Subtitle C—Reports Relating to**
 13 **Sanctions With Respect to the**
 14 **Russian Federation**

15 **SEC. 621. DEFINITIONS.**

16 In this subtitle:

17 (1) APPROPRIATE CONGRESSIONAL COMMIT-
 18 TEES.—The term “appropriate congressional com-
 19 mittees” means—

20 (A) the Committee on Foreign Relations,
 21 the Committee on Banking, Housing, and
 22 Urban Affairs, and the Committee on Finance
 23 of the Senate; and

24 (B) the Committee on Foreign Affairs, the
 25 Committee on Financial Services, and the Com-

1 mittee on Ways and Means of the House of
2 Representatives.

3 (2) SENIOR FOREIGN POLITICAL FIGURE.—The
4 term “senior foreign political figure” has the mean-
5 ing given that term in section 1010.605 of title 31,
6 Code of Federal Regulations (or any corresponding
7 similar regulation or ruling).

8 **SEC. 622. UPDATED REPORT ON OLIGARCHS AND**
9 **PARASTATAL ENTITIES OF THE RUSSIAN**
10 **FEDERATION.**

11 Section 241 of the Countering America’s Adversaries
12 Through Sanctions Act (Public Law 115–44; 131 Stat.
13 922) is amended—

14 (1) by redesignating subsections (b) and (c) as
15 subsections (c) and (d), respectively;

16 (2) by inserting after subsection (a) the fol-
17 lowing:

18 “(b) UPDATED REPORT.—Not later than 180 days
19 after the date of the enactment of the Defending American
20 Security from Kremlin Aggression Act of 2018, the Sec-
21 retary of the Treasury, in consultation with the Director
22 of National Intelligence and the Secretary of State, shall
23 submit to the appropriate congressional committees an up-
24 dated report on oligarchs and parastatal entities of the
25 Russian Federation that builds on the report submitted

1 under subsection (a) on January 29, 2018, and that in-
 2 cludes the matters described in paragraphs (1) through
 3 (5) of subsection (a).”; and

4 (3) in subsection (c), as redesignated by para-
 5 graph (1), by striking “The report required under
 6 subsection (a)” and inserting “The reports required
 7 by subsections (a) and (b)”.

8 **SEC. 623. REPORT ON THE PERSONAL NET WORTH AND AS-**
 9 **SETS OF VLADIMIR PUTIN.**

10 (a) IN GENERAL.—Not later than 180 days after the
 11 date of the enactment of this Act, the Director of National
 12 Intelligence shall submit to the appropriate congressional
 13 committees a detailed report on the personal net worth
 14 and assets of the President of the Russian Federation,
 15 Vladimir Putin, including—

16 (1) the estimated net worth and known sources
 17 of income of Vladimir Putin and his family mem-
 18 bers, including assets, investments, bank accounts,
 19 other business interests, and relevant beneficial own-
 20 ership information; and

21 (2) an identification of the most significant sen-
 22 ior foreign political figures and oligarchs in the Rus-
 23 sian Federation, as determined by their closeness to
 24 Vladimir Putin.

1 (b) FORM OF REPORT.—The report required under
 2 subsection (a) shall be submitted in an unclassified form
 3 but may include a classified annex.

4 **SEC. 624. REPORT ON SECTION 224 OF THE COUNTERING**
 5 **AMERICA’S ADVERSARIES THROUGH SANC-**
 6 **TIONS ACT.**

7 (a) IN GENERAL.—Not later than 60 days after the
 8 date of the enactment of this Act, the President shall sub-
 9 mit to the appropriate congressional committees a report
 10 that describes the persons that the President has deter-
 11 mined under section 224(a)(1)(A) of the Countering
 12 America’s Adversaries Through Sanctions Act (22 U.S.C.
 13 9524(a)(1)(A)) knowingly engaged, on or after August 2,
 14 2017, and before the date of the report, in significant ac-
 15 tivities undermining cybersecurity against any person, in-
 16 cluding a democratic institution or government on behalf
 17 of the Government of the Russian Federation.

18 (b) ELEMENTS.—The report required by subsection
 19 (a) shall contain the following:

20 (1) A list of the persons described in subsection
 21 (a).

22 (2) A description of diplomatic efforts to work
 23 with governments and democratic institutions in
 24 other countries the cybersecurity of which the Presi-

1 dent determines has been undermined by the Gov-
2 ernment of the Russian Federation.

3 (c) UPDATES.—Not later than 90 days after the date
4 of the enactment of this Act, and every 90 days thereafter,
5 the President shall submit to the appropriate congres-
6 sional committees an update to the report required by sub-
7 section (a).

8 **SEC. 625. REPORT ON SECTION 225 OF THE COUNTERING**
9 **AMERICA'S ADVERSARIES THROUGH SANC-**
10 **TIONS ACT.**

11 (a) IN GENERAL.—Not later than 60 days after the
12 date of the enactment of this Act, the President shall sub-
13 mit to the appropriate congressional committees a report
14 that describes the foreign persons that the President has
15 determined under section 4(b)(1) of the Ukraine Freedom
16 Support Act of 2014 (22 U.S.C. 8923(b)(1)), as amended
17 by section 225 of the Countering America's Adversaries
18 Through Sanctions Act (Public Law 115–44; 131 Stat.
19 910), have knowingly, on or after August 2, 2017, and
20 before the date of the report, made a significant invest-
21 ment in a special Russian crude oil project.

22 (b) UPDATES.—Not later than 90 days after the date
23 of the enactment of this Act, and every 90 days thereafter,
24 the President shall submit to the appropriate congres-

1 sional committees an update to the report required by sub-
2 section (a).

3 **SEC. 626. REPORT ON SECTION 226 OF THE COUNTERING**
4 **AMERICA'S ADVERSARIES THROUGH SANC-**
5 **TIONS ACT.**

6 (a) IN GENERAL.—Not later than 60 days after the
7 date of the enactment of this Act, the President shall sub-
8 mit to the appropriate congressional committees a report
9 that describes the foreign financial institutions that the
10 President has determined under section 5(a) of the
11 Ukraine Freedom Support Act of 2014 (22 U.S.C.
12 8924(a)), as amended by section 226 of the Countering
13 America's Adversaries Through Sanctions Act (Public
14 Law 115–44; 131 Stat. 910), have knowingly engaged, on
15 or after August 2, 2017, and before the date of the report,
16 in significant transactions involving significant invest-
17 ments in a special Russian crude oil project described in
18 section 4(b)(1) of the Ukraine Freedom Support Act of
19 2014.

20 (b) UPDATES.—Not later than 90 days after the date
21 of the enactment of this Act, and every 90 days thereafter,
22 the President shall submit to the appropriate congres-
23 sional committees an update to the report required by sub-
24 section (a).

1 **SEC. 627. REPORT ON SECTION 228 OF THE COUNTERING**
2 **AMERICA'S ADVERSARIES THROUGH SANC-**
3 **TIONS ACT.**

4 (a) IN GENERAL.—Not later than 60 days after the
5 date of the enactment of this Act, the President shall sub-
6 mit to the appropriate congressional committees a report
7 that describes the foreign persons that the President has
8 determined under subsection (a) of section 10 of the Sup-
9 port for the Sovereignty, Integrity, Democracy, and Eco-
10 nomic Stability of Ukraine Act of 2014 (22 U.S.C. 8909),
11 as added by section 228 of the Countering America's Ad-
12 versaries Through Sanctions Act (Public Law 115–44;
13 131 Stat. 911), have, on or after August 2, 2017, and
14 before the date of the report—

15 (1) materially violated, attempted to violate,
16 conspired to violate, or caused a violation of any li-
17 cense, order, regulation, or prohibition contained in
18 or issued pursuant to any covered Executive order
19 (as defined in subsection (f) of such section 10), the
20 Support for the Sovereignty, Integrity, Democracy,
21 and Economic Stability of Ukraine Act of 2014 (22
22 U.S.C. 8901 et seq.), or the Ukraine Freedom Sup-
23 port Act of 2014 (22 U.S.C. 8921 et seq.); or

24 (2) facilitated a significant transaction or trans-
25 actions, including deceptive or structured trans-
26 actions, for or on behalf of—

1 (A) any person subject to sanctions im-
2 posed by the United States with respect to the
3 Russian Federation; or

4 (B) any child, spouse, parent, or sibling of
5 an individual described in subparagraph (A).

6 (b) UPDATES.—Not later than 90 days after the date
7 of the enactment of this Act, and every 90 days thereafter,
8 the President shall submit to the appropriate congres-
9 sional committees an update to the report required by sub-
10 section (a).

11 **SEC. 628. REPORT ON SECTION 233 OF THE COUNTERING**
12 **AMERICA'S ADVERSARIES THROUGH SANC-**
13 **TIONS ACT.**

14 (a) IN GENERAL.—Not later than 60 days after the
15 date of the enactment of this Act, the President shall sub-
16 mit to the appropriate congressional committees a report
17 that describes the foreign persons that the President has
18 determined under section 233 of the Countering America's
19 Adversaries Through Sanctions Act (22 U.S.C. 9527)
20 have made, on or after August 2, 2017, and before the
21 date of the report, an investment of \$10,000,000 or more
22 (or any combination of investments of not less than
23 \$1,000,000 each, which in the aggregate equals or exceeds
24 \$10,000,000 in any 12-month period), or facilitates such
25 an investment, if the investment directly and significantly

1 contributes to the ability of the Russian Federation to pri-
2 vatize state-owned assets in a manner that unjustly bene-
3 fits—

4 (1) officials of the Government of the Russian
5 Federation; or

6 (2) close associates or family members of those
7 officials.

8 (b) UPDATES.—Not later than 90 days after the date
9 of the enactment of this Act, and every 90 days thereafter,
10 the President shall submit to the appropriate congres-
11 sional committees an update to the report required by sub-
12 section (a).

13 **SEC. 629. REPORT ON SECTION 234 OF THE COUNTERING**
14 **AMERICA’S ADVERSARIES THROUGH SANC-**
15 **TIONS ACT.**

16 (a) IN GENERAL.—Not later than 60 days after the
17 date of the enactment of this Act, the President shall sub-
18 mit to the appropriate congressional committees a report
19 that describes the foreign persons that the President has
20 determined under section 234 of the Countering America’s
21 Adversaries Through Sanctions Act (22 U.S.C. 9528)
22 have knowingly, on or after August 2, 2017, and before
23 the date of the report, exported, transferred, or otherwise
24 provided to Syria significant financial, material, or techno-

1 logical support that contributes materially to the ability
2 of the Government of Syria to—

3 (1) acquire or develop chemical, biological, or
4 nuclear weapons or related technologies;

5 (2) acquire or develop ballistic or cruise missile
6 capabilities;

7 (3) acquire or develop destabilizing numbers
8 and types of advanced conventional weapons;

9 (4) acquire significant defense articles, defense
10 services, or defense information (as such terms are
11 defined under the Arms Export Control Act (22
12 U.S.C. 2751 et seq.)); or

13 (5) acquire items designated by the President
14 for purposes of the United States Munitions List
15 under section 38(a)(1) of the Arms Export Control
16 Act (22 U.S.C. 2778(a)(1)).

17 (b) UPDATES.—Not later than 90 days after the date
18 of the enactment of this Act, and every 90 days thereafter,
19 the President shall submit to the appropriate congres-
20 sional committees an update to the report required by sub-
21 section (a).

1 **Subtitle D—General Provisions**

2 **SEC. 631. EXCEPTION RELATING TO ACTIVITIES OF THE NA-** 3 **TIONAL AERONAUTICS AND SPACE ADMINIS-** 4 **TRATION.**

5 (a) IN GENERAL.—This title and the amendments
 6 made by this title shall not apply with respect to activities
 7 of the National Aeronautics and Space Administration.

8 (b) RULE OF CONSTRUCTION.—Nothing in this title
 9 or the amendments made by this title shall be construed
 10 to authorize the imposition of any sanction or other condi-
 11 tion, limitation, restriction, or prohibition, that directly or
 12 indirectly impedes the supply by any entity of the Russian
 13 Federation of any product or service, or the procurement
 14 of such product or service by any contractor or subcon-
 15 tractor of the United States or any other entity, relating
 16 to or in connection with any space launch conducted for—

17 (1) the National Aeronautics and Space Admin-
 18 istration; or

19 (2) any other non-Department of Defense cus-
 20 tomer.

21 **SEC. 632. RULE OF CONSTRUCTION.**

22 Nothing in this title or the amendments made by this
 23 title shall be construed—

24 (1) to supersede the limitations or exceptions on
 25 the use of rocket engines for national security pur-

poses under section 1608 of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113–291; 128 Stat. 3626; 10 U.S.C. 2271 note), as amended by section 1607 of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92; 129 Stat. 1100) and section 1602 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2582); or

(2) to prohibit a contractor or subcontractor of the Department of Defense from acquiring components referred to in such section 1608.

TITLE VII—OTHER MATTERS RELATING TO THE RUSSIAN FEDERATION

SEC. 701. DETERMINATION ON DESIGNATION OF THE RUSSIAN FEDERATION AS A STATE SPONSOR OF TERRORISM.

(a) DETERMINATION.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary of State shall submit to the appropriate congressional committees a determination of whether the Russian Federation meets the criteria for designation as a state sponsor of terrorism.

1 (2) FORM.—The determination required by
2 paragraph (1) shall be submitted in unclassified
3 form but may include a classified annex, if appro-
4 priate.

5 (b) DEFINITIONS.—In this section:

6 (1) APPROPRIATE CONGRESSIONAL COMMIT-
7 TEES.—The term “appropriate congressional com-
8 mittees” means the Committee on Foreign Relations
9 of the Senate and the Committee on Foreign Affairs
10 of the House of Representatives.

11 (2) STATE SPONSOR OF TERRORISM.—The term
12 “state sponsor of terrorism” means a country the
13 government of which the Secretary of State has de-
14 termined is a government that has repeatedly pro-
15 vided support for acts of international terrorism, for
16 purposes of—

17 (A) section 1754(c)(1)(A)(i) of the Export
18 Control Reform Act of 2018;

19 (B) section 620A of the Foreign Assistance
20 Act of 1961 (22 U.S.C. 2371);

21 (C) section 40(d) of the Arms Export Con-
22 trol Act (22 U.S.C. 2780(d)); or

23 (D) any other provision of law.

1 **SEC. 702. EXPANSION OF GEOGRAPHIC TARGETING OR-**
 2 **DERS OF FINANCIAL CRIMES ENFORCEMENT**
 3 **NETWORK.**

4 (a) IN GENERAL.—Section 5326 of title 31, United
 5 States Code, is amended by adding at the end the fol-
 6 lowing:

7 “(e) REPORTING BY TITLE INSURANCE COMPA-
 8 NIES.—

9 “(1) IN GENERAL.—The Secretary shall issue
 10 an order under subsection (a) requiring a domestic
 11 title insurance company to obtain, maintain, and re-
 12 port to the Secretary information on the beneficial
 13 owners of entities that purchase residential real es-
 14 tate in high-value transactions in which the domestic
 15 title insurance company is involved.

16 “(2) DEFINITIONS.—In this subsection:

17 “(A) BENEFICIAL OWNER.—The term
 18 ‘beneficial owner’, with respect to an entity,
 19 means an individual who, directly or indirectly,
 20 owns 25 percent or more of the equity interests
 21 in the entity.

22 “(B) DOMESTIC TITLE INSURANCE COM-
 23 PANY.—The term ‘domestic title insurance com-
 24 pany’ has the meaning given that term in regu-
 25 lations prescribed by the Secretary.

1 “(C) HIGH-VALUE TRANSACTION.—The
 2 term ‘high-value’, with respect to a real estate
 3 transaction, has the meaning given that term in
 4 regulations prescribed by the Secretary based
 5 on the real estate market in which the trans-
 6 action takes place.”.

7 (b) REGULATIONS.—Not later than 90 days after the
 8 date of the enactment of this Act, the Secretary of the
 9 Treasury shall prescribe regulations to carry out the
 10 amendment made by subsection (a).

11 (c) AUTHORIZATION OF APPROPRIATIONS.—There
 12 are authorized to be appropriated to the Secretary such
 13 sums as may be necessary to carry out the amendment
 14 made by subsection (a).

15 **SEC. 703. EXTENSION OF LIMITATIONS ON IMPORTATION**
 16 **OF URANIUM FROM RUSSIAN FEDERATION.**

17 Section 3112A(c) of the USEC Privatization Act (42
 18 U.S.C. 2297h–10a(c)) is amended—

19 (1) in paragraph (2)(A)—

20 (A) in clause (vi), by striking “; and” and
 21 inserting a semicolon;

22 (B) in clause (vii), by striking the period
 23 and inserting “; and”; and

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

1 “(viii) in calendar year 2021, 463,620

2 kilograms;

3 “(ix) in calendar year 2022, 456,930

4 kilograms;

5 “(x) in calendar year 2023, 449,810

6 kilograms;

7 “(xi) in calendar year 2024, 435,933

8 kilograms;

9 “(xii) in calendar year 2025, 421,659

10 kilograms;

11 “(xiii) in calendar year 2026, 421,659

12 kilograms;

13 “(xiv) in calendar year 2027, 394,072

14 kilograms;

15 “(xv) in calendar year 2028, 386,951

16 kilograms;

17 “(xvi) in calendar year 2029, 386,951

18 kilograms; and

19 “(xvii) in calendar year 2030,

20 375,791 kilograms.”;

21 (2) in paragraph (3)—

22 (A) in subparagraph (A), by striking the

23 semicolon and inserting “; or”;

24 (B) in subparagraph (B), by striking “;

25 or” and inserting a period; and

1 (C) by striking subparagraph (C);

2 (3) in paragraph (5)(A), by striking “reference
3 data” and all that follows through “2019” and in-
4 serting the following: “lower scenario data in the
5 document of the World Nuclear Association entitled
6 ‘Nuclear Fuel Report: Global Scenarios for Demand
7 and Supply Availability 2017–2035’. In each of cal-
8 endar years 2022, 2025, and 2028”; and

9 (4) in paragraph (9), by striking “December
10 31, 2020” and inserting “December 31, 2030”.

11 **SEC. 704. ESTABLISHMENT OF A NATIONAL FUSION CEN-**
12 **TER TO RESPOND TO THREATS FROM THE**
13 **GOVERNMENT OF THE RUSSIAN FEDERA-**
14 **TION.**

15 (a) ESTABLISHMENT.—There is established a Na-
16 tional Fusion Center to Respond to Hybrid Threats, which
17 shall focus primarily on such threats from the Government
18 of the Russian Federation, and shall be chaired by senior
19 United States Government officials from participating
20 agencies (in this section referred to as the “Center”).

21 (b) MISSION.—The primary missions of the Center
22 are as follows:

23 (1) To serve as the primary organization in the
24 United States Government to coordinate analysis
25 and policy implementation across the United States

1 Government in responding to hybrid threats posed
2 by the Government of the Russian Federation to the
3 national security, sovereignty, democracy, and eco-
4 nomic activity of the United States and United
5 States allies, including the following activities:

6 (A) Execution of disinformation, misin-
7 formation, and propaganda campaigns through
8 traditional and social media platforms.

9 (B) Formation, infiltration, or manipula-
10 tion of cultural, religious, educational, and po-
11 litical organizations or parties.

12 (C) Covert transfer of illicit money through
13 shell corporations and financial institutions to
14 facilitate corruption, crime, and malign influ-
15 ence activities, including through political par-
16 ties and interest groups.

17 (D) Coercive tactics and gray zone activi-
18 ties, including through para-military and para-
19 police and security services and militias.

20 (E) Cyber and other non-traditional
21 threats, including against public infrastructure,
22 government institutions, or political organiza-
23 tions or actors.

1 (F) Use of energy resources or infrastruc-
2 ture to influence or constrain sovereign states
3 and political actors.

4 (2) To synchronize the efforts of the Depart-
5 ment of State, the Department of the Treasury, the
6 Department of Defense, the Department of Home-
7 land Security, the intelligence community, other rel-
8 evant civilian United States Government agencies,
9 and United States military combatant commands
10 with respect to countering efforts by the Government
11 of the Russian Federation to undermine the national
12 security, political sovereignty, democratic institu-
13 tions, and economic activity of the United States
14 and its United States allies, including by—

15 (A) ensuring that each such element is
16 aware of and coordinating on such efforts; and

17 (B) overseeing the development and imple-
18 mentation of comprehensive and integrated pol-
19 icy responses to such efforts.

20 (3) In coordination with the head of the Global
21 Engagement Center established by section 1287 of
22 the National Defense Authorization Act for Fiscal
23 Year 2017 (Public Law 114–328; 22 U.S.C. 2656
24 note), to examine current and emerging efforts by

1 malign state actors to use propaganda and
2 disinformation operations, including—

3 (A) traditional media platforms such as
4 television, radio, and print; and

5 (B) social media platforms and other
6 Internet communication tools.

7 (4) To identify and close gaps across the de-
8 partments and agencies of the Federal Government
9 with respect to expertise, readiness, and planning to
10 address the threats posed by the Government of the
11 Russian Federation.

12 (c) REPORTING REQUIREMENT.—

13 (1) IN GENERAL.—The Director of the Center
14 shall submit to the appropriate congressional com-
15 mittees every 180 days a report on threats posed by
16 the Russian Federation to the national security, sov-
17 ereignty, and economic activity of the United States
18 and its allies.

19 (2) MATTERS INCLUDED.—Each report under
20 paragraph (1) shall include, with respect to the pe-
21 riod covered by the report, a discussion of the fol-
22 lowing:

23 (A) The nature, extent, and execution of
24 the threats described in such paragraph.

1 (B) The ability of the United States Gov-
2 ernment to identify and defend against such
3 threats.

4 (C) The progress of the Center in achiev-
5 ing its missions, including through coordination
6 with other governments and multilateral organi-
7 zations.

8 (D) Recommendations the Director deter-
9 mines necessary for legislative actions to im-
10 prove the ability of the Center to achieve its
11 missions.

12 (3) FORM.—Each report under paragraph (1)
13 shall be submitted in unclassified form, but may in-
14 clude a classified annex.

15 (d) INTELLIGENCE COMMUNITY DEFINED.—In this
16 section, the term “intelligence community” means an ele-
17 ment of the intelligence community specified or designated
18 under section 3(4) of the National Security Act of 1947.

19 (e) AUTHORIZATION OF APPROPRIATIONS.—There
20 are authorized to be appropriated such sums as may be
21 necessary to carry out this section.

22 **SEC. 705. COUNTERING RUSSIAN INFLUENCE FUND.**

23 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
24 authorized to be appropriated for the Countering Russian
25 Influence Fund described in section 7070(d) of the De-

1 partment of State, Foreign Operations, and Related Pro-
2 grams Appropriations Act, 2017 (division J of Public Law
3 115–31; 131 Stat. 706), \$250,000,000 for fiscal years
4 2020 and 2021.

5 (b) USE OF FUNDS.—Amounts in the Countering
6 Russian Influence Fund shall be used in countries of Eu-
7 rope and Eurasia the Secretary of State has determined
8 are vulnerable to malign influence by the Russian Federa-
9 tion to effectively implement, subject to the availability of
10 funds, the following goals:

11 (1) To assist in protecting critical infrastruc-
12 ture and electoral mechanisms from cyberattacks.

13 (2) To combat corruption, improve the rule of
14 law, and otherwise strengthen independent judi-
15 ciaries and prosecutors general offices.

16 (3) To respond to the humanitarian crises and
17 instability caused or aggravated by the invasions and
18 occupations of Georgia, Moldova, and Ukraine by
19 the Russian Federation.

20 (4) To improve participatory legislative proc-
21 esses and legal education, political transparency and
22 competition, and compliance with international obli-
23 gations.

24 (5) To build the capacity of civil society, media,
25 and other nongovernmental organizations countering

1 the influence and propaganda of the Russian Fed-
2 eration to combat corruption, prioritize access to
3 truthful information, and operate freely in all re-
4 gions.

5 (6) To assist the Secretary of State in exe-
6 cuting the functions specified in section 1239(b) of
7 the National Defense Authorization Act for Fiscal
8 Year 2018 (Public Law 115–91; 10 U.S.C. 113
9 note) for the purposes of recognizing, understanding,
10 exposing, and countering propaganda and
11 disinformation efforts by foreign governments, in co-
12 ordination with the relevant regional Assistant Sec-
13 retary or Assistant Secretaries of the Department of
14 State.

15 (c) REVISION OF ACTIVITIES FOR WHICH AMOUNTS
16 MAY BE USED.—The Secretary of State may modify a
17 goal described in subsection (b) if, not later than 15 days
18 before revising such goal, the Secretary notifies the appro-
19 priate congressional committees of the revision.

20 (d) IMPLEMENTATION.—

21 (1) IN GENERAL.—The Secretary of State shall,
22 acting through the Coordinator of United States As-
23 sistance to Europe and Eurasia (authorized pursu-
24 ant to section 601 of the Support for East European
25 Democracy (SEED) Act of 1989 (22 U.S.C. 5461)

1 and section 102 of the Freedom for Russia and
2 Emerging Eurasian Democracies and Open Markets
3 Support Act of 1992 (22 U.S.C. 5812)), and in con-
4 sultation with the Administrator for the United
5 States Agency for International Development, the
6 Director of the Global Engagement Center of the
7 Department of State, the Secretary of Defense,
8 EUCOM, the Chairman of the Broadcasting Board
9 of Governors, and the heads of other relevant Fed-
10 eral agencies, coordinate and carry out activities to
11 achieve the goals described in subsection (b).

12 (2) METHOD.—Activities to achieve the goals
13 described in subsection (b) shall be carried out
14 through—

15 (A) initiatives of the United States Gov-
16 ernment;

17 (B) Federal grant programs such as the
18 Information Access Fund;

19 (C) nongovernmental or international orga-
20 nizations; or

21 (D) support exchanges with countries fac-
22 ing state-sponsored disinformation and pressure
23 campaigns, particularly in Europe and Eurasia,
24 provided that a portion of the funds are made
25 available through a process whereby the Bureau

1 of Educational and Cultural Affairs of the De-
2 partment of State solicits proposals from posts
3 located in affected countries to counter state-
4 sponsored disinformation and hybrid threats,
5 promote democracy, and support exchanges
6 with countries facing state-sponsored
7 disinformation and pressure campaigns.

8 (3) REPORT ON IMPLEMENTATION.—

9 (A) IN GENERAL.—Not later than April 1
10 of each year, the Secretary of State, acting
11 through the Coordinator of United States As-
12 sistance to Europe and Eurasia, shall submit to
13 the appropriate congressional committees a re-
14 port on the programs and activities carried out
15 to achieve the goals described in subsection (b)
16 during the preceding fiscal year.

17 (B) ELEMENTS.—Each report required by
18 subparagraph (A) shall include, with respect to
19 each program or activity described in that sub-
20 paragraph—

21 (i) the amount of funding for the pro-
22 gram or activity;

23 (ii) the goal described in subsection
24 (b) to which the program or activity re-
25 lates; and

1 (iii) an assessment of whether or not
2 the goal was met.

3 (e) COORDINATION WITH GLOBAL PARTNERS.—

4 (1) IN GENERAL.—In order to maximize im-
5 pact, eliminate duplication, and speed the achieve-
6 ment of the goals described in subsection (b), the
7 Secretary of State shall ensure coordination with—

8 (A) the European Union and its institu-
9 tions;

10 (B) the governments of countries that are
11 members of the North Atlantic Treaty Organi-
12 zation or the European Union; and

13 (C) international organizations and quasi-
14 governmental funding entities that carry out
15 programs and activities that seek to accomplish
16 the goals described in subsection (b).

17 (f) RULE OF CONSTRUCTION.—Nothing in this sec-
18 tion shall be construed to apply to or limit United States
19 foreign assistance not provided using amounts available in
20 the Countering Russian Influence Fund.

21 (g) EXPANSION OF PILOT PROGRAM.—

22 (1) IN GENERAL.—The Secretary of State shall
23 expand the pilot program required under section
24 254(g) of the Countering America's Adversaries
25 Through Sanctions Act (22 U.S.C. 9543(g)) to hire

1 additional personnel within the Bureau for Democ-
 2 racy, Human Rights, and Labor to develop and im-
 3 plement programs focused on combating corruption,
 4 improving rule of law, and building capacity of civil
 5 society, political parties, and independent media.

6 (2) REPORT ON ENSURING ADEQUATE STAFF-
 7 ING FOR GOVERNANCE ACTIVITIES.—Not later than
 8 90 days afer the date of the enactment of this Act,
 9 the Secretary of State shall submit to the Committee
 10 on Foreign Relations and the Committee on Appro-
 11 priations of the Senate and the Committee on For-
 12 eign Affairs and the Committee on Appropriations of
 13 the House of Representatives a report on implemen-
 14 tation of the pilot program required under section
 15 254(g) of the Countering Russian Influence in Eu-
 16 rope and Eurasia Act of 2017 (22 U.S.C. 9543(g)).

17 **SEC. 706. COORDINATING AID AND ASSISTANCE ACROSS**
 18 **EUROPE AND EURASIA.**

19 It is the sense of Congress that—

20 (1) the Government of the Russian Federation
 21 has applied, and continues to apply traditional uses
 22 of force, intelligence operations, cyber attacks, and
 23 influence campaigns, including through the use of
 24 corruption, disinformation, and cultural and social

1 influence, which represent clear and present threats
2 to the countries of Europe and Eurasia;

3 (2) in response, governments in Europe and
4 Eurasia should redouble efforts to build resilience
5 within their institutions, political systems, and civil
6 societies;

7 (3) the United States Government supports the
8 democratic and rule of law-based institutions that
9 the Government of the Russian Federation seeks to
10 undermine, including the North Atlantic Treaty Or-
11 ganization, the Organization for Security and Co-
12 operation in Europe, and the European Union;

13 (4) the United States Government should con-
14 tinue to work with and strengthen such institutions,
15 including the European Union, as a partner against
16 aggression by the Government of the Russian Fed-
17 eration through the coordination of aid programs,
18 development assistance, and other efforts to counter
19 malign Russian influence;

20 (5) the United States Government should con-
21 tinue to work with the individual countries of Eu-
22 rope and Eurasia to bolster efforts to counter ma-
23 lign Russian influence in all its forms; and

24 (6) the United States Government should in-
25 crease assistance and diplomatic efforts in Europe,

1 including in European Union and NATO countries,
 2 to address threats to fundamental human rights and
 3 backsliding in rule of law protections, operating
 4 space for independent media and civil society, and
 5 other democratic institutions, whose strength is crit-
 6 ical to defending against malign Russian influence
 7 over the long term.

8 **SEC. 707. ADDRESSING ABUSE AND MISUSE BY THE RUS-**
 9 **SIAN FEDERATION OF INTERPOL RED NO-**
 10 **TICES AND RED DIFFUSIONS.**

11 (a) FINDINGS.—Congress makes the following find-
 12 ings:

13 (1) The International Criminal Police Organiza-
 14 tion (in this section referred to as “INTERPOL”)
 15 works to prevent and fight crime through enhanced
 16 cooperation and innovation on police and security
 17 matters, including counterterrorism, cybercrime,
 18 counternarcotics, and transnational organized crime.

19 (2) United States membership and participation
 20 in INTERPOL advanced the national security and
 21 law enforcement interests of the United States re-
 22 lated to combating terrorism, cybercrime, narcotics,
 23 and transnational organized crime.

24 (3) Article 2 of INTERPOL’s Constitution
 25 states that the organization aims “[t]o ensure and

1 promote the widest possible mutual assistance be-
2 tween all criminal police authorities [. . .] in the
3 spirit of the ‘Universal Declaration of Human
4 Rights’ ”.

5 (4) Article 3 of INTERPOL’s Constitution
6 states that “[i]t is strictly forbidden for the Organi-
7 zation to undertake any intervention or activities of
8 a political, military, religious or racial character”.

9 (5) Some INTERPOL member countries have
10 used the INTERPOL’s processes, including the red
11 notice and red diffusions mechanisms, for activities
12 of a political character.

13 (b) SENSE OF CONGRESS.—It is the sense of Con-
14 gress that the Government of the Russian Federation has
15 abused and misused INTERPOL’s red notice and red dif-
16 fusion mechanisms for overtly political purposes and ac-
17 tivities such as intimidating, harassing, and persecuting
18 political opponents.

19 (c) CENSURE OF RUSSIAN ACTIVITY.—The Attorney
20 General, in coordination with the Secretary of Homeland
21 Secretary, shall use the voice and influence of the United
22 States at INTERPOL to censure and sanction the abuse
23 of INTERPOL mechanisms by the Government of the
24 Russian Federation, including the suspension of the ability

1 of the Government of the Russian Federation to use
 2 INTERPOL's red notice and red diffusion mechanisms.

3 (d) NO DENIAL OF SERVICES.—No United States
 4 person or foreign person that is the subject of a red notice
 5 or red diffusion requested by the Government of the Rus-
 6 sian Federation shall be denied access to any United
 7 States Government services or programs because the per-
 8 son is the subject of such red notice or red diffusion, in-
 9 cluding requesting asylum, requesting a visa, or partici-
 10 pating in a visa waiver program or the Transportation Se-
 11 curity Administration's Trusted Traveler Program.

12 **SEC. 708. REPORT ON ACCOUNTABILITY FOR WAR CRIMES**
 13 **AND CRIMES AGAINST HUMANITY BY THE**
 14 **RUSSIAN FEDERATION IN SYRIA.**

15 (a) FINDINGS.—Congress makes the following find-
 16 ings:

17 (1) In March 2016, Amnesty International
 18 issued a report stating, “Syrian and Russian forces
 19 have been deliberately attacking health facilities in
 20 flagrant violation of international humanitarian law.
 21 But what is truly egregious is that wiping out hos-
 22 pitals appears to have become part of their military
 23 strategy.”.

24 (2) On September 21, 2017, Department of
 25 State Spokesperson Heather Nauert said, “The

1 United States is concerned by reports of airstrikes
 2 in Idlib province and northern Hama province on
 3 September 19 and 20 that killed at least three med-
 4 ical personnel and damaged a number of medical fa-
 5 cilities, emergency equipment, and civil defense cen-
 6 ters. These attacks fit an all-too-familiar pattern in
 7 which medical facilities and personnel—and the civil-
 8 ians they serve—are victims of strikes by the Syrian
 9 regime and its Russian allies.”.

10 (3) In February 2018, Syrian and Russian air-
 11 strikes in rebel-held areas killed 230 civilians and hit
 12 at least 9 medical facilities. In a statement on Feb-
 13 ruary 10, 2018, the office of Zeid Ra’ad al-Hussein,
 14 the United Nations High Commissioner for Human
 15 Rights, said the airstrikes “may, depending on the
 16 circumstances, all constitute war crimes”.

17 (4) On March 6, 2018, the United Nations
 18 Independent International Commission of Inquiry on
 19 the Syrian Arab Republic noted, “[I]n one particu-
 20 larly harmful attack on 13 November, the Russian
 21 Air Force carried out airstrikes on a densely popu-
 22 lated civilian area in Atareb (Aleppo), killing at least
 23 84 people and injuring another 150. Using unguided
 24 weapons, the attack struck a market, police station,

1 shops, and a restaurant, and may amount to a war
2 crime.”.

3 (b) REPORT REQUIRED.—The Secretary of State
4 shall submit to the appropriate congressional committees
5 a report on alleged war crimes and crimes against human-
6 ity attributable to the Government of the Russian Federa-
7 tion or paramilitary forces or contractors responsive to the
8 direction of that Government during the operations of that
9 Government in Syria—

10 (1) not later than 60 days after the date of the
11 enactment of this Act; and

12 (2) not later than 180 days after the date on
13 which the Secretary of State determines that the vio-
14 lence in Syria has ceased.

15 (c) ELEMENTS.—Each report required by subsection
16 (b) shall include the following:

17 (1) A description of alleged war crimes and
18 crimes against humanity described in subsection (b),
19 including—

20 (A) any such alleged crimes that may vio-
21 late the principle of medical neutrality and, if
22 possible, an identification of the individual or
23 individuals who engaged in or organized such
24 crimes; and

1 (B) if possible, a description of the conven-
2 tional and unconventional weapons used for
3 such alleged crimes and the origins of such
4 weapons.

5 (2) An assessment of whether such alleged
6 crimes constitute war crimes or crimes against hu-
7 manity, including genocide.

8 (3) A description and assessment by the Office
9 of Global Criminal Justice of the Department of
10 State, the United States Agency for International
11 Development, the Department of Justice, and other
12 appropriate Federal agencies, of programs that the
13 United States Government has undertaken to ensure
14 accountability for such alleged crimes, including pro-
15 grams—

16 (A) to train investigators within and out-
17 side of Syria on how to document, investigate,
18 develop findings with respect to, and identify
19 and locate alleged perpetrators of, such alleged
20 crimes, including—

21 (i) the number of United States Gov-
22 ernment or contractor personnel currently
23 designated to work full-time on such train-
24 ing; and

1 (ii) an identification of the authorities
2 and appropriations being used to support
3 such training; and

4 (B) to document, collect, preserve, and
5 protect evidence of such alleged crimes, includ-
6 ing support for Syrian, foreign, and inter-
7 national nongovernmental organizations, and
8 other entities, including the International, Im-
9 partial and Independent Mechanism to Assist in
10 the Investigation and Prosecution of Persons
11 Responsible for the Most Serious Crimes under
12 International Law Committed in the Syrian
13 Arab Republic since March 2011 and the Inde-
14 pendent International Commission of Inquiry
15 on the Syrian Arab Republic of the United Na-
16 tions.

17 (d) PROTECTION OF WITNESSES AND EVIDENCE.—
18 In preparing the report required by subsection (b), the
19 Secretary shall take due care to ensure that the identities
20 of witnesses and physical evidence are not publicly dis-
21 closed in a manner that might place such witnesses at risk
22 of harm or encourage the destruction of such evidence by
23 the Government of the Russian Federation or the Govern-
24 ment of Syria, violent extremist groups, anti-government

1 forces, or any other combatants or participants in the con-
2 flict in Syria.

3 (e) FORM.—Each report required by subsection (b)
4 may be submitted in unclassified or classified form, but
5 shall include a publicly available annex.

6 (f) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
7 FINED.—In this section, the term “appropriate congres-
8 sional committees” means—

9 (1) the Committee on Foreign Relations, the
10 Committee on Banking, Housing, and Urban Af-
11 fairs, and the Committee on Finance of the Senate;
12 and

13 (2) the Committee on Foreign Affairs, the
14 Committee on Financial Services, and the Com-
15 mittee on Ways and Means of the House of Rep-
16 resentatives.

17 **SEC. 709. REPORT ON ACTIVITIES OF THE RUSSIAN FED-**
18 **ERATION IN SYRIA.**

19 (a) IN GENERAL.—Not later than 90 days after the
20 date of the enactment of this Act, the Director of National
21 Intelligence, in coordination with the Secretary of State
22 and the Secretary of Defense, shall submit to the appro-
23 priate congressional committees and leadership a report
24 that includes—

1 (1) an assessment of the willingness and capac-
2 ity of the Government of the Russian Federation to
3 ensure the removal of Iranian forces, Iran-aligned
4 and Iran-directed militias and paramilitaries, and
5 other armed group responsive to the direction of
6 Iran, from the territory of Syria;

7 (2) a list of policies, actions, or activities that
8 the Government of the Russian Federation would
9 take if that Government were willing to ensure the
10 removal of the forces, militias, paramilitaries, and
11 other armed groups described in paragraph (1) from
12 the territory of Syria;

13 (3) a list of policies, actions, or activities that
14 the Government of the Russian Federation would
15 take to ensure the removal of the forces, militias,
16 paramilitaries, and other armed groups described in
17 paragraph (1) from the territory of Syria if that
18 Government were capable of doing so;

19 (4) an assessment of whether any of the poli-
20 cies, actions, or activities described in paragraph (2)
21 or (3) are being taken by the Government of the
22 Russian Federation;

23 (5) an assessment of the specific commitments
24 made by officials of the Government of the Russian
25 Federation to officials of the Government of Israel

1 with respect to the Golan Heights and the presence
2 of the forces, militias, paramilitaries, and other
3 armed groups described in paragraph (1) in the ter-
4 ritory of Syria;

5 (6) an assessment of weapons, technologies, and
6 knowledge directly or indirectly transferred by the
7 Government of the Russian Federation to the regime
8 of Bashar al-Assad, Lebanese Hezbollah, Iran, or
9 Iran-aligned forces in Syria that threaten the secu-
10 rity and qualitative military edge of Israel; and

11 (7) an assessment of whether the presence of
12 Russian forces and Russian contractors in Syria lim-
13 its the options of the Government of Israel in taking
14 steps to ensure its security from threats emanating
15 from the territory of Syria.

16 (b) FORM.—The report required by subsection (a)
17 shall be submitted in an unclassified form but may include
18 a classified annex.

19 (c) APPROPRIATE CONGRESSIONAL COMMITTEES
20 AND LEADERSHIP DEFINED.—In this section, the term
21 “appropriate congressional committees and leadership”
22 means—

23 (1) the Committee on Foreign Relations, the
24 Committee on Banking, Housing, and Urban Af-

1 fairs, and the majority and minority leaders of the
2 Senate; and

3 (2) the Committee on Foreign Affairs, the
4 Committee on Financial Services, the Committee on
5 Ways and Means, and the Speaker, the majority
6 leader, and the minority leader of the House of Rep-
7 resentatives.

8 **SEC. 710. SENSE OF CONGRESS ON RESPONSIBILITY OF**
9 **TECHNOLOGY COMPANIES FOR STATE-SPON-**
10 **SORED DISINFORMATION.**

11 It is the sense of Congress that technology compa-
12 nies, particularly social media companies, share responsi-
13 bility for ensuring that their platforms are free of
14 disinformation sponsored by the Government of the Rus-
15 sian Federation and other foreign governments.

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