

114TH CONGRESS
2D SESSION

S. 3536

To impose sanctions on persons that threaten the peace or stability of Iraq or the Government of Iraq and to address the emergency in Syria, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 8, 2016

Mr. RUBIO (for himself and Mr. CASEY) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To impose sanctions on persons that threaten the peace or stability of Iraq or the Government of Iraq and to address the emergency in Syria, and for other purposes.

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

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

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Preventing Destabilization of Iraq and Syria Act of
6 2016”.

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

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

TITLE I—MEASURES TO ADDRESS THREATS TO PEACE OR STABILITY OF IRAQ AND SYRIA

- Sec. 101. Statement of policy.
- Sec. 102. Imposition of sanctions with respect to certain foreign persons threatening peace or stability in Iraq and Syria.
- Sec. 103. Determinations with respect to imposition of sanctions on certain Iranian, Syrian, and Russian persons.
- Sec. 104. Report on Iranian activities in Iraq and Syria.
- Sec. 105. Assistance to the people of Syria.

TITLE II—ADDITIONAL ACTIONS IN CONNECTION WITH THE NATIONAL EMERGENCY WITH RESPECT TO SYRIA

- Sec. 201. Sanctions with respect to Central Bank of Syria and foreign persons that engage in certain transactions.
- Sec. 202. Sanctions with respect to the transfer of arms and related materials to Syria.
- Sec. 203. Imposition, and conditional termination, of sanctions relating to significant arms sales to Syria.
- Sec. 204. Rule of construction.

TITLE III—AMENDMENTS TO SYRIA HUMAN RIGHTS ACCOUNTABILITY ACT OF 2012

- Sec. 301. Imposition of sanctions with respect to certain persons who are responsible for or complicit in human rights abuses committed against citizens of Syria or their family members.
- Sec. 302. Imposition of sanctions with respect to the transfer of goods or technologies to Syria that are likely to be used to commit human rights abuses.

TITLE IV—REPORTS AND WAIVER FOR HUMANITARIAN-RELATED ACTIVITIES WITH RESPECT TO SYRIA

- Sec. 401. Report on monitoring and evaluating of ongoing assistance programs in Syria and to the Syrian people.
- Sec. 402. Report on certain persons who are responsible for or complicit in certain human rights violations in Syria.
- Sec. 403. Assessment of potential effectiveness of and requirements for the establishment of a no-fly zone, safe zones, or a no-bombing zone in Syria.
- Sec. 404. Assistance to support entities taking actions relating to gathering evidence for investigations into war crimes or crimes against humanity in Syria since March 2011.
- Sec. 405. Appropriate congressional committees defined.

TITLE V—SUSPENSION OF SANCTIONS WITH RESPECT TO SYRIA

- Sec. 501. Suspension of sanctions with respect to Syria.
- Sec. 502. Waivers and exemptions.
- Sec. 503. Appropriate congressional committees defined.

TITLE VI—REGULATORY AUTHORITY AND SUNSET

Sec. 601. Regulatory authority.

Sec. 602. Sunset.

1 **SEC. 2. FINDINGS.**

2 Congress makes the following findings:

3 (1) More than 14,000,000 Syrians have become
4 refugees or internally displaced persons over the last
5 five years.

6 (2) The Syrian Observatory for Human Rights
7 has reported that since 2012, more than 60,000
8 Syrians, including children, have died in Syrian pris-
9 ons.

10 (3) In July 2014, the Committee on Foreign
11 Affairs of the House of Representatives heard testi-
12 mony from a former Syrian military photographer,
13 alias “Caesar”, who fled Syria and smuggled out
14 thousands of photos of tortured bodies. In testi-
15 mony, Caesar said, “I have seen horrendous pictures
16 of bodies of people who had tremendous amounts of
17 torture, deep wounds and burns and strangulation.”.

18 (4) The regime of Bashar al-Assad has repeat-
19 edly blocked civilian access to or diverted humani-
20 tarian assistance, including medical supplies, to be-
21 sieged and hard-to-reach areas, in violation of
22 United Nations Security Council resolutions.

23 (5) The course of the Syrian transition and its
24 future leadership may depend on what the United

1 States and its partners do now to save Syrian lives,
2 alleviate suffering, and help Syrians determine their
3 own future.

4 **TITLE I—MEASURES TO AD-**
5 **DRESS THREATS TO PEACE**
6 **OR STABILITY OF IRAQ AND**
7 **SYRIA**

8 **SEC. 101. STATEMENT OF POLICY.**

9 It shall be the policy of the United States to impose
10 sanctions with respect to terrorist organizations and for-
11 eign countries, including the Government of Iran and the
12 Government of the Russian Federation, that threaten the
13 peace or stability of Iraq or Syria.

14 **SEC. 102. IMPOSITION OF SANCTIONS WITH RESPECT TO**
15 **CERTAIN FOREIGN PERSONS THREATENING**
16 **PEACE OR STABILITY IN IRAQ AND SYRIA.**

17 (a) **SANCTIONS REQUIRED.**—The President shall im-
18 pose the sanctions described in subsection (b)(1) with re-
19 spect to any foreign person that—

20 (1) is responsible for or complicit in, or to have
21 engaged in, directly or indirectly—

22 (A) actions that threaten the peace, secu-
23 rity, or stability of Iraq or Syria;

1 (B) actions or policies that undermine ef-
2 forts to promote economic reconstruction and
3 political reform in Iraq; or

4 (C) the obstruction of the delivery or dis-
5 tribution of, or access to, humanitarian assist-
6 ance to the people of Iraq or Syria;

7 (2) has materially assisted, sponsored, or pro-
8 vided financial, material, or technological support
9 for, or goods or services to or in support of, any ac-
10 tivity described in subparagraph (A), (B), or (C) of
11 paragraph (1); or

12 (3) is owned or controlled by, or has acted or
13 purported to act for or on behalf of, directly or indi-
14 rectly, a foreign person that has carried out any ac-
15 tivity described in subparagraph (A), (B), or (C) of
16 paragraph (1) or paragraph (2).

17 (b) SANCTIONS DESCRIBED.—

18 (1) IN GENERAL.—The sanctions described in
19 this subsection are the following:

20 (A) ASSET BLOCKING.—The President
21 shall block, in accordance with the International
22 Emergency Economic Powers Act (50 U.S.C.
23 1701 et seq.), all transactions in all property
24 and interests in property of a person subject to
25 subsection (a) if such property and interests in

property are in the United States, come within the United States, or are or come within the possession or control of a United States person.

(B) ALIENS INELIGIBLE FOR VISAS, ADMISSION, OR PAROLE.—

(i) EXCLUSION FROM THE UNITED STATES.—The Secretary of State shall deny a visa to, and the Secretary of Homeland Security shall exclude from the United States, any person subject to subsection (a) that is an alien.

(ii) CURRENT VISAS REVOKED.—

(I) IN GENERAL.—The issuing consular officer, the Secretary of State, or the Secretary of Homeland Security (or a designee of one of such Secretaries) shall revoke any visa or other entry documentation issued to an alien subject to subsection (a), regardless of when issued.

(II) EFFECT OF REVOCATION.—

A revocation under subclause (I) shall take effect immediately and shall automatically cancel any other valid

1 visa or entry documentation that is in
2 the alien's possession.

3 (2) INAPPLICABILITY OF NATIONAL EMER-
4 GENCY REQUIREMENT.—The requirements of section
5 202 of the International Emergency Economic Pow-
6 ers Act (50 U.S.C. 1701) shall not apply for pur-
7 poses of the imposition of sanctions under this sec-
8 tion.

9 (3) PENALTIES.—A person that violates, at-
10 tempts to violate, conspires to violate, or causes a
11 violation of paragraph (1)(A) or any regulation, li-
12 cense, or order issued to carry out that paragraph
13 shall be subject to the penalties set forth in sub-
14 sections (b) and (c) of section 206 of the Inter-
15 national Emergency Economic Powers Act (50
16 U.S.C. 1705) to the same extent as a person that
17 commits an unlawful act described in subsection (a)
18 of that section.

19 (4) EXCEPTION TO COMPLY WITH UNITED NA-
20 TIONS HEADQUARTERS AGREEMENT.—Sanctions
21 under paragraph (1)(B) shall not apply to an alien
22 if admitting the alien into the United States is nec-
23 essary to permit the United States to comply with
24 the Agreement regarding the Headquarters of the
25 United Nations, signed at Lake Success June 26,

1 1947, and entered into force November 21, 1947,
2 between the United Nations and the United States,
3 or other applicable international obligations.

4 (c) WAIVER.—

5 (1) IN GENERAL.—The President may, on a
6 case-by-case basis and for periods not to exceed 180
7 days, waive the application of sanctions under this
8 section with respect to a foreign person, and may
9 renew the waiver for additional periods of not more
10 than 180 days, if the President determines and re-
11 ports to the appropriate congressional committees at
12 least 15 days before the waiver or renewal of the
13 waiver is to take effect that the waiver is vital to the
14 national security interests of the United States.

15 (2) FORM OF REPORT.—A report submitted
16 under paragraph (1) shall be submitted in unclassi-
17 fied form but may include a classified annex.

18 (3) SUNSET.—The provisions of this subsection
19 and any waivers issued pursuant to this subsection
20 shall terminate on the date that is 3 years after the
21 date of the enactment of this Act.

22 (d) IMPLEMENTATION AUTHORITY.—The President
23 may exercise all authorities provided to the President
24 under sections 203 and 205 of the International Emer-

1 gency Economic Powers Act (50 U.S.C. 1702 and 1704)
2 for purposes of carrying out this section.

3 (e) REGULATORY AUTHORITY.—

4 (1) IN GENERAL.—The President shall, not
5 later than 90 days after the date of the enactment
6 of this Act, promulgate regulations as necessary for
7 the implementation of this section.

8 (2) NOTIFICATION TO CONGRESS.—Not less
9 than 10 days before the promulgation of regulations
10 under paragraph (1), the President shall notify and
11 provide to the appropriate congressional committees
12 the proposed regulations and the provisions of this
13 Act and the amendments made by this Act that the
14 regulations are implementing.

15 (f) DEFINITIONS.—In this section:

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

20 (2) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES.—The term “appropriate congressional com-
22 mittees” means—

23 (A) the Committee on Foreign Affairs, the
24 Committee on the Judiciary, the Committee on
25 Ways and Means, and the Committee on Finan-

1 cial Services of the House of Representatives;
2 and

3 (B) the Committee on Foreign Relations,
4 the Committee on the Judiciary, the Committee
5 on Finance, and the Committee on Banking,
6 Housing, and Urban Affairs of the Senate.

7 (3) FOREIGN PERSON.—The term “foreign per-
8 son” means—

9 (A) an individual who is not a United
10 States person;

11 (B) a corporation, partnership, or other
12 nongovernmental entity that is not a United
13 States person; or

14 (C) any representative, agent or instru-
15 mentality of, or an individual working on behalf
16 of a foreign government.

17 (4) GOVERNMENT OF IRAQ.—The term “Gov-
18 ernment of Iraq” has the meaning given that term
19 in section 576.310 of title 31, Code of Federal Reg-
20 ulations (or any corresponding similar regulation or
21 ruling).

22 (5) GOVERNMENT OF SYRIA.—The term “Gov-
23 ernment of Syria” has the meaning given that term
24 in section 542.305 of title 31, Code of Federal Reg-

1 ulations (or any corresponding similar regulation or
2 ruling).

3 (6) KNOWINGLY.—The term “knowingly”, with
4 respect to conduct, a circumstance, or a result,
5 means that a person has actual knowledge, or should
6 have known, of the conduct, the circumstance, or the
7 result.

8 (7) PERSON.—The term “person” means an in-
9 dividual or entity.

10 (8) PROPERTY; PROPERTY INTEREST.—The
11 terms “property” and “property interest” have the
12 meanings given those terms in section 576.312 of
13 title 31, Code of Federal Regulations (or any cor-
14 responding similar regulation or ruling).

15 (9) UNITED STATES PERSON.—The term
16 “United States person” has the meaning given that
17 term in section 576.319 of title 31, Code of Federal
18 Regulations (or any corresponding similar regulation
19 or ruling).

20 (g) SUNSET.—This section shall cease to be effective
21 beginning on January 1, 2022.

1 **SEC. 103. DETERMINATIONS WITH RESPECT TO IMPOSI-**
2 **TION OF SANCTIONS ON CERTAIN IRANIAN,**
3 **SYRIAN, AND RUSSIAN PERSONS.**

4 (a) SENSE OF CONGRESS.—It is the sense of Con-
5 gress that the Government of Iran, the Government of
6 Syria, and the Government of the Russian Federation are
7 responsible for or complicit in, or to have engaged in, di-
8 rectly or indirectly—

9 (1) actions that threaten the peace, security, or
10 stability of Iraq or Syria;

11 (2) actions or policies that undermine efforts to
12 promote economic reconstruction and political re-
13 form in Iraq; and

14 (3) actions that obstruct the delivery or dis-
15 tribution of humanitarian assistance to, or access to
16 such assistance by, the people of Iraq or Syria.

17 (b) DETERMINATIONS.—

18 (1) IN GENERAL.—The President shall, not
19 later than 45 days after the date of the enactment
20 of this Act, determine whether any Iranian person,
21 Syrian person, or Russian person has engaged in ac-
22 tivities described in section 102(a).

23 (2) DETERMINATIONS WITH RESPECT TO CER-
24 TAIN PERSONS.—In making determinations under
25 paragraph (1), the President shall make a deter-
26 mination with respect to whether each of the fol-

1 lowing has engaged in activities described in section
2 102(a):

3 (A) The Supreme Leader of Iran.

4 (B) The President of Iran.

5 (C) Members of the Council of Guardians
6 of Iran.

7 (D) Members of the Expediency Council of
8 Iran.

9 (E) The Minister of Intelligence and Secu-
10 rity of Iran.

11 (F) The Commander of the Iran's Revolu-
12 tionary Guard Corps.

13 (G) The Minister of Defense of Iran.

14 (H) Members of Iran's Revolutionary
15 Guard Corps.

16 (I) The President of Syria.

17 (J) The Minister of Defense of Syria.

18 (K) The President of the Russian Federa-
19 tion.

20 (L) The Prime Minister of the Russian
21 Federation.

22 (M) The Minister of Defense of the Rus-
23 sian Federation.

24 (3) EFFECT OF DETERMINATION.—If the Presi-
25 dent determines a person has engaged in activities

1 described in section 102(a), the President shall, sub-
2 ject to the waiver authority provided under section
3 102(c), impose the sanctions described in section
4 102(b) with respect to that person.

5 (4) REPORT.—

6 (A) IN GENERAL.—The President shall
7 submit to the appropriate congressional com-
8 mittees a report on the determinations made
9 under paragraph (1) that includes—

10 (i) the reasons for those determina-
11 tions;

12 (ii) an identification of the persons
13 that have engaged in activities described in
14 section 102(a); and

15 (iii) a statement of whether the Presi-
16 dent has imposed the sanctions described
17 in section 102(b) with respect to those per-
18 sons and, if not, the reasons why the
19 President has not imposed sanctions with
20 respect to those persons.

21 (B) FORM.—A report submitted under
22 subparagraph (A) shall be submitted in unclas-
23 sified form but may include a classified annex.

24 (5) DEFINITIONS.—In this subsection:

1 (A) APPROPRIATE CONGRESSIONAL COM-
2 MITTEES.—The term “appropriate congres-
3 sional committees” means—

4 (i) the Committee on Foreign Affairs,
5 the Committee on Ways and Means, and
6 the Committee on Financial Services of the
7 House of Representatives; and

8 (ii) the Committee on Foreign Rela-
9 tions, the Committee on Finance, and the
10 Committee on Banking, Housing, and
11 Urban Affairs of the Senate.

12 (B) IRANIAN PERSON.—The term “Iranian
13 person” means—

14 (i) an individual who is a citizen or
15 national of Iran; or

16 (ii) an entity organized under the laws
17 of Iran or otherwise subject to the jurisdic-
18 tion of the Government of Iran.

19 (C) RUSSIAN PERSON.—The term “Rus-
20 sian person” means—

21 (i) an individual who is a citizen or
22 national of the Russian Federation; or

23 (ii) an entity organized under the laws
24 of Russia or otherwise subject to the juris-

1 diction of the Government of the Russian
2 Federation.

3 (D) SYRIAN PERSON.—The term “Syrian
4 person” means—

5 (i) an individual who is a citizen or
6 national of Syria; or

7 (ii) an entity organized under the laws
8 of Syria or otherwise subject to the juris-
9 diction of the Government of Syria.

10 **SEC. 104. REPORT ON IRANIAN ACTIVITIES IN IRAQ AND**
11 **SYRIA.**

12 (a) REPORT.—Not later than 60 days after the date
13 of the enactment of this Act, and every 180 days there-
14 after for a period not to exceed 5 years, the President shall
15 submit to the appropriate congressional committees a re-
16 port on Iranian activities in Iraq and Syria.

17 (b) MATTERS TO BE INCLUDED.—The report re-
18 quired by subsection (a) shall include—

19 (1) a description of Iran’s support for—

20 (A) Iraqi militias or political parties, in-
21 cluding weapons, financing, and other forms of
22 material support; and

23 (B) the regime of Bashar al-Assad in
24 Syria; and

1 (2) a list of referrals to the relevant United Na-
 2 tions Security Council sanctions committees by the
 3 United States Permanent Representative to the
 4 United Nations.

5 (c) FORM.—The President may submit the report re-
 6 quired by subsection (a) in classified form if the President
 7 determines that it is necessary for the national security
 8 interests of the United States to do so.

9 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
 10 DEFINED.—In this section, the term “appropriate con-
 11 gressional committees” means—

12 (1) the Committee on Foreign Affairs, the Per-
 13 manent Select Committee on Intelligence, the Com-
 14 mittee on Armed Services, the Committee on Ways
 15 and Means, and the Committee on Financial Serv-
 16 ices of the House of Representatives; and

17 (2) the Committee on Foreign Relations, the
 18 Select Committee on Intelligence, the Committee on
 19 Armed Services, the Committee on Finance, and the
 20 Committee on Banking, Housing, and Urban Affairs
 21 of the Senate.

22 **SEC. 105. ASSISTANCE TO THE PEOPLE OF SYRIA.**

23 (a) SENSE OF CONGRESS.—It is the sense of Con-
 24 gress that the Government of Syria is in violation of nu-
 25 merous United Nations Security Council Resolutions re-

1 garding the provision of humanitarian assistance to the
2 people of Syria and that the Government of the Russian
3 Federation is complicit in the humanitarian crisis in Syria
4 because of its failure to enforce those Resolutions.

5 (b) AUTHORITY.—The President is authorized, not-
6 withstanding any other provision of law, to furnish, on
7 such terms and conditions as the President may deter-
8 mine, assistance in order to—

9 (1) provide enhanced support for humanitarian
10 activities taking place in and outside Syria, including
11 the provision of food, shelter, water, health care, and
12 medical supplies;

13 (2) support efforts for a peaceful resolution of
14 the conflict in Syria as well as the establishment of
15 an inclusive representative form of government in
16 Syria;

17 (3) build the capacity of legitimate local coun-
18 cils and leaders inside Syria to provide basic services
19 to Syrian people in territory liberated from the Is-
20 lamic State of Iraq and Syria;

21 (4) continue to encourage the participation of
22 all groups, including women, business leaders, civil
23 society organizations, traditional and religious lead-
24 ers, and minority groups in efforts for a peaceful

1 resolution of the conflict and political transition in
2 Syria;

3 (5) encourage international bodies to insist that
4 transitional and future governments are committed
5 to multiparty democracy, open and transparent gov-
6 ernance, respect for human rights and religious free-
7 dom, ending the violence throughout the country,
8 promoting peace and stability with Syria's neigh-
9 bors, enhancing the rule of law and combating cor-
10 ruption, and rehabilitating and reintegrating former
11 combatants;

12 (6) contribute seed funding to establish a Syria
13 Reconstruction Fund, which would leverage con-
14 tributions from other international donors and be
15 used for the physical reconstruction and reestablish-
16 ment of basic services in Syria after the cessation of
17 the conflict and the fall of the regime of Bashar al-
18 Assad;

19 (7) contribute future capacity building for le-
20 gitimate governing institutions after a political tran-
21 sition takes place in Syria; and

22 (8) expand the public awareness-raising cam-
23 paign of the United States Government about
24 United States humanitarian assistance efforts
25 through both English-language and regional tradi-

1 tional media sources, as well as social or new media
2 sources.

3 (c) FUNDING.—

4 (1) FISCAL YEARS 2017 AND 2018.—Of the
5 amounts made available to carry out the Foreign As-
6 sistance Act of 1961 (22 U.S.C. 2151 et seq.) for
7 fiscal years 2017 and 2018, such sums as may be
8 necessary should be allocated for bilateral assistance
9 programs in Syria.

10 (2) FUTURE FUNDING.—It is the sense of Con-
11 gress that the Department of State should submit a
12 budget request for fiscal year 2018 that contains an
13 appropriate increase in bilateral and multilateral as-
14 sistance for Syria based on progress toward accom-
15 plishing the policy objectives described in subsection
16 (b).

17 (3) AVAILABILITY.—Amounts appropriated pur-
18 suant to the authorization of appropriations under
19 paragraphs (1) and (2)—

20 (A) are authorized to remain available
21 until expended; and

22 (B) are in addition to funds otherwise
23 available for such purposes.

24 (d) COORDINATION WITH OTHER DONOR NA-
25 TIONS.—The United States should work with other donor

1 countries, on a bilateral and multilateral basis, to increase
2 international contributions to the people of Syria and ac-
3 complish the policy objectives described in subsection (b).

4 (e) NOTIFICATION REQUIREMENT.—

5 (1) IN GENERAL.—In cases where the authority
6 in this section is relied upon to overcome applicable
7 restrictions on the provision of assistance to Syria,
8 obligation of such funds shall be subject to the noti-
9 fication requirement of section 634A(a) of the For-
10 eign Assistance Act of 1961 (22 U.S.C. 2394–1(a)).

11 (2) WAIVER.—Notification under paragraph (1)
12 may be waived if failure to do so would pose a sub-
13 stantial risk to human health or welfare, in which
14 case notification shall be provided as early as prac-
15 ticable, but in no event later than 3 days after tak-
16 ing the action to which such notification requirement
17 was applicable. The waiver shall be accompanied by
18 an explanation of the emergency circumstances ne-
19 cessitating the waiver.

1 **TITLE II—ADDITIONAL ACTIONS**
2 **IN CONNECTION WITH THE**
3 **NATIONAL EMERGENCY WITH**
4 **RESPECT TO SYRIA**

5 **SEC. 201. SANCTIONS WITH RESPECT TO CENTRAL BANK**
6 **OF SYRIA AND FOREIGN PERSONS THAT EN-**
7 **GAGE IN CERTAIN TRANSACTIONS.**

8 (a) APPLICATION OF CERTAIN MEASURES TO CEN-
9 TRAL BANK OF SYRIA.—The President shall apply the
10 measures described in section 5318A(b)(5) of title 31,
11 United States Code, to the Central Bank of Syria.

12 (b) IMPOSITION OF SANCTIONS WITH RESPECT TO
13 FOREIGN PERSONS THAT ENGAGE IN CERTAIN TRANS-
14 ACTIONS.—

15 (1) IN GENERAL.—On and after the date that
16 is 90 days after the date of the enactment of this
17 Act, the President shall impose on a foreign person
18 the sanctions described in subsection (c) if the for-
19 eign person has knowingly engaged in an activity de-
20 scribed in paragraph (2).

21 (2) ACTIVITIES DESCRIBED.—A foreign person
22 engages in an activity described in this paragraph if
23 the foreign person—

24 (A) knowingly provides significant finan-
25 cial, material, or technological support to (in-

cluding engaging in or facilitating a significant transaction or transactions with) or provides significant financial services for—

(i) the Government of Syria (including government entities operating as a business enterprise) and the Central Bank of Syria, including Syria’s intelligence and security services or its armed forces, or any of its agents or affiliates; or

(ii) a foreign person subject to financial sanctions pursuant to—

(I) the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) with respect to Syria or any other provision of law that imposes sanctions with respect to Syria; or

(II) a resolution that is agreed to by the United Nations Security Council that imposes sanctions with respect to Syria;

(B) knowingly—

(i) sells or provides significant goods, services, technology, information, or support that could directly and significantly

1 facilitate the maintenance or expansion of
2 Syria's domestic production of natural gas
3 or petroleum or petroleum products of Syr-
4 ian origin;

5 (ii) sells or provides to Syria crude oil
6 or condensate, refined petroleum products,
7 liquefied natural gas, or petrochemical
8 products that have a fair market value of
9 \$500,000 or more or that during a 12-
10 month period have an aggregate fair mar-
11 ket value of \$2,000,000 or more;

12 (iii) sells or otherwise provides civilian
13 aircraft or spare parts, or provides signifi-
14 cant goods, services, or technologies associ-
15 ated with the operation of aircraft or air-
16 lines to any foreign person operating in the
17 areas controlled by the Government of
18 Syria; or

19 (iv) sells or otherwise provides signifi-
20 cant goods, services, or technology to a for-
21 eign person operating in the shipping (in-
22 cluding ports and free trade zones), trans-
23 portation, or telecommunications sectors in
24 areas controlled by the Government of
25 Syria;

1 (C) knowingly engages in money laun-
2 dering to carry out an activity described in sub-
3 paragraph (A) or (B);

4 (D) knowingly facilitates efforts by a for-
5 eign person to carry out an activity described in
6 subparagraph (A) or (B);

7 (E) knowingly provides loans, credits (in-
8 cluding export credits), or financing to carry
9 out an activity described in subparagraph (A)
10 or (B); and

11 (F) is owned or controlled by a foreign
12 person that engages in the activities described
13 in subparagraphs (A) through (D).

14 (c) SANCTIONS DESCRIBED.—

15 (1) IN GENERAL.—The sanctions to be imposed
16 on a foreign person described in subsection (b) are
17 the following:

18 (A) ASSETS FREEZE.—The President shall
19 exercise all powers granted by the International
20 Emergency Economic Powers Act (50 U.S.C.
21 1701 et seq.) (except that the requirements of
22 section 202 of such Act (50 U.S.C. 1701) shall
23 not apply) to the extent necessary to freeze and
24 prohibit all transactions in all property and in-
25 terests in property of the foreign person if such

1 property and interests in property are in the
2 United States, come within the United States,
3 or are or come within the possession or control
4 of a United States person.

5 (B) ALIENS INELIGIBLE FOR VISAS, AD-
6 MISSION, OR PAROLE.—

7 (i) EXCLUSION FROM THE UNITED
8 STATES.—If the foreign person is an indi-
9 vidual, the Secretary of State shall deny a
10 visa to, and the Secretary of Homeland Se-
11 curity shall exclude from the United
12 States, the foreign person.

13 (ii) CURRENT VISAS REVOKED.—

14 (I) IN GENERAL.—The issuing
15 consular officer, the Secretary of
16 State, or the Secretary of Homeland
17 Security (or a designee of one of such
18 Secretaries) shall revoke any visa or
19 other entry documentation issued to
20 the foreign person regardless of when
21 issued.

22 (II) EFFECT OF REVOCATION.—

23 A revocation under subclause (I) shall
24 take effect immediately and shall
25 automatically cancel any other valid

1 visa or entry documentation that is in
2 the possession of the foreign person.

3 (2) EXCEPTION TO COMPLY WITH UNITED NA-
4 TIONS HEADQUARTERS AGREEMENT.—Sanctions
5 under paragraph (1)(B) shall not apply to a foreign
6 person if admitting the person into the United
7 States is necessary to permit the United States to
8 comply with the Agreement regarding the Head-
9 quarters of the United Nations, signed at Lake Suc-
10 cess June 26, 1947, and entered into force Novem-
11 ber 21, 1947, between the United Nations and the
12 United States, or other applicable international obli-
13 gations.

14 (3) PENALTIES.—The penalties provided for in
15 subsections (b) and (c) of section 206 of the Inter-
16 national Emergency Economic Powers Act (50
17 U.S.C. 1705) shall apply to a person that knowingly
18 violates, attempts to violate, conspires to violate, or
19 causes a violation of any regulation, license, or order
20 issued to carry out paragraph (1)(A) of this sub-
21 section to the same extent that such penalties apply
22 to a person that knowingly commits an unlawful act
23 described in section 206(a) of that Act.

24 (d) DEFINITIONS.—In this section:

1 (1) FINANCIAL, MATERIAL, OR TECHNOLOGICAL
2 SUPPORT.—The term “financial, material, or techno-
3 logical support” has the meaning given such term in
4 section 542.304 of title 31, Code of Federal Regula-
5 tions (or any corresponding similar regulation or rul-
6 ing).

7 (2) GOVERNMENT OF SYRIA.—The term “Gov-
8 ernment of Syria” has the meaning given such term
9 in section 542.305 of title 31, Code of Federal Reg-
10 ulations (or any corresponding similar regulation or
11 ruling).

12 (3) KNOWINGLY.—The term “knowingly”, with
13 respect to conduct, a circumstance, or a result,
14 means that a person has actual knowledge, or should
15 have known, of the conduct, the circumstance, or the
16 result.

17 (4) MONEY LAUNDERING.—The term “money
18 laundering” means the movement of illicit cash or
19 cash equivalent proceeds into, out of, or through a
20 country, or into, out of, or through a financial insti-
21 tution.

22 (5) PETROLEUM OR PETROLEUM PRODUCTS OF
23 SYRIAN ORIGIN.—The term “petroleum or petroleum
24 products of Syrian origin” has the meaning given
25 such term in section 542.314 of title 31, Code of

1 Federal Regulations (or any corresponding similar
2 regulation or ruling).

3 (6) SIGNIFICANT TRANSACTION OR TRANS-
4 ACTIONS; SIGNIFICANT FINANCIAL SERVICES.—A
5 transaction or transactions or financial services shall
6 be determined to be significant for purposes of this
7 section in accordance with section 566.404 of title
8 31, Code of Federal Regulations (or any cor-
9 responding similar regulation or ruling).

10 (7) SYRIA.—The term “Syria” has the meaning
11 given such term in section 542.316 of title 31, Code
12 of Federal Regulations (or any corresponding similar
13 regulation or ruling).

14 **SEC. 202. SANCTIONS WITH RESPECT TO THE TRANSFER OF**
15 **ARMS AND RELATED MATERIALS TO SYRIA.**

16 (a) IMPOSITION OF SANCTIONS.—

17 (1) IN GENERAL.—The President shall impose
18 on a foreign person the sanctions described in sub-
19 section (b) if the President determines that such for-
20 eign person has, on or after the date of the enact-
21 ment of this Act, knowingly exported, transferred, or
22 otherwise provided to Syria significant financial, ma-
23 terial, or technological support that contributes ma-
24 terially to the ability of Government of Syria to—

1 (A) acquire or develop chemical, biological,
2 or nuclear weapons or related technologies;

3 (B) acquire or develop ballistic or cruise
4 missile capabilities;

5 (C) acquire or develop destabilizing num-
6 bers and types of advanced conventional weap-
7 ons;

8 (D) acquire defense articles, defense serv-
9 ices, or defense information (as such terms are
10 defined under the Arms Export Control Act (22
11 U.S.C. 2751 et seq.)); or

12 (E) acquire items designated by the Presi-
13 dent for purposes of the United States Muni-
14 tions List under section 38(a)(1) of the Arms
15 Export Control Act (22 U.S.C. 2778(a)(1)).

16 (2) APPLICABILITY TO OTHER FOREIGN PER-
17 SONS.—The sanctions described in subsection (b)
18 shall also be imposed on any foreign person that—

19 (A) is a successor entity to a foreign per-
20 son described in paragraph (1); or

21 (B) is owned or controlled by, or has acted
22 or purported to act for or on behalf of, directly
23 or indirectly, a foreign person described in
24 paragraph (1).

25 (b) SANCTIONS DESCRIBED.—

1 (1) IN GENERAL.—The sanctions to be imposed
2 on a foreign person described in subsection (a) are
3 the following:

4 (A) ASSET FREEZE.—The President shall
5 exercise all powers granted by the International
6 Emergency Economic Powers Act (50 U.S.C.
7 1701 et seq.) (except that the requirements of
8 section 202 of such Act (50 U.S.C. 1701) shall
9 not apply) to the extent necessary to freeze and
10 prohibit all transactions in all property and in-
11 terests in property of the foreign person if such
12 property and interests in property are in the
13 United States, come within the United States,
14 or are or come within the possession or control
15 of a United States person.

16 (B) ALIENS INELIGIBLE FOR VISAS, AD-
17 MISSION, OR PAROLE.—

18 (i) EXCLUSION FROM THE UNITED
19 STATES.—If the foreign person is an indi-
20 vidual, the Secretary of State shall deny a
21 visa to, and the Secretary of Homeland Se-
22 curity shall exclude from the United
23 States, the foreign person.

24 (ii) CURRENT VISAS REVOKED.—

1 (I) IN GENERAL.—The issuing
2 consular officer, the Secretary of
3 State, or the Secretary of Homeland
4 Security (or a designee of one of such
5 Secretaries) shall revoke any visa or
6 other entry documentation issued to
7 the foreign person regardless of when
8 issued.

9 (II) EFFECT OF REVOCATION.—
10 A revocation under subclause (I) shall
11 take effect immediately and shall
12 automatically cancel any other valid
13 visa or entry documentation that is in
14 the possession of the foreign person.

15 (2) EXCEPTION TO COMPLY WITH UNITED NA-
16 TIONS HEADQUARTERS AGREEMENT.—Sanctions
17 under paragraph (1)(B) shall not apply to a foreign
18 person if admitting the person into the United
19 States is necessary to permit the United States to
20 comply with the Agreement regarding the Head-
21 quarters of the United Nations, signed at Lake Suc-
22 cess June 26, 1947, and entered into force Novem-
23 ber 21, 1947, between the United Nations and the
24 United States, or other applicable international obli-
25 gations.

1 (3) PENALTIES.—A person that violates, at-
 2 tempts to violate, conspires to violate, or causes a
 3 violation of any regulation, license, or order issued
 4 to carry out paragraph (1)(A) shall be subject to the
 5 penalties set forth in subsections (b) and (c) of sec-
 6 tion 206 of the International Emergency Economic
 7 Powers Act (50 U.S.C. 1705) to the same extent as
 8 a person that commits an unlawful act described in
 9 subsection (a) of that section.

10 (c) DEFINITIONS.—In this section:

11 (1) FINANCIAL, MATERIAL, OR TECHNOLOGICAL
 12 SUPPORT.—The term “financial, material, or techno-
 13 logical support” has the meaning given such term in
 14 section 542.304 of title 31, Code of Federal Regula-
 15 tions (or any corresponding similar regulation or rul-
 16 ing).

17 (2) FOREIGN PERSON.—The term “foreign per-
 18 son” has the meaning given such term in section
 19 594.304 of title 31, Code of Federal Regulations (or
 20 any corresponding similar regulation or ruling).

21 (3) KNOWINGLY.—The term “knowingly” has
 22 the meaning given such term in section 566.312 of
 23 title 31, Code of Federal Regulations (or any cor-
 24 responding similar regulation or ruling).

1 (4) SYRIA.—The term “Syria” has the meaning
 2 given such term in section 542.316 of title 31, Code
 3 of Federal Regulations (or any corresponding similar
 4 regulation or ruling).

5 (5) UNITED STATES PERSON.—The term
 6 “United States person” has the meaning given such
 7 term in section 542.319 of title 31, Code of Federal
 8 Regulations (or any corresponding similar regulation
 9 or ruling).

10 **SEC. 203. IMPOSITION, AND CONDITIONAL TERMINATION,**
 11 **OF SANCTIONS RELATING TO SIGNIFICANT**
 12 **ARMS SALES TO SYRIA.**

13 (a) IMPOSITION OF SANCTIONS WITH RESPECT TO
 14 THE CENTRAL BANK OF SYRIA AND OTHER SYRIAN FI-
 15 NANCIAL INSTITUTIONS.—

16 (1) IN GENERAL.—The President shall prohibit
 17 the opening, and prohibit or impose strict conditions
 18 on the maintaining, in the United States of a cor-
 19 respondent account or a payable-through account by
 20 a foreign financial institution that the President de-
 21 termines has knowingly conducted any significant
 22 arms sale to—

23 (A) the regime of Bashar al-Assad through
 24 the Central Bank of Syria or another Syrian fi-
 25 nancial institution designated by the Secretary

1 of the Treasury for the imposition of sanctions
2 pursuant to the International Emergency Eco-
3 nomic Powers Act (50 U.S.C. 1701 et seq.); or

4 (B) any Syrian person added after April
5 28, 2011, and before the date of the enactment
6 of this Act, to the list of specially designated
7 nationals and blocked persons maintained by
8 the Office of Foreign Assets Control of the De-
9 partment of the Treasury.

10 (2) EXCEPTION FOR HUMANITARIAN TRANS-
11 ACTIONS.—The President may not impose sanctions
12 under paragraph (1) on a foreign financial institu-
13 tion for engaging in a transaction with the Central
14 Bank of Syria for the sale of food, medicine, medical
15 devices, donations intended to relieve human suf-
16 fering, or non-lethal aid to the people of Syria.

17 (3) APPLICABILITY.—Paragraph (1) applies
18 with respect to financial transactions commenced on
19 or after the date of the enactment of this Act.

20 (4) WAIVER.—

21 (A) IN GENERAL.—The President may
22 waive the application of paragraph (1) with re-
23 spect to a foreign financial institution for a pe-
24 riod of not more than 180 days, and may renew
25 that waiver for additional periods of not more

1 than 180 days, if the President determines and
2 reports to the appropriate congressional com-
3 mittees that the waiver is necessary to the na-
4 tional security interest of the United States.

5 (B) FORM.—A report submitted pursuant
6 to subparagraph (A) shall be submitted in un-
7 classified form, but may contain a classified
8 annex.

9 (b) TERMINATION OF SANCTIONS.—

10 (1) IN GENERAL.—The requirements under
11 subsection (a) to impose sanctions shall no longer
12 have force or effect with respect to Syria if the
13 President determines and certifies to the appropriate
14 congressional committees that the termination of
15 such sanctions is in the national security interest of
16 the United States.

17 (2) NOTIFICATION REQUIREMENT.—Upon mak-
18 ing the certification described in paragraph (1), the
19 President shall submit to the appropriate congres-
20 sional committees a report assessing—

21 (A) the extent to which Bashar al-Assad or
22 members of his regime control Syrian territory;

23 (B) the existence and capability of a demo-
24 cratic transitional government to control Syrian

1 territory and provide basic services to the Syr-
 2 ian people;

3 (C) whether the transitional government
 4 supports acts of terrorism or has committed
 5 human rights violations; and

6 (D) whether the transitional government is
 7 cooperating with the United States Government
 8 in locating, securing, and removing conventional
 9 and unconventional weapons.

10 (c) DEFINITIONS.—In this section:

11 (1) ACCOUNT; CORRESPONDENT ACCOUNT; PAY-
 12 ABLE-THROUGH ACCOUNT.—The terms “account”,
 13 “correspondent account”, and “payable-through ac-
 14 count” have the meanings given those terms in sec-
 15 tion 5318A of title 31, United States Code.

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

19 (A) the Committee on Finance, the Com-
 20 mittee on Banking, Housing, and Urban Af-
 21 fairs, and the Committee on Foreign Relations
 22 of the Senate; and

23 (B) the Committee on Ways and Means,
 24 the Committee on Financial Services, and the

1 Committee on Foreign Affairs of the House of
2 Representatives.

3 (3) FOREIGN FINANCIAL INSTITUTION.—The
4 term “foreign financial institution” has the meaning
5 of that term as determined by the Secretary of the
6 Treasury pursuant to section 104(i) of the Com-
7 prehensive Iran Sanctions, Accountability, and Di-
8 vestment Act of 2010 (22 U.S.C. 8513(i)).

9 (4) SYRIAN PERSON.—The term “Syrian per-
10 son” means—

11 (A) an individual who is a citizen or na-
12 tional of Syria; or

13 (B) an entity organized under the laws of
14 Syria or otherwise subject to the jurisdiction of
15 the Government of Syria.

16 **SEC. 204. RULE OF CONSTRUCTION.**

17 The sanctions that are required to be imposed under
18 this title are in addition to other similar or related sanc-
19 tions that are required to be imposed under any other pro-
20 vision of law.

1 **TITLE III—AMENDMENTS TO**
2 **SYRIA HUMAN RIGHTS AC-**
3 **COUNTABILITY ACT OF 2012**

4 **SEC. 301. IMPOSITION OF SANCTIONS WITH RESPECT TO**
5 **CERTAIN PERSONS WHO ARE RESPONSIBLE**
6 **FOR OR COMPLICIT IN HUMAN RIGHTS**
7 **ABUSES COMMITTED AGAINST CITIZENS OF**
8 **SYRIA OR THEIR FAMILY MEMBERS.**

9 (a) IN GENERAL.—Section 702(c) of the Syria
10 Human Rights Accountability Act of 2012 (22 U.S.C.
11 8791(c)) is amended to read as follows:

12 “(c) SANCTIONS DESCRIBED.—

13 “(1) IN GENERAL.—The President shall exer-
14 cise all powers granted by the International Emer-
15 gency Economic Powers Act (50 U.S.C. 1701 et
16 seq.) (except that the requirements of section 202 of
17 such Act (50 U.S.C. 1701) shall not apply) to the
18 extent necessary to freeze and prohibit all trans-
19 actions in all property and interests in property of
20 a person on the list required by subsection (b) if
21 such property and interests in property are in the
22 United States, come within the United States, or are
23 or come within the possession or control of a United
24 States person.

1 “(2) ALIENS INELIGIBLE FOR VISAS, ADMIS-
2 SION, OR PAROLE.—

3 “(A) EXCLUSION FROM THE UNITED
4 STATES.—The Secretary of State shall deny a
5 visa to, and the Secretary of Homeland Secu-
6 rity shall exclude from the United States, any
7 person on the list required by subsection (b)
8 that is an alien.

9 “(B) CURRENT VISAS REVOKED.—

10 “(i) IN GENERAL.—The issuing con-
11 sular officer, the Secretary of State, or the
12 Secretary of Homeland Security (or a des-
13 ignee of one of such Secretaries) shall re-
14 voke any visa or other entry documentation
15 issued to an alien on the list required by
16 subsection (b).

17 “(ii) EFFECT OF REVOCATION.—A
18 revocation under subclause (I) shall take
19 effect immediately and shall automatically
20 cancel any other valid visa or entry docu-
21 mentation that is in the possession of an
22 alien on the list required by subsection (b).

23 “(3) PENALTIES.—A person that violates, at-
24 tempts to violate, conspires to violate, or causes a
25 violation of this section or any regulation, license, or

1 order issued to carry out this section shall be subject
2 to the penalties set forth in subsections (b) and (c)
3 of section 206 of the International Emergency Eco-
4 nomic Powers Act (50 U.S.C. 1705) to the same ex-
5 tent as a person that commits an unlawful act de-
6 scribed in subsection (a) of that section.

7 “(4) REGULATORY AUTHORITY.—The President
8 shall, not later than 90 days after the date of the
9 enactment of this section, promulgate regulations as
10 necessary for the implementation of this section.

11 “(5) EXCEPTION TO COMPLY WITH UNITED NA-
12 TIONS HEADQUARTERS AGREEMENT.—Sanctions
13 under paragraph (2) shall not apply to an alien if
14 admitting the alien into the United States is nec-
15 essary to permit the United States to comply with
16 the Agreement regarding the Headquarters of the
17 United Nations, signed at Lake Success June 26,
18 1947, and entered into force November 21, 1947,
19 between the United Nations and the United States,
20 or other applicable international obligations.

21 “(6) RULE OF CONSTRUCTION.—Nothing in
22 this section shall be construed to limit the authority
23 of the President to impose additional sanctions pur-
24 suant to the International Emergency Economic
25 Powers Act (50 U.S.C. 1701 et seq.), relevant Exec-

1 utive orders, regulations, or other provisions of
2 law.”.

3 (b) **SERIOUS HUMAN RIGHTS ABUSES DESCRIBED.**—
4 Section 702 of the Syria Human Rights Accountability
5 Act of 2012 (22 U.S.C. 8791) is amended by adding at
6 the end the following:

7 “(d) **SERIOUS HUMAN RIGHTS ABUSES DE-**
8 **SCRIBED.**—In subsection (b), the term ‘serious human
9 rights abuses’ includes the deliberate targeting of civilian
10 infrastructure to include schools, hospitals, and markets.”.

11 (c) **EFFECTIVE DATE.**—The amendments made by
12 subsections (a) and (b) shall take effect on the date of
13 the enactment of this Act and shall apply with respect to
14 the imposition of sanctions under section 702(a) of the
15 Syria Human Rights Accountability Act of 2012 on or
16 after such date of enactment.

17 **SEC. 302. IMPOSITION OF SANCTIONS WITH RESPECT TO**
18 **THE TRANSFER OF GOODS OR TECH-**
19 **NOLOGIES TO SYRIA THAT ARE LIKELY TO BE**
20 **USED TO COMMIT HUMAN RIGHTS ABUSES.**

21 Section 703(b)(2)(C) of the Syria Human Rights Ac-
22 countability Act of 2012 (22 U.S.C. 8792(b)(2)(C)) is
23 amended—

24 (1) in clause (i), by striking “or” at the end;

1 (2) in clause (ii), by striking the period at the
 2 end and inserting a semicolon; and

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

4 “(iii) any article designated by the
 5 President for purposes of the United
 6 States Munitions List under section
 7 38(a)(1) of the Arms Export Control Act
 8 (22 U.S.C. 2778(a)(1)); or

9 “(iv) other goods or technologies that
 10 the President determines may be used by
 11 the Government of Syria to commit human
 12 rights abuses against the people of Syria.”.

13 **TITLE IV—REPORTS AND WAIV-**
 14 **ER FOR HUMANITARIAN-RE-**
 15 **LATED ACTIVITIES WITH RE-**
 16 **SPECT TO SYRIA**

17 **SEC. 401. REPORT ON MONITORING AND EVALUATING OF**
 18 **ONGOING ASSISTANCE PROGRAMS IN SYRIA**
 19 **AND TO THE SYRIAN PEOPLE.**

20 (a) IN GENERAL.—Not later than 180 days after the
 21 date of the enactment of this Act, the Secretary of State
 22 and the Administrator of the United States Agency for
 23 International Development shall submit to the appropriate
 24 congressional committees a report on the monitoring and

1 evaluation of ongoing assistance programs in Syria and
2 to the Syrian people.

3 (b) MATTERS TO BE INCLUDED.—The report re-
4 quired by subsection (a) shall include—

5 (1) the specific project monitoring and evalua-
6 tion plans, including measurable goals and perform-
7 ance metrics for cross-border assistance in Syria;
8 and

9 (2) the major challenges to monitoring and
10 evaluating programs in Syria.

11 **SEC. 402. REPORT ON CERTAIN PERSONS WHO ARE RE-**
12 **SPONSIBLE FOR OR COMPLICIT IN CERTAIN**
13 **HUMAN RIGHTS VIOLATIONS IN SYRIA.**

14 (a) IN GENERAL.—Not later than 120 days after the
15 date of the enactment of this Act, the President shall sub-
16 mit to the appropriate congressional committees a detailed
17 report with respect to whether each person described in
18 subsection (b) is a person that meets the requirements de-
19 scribed in section 702(b) of the Syria Human Rights Ac-
20 countability Act of 2012 (22 U.S.C. 8791(b)) for purposes
21 of inclusion on the list of persons who are responsible for
22 or complicit in certain human rights abuses under such
23 section. For any such person who is not included in such
24 report, the President should include in the report a de-
25 scription of the reasons why the person was not included,

1 including information on whether sufficient credible evi-
 2 dence of responsibility for such abuses was found.

3 (b) PERSONS DESCRIBED.—The persons described in
 4 this subsection are the following:

- 5 (1) Bashar Al-Assad.
- 6 (2) Asma Al-Assad.
- 7 (3) Rami Makhlouf.
- 8 (4) Bouthayna Shaaban.
- 9 (5) Walid Moallem.
- 10 (6) Ali Al-Salim.
- 11 (7) Wael Nader Al-Halqi.
- 12 (8) Jamil Hassan.
- 13 (9) Suhail Hassan.
- 14 (10) Ali Mamluk.
- 15 (11) Muhammed Khadour, Deir Ez Zor Mili-
 16 tary and Security.
- 17 (12) Jamal Razzouq, Security Branch 243.
- 18 (13) Munzer Ghanam, Air Force Intelligence.
- 19 (14) Daas Hasan Ali, Branch 327.
- 20 (15) Jassem Ali Jassem Hamad, Political Secu-
 21 rity.
- 22 (16) Samir Muhammad Youssef, Military Intel-
 23 ligence.
- 24 (17) Ali Ahmad Dayoub, Air Force Intelligence.

- 1 (18) Khaled Muhsen Al-Halabi, Security
- 2 Branch 335.
- 3 (19) Mahmoud Kahila, Political Security.
- 4 (20) Zuhair Ahmad Hamad, Provincial Secu-
- 5 rity.
- 6 (21) Wafiq Nasser, Security Branch 245.
- 7 (22) Qussay Mayoub, Air Force Intelligence.
- 8 (23) Muhammad Ammar Sardini, Political Se-
- 9 curity.
- 10 (24) Fouad Hammouda, Military Security.
- 11 (25) Hasan Daaboul, Branch 261.
- 12 (26) Yahia Wahbi, Air Force Intelligence.
- 13 (27) Okab Saqer, Security Branch 318.
- 14 (28) Husam Luqa, Political Security.
- 15 (29) Sami Al-Hasan, Security Branch 219.
- 16 (30) Yassir Deeb, Political Security.
- 17 (31) Ibrahim Darwish, Security Branch 220.
- 18 (32) Nasser Deeb, Political Security.
- 19 (33) Abdullatif Al-Fahed, Security Branch 290.
- 20 (34) Adeeb Namer Salamah, Air Force Intel-
- 21 ligence.
- 22 (35) Akram Muhammed, State Security.
- 23 (36) Reyad Abbas, Political Security.
- 24 (37) Ali Abdullah Ayoub, Syrian Armed Forces.
- 25 (38) Fahd Jassem Al-Freij, Defense Ministry.

1 (39) Issam Halaq, Air Force.

2 (40) Ghassan Al-Abdullah, General Intelligence
3 Directorate.

4 (41) Maher Al-Assad, Republican Guard.

5 (42) Fahad Al-Farouch.

6 (43) Rafiq Shahada, Military Intelligence.

7 (44) Loay Al-Ali, Military Intelligence.

8 (45) Nawfal Al-Husayn, Military Intelligence.

9 (46) Muhammad Zamrini, Military Intelligence.

10 (47) Muhammad Mahallah, Military Intel-
11 ligence.

12 (c) FORM OF REPORT; PUBLIC AVAILABILITY.—

13 (1) FORM.—The list required by subsection (a)
14 shall be submitted in unclassified form, but may in-
15 clude a classified annex if necessary.

16 (2) PUBLIC AVAILABILITY.—The unclassified
17 portion of the list required by paragraph (1) shall be
18 made available to the public and posted on the
19 websites of the Department of the Treasury and the
20 Department of State.

1 **SEC. 403. ASSESSMENT OF POTENTIAL EFFECTIVENESS OF**
2 **AND REQUIREMENTS FOR THE ESTABLISH-**
3 **MENT OF A NO-FLY ZONE, SAFE ZONES, OR A**
4 **NO-BOMBING ZONE IN SYRIA.**

5 (a) IN GENERAL.—Not later than 90 days after the
6 date of the enactment of this Act, the President shall sub-
7 mit to the appropriate congressional committees a report
8 that—

9 (1) assesses the potential effectiveness, risks,
10 and operational requirements of the establishment
11 and maintenance of a no-fly zone over part or all of
12 Syria, including—

13 (A) the operational and legal requirements
14 for United States and coalition air power to es-
15 tablish a no-fly zone over all or part of Syria;

16 (B) the impact a no-fly zone over all or
17 part of Syria would have on humanitarian and
18 counterterrorism efforts in Syria and the sur-
19 rounding region; and

20 (C) the potential for force contributions
21 from other countries to establish a no-fly zone
22 over all or part of Syria;

23 (2) assesses the potential effectiveness, risks,
24 and operational requirements for the establishment
25 of one or more safe zones in Syria for internally dis-

1 placed persons or for the facilitation of humani-
2 tarian assistance, including—

3 (A) the operational and legal requirements
4 for United States and coalition forces to estab-
5 lish one or more safe zones in Syria;

6 (B) the impact one or more safe zones in
7 Syria would have on humanitarian and counter-
8 terrorism efforts in Syria and the surrounding
9 region; and

10 (C) the potential for contributions from
11 other countries and vetted non-state actor part-
12 ners to establish and maintain one or more safe
13 zones in Syria; and

14 (3) assesses the potential effectiveness, risks,
15 and operational requirements of the establishment
16 and maintenance of a no-bombing zone over all or
17 part of Syria, including—

18 (A) the operational and legal requirements
19 for United States and coalition air power to es-
20 tablish a no-bombing zone over all or part of
21 Syria;

22 (B) the impact a no-bombing zone over all
23 or part of Syria would have on humanitarian
24 and counterterrorism efforts in Syria and the
25 surrounding region; and

1 (C) the potential for force contributions
2 from other countries to establish a no-bombing
3 zone over all or part of Syria.

4 (b) FORM.—The report required by subsection (a)
5 shall be submitted in unclassified form, but may contain
6 a classified annex if necessary.

7 **SEC. 404. ASSISTANCE TO SUPPORT ENTITIES TAKING AC-**
8 **TIONS RELATING TO GATHERING EVIDENCE**
9 **FOR INVESTIGATIONS INTO WAR CRIMES OR**
10 **CRIMES AGAINST HUMANITY IN SYRIA SINCE**
11 **MARCH 2011.**

12 (a) IN GENERAL.—The Secretary of State, acting
13 through the Assistant Secretary for Democracy, Human
14 Rights and Labor and the Assistant Secretary for Inter-
15 national Narcotics and Law Enforcement Affairs, is au-
16 thorized to provide assistance to support entities that are
17 conducting criminal investigations, building Syrian inves-
18 tigative capacity, supporting prosecutions in national
19 courts, collecting evidence and preserving the chain of evi-
20 dence for eventual prosecution against those who have
21 committed war crimes or crimes against humanity in Syria
22 since March 2011.

23 (b) REPORT.—Not later than one year after the date
24 of the enactment of this Act, the Secretary of State shall

1 submit to the appropriate congressional committees a de-
 2 tailed report on assistance provided under subsection (a).

3 **SEC. 405. APPROPRIATE CONGRESSIONAL COMMITTEES**
 4 **DEFINED.**

5 In this title, the term “appropriate congressional
 6 committees” means—

7 (1) the Select Committee on Intelligence, the
 8 Committee on Banking, Housing, and Urban Af-
 9 fairs, and the Committee on Foreign Relations of
 10 the Senate; and

11 (2) the Permanent Select Committee on Intel-
 12 ligence, the Committee on Financial Services, and
 13 the Committee on Foreign Affairs of the House of
 14 Representatives.

15 **TITLE V—SUSPENSION OF SANC-**
 16 **TIONS WITH RESPECT TO**
 17 **SYRIA**

18 **SEC. 501. SUSPENSION OF SANCTIONS WITH RESPECT TO**
 19 **SYRIA.**

20 (a) SUSPENSION OF SANCTIONS.—

21 (1) NEGOTIATIONS NOT CONCLUDING IN
 22 AGREEMENT.—If the President determines that
 23 internationally recognized negotiations to resolve the
 24 violence in Syria have not concluded in an agree-
 25 ment or are likely not to conclude in an agreement,

1 the President may suspend, as appropriate, in whole
2 or in part, the imposition of sanctions otherwise re-
3 quired under this Act or any amendment made by
4 this Act for a period not to exceed 120 days, and re-
5 newable for additional periods not to exceed 120
6 days, if the President submits to the appropriate
7 congressional committees in writing a determination
8 and certification that the Government of Syria has
9 ended military attacks against and gross violations
10 of the human rights of the people of Syria, specifi-
11 cally—

12 (A) the air space over Syria is no longer
13 being utilized by the Government of Syria and
14 associated forces to target civilian populations
15 through the use of incendiary devices, including
16 barrel bombs, chemical weapons, and conven-
17 tional arms, including air-delivered missiles and
18 explosives;

19 (B) areas besieged by the regime of
20 Bashar al-Assad and associated forces, includ-
21 ing Hezbollah and irregular Iranian forces, are
22 no longer cut off from international aid and
23 have regular access to humanitarian assistance,
24 freedom of travel, and medical care;

1 (C) the Government of Syria is releasing
2 all political prisoners forcibly held within the
3 prison system of the regime of Bashar al-Assad,
4 including the facilities maintained by various
5 security, intelligence, and military elements as-
6 sociated with the Government of Syria and al-
7 lowed full access to the same facilities for inves-
8 tigations by appropriate international human
9 rights organizations; and

10 (D) the forces of the Government of Syria
11 and associated forces, including Hezbollah, ir-
12 regular Iranian forces, and air assets of the
13 Government of the Russian Federation, are no
14 longer engaged in deliberate targeting of med-
15 ical facilities, schools, residential areas, and
16 community gathering places, including markets,
17 in flagrant violation of international norms.

18 (2) NEGOTIATIONS CONCLUDING IN AGREE-
19 MENT.—

20 (A) INITIAL SUSPENSION OF SANCTIONS.—

21 If the President determines that internationally
22 recognized negotiations to resolve the violence
23 in Syria have concluded in an agreement or are
24 likely to conclude in an agreement, the Presi-
25 dent may suspend, as appropriate, in whole or

1 in part, the imposition of sanctions otherwise
2 required under this Act or any amendment
3 made by this Act for a period not to exceed 120
4 days if the President submits to the appropriate
5 congressional committees in writing a deter-
6 mination and certification that—

7 (i) in the case in which the negotia-
8 tions are likely to conclude in an agree-
9 ment—

10 (I) the Government of Syria, the
11 Syrian High Negotiations Committee
12 or its successor, and appropriate
13 international parties are participating
14 in direct, face-to-face negotiations;
15 and

16 (II) the suspension of sanctions
17 under this Act or any amendment
18 made by this Act is essential to the
19 advancement of such negotiations; and

20 (ii) the Government of Syria has dem-
21 onstrated a commitment to a significant
22 and substantial reduction in attacks on
23 and violence against the people of Syria by
24 the Government of Syria and associated
25 forces.

1 (B) RENEWAL OF SUSPENSION OF SANC-
2 TIONS.—The President may renew a suspension
3 of sanctions under subparagraph (A) for addi-
4 tional periods not to exceed 120 days if, for
5 each such additional period, the President sub-
6 mits to the appropriate congressional commit-
7 tees in writing a determination and certification
8 that—

9 (i) the conditions described in clauses
10 (i) and (ii) of subparagraph (A) are con-
11 tinuing to be met;

12 (ii) the renewal of the suspension of
13 sanctions is essential to implementing an
14 agreement described in subparagraph (A)
15 or making progress toward concluding an
16 agreement described in subparagraph (A);

17 (iii) the Government of Syria and as-
18 sociated forces have ceased attacks against
19 Syrian civilians; and

20 (iv) the Government of Syria has pub-
21 lically committed to negotiations for a
22 transitional government in Syria and con-
23 tinues to demonstrate that commitment
24 through sustained engagement in talks and

1 substantive and verifiable progress towards
2 the implementation of such an agreement.

3 (3) BRIEFING AND REIMPOSITION OF SANC-
4 TIONS.—

5 (A) BRIEFING.—Not later than 30 days
6 after the President submits to the appropriate
7 congressional committees a determination and
8 certification in the case of a renewal of suspen-
9 sion of sanctions under paragraph (2)(B), and
10 every 30 days thereafter, the President shall
11 provide a briefing to the appropriate congres-
12 sional committees on the status and frequency
13 of negotiations described in paragraph (2).

14 (B) REIMPOSITION OF SANCTIONS.—If the
15 President provides a briefing to the appropriate
16 congressional committees under subparagraph
17 (A) with respect to which the President indi-
18 cates a lapse in negotiations described in para-
19 graph (2) for a period that equals or exceeds 90
20 days, the sanctions that were suspended under
21 paragraph (2)(B) shall be reimposed and any
22 further suspension of such sanctions is prohib-
23 ited.

24 (b) SENSE OF CONGRESS TO BE CONSIDERED FOR
25 DETERMINING A TRANSITIONAL GOVERNMENT IN

1 SYRIA.—It is the sense of Congress that a transitional
2 government in Syria is a government that—

3 (1) is taking verifiable steps to release all polit-
4 ical prisoners and provided full access to Syrian
5 prisons for investigations by appropriate inter-
6 national human rights organizations;

7 (2) is taking verifiable steps to remove former
8 senior Syrian government officials who are complicit
9 in the conception, implementation, or coverup of war
10 crimes, crimes against humanity, or human rights
11 abuses from government positions and any person
12 subject to sanctions under any provision of law;

13 (3) is in the process of organizing free and fair
14 elections for a new government—

15 (A) to be held in a timely manner and
16 scheduled while the suspension of sanctions or
17 the renewal of the suspension of sanctions
18 under this section is in effect; and

19 (B) to be conducted under the supervision
20 of internationally recognized observers;

21 (4) is making tangible progress toward estab-
22 lishing an independent judiciary;

23 (5) is demonstrating respect for and compliance
24 with internationally recognized human rights and

1 basic freedoms as specified in the Universal Declara-
2 tion of Human Rights;

3 (6) is—

4 (A) taking steps to verifiably fulfill its
5 commitments under the Convention on the Pro-
6 hibition of the Development, Production, Stock-
7 piling, and Use of Chemical Weapons and on
8 their Destruction, done at Paris January 13,
9 1993, and entered into force April 29, 1997
10 (commonly known as the “Chemical Weapons
11 Convention”) and the Treaty on the Non-Pro-
12 liferation of Nuclear Weapons, done at Wash-
13 ington, London, and Moscow July 1, 1968 (21
14 UST 483) (commonly referred to as the “Nu-
15 clear Nonproliferation Treaty”);

16 (B) making tangible progress toward be-
17 coming a signatory to the Convention on the
18 Prohibition of the Development, Production and
19 Stockpiling of Bacteriological (Biological) and
20 Toxin Weapons and on their Destruction, done
21 at Washington, London, and Moscow April 10,
22 1972 and entered into force March 26, 1975
23 (commonly known as the “Biological Weapons
24 Convention”); and

1 (C) adhering to the Missile Technology
2 Control Regime and other control lists, as nec-
3 essary;

4 (7) has halted the development and deployment
5 of ballistic and cruise missiles; and

6 (8) is taking verifiable steps to remove from po-
7 sitions of authority within the intelligence and secu-
8 rity services as well as the military those who were
9 in a position of authority or responsibility during the
10 conflict and who under the authority of their posi-
11 tion were implicated in or implicit in the torture,
12 extrajudicial killing, or execution of civilians, to in-
13 clude those who were involved in decisionmaking or
14 execution of plans to use chemical weapons.

15 **SEC. 502. WAIVERS AND EXEMPTIONS.**

16 (a) EXEMPTIONS.—The following activities and
17 transactions shall be exempt from sanctions authorized
18 under this Act and amendments made by this Act:

19 (1) Any activity subject to the reporting re-
20 quirements under title V of the National Security
21 Act of 1947 (50 U.S.C. 3091 et seq.), or to any au-
22 thorized intelligence activities of the United States.

23 (2) Any transaction necessary to comply with
24 United States obligations under—

1 (A) the Agreement between the United Na-
2 tions and the United States of America regard-
3 ing the Headquarters of the United Nations,
4 signed at Lake Success June 26, 1947, and en-
5 tered into force November 21, 1947; or

6 (B) the Convention on Consular Relations,
7 done at Vienna April 24, 1963, and entered
8 into force March 19, 1967.

9 (b) HUMANITARIAN AND DEMOCRACY ASSISTANCE
10 WAIVER.—

11 (1) STATEMENT OF POLICY.—It shall be the
12 policy of the United States to fully utilize the waiver
13 authority under this subsection to ensure that ade-
14 quate humanitarian relief or support for democracy
15 promotion is provided to the people of Syria.

16 (2) WAIVER.—The President may waive, on a
17 case-by-case basis, for a period not to exceed 120
18 days, and renewable for additional periods not to ex-
19 ceed 120 days, the application of sanctions author-
20 ized under this Act or amendments made by this Act
21 if the President submits to the appropriate congres-
22 sional committees a written determination that the
23 waiver is necessary for purposes of providing hu-
24 manitarian assistance or support for democracy pro-
25 motion to the people of Syria.

1 (3) CONTENT OF WRITTEN DETERMINATION.—

2 A written determination submitted under paragraph
3 (1) with respect to a waiver shall include a descrip-
4 tion of all notification and accountability controls
5 that have been employed in order to ensure that the
6 activities covered by the waiver are humanitarian as-
7 sistance or support for democracy promotion and do
8 not entail any activities in Syria or dealings with the
9 Government of Syria not reasonably related to hu-
10 manitarian assistance or support for democracy pro-
11 motion.

12 (4) CLARIFICATION OF PERMITTED ACTIVITIES
13 UNDER WAIVER.—The President may not impose
14 sanctions authorized under this Act or amendments
15 made by this Act against an internationally recog-
16 nized humanitarian organization for—

17 (A) engaging in a financial transaction re-
18 lating to humanitarian assistance or for human-
19 itarian purposes pursuant to a waiver issued
20 under paragraph (1);

21 (B) transporting goods or services that are
22 necessary to carry out operations relating to
23 humanitarian assistance or humanitarian pur-
24 poses pursuant to such a waiver; or

1 (C) having incidental contact, in the course
2 of providing humanitarian assistance or aid for
3 humanitarian purposes pursuant to such a
4 waiver, with individuals who are under the con-
5 trol of a foreign person subject to sanctions
6 under this Act or any amendment made by this
7 Act.

8 (c) NATIONAL SECURITY WAIVER.—

9 (1) IN GENERAL.—The President may, on a
10 case-by-case basis and for periods not to exceed 120
11 days, waive the application of sanctions under this
12 Act or amendments made by this Act with respect
13 to a foreign person if the President certifies to the
14 appropriate congressional committees that such
15 waiver is vital to the national security interests of
16 the United States.

17 (2) CONSULTATION.—

18 (A) BEFORE WAIVER ISSUED.—Not later
19 than 5 days before the issuance of a waiver
20 under paragraph (1) is to take effect, the Presi-
21 dent shall notify and brief the appropriate con-
22 gressional committees on the status of the for-
23 eign person's involvement in activities described
24 in this Act or amendments made by this Act.

(B) AFTER WAIVER ISSUED.—Not later than 90 days after the issuance of a waiver under paragraph (1), and every 120 days thereafter if the waiver remains in effect, the President shall brief the appropriate congressional committees on the status of the foreign person’s involvement in activities described in this Act or amendments made by this Act.

**SEC. 503. APPROPRIATE CONGRESSIONAL COMMITTEES
DEFINED.**

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

(1) the Select Committee on Intelligence, the Committee on Banking, Housing, and Urban Affairs, and the Committee on Foreign Relations of the Senate; and

(2) the Permanent Select Committee on Intelligence, the Committee on Financial Services, and the Committee on Foreign Affairs of the House of Representatives.

**TITLE VI—REGULATORY
AUTHORITY AND SUNSET**

SEC. 601. REGULATORY AUTHORITY.

(a) IN GENERAL.—The President shall, not later than 90 days after the date of the enactment of this Act,

1 promulgate regulations as necessary for the implementa-
 2 tion of this Act and the amendments made by this Act.

3 (b) NOTIFICATION TO CONGRESS.—Not less than 10
 4 days before the promulgation of regulations under sub-
 5 section (a), the President shall notify and provide to the
 6 appropriate congressional committees the proposed regula-
 7 tions and the provisions of this Act and the amendments
 8 made by this Act that the regulations are implementing.

9 (c) DEFINITION.—In this section, the term “appro-
 10 priate congressional committees” means—

11 (1) the Committee on Foreign Affairs and the
 12 Committee on Financial Services of the House of
 13 Representatives; and

14 (2) the Committee on Foreign Relations and
 15 the Committee on Banking, Housing, and Urban Af-
 16 fairs of the Senate.

17 **SEC. 602. SUNSET.**

18 This Act shall cease to be effective beginning on De-
 19 cember 31, 2021.

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