

117TH CONGRESS
1ST SESSION

H. R. 5404

To impose sanctions on persons engaging in transactions in Afghanistan rare earth minerals.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2021

Mr. STEUBE (for himself, Mr. PERRY, Mr. CALVERT, Mr. CRAWFORD, Mr. BURCHETT, Mr. COLE, Mr. NEWHOUSE, Mr. C. SCOTT FRANKLIN of Florida, Mr. LAMALFA, Mr. BANKS, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To impose sanctions on persons engaging in transactions in Afghanistan rare earth minerals.

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.**

4 This Act may be cited as the “Taliban Rare Earth
5 Minerals Sanctions Act”.

1 **SEC. 2. IMPOSITION OF SANCTIONS ON PERSONS ENGAG-**
2 **ING IN TRANSACTIONS IN AFGHANISTAN**
3 **RARE EARTH MINERALS.**

4 (a) IN GENERAL.—On and after the date that is 180
5 days after the date of the enactment of this Act, the Presi-
6 dent shall impose the sanctions described in subsection (d)
7 with respect to a foreign person the President determines
8 knowingly, on or after such date of enactment, engages
9 in a significant transaction with a person that is part of,
10 or operates for or on behalf of, the rare earth mineral sec-
11 tor of Afghanistan.

12 (b) EXCEPTION RELATING TO IMPORTATION OF
13 GOODS.—

14 (1) IN GENERAL.—Notwithstanding subsection
15 (a), the authorities and requirements to impose
16 sanctions under subsection (a) shall not include the
17 authority or a requirement to impose sanctions on
18 the importation of goods.

19 (2) GOOD DEFINED.—In this subsection, the
20 term “good” means any article, natural or man-
21 made substance, material, supply or manufactured
22 product, including inspection and test equipment,
23 and excluding technical data.

24 (c) PENALTIES.—A person that violates, attempts to
25 violate, conspires to violate, or causes a violation of sub-
26 section (a) or any regulation, license, or order issued to

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

6 (d) SANCTIONS DESCRIBED.—The sanctions to be
7 imposed on a foreign person described in subsection (a)
8 are the following:

9 (1) BLOCKING OF PROPERTY.—The President
10 shall block, in accordance with the International
11 Emergency Economic Powers Act (50 U.S.C. 1701
12 et seq.), all transactions in all property and interests
13 in property of any person subject to subsection (a)
14 if such property and interests in property are in the
15 United States, come within the United States, or are
16 or come within the possession or control of a United
17 States person.

18 (2) EXCLUSION FROM UNITED STATES.—The
19 Secretary of State shall deny a visa to, and the Sec-
20 retary of Homeland Security shall exclude from the
21 United States, any person subject to subsection (a)
22 that is an alien.

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