

**Editorial Notes**

## REFERENCES IN TEXT

Section 7060(f)(2) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2016, referred to in subsec. (f), is section 7060(f)(2) of div. K of Pub. L. 114–113, Dec. 18, 2015, 129 Stat. 2809, which is not classified to the Code.

## CODIFICATION

Section was enacted as part of the National Defense Authorization Act for Fiscal Year 2017, and not as part of the Trafficking Victims Protection Act of 2000 which comprises this chapter.

**§ 7115. Ensuring protection and confidentiality for survivors of human trafficking**

**(a) Definitions**

In this section—

(1) the term “covered grant” means a grant from the Attorney General or the Secretary of Health and Human Services under section 7104(b), 7105(b), or 7105(f) of this title; and

(2) the term “covered recipient” means a grantee or subgrantee receiving funds under a covered grant.

**(b) Grant conditions**

Covered grants and covered recipients shall be subject, at the election of the Attorney General or the Secretary of Health and Human Services, as applicable, to—

(1) the conditions under section 40002(b)(2) of the Violence Against Women Act of 1994 (34 U.S.C. 12291(b)(2)) that apply with respect to grants under such Act and grantees and subgrantees for such grants; or

(2) the conditions under section 306(c)(5) of the Family Violence Prevention and Services Act (42 U.S.C. 10406(c)(5)) that apply with respect to grants under such Act [42 U.S.C. 10401 et seq.] and grantees and subgrantees for such grants.

**(c) Department of Justice-sponsored research**

Nothing in this section shall be construed to prohibit a covered recipient from sharing personally identifying information with researchers seeking the information for the purposes of conducting research—

(1) that is funded by the Department of Justice;

(2) for which protections are in place in accordance with the requirements under part 22 of title 28, Code of Federal Regulations, or any successor thereto, and section 10231(a) of title 34; and

(3) for which a current privacy certificate is on file documenting how the researchers intend to fulfill the obligations under such part 22.

(Pub. L. 106–386, div. A, §114, as added Pub. L. 117–347, title I, §103, Jan. 5, 2023, 136 Stat. 6200.)

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## REFERENCES IN TEXT

The Violence Against Women Act of 1994, referred to in subsec. (b)(1), is title IV of Pub. L. 103–322, Sept. 13, 1994, 108 Stat. 1902. For complete classification of this Act to the Code, see section 40001 of Pub. L. 103–322, set out as a Short Title of 1994 Act note under section 10101

of Title 34, Crime Control and Law Enforcement, and Tables.

The Family Violence Prevention and Services Act, referred to in subsec. (b)(2), is title III of Pub. L. 98–457, Oct. 9, 1984, 98 Stat. 1757, which is classified generally to chapter 110 (§10401 et seq.) of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 10401 of Title 42 and Tables.

**CHAPTER 79—TRADE SANCTIONS REFORM AND EXPORT ENHANCEMENT**

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**§ 7201. Definitions**

In this chapter:

**(1) Agricultural commodity**

The term “agricultural commodity” has the meaning given the term in section 102 of the Agricultural Trade Act of 1978 (7 U.S.C. 5602).

**(2) Agricultural program**

The term “agricultural program” means—

(A) any program administered under the Food for Peace Act (7 U.S.C. 1691 et seq.);

(B) any program administered under section 1431 of title 7;

(C) any program administered under the Agricultural Trade Act of 1978 (7 U.S.C. 5601 et seq.);

(D) any commercial export sale of agricultural commodities; or

(E) any export financing (including credits or credit guarantees) provided by the United States Government for agricultural commodities.

**(3) Joint resolution**

The term “joint resolution” means—

(A) in the case of section 7202(a)(1) of this title, only a joint resolution introduced within 10 session days of Congress after the date on which the report of the President under section 7202(a)(1) of this title is received by Congress, the matter after the resolving clause of which is as follows: “That Congress approves the report of the President pursuant to section 903(a)(1) of the Trade Sanctions Reform and Export Enhancement Act of 2000, transmitted on \_\_\_\_\_.”, with the blank completed with the appropriate date; and

(B) in the case of section 7205(1)<sup>1</sup> of this title, only a joint resolution introduced within 10 session days of Congress after the date on which the report of the President

<sup>1</sup> So in original. Probably should be section “7204”.

under section 7205(2)<sup>1</sup> of this title is received by Congress, the matter after the resolving clause of which is as follows: “That Congress approves the report of the President pursuant to section 906(1) of the Trade Sanctions Reform and Export Enhancement Act of 2000, transmitted on \_\_\_\_\_,” with the blank completed with the appropriate date.

#### (4) Medical device

The term “medical device” has the meaning given the term “device” in section 321 of title 21.

#### (5) Medicine

The term “medicine” has the meaning given the term “drug” in section 321 of title 21.

#### (6) Unilateral agricultural sanction

The term “unilateral agricultural sanction” means any prohibition, restriction, or condition on carrying out an agricultural program with respect to a foreign country or foreign entity that is imposed by the United States for reasons of foreign policy or national security, except in a case in which the United States imposes the measure pursuant to—

(A) a multilateral regime and the other member countries of that regime have agreed to impose substantially equivalent measures; or

(B) a mandatory decision of the United Nations Security Council.

#### (7) Unilateral medical sanction

The term “unilateral medical sanction” means any prohibition, restriction, or condition on exports of, or the provision of assistance consisting of, medicine or a medical device with respect to a foreign country or foreign entity that is imposed by the United States for reasons of foreign policy or national security, except in a case in which the United States imposes the measure pursuant to—

(A) a multilateral regime and the other member countries of that regime have agreed to impose substantially equivalent measures; or

(B) a mandatory decision of the United Nations Security Council.

(Pub. L. 106-387, §1(a) [title IX, §902], Oct. 28, 2000, 114 Stat. 1549, 1549A-67; Pub. L. 110-246, title III, §3001(b)(1)(A), (2)(X), June 18, 2008, 122 Stat. 1820, 1821; Pub. L. 113-79, title I, §1423(b), Feb. 7, 2014, 128 Stat. 695.)

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##### REFERENCES IN TEXT

The Food for Peace Act, referred to in par. (2)(A), is act July 10, 1954, ch. 469, 68 Stat. 454, which is classified principally to chapter 41 (§1691 et seq.) of Title 7, Agriculture. For complete classification of this Act to the Code, see Short Title note set out under section 1691 of Title 7 and Tables.

The Agricultural Trade Act of 1978, referred to in par. (2)(C), is Pub. L. 95-501, Oct. 21, 1978, 92 Stat. 1685, as amended generally by Pub. L. 101-624, title XV, §1531, Nov. 28, 1990, 104 Stat. 3668, which is classified generally to chapter 87 (§5601 et seq.) of Title 7, Agriculture. For complete classification of this Act to the Code, see Short Title note set out under section 5601 of Title 7 and Tables.

Section 903(a)(1) of the Trade Sanctions Reform and Export Enhancement Act of 2000, referred to in par. (3)(A), is section 1(a) [title IX, §903(a)(1)] of Pub. L. 106-387, which is classified to section 7202(a)(1) of this title.

Section 906 of the Trade Sanctions Reform and Export Enhancement Act of 2000, referred to in par. (3)(B), is section 1(a) [title IX, §906] of Pub. L. 106-387, which is classified to section 7205 of this title. Provisions relating to report of the President and enactment into law of a joint resolution are contained in section 905 of the Act, which is classified to section 7204 of this title.

##### AMENDMENTS

2014—Par. (2)(D)-(F). Pub. L. 113-79 redesignated subpars. (E) and (F) as (D) and (E), respectively, and struck out former subpar. (D) which read as follows: “the dairy export incentive program administered under section 713a-14 of title 15;”.

2008—Par. (2)(A). Pub. L. 110-246 substituted “Food for Peace Act” for “Agricultural Trade Development and Assistance Act of 1954”.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-246 effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of Title 7, Agriculture.

##### EFFECTIVE DATE

Pub. L. 106-387, §1(a) [title IX, §911], Oct. 28, 2000, 114 Stat. 1549, 1549A-72, provided that:

“(a) IN GENERAL.—Except as provided in subsection (b), this title [enacting this chapter] shall take effect on the date of enactment of this Act [Oct. 28, 2000], and shall apply thereafter in any fiscal year.

“(b) EXISTING SANCTIONS.—In the case of any unilateral agricultural sanction or unilateral medical sanction that is in effect as of the date of enactment of this Act, this title shall take effect 120 days after the date of enactment of this Act, and shall apply thereafter in any fiscal year.”

##### SHORT TITLE

Pub. L. 106-387, §1(a) [title IX, §901], Oct. 28, 2000, 114 Stat. 1549, 1549A-67, provided that: “This title [enacting this chapter] may be cited as the ‘Trade Sanctions Reform and Export Enhancement Act of 2000’.”

##### DEFINITIONS

Pub. L. 106-387, §1(a) [title VII, §775], Oct. 28, 2000, 114 Stat. 1549, 1549A-45, provided that: “For purposes of administering title IX of this Act [enacting this chapter], the term ‘agricultural commodity’ shall also include fertilizer and organic fertilizer, except to the extent provided pursuant to section 904 of that title [22 U.S.C. 7203].”

#### § 7202. Restriction

##### (a) New sanctions

Except as provided in sections 7203 and 7204 of this title and notwithstanding any other provision of law, the President may not impose a unilateral agricultural sanction or unilateral medical sanction against a foreign country or foreign entity, unless—

(1) not later than 60 days before the sanction is proposed to be imposed, the President submits a report to Congress that—

(A) describes the activity proposed to be prohibited, restricted, or conditioned; and

(B) describes the actions by the foreign country or foreign entity that justify the sanction; and