

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To improve the bill.

**IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.**

**(no.)** \_\_\_\_\_

To support sovereignty and democracy in Ukraine, and for  
other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. PAUL

Viz:

1       Strike all after the enacting clause and insert the fol-  
2       lowing:

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Support for the Sov-  
5       ereignty, Integrity, Democracy, and Economic Stability of  
6       Ukraine Act of 2014”.

7       **SEC. 2. DEFINITIONS.**

8       In this Act:

9               (1) ALIEN.—The term “alien” has the meaning  
10       given that term in section 101(a) of the Immigration  
11       and Nationality Act (8 U.S.C. 1101(a)).

1           (2) APPROPRIATE CONGRESSIONAL COMMIT-  
2           TEES.—The term “appropriate congressional com-  
3           mittees” means—

4                   (A) the Committee on Foreign Relations  
5                   and the Committee on Appropriations of the  
6                   Senate; and

7                   (B) the Committee on Foreign Affairs and  
8                   the Committee on Appropriations of the House  
9                   of Representatives.

10          (3) MATERIALLY ASSISTED.—The term “mate-  
11          rially assisted” means the provision of assistance  
12          that is significant and of a kind directly relevant  
13          to—

14                   (A) significant acts of violence or gross  
15                   human rights abuses;

16                   (B) acts that undermine the peace, secu-  
17                   rity, stability, sovereignty or territorial integrity  
18                   of Ukraine; or

19                   (C) acts of significant corruption in  
20                   Ukraine.

21          (4) UNITED STATES PERSON.—The term  
22          “United States person” means—

23                   (A) a United States citizen or an alien law-  
24                   fully admitted for permanent residence to the  
25                   United States; or

1 (B) an entity organized under the laws of  
2 the United States or of any jurisdiction within  
3 the United States, including a foreign branch of  
4 such an entity.

5 **SEC. 3. UNITED STATES POLICY TOWARD UKRAINE.**

6 It is the policy of the United States—

7 (1) to condemn the unjustified military inter-  
8 vention of the Russian Federation in the Crimea re-  
9 gion of Ukraine and its concurrent occupation of  
10 that region, as well as any other form of political,  
11 economic, or military aggression against Ukraine;

12 (2) to reaffirm the commitment of the United  
13 States to, and to remind Russia of its ongoing com-  
14 mitment to, the 1994 Budapest Memorandum on  
15 Security Assurances, which was executed jointly with  
16 the Russian Federation and the United Kingdom  
17 and explicitly secures the independence, sovereignty,  
18 and territorial integrity and borders of Ukraine, and  
19 to demand the immediate cessation of improper ac-  
20 tivities, including the seizures of airfields and other  
21 locations, and the immediate return of Russian  
22 forces to their barracks;

23 (3) to work with United States partners in the  
24 European Union, the North Atlantic Treaty Organi-  
25 zation, and at the United Nations to ensure that all

1 nations recognize and not undermine, nor seek to  
2 undermine, the independence, sovereignty, or terri-  
3 torial or economic integrity of Ukraine;

4 (4) to use all appropriate economic elements of  
5 United States national power, in coordination with  
6 United States allies, to protect the independence,  
7 sovereignty, and territorial and economic integrity of  
8 Ukraine;

9 (5) to support the people of Ukraine in their  
10 desire to forge closer ties with Europe, including  
11 signing an Association Agreement with the Euro-  
12 pean Union as a means to address endemic corrup-  
13 tion, consolidate democracy, and achieve sustained  
14 prosperity;

15 (6) to use the voice and vote of the United  
16 States to secure sufficient resources through the  
17 International Monetary Fund to support needed eco-  
18 nomic structural reforms in Ukraine under condi-  
19 tions that will reinforce a sovereign decision by the  
20 Government of Ukraine to sign and implement an  
21 association agreement with the European Union;

22 (7) to help the Government of Ukraine prepare  
23 for the presidential election in May 2014;

24 (8) to reinforce the efforts of the Government  
25 of Ukraine to bring to justice those responsible for

1 the acts of violence against peaceful protestors and  
2 other unprovoked acts of violence related to the  
3 antigovernment protests in that began on November  
4 21, 2013;

5 (9) to support the efforts of the Government of  
6 Ukraine to recover and return to the Ukrainian  
7 state funds stolen by former President Yanukovich,  
8 his family, and other current and former members  
9 of the Ukrainian government and elites;

10 (10) to support the continued  
11 professionalization of the Ukrainian military;

12 (11) to condemn economic extortion by the Rus-  
13 sian Federation against Ukraine, Moldova, Lith-  
14 uania, and other countries in the region designed to  
15 obstruct closer ties between the European Union and  
16 the countries of the Eastern Partnership and to re-  
17 duce the harmful consequences of such extortion;

18 (12) to condemn the continuing and long-stand-  
19 ing pattern and practice by the Government of the  
20 Russian Federation of physical and economic aggres-  
21 sion toward neighboring countries;

22 (13) to enhance and extend our security co-  
23 operation with, security assistance to, and military  
24 exercises conducted with, states in Central and East-  
25 ern Europe, including North Atlantic Treaty Organi-

1 zation (NATO) member countries, NATO aspirants,  
2 and appropriate Eastern Partnership countries;

3 (14) to reaffirm United States defense commit-  
4 ments to its treaty allies under Article V of the  
5 North Atlantic Treaty;

6 (15) that the continued participation of the  
7 Russian Federation in the Group of Eight (G-8) na-  
8 tions should be conditioned on the Government of  
9 the Russian Federation respecting the territorial in-  
10 tegrity of its neighbors;

11 (16) to explore ways for the United States Gov-  
12 ernment to assist the countries of Central and East-  
13 ern Europe to diversify their energy sources and  
14 achieve energy security; and

15 (17) to ensure the United States maintains its  
16 predominant leadership position and influence within  
17 the International Monetary Fund, and to guarantee  
18 the International Monetary Fund has the resources  
19 and governance structure necessary to support struc-  
20 tural reforms in Ukraine and respond to and prevent  
21 a potentially serious financial crisis in Ukraine or  
22 other foreign economic crises that threatens United  
23 States national security.

1 **SEC. 4. RECOVERY OF ASSETS LINKED TO GOVERNMENTAL**  
2 **CORRUPTION IN UKRAINE.**

3 (a) ASSET RECOVERY.—The Secretary of State, in  
4 coordination with the Attorney General and the Secretary  
5 of the Treasury, shall assist, on an expedited basis as ap-  
6 propriate, the Government of Ukraine to identify, secure,  
7 and recover assets linked to acts of corruption by Viktor  
8 Yanukovich, members of his family, or other former or  
9 current officials of the Government of Ukraine or their  
10 accomplices in any jurisdiction through appropriate pro-  
11 grams, including the Kleptocracy Asset Recovery Initiative  
12 of the Department of Justice.

13 (b) COORDINATION.—Any asset recovery efforts un-  
14 dertaken pursuant to subsection (a) shall be coordinated  
15 through the relevant bilateral or multilateral entities, in-  
16 cluding, as appropriate, the Egmont Group of Financial  
17 Intelligence Units, the Stolen Asset Recovery Initiative of  
18 the World Bank Group and the United Nations Office on  
19 Drugs and Crime, the Camden Asset Recovery Inter-  
20 Agency Network, and the Global Focal Point Initiative of  
21 the International Criminal Police Organization  
22 (INTERPOL).

23 (c) INVESTIGATIVE ASSISTANCE.—The Secretary of  
24 State, in coordination with the Attorney General, shall as-  
25 sist the Government of Ukraine, the European Union, and  
26 other appropriate countries, on an expedited basis, with

1 formal and informal investigative assistance and training,  
2 as appropriate, to support the identification, seizure, and  
3 return to the Government of Ukraine of assets linked to  
4 acts of corruption.

5 (d) PRIORITY ASSIGNED.—The Secretary of the  
6 Treasury shall ensure that the Financial Crimes Enforce-  
7 ment Network of the Department of the Treasury assists  
8 the Government of Ukraine, the European Union, and  
9 other appropriate countries under section 314(a) of the  
10 Uniting and Strengthening America by Providing Appro-  
11 priate Tools Required to Intercept and Obstruct Ter-  
12 rorism Act of 2001 (31 U.S.C. 5311 note).

13 **SEC. 5. DEMOCRACY, CIVIL SOCIETY, GOVERNANCE, AND**  
14 **TECHNICAL ASSISTANCE FOR UKRAINE AND**  
15 **OTHER STATES IN CENTRAL AND EASTERN**  
16 **EUROPE.**

17 (a) IN GENERAL.—The Secretary of State shall, sub-  
18 ject to the availability of appropriations, directly or  
19 through nongovernmental organizations—

20 (1) improve democratic governance, trans-  
21 parency, accountability, rule of law, and anti-corrup-  
22 tion efforts in Ukraine;

23 (2) support efforts by the Government of  
24 Ukraine to foster greater unity among the people  
25 and regions of the country;



1           (3) support the people and Government of  
2           Ukraine in preparing to conduct and contest free  
3           and fair elections, including through domestic and  
4           international election monitoring;

5           (4) assist in diversifying Ukraine's economy,  
6           trade, and energy supplies, including at the national,  
7           regional, and local levels;

8           (5) strengthen democratic institutions and polit-  
9           ical and civil society organizations in Ukraine;

10          (6) expand free and unfettered access to inde-  
11          pendent media of all kinds in Ukraine and assist  
12          with the protection of journalists and civil society ac-  
13          tivists who have been targeted for free speech activi-  
14          ties; and

15          (7) support political and economic reform initia-  
16          tives by Eastern Partnership countries.

17          (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
18          authorized to be appropriated to the Secretary of State  
19          \$50,00,000 for fiscal year 2015 to carry out the activities  
20          set forth in subsection (a). Amounts appropriated for the  
21          activities set forth in subsection (a) shall be used pursuant  
22          to the authorization and requirements contained in this  
23          section. Additional amounts may be authorized to be ap-  
24          propriated under other provisions of law.

1           (c) STRATEGY REQUIREMENT.—Not later than 60  
2 days after the date of the enactment of this Act, the Presi-  
3 dent shall submit to the appropriate congressional com-  
4 mittees a strategy to carry out the activities set forth in  
5 subsection (a).

6           (d) NOTIFICATION REQUIREMENT.—

7           (1) IN GENERAL.—Funds appropriated or oth-  
8 erwise made available pursuant to subsection (b)  
9 may not be obligated until 15 days after the date on  
10 which the President has provided notice of intent to  
11 obligate such funds to the appropriate congressional  
12 committees.

13           (2) WAIVER.—The President may waive the no-  
14 tification requirement under paragraph (1) if the  
15 President determines that failure to do so would  
16 pose a substantial risk to human health or welfare,  
17 in which case notification shall be provided as early  
18 as practicable, but in no event later than three days  
19 after taking the action to which such notification re-  
20 quirement was applicable in the context of the cir-  
21 cumstances necessitating such waiver.

1 **SEC. 6. ENHANCED SECURITY COOPERATION WITH**  
2 **UKRAINE AND OTHER COUNTRIES IN CEN-**  
3 **TRAL AND EASTERN EUROPE.**

4 (a) **IN GENERAL.**—The President shall, subject to the  
5 availability of appropriations—

6 (1) enhance security cooperation efforts and re-  
7 lationships amongst countries in central and eastern  
8 Europe and among the United States, the European  
9 Union, and countries in central and eastern Europe;

10 (2) provide additional security assistance, in-  
11 cluding defense articles and defense services (as  
12 those terms are defined in section 47 of the Arms  
13 Export Control Act (22 U.S.C. 2794)) and military  
14 training, to countries in central and eastern Europe,  
15 including Ukraine; and

16 (3) support greater reform, professionalism,  
17 and capacity-building efforts within the military, in-  
18 telligence, and security services in central and east-  
19 ern Europe, including Ukraine.

20 (b) **AUTHORIZATION OF APPROPRIATIONS.**—There is  
21 authorized to be appropriated to the President a total of  
22 \$100,000,000 for fiscal years 2015 through 2017 to carry  
23 out this section. Amounts appropriated for the activities  
24 set forth in subsection (a) shall be used pursuant to the  
25 authorization and requirements contained in this section.

1 Additional amounts may be authorized to be appropriated  
2 under other provisions of law.

3 (c) STRATEGY REQUIREMENT.—Not later than 60  
4 days after enactment of this Act, the President shall sub-  
5 mit to the appropriate congressional committees a strategy  
6 to carry out the activities set forth in subsection (a).

7 (d) NOTIFICATION REQUIREMENT.—

8 (1) IN GENERAL.—Funds appropriated or oth-  
9 erwise made available pursuant to subsection (b)  
10 may not be obligated until 15 days after the date on  
11 which the President has provided notice of intent to  
12 obligate such funds to the appropriate congressional  
13 committees and the Committees on Armed Services  
14 of the Senate and the House of Representatives.

15 (2) WAIVER.—The President may waive the no-  
16 tification requirement under paragraph (1) if the  
17 President determines that failure to do so would  
18 pose a substantial risk to human health or welfare,  
19 in which case notification shall be provided as early  
20 as practicable, but in no event later than three days  
21 after taking the action to which such notification re-  
22 quirement was applicable in the context of the cir-  
23 cumstances necessitating such waiver.

1 **SEC. 7. SANCTIONS ON PERSONS RESPONSIBLE FOR VIO-**  
2 **LENCE OR UNDERMINING THE PEACE, SECU-**  
3 **RITY, STABILITY, SOVEREIGNTY, OR TERRI-**  
4 **TORIAL INTEGRITY OF UKRAINE.**

5 (a) IN GENERAL.—The President shall impose the  
6 sanctions described in subsection (b) with respect to—

7 (1) any person, including a current or former  
8 official of the Government of Ukraine or a person  
9 acting on behalf of that Government, that the Presi-  
10 dent determines has perpetrated, or is responsible  
11 for ordering, controlling, or otherwise directing, sig-  
12 nificant acts of violence or gross human rights  
13 abuses in Ukraine against persons associated with  
14 the antigovernment protests in Ukraine that began  
15 on November 21, 2013;

16 (2) any person that the President determines  
17 has perpetrated, or is responsible for ordering, con-  
18 trolling, or otherwise directing, significant acts that  
19 are intended to undermine the peace, security, sta-  
20 bility, sovereignty, or territorial integrity of Ukraine,  
21 including acts of economic extortion;

22 (3) any official of the Government of the Rus-  
23 sian Federation, or a close associate or family mem-  
24 ber of such an official, that the President determines  
25 is responsible for, complicit in, or responsible for or-  
26 dering, controlling, or otherwise directing, acts of

1 significant corruption in Ukraine, including the ex-  
2 propriation of private or public assets for personal  
3 gain, corruption related to government contracts or  
4 the extraction of natural resources, bribery, or the  
5 facilitation or transfer of the proceeds of corruption  
6 to foreign jurisdictions; and

7 (4) any individual that the President deter-  
8 mines materially assisted, sponsored, or provided fi-  
9 nancial, material, or technological support for, or  
10 goods or services in support of, the commission of  
11 acts described in paragraph (1), (2), or (3).

12 (b) SANCTIONS DESCRIBED.—

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

15 (A) ASSET BLOCKING.—The exercise of all  
16 powers granted to the President by the Inter-  
17 national Emergency Economic Powers Act (50  
18 U.S.C. 1701 et seq.) to the extent necessary to  
19 block and prohibit all transactions in all prop-  
20 erty and interests in property of a person deter-  
21 mined by the President to be subject to sub-  
22 section (a) if such property and interests in  
23 property are in the United States, come within  
24 the United States, or are or come within the  
25 possession or control of a United States person.

1           (B) EXCLUSION FROM THE UNITED  
2 STATES AND REVOCATION OF VISA OR OTHER  
3 DOCUMENTATION.—In the case of an alien de-  
4 termined by the President to be subject to sub-  
5 section (a), denial of a visa to, and exclusion  
6 from the United States of, the alien, and rev-  
7 ocation in accordance with section 221(i) of the  
8 Immigration and Nationality Act (8 U.S.C.  
9 1201(i)), of any visa or other documentation of  
10 the alien.

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

21           (3) EXCEPTION TO COMPLY WITH UNITED NA-  
22 TIONS HEADQUARTERS AGREEMENT.—Sanctions  
23 under paragraph (1)(B) shall not apply to an alien  
24 if admitting the alien into the United States is nec-  
25 essary to permit the United States to comply with

1 the Agreement regarding the Headquarters of the  
2 United Nations, signed at Lake Success June 26,  
3 1947, and entered into force November 21, 1947,  
4 between the United Nations and the United States,  
5 or other applicable international obligations.

6 (c) WAIVER.—The President may waive the applica-  
7 tion of sanctions under subsection (b) with respect to a  
8 person if the President—

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

11 (2) on or before the date on which the waiver  
12 takes effect, submits to the Committee on Foreign  
13 Relations and the Committee on Banking, Housing,  
14 and Urban Affairs of the Senate and the Committee  
15 on Foreign Affairs and the Committee on Financial  
16 Services of the House of Representatives a notice of  
17 and a justification for the waiver.

18 (d) REGULATORY AUTHORITY.—The President shall  
19 issue such regulations, licenses, and orders as are nec-  
20 essary to carry out this section.

21 **SEC. 8. SOURCES OF FUNDS; OFFSET.**

22 (a) FUNDING.—

23 (1) LIQUIDATION OF U.S. RUSSIA INVESTMENT  
24 FUND (TUSRIF).—The Secretary of State shall use  
25 the unobligated balance of amounts in the U.S. Rus-



1       sia Investment Fund (TUSRIF) to provide assist-  
2       ance authorized under this Act.

3           (2) ECONOMIC SUPPORT FUND.—Notwith-  
4       standing any other provision in this Act, the Sec-  
5       retary of State shall use amounts from the unobli-  
6       gated balance of amounts previously appropriated or  
7       otherwise made available for assistance pursuant to  
8       chapter 4 of part II of the Foreign Assistance Act  
9       of 1961 (22 U.S.C. 2346 et seq.; relating to the  
10      Economic Support Fund) to provide the balance of  
11      funding necessary for assistance under this Act that  
12      remains after making available TUSRIF assets pur-  
13      suant to paragraph (1).

14      (b) CLEAN AIR ACT OFFSET.—Effective beginning  
15      on the date of the enactment of this Act—

16           (1) any unobligated amounts made available to  
17      the Russian Federation under section 103 of the  
18      Clean Air Act (42 U.S.C. 7403) are rescinded; and

19           (2) no amounts shall be made available to Rus-  
20      sian Federation under that section.

21 **SEC. 9. RESCISSIONS FROM FOREIGN RELATIONS AC-**  
22 **COUNTS.**

23      (a) INTERNATIONAL NARCOTICS CONTROL AND LAW  
24      ENFORCEMENT.—Of amounts appropriated under the  
25      heading “INTERNATIONAL NARCOTICS CONTROL AND LAW

1 ENFORCEMENT” under the heading “DEPARTMENT OF  
2 STATE” under the heading “INTERNATIONAL SECU-  
3 RITY ASSISTANCE” in title IV of the Department of  
4 State, Foreign Operations, and Related Programs Appro-  
5 priations Act, 2014 (division K of Public Law 113–76)  
6 and available for obligation as of the date of the enactment  
7 of this Act, \$65,000,000 are rescinded.

8 (b) CONTRIBUTION TO THE INTERNATIONAL DEVEL-  
9 OPMENT ASSOCIATION.—Of amounts appropriated under  
10 the heading “CONTRIBUTION TO THE INTERNATIONAL DE-  
11 VELOPMENT ASSOCIATION” under the heading “INTER-  
12 NATIONAL FINANCIAL INSTITUTIONS” under the heading  
13 “MULTILATERAL ASSISTANCE” in title V of the De-  
14 partment of State, Foreign Operations, and Related Pro-  
15 grams Appropriations Act, 2014 (division K of Public Law  
16 113–76) and available for obligation as of the date of the  
17 enactment of this Act, \$30,000,000 are rescinded.

18 (c) CONTRIBUTION TO THE ASIAN DEVELOPMENT  
19 FUND.—Of amounts appropriated under the heading  
20 “CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND”  
21 under the heading “INTERNATIONAL FINANCIAL INSTITU-  
22 TIONS” under the heading “MULTILATERAL ASSIST-  
23 ANCE” in title V of the Department of State, Foreign  
24 Operations, and Related Programs Appropriations Act,  
25 2014 (division K of Public Law 113–76) and available for

1 obligation as of the date of the enactment of this Act,  
2 \$9,000,000 are rescinded.

3 (d) CONTRIBUTION TO THE AFRICAN DEVELOPMENT  
4 FUND.—Of amounts appropriated under the heading  
5 “CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND”  
6 under the heading “INTERNATIONAL FINANCIAL INSTITU-  
7 TIONS” under the heading “MULTILATERAL ASSIST-  
8 ANCE” in title V of the Department of State, Foreign  
9 Operations, and Related Programs Appropriations Act,  
10 2014 (division K of Public Law 113–76) and available for  
11 obligation as of the date of the enactment of this Act,  
12 \$16,475,000 are rescinded.

13 (e) SUBSIDY APPROPRIATION FOR THE EXPORT-IM-  
14 PORT BANK OF THE UNITED STATES.—Of amounts ap-  
15 propriated or otherwise made available under the heading  
16 “SUBSIDY APPROPRIATION” under the heading “EXPORT-  
17 IMPORT BANK OF THE UNITED STATES” under the head-  
18 ing “EXPORT AND INVESTMENT ASSISTANCE” in  
19 Acts making appropriations for the Department of State,  
20 foreign operations, and related programs for any fiscal  
21 year before fiscal year 2014 and available for obligation  
22 as of the date of the enactment of this Act, \$37,025,000  
23 are rescinded.