

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.**S. 482**

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

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. GRAHAM (for himself and Mr.
MENENDEZ)

Viz:

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

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

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Defending American Security from Kremlin Aggression
6 Act of 2019”.

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

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

TITLE I—MATTERS RELATING TO NORTH ATLANTIC TREATY ORGANIZATION

Subtitle A—Opposition of the Senate to Withdrawal From NATO

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

Subtitle B—Strengthening the NATO Alliance

- Sec. 111. Report on NATO alliance resilience and United States diplomatic posture.
- Sec. 112. Expedited NATO excess defense articles transfer program.
- Sec. 113. Protection of NATO from harmful defense systems.
- Sec. 114. Definitions.

TITLE II—MATTERS RELATING TO THE DEPARTMENT OF STATE

Subtitle A—Public Diplomacy Modernization

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

Subtitle B—Other Matters

- Sec. 211. Department of State responsibilities with respect to cyberspace policy.
- Sec. 212. Enhanced hiring authority for Department of State.
- Sec. 213. Sense of Congress.

TITLE III—CHEMICAL WEAPONS NONPROLIFERATION

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

TITLE IV—INTERNATIONAL CYBERCRIME PREVENTION ACT

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

TITLE V—COMBATING ELECTION INTERFERENCE

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

TITLE VI—SANCTIONS WITH RESPECT TO THE RUSSIAN FEDERATION

3

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

- Sec. 601. Sense of Congress on role of sanctions.
- Sec. 602. Sanctions related to interference of the Russian Federation with democratic processes and elections.
- Sec. 603. Sanctions relating to the actions of the Russian Federation with respect to Ukraine.
- Sec. 604. Conforming and technical amendments.

Subtitle B—Expansion of Sanctions Relating to Human Rights Abuses

- Sec. 611. Imposition of sanctions with respect to assassinations committed by the Russian Federation within the territory of the United States or NATO member countries.
- Sec. 612. Repeal of sunset for Global Magnitsky Human Rights Accountability Act.
- Sec. 613. Congressional review and continued applicability of sanctions under the Sergei Magnitsky Rule of Law Accountability Act of 2012.

Subtitle C—Coordination With the European Union

- Sec. 621. Sense of Congress on coordination with allies with respect to sanctions with respect to the Russian Federation.
- Sec. 622. Office of Sanctions Coordination of the Department of State.
- Sec. 623. Report on coordination of sanctions between the United States and European Union.

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

- Sec. 631. Definitions.
- Sec. 632. Updated report on oligarchs and parastatal entities of the Russian Federation.
- Sec. 633. Report on section 224 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 634. Report on section 225 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 635. Report on section 226 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 636. Report on section 228 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 637. Report on section 233 of the Countering America’s Adversaries Through Sanctions Act.
- Sec. 638. Report on section 234 of the Countering America’s Adversaries Through Sanctions Act.

Subtitle E—General Provisions

- Sec. 651. Exception relating to activities of the National Aeronautics and Space Administration.
- Sec. 652. Rule of construction.

TITLE VII—OTHER MATTERS RELATING TO THE RUSSIAN FEDERATION

- Sec. 701. Determination on designation of the Russian Federation as a state sponsor of terrorism.

- Sec. 702. Expansion of geographic targeting orders of Financial Crimes Enforcement Network.
- Sec. 703. Sense of Congress on extension of limitations on importation of uranium from Russian Federation.
- Sec. 704. Establishment of a National Fusion Center to respond to threats from the Government of the Russian Federation.
- Sec. 705. Countering Russian Influence Fund.
- Sec. 706. Coordinating aid and assistance across Europe and Eurasia.
- Sec. 707. Addressing abuse and misuse by the Russian Federation of INTERPOL red notices and red diffusions.
- Sec. 708. Report on accountability for war crimes and crimes against humanity by the Russian Federation in Syria.
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- Sec. 709. Report on activities of the Russian Federation in Syria.
- Sec. 710. Report on the assassination of Boris Nemtsov.
- Sec. 711. Report on the personal net worth and assets of Vladimir Putin.
- Sec. 712. Report on the threat posed by Russian national Yevgeniy Prigozhin and his affiliated structures to United States national security.
- Sec. 713. Sense of Congress on responsibility of technology companies for state-sponsored disinformation.
- Sec. 714. Sense of Congress on political prisoners in the Russian Federation.
- Sec. 715. Sense of Congress on policy with respect to the Russian Federation in Africa.

1 SEC. 2. SENSE OF CONGRESS.

2 It is the sense of Congress that—

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

10 (2) the President should publicly call for the
11 Government of the Russian Federation to return
12 Crimea to the control of the Government of Ukraine,
13 end its support for Russian-led forces violence in
14 eastern Ukraine, end its occupation of and support
15 for Russian-led forces on the territory of Georgia

1 and Moldova, and cease enabling the brutal regime
2 of Bashar al-Assad in Syria to commit war crimes;

3 (3) the Russian Federation should abide by its
4 commitments to freedom of navigation in inter-
5 national waters and allow for passage of Ukrainian
6 vessels through the strait;

7 (4) the President should unequivocally condemn
8 and counter the ongoing interference in United
9 States institutions and democratic processes by the
10 President of the Russian Federation, Vladimir
11 Putin, his government, and affiliates of his govern-
12 ment;

13 (5) the conclusion of the United States intel-
14 ligence community and law enforcement agencies
15 and other United States Government officials that
16 the Russian Federation has perpetrated, and con-
17 tinues to perpetrate, such interference, is correct;

18 (6) the United States should continue to par-
19 ticipate actively as a member of the North Atlantic
20 Treaty Organization by—

21 (A) upholding the Organization's core prin-
22 ciples of collective defense, democratic rule of
23 law, and peaceful settlement of disputes;

24 (B) boosting coordination and deterrence
25 capacity among member countries; and

1 (C) supporting accession processes of pro-
2 spective member countries who meet the obliga-
3 tions of membership.

4 (7) Congress reiterates its strong support for
5 the Russia Sanctions Review Act of 2017 (22 U.S.C.
6 9511), which allows for congressional review of an
7 action to waive the application of sanctions under
8 the provisions of the Countering America's Adver-
9 saries Through Sanctions Act (Public Law 115-44;
10 131 Stat. 886) relating to the Russian Federation or
11 a licensing action that significantly alters United
12 States foreign policy with regard to the Russian
13 Federation; and

14 (8) sanctions imposed with respect to the Rus-
15 sian Federation have been most effective when devel-
16 oped and coordinated in close consultation with the
17 European Union.

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

19 It is the policy of the United States that—

20 (1) the United States will never recognize the
21 illegal attempted annexation of Crimea by the Rus-
22 sian Federation, similar to the 1940 Welles Declara-
23 tion in which the United States refused to recog-
24 nized the Soviet annexation of the Baltic States;

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

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

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

10 (5) the United States condemns all human
11 rights violations against individuals in Crimea, and
12 underscores the culpability of the Government of the
13 Russian Federation for such violations while the ter-
14 ritory of Crimea is under illegal Russian occupation;

15 (6) the United States, in coordination with the
16 European Union, the North Atlantic Treaty Organi-
17 zation, and members of the international commu-
18 nity, should prioritize efforts to prevent the further
19 consolidation of illegal occupying powers in Crimea,
20 reaffirm unified opposition to the actions of the Rus-
21 sian Federation in Crimea, and secure the human
22 rights of individuals there; and

23 (7) the United States welcomes the sanctions
24 that have been imposed and maintained as of the
25 date of the enactment of this Act by the United

1 States and the European Union against persons en-
2 gaged in furthering the illegal occupation of Crimea
3 by the Russian Federation.

4 **TITLE I—MATTERS RELATING**
5 **TO NORTH ATLANTIC TREATY**
6 **ORGANIZATION**

7 **Subtitle A—Opposition of the**
8 **Senate to Withdrawal From NATO**

9 **SEC. 101. OPPOSITION OF THE SENATE TO WITHDRAWAL**
10 **FROM NORTH ATLANTIC TREATY.**

11 The Senate opposes any effort to withdraw the
12 United States from the North Atlantic Treaty, done at
13 Washington, D.C., April 4, 1949.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 (e) TERMS OF TRANSFERS.—

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

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

15 (3) TRANSPORTATION AND RELATED COSTS.—

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

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

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

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

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

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

12 **SEC. 113. PROTECTION OF NATO FROM HARMFUL DEFENSE**
13 **SYSTEMS.**

14 The United States mission to NATO shall pursue an
15 agreement that NATO members will not acquire defense
16 technology incompatible with the security of NATO sys-
17 tems.

18 **SEC. 114. DEFINITIONS.**

19 In this subtitle:

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

23 (A) the Committee on Foreign Relations,
24 the Committee on Armed Services, and the

1 Committee on Appropriations of the Senate;
2 and

3 (B) the Committee on Foreign Affairs, the
4 Committee on Armed Services, and the Com-
5 mittee on Appropriations of the House of Rep-
6 resentatives.

7 (2) NATO.—The term “NATO” means the
8 North Atlantic Treaty Organization.

9 **TITLE II—MATTERS RELATING**
10 **TO THE DEPARTMENT OF STATE**
11 **Subtitle A—Public Diplomacy**
12 **Modernization**

13 **SEC. 201. AVOIDING DUPLICATION OF PROGRAMS AND EF-**
14 **FORTS.**

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

17 (1) identify opportunities for greater efficiency
18 of operations, including through improved coordina-
19 tion of efforts across public diplomacy bureaus and
20 offices of the Department; and

21 (2) maximize shared use of resources between,
22 and within, such public diplomacy bureaus and of-
23 fices in cases in which programs, facilities, or admin-
24 istrative functions are duplicative or substantially
25 overlapping.

1 **SEC. 202. IMPROVING RESEARCH AND EVALUATION OF**
2 **PUBLIC DIPLOMACY.**

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

4 (1) conduct regular research and evaluation of
5 public diplomacy programs and activities of the De-
6 partment, including through the routine use of audi-
7 ence research, digital analytics, and impact evalua-
8 tions, to plan and execute such programs and activi-
9 ties; and

10 (2) make the findings of the research and eval-
11 uations conducted under paragraph (1) available to
12 Congress.

13 (b) **DIRECTOR OF RESEARCH AND EVALUATION.**—

14 (1) **APPOINTMENT.**—Not later than 90 days
15 after the date of the enactment of this Act, the Sec-
16 retary shall appoint a Director of Research and
17 Evaluation in the Office of Policy, Planning, and
18 Resources for the Under Secretary for Public Diplo-
19 macy and Public Affairs.

20 (2) **LIMITATION ON APPOINTMENT.**—The ap-
21 pointment of a Director of Research and Evaluation
22 pursuant to paragraph (1) shall not result in an in-
23 crease in the overall full-time equivalent positions
24 within the Department.

25 (3) **RESPONSIBILITIES.**—The Director of Re-
26 search and Evaluation shall—

1 (A) coordinate and oversee the research
2 and evaluation of public diplomacy programs of
3 the Department of State—

4 (i) to improve public diplomacy strate-
5 gies and tactics; and

6 (ii) to ensure that programs are in-
7 creasing the knowledge, understanding,
8 and trust of the United States among rel-
9 evant target audiences;

10 (B) report to the Director of Policy and
11 Planning in the Office of Policy, Planning, and
12 Resources under the Under Secretary for Public
13 Diplomacy and Public Affairs of the Depart-
14 ment;

15 (C) routinely organize and oversee audi-
16 ence research, digital analytics, and impact
17 evaluations across all public diplomacy bureaus
18 and offices of the Department;

19 (D) support embassy public affairs sec-
20 tions;

21 (E) share appropriate public diplomacy re-
22 search and evaluation information within the
23 Department and with other Federal depart-
24 ments and agencies;

1 (F) regularly design and coordinate stand-
2 ardized research questions, methodologies, and
3 procedures to ensure that public diplomacy ac-
4 tivities across all public diplomacy bureaus and
5 offices are designed to meet appropriate foreign
6 policy objectives; and

7 (G) report biannually to the United States
8 Advisory Commission on Public Diplomacy,
9 through the Commission's Subcommittee on Re-
10 search and Evaluation established pursuant to
11 subsection (f), regarding the research and eval-
12 uation of all public diplomacy bureaus and of-
13 fices of the Department.

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

24 (c) PRIORITIZING RESEARCH AND EVALUATION.—

1 (1) IN GENERAL.—The Director of Policy,
2 Planning, and Resources shall ensure that research
3 and evaluation, as coordinated and overseen by the
4 Director of Research and Evaluation, supports stra-
5 tegic planning and resource allocation across all pub-
6 lic diplomacy bureaus and offices of the Department.

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

15 (3) SENSE OF CONGRESS.—It is the sense of
16 Congress that—

17 (A) the Under Secretary for Public Diplo-
18 macy and Public Affairs of the Department of
19 State should coordinate the human and finan-
20 cial resources that support the Department's
21 public diplomacy and public affairs programs
22 and activities;

23 (B) proposals or plans related to resource
24 allocations for public diplomacy bureaus and of-
25 fices should be routed through the Office of the

1 Under Secretary for Public Diplomacy and
2 Public Affairs for review and clearance; and

3 (C) the Department should allocate, for
4 the purposes of research and evaluation of pub-
5 lic diplomacy activities and programs pursuant
6 to subsection (a)—

7 (i) 3 to 5 percent of program funds
8 made available under the heading “EDU-
9 CATIONAL AND CULTURAL EXCHANGE
10 PROGRAMS”; and

11 (ii) 3 to 5 percent of program funds
12 allocated for public diplomacy programs
13 under the heading “DIPLOMATIC AND
14 CONSULAR PROGRAMS”.

15 (d) LIMITED EXEMPTION.—Chapter 35 of title 44,
16 United States Code (commonly known as the “Paperwork
17 Reduction Act”) shall not apply to collections of informa-
18 tion directed at foreign individuals conducted by, or on
19 behalf of, the Department of State for the purpose of audi-
20 ence research, monitoring, and evaluations, and in connec-
21 tion with the Department’s activities conducted pursuant
22 to the United States Information and Educational Ex-
23 change Act of 1948 (22 U.S.C. 1431 et seq.), the Mutual
24 Educational and Cultural Exchange Act of 1961 (22
25 U.S.C. 2451 et seq.), section 1287 of the National Defense

1 Authorization Act for Fiscal Year 2017 (Public Law 114–
2 328; 22 U.S.C. 2656 note), or the Foreign Assistance Act
3 of 1961 (22 U.S.C. 2151 et seq.).

4 (e) LIMITED EXEMPTION TO THE PRIVACY ACT.—
5 The Department shall maintain, collect, use, and dissemi-
6 nate records (as such term is defined in section 552a(a)(4)
7 of title 5, United States Code) for research and data anal-
8 ysis of public diplomacy efforts intended for foreign audi-
9 ences. Such research and data analysis shall be reasonably
10 tailored to meet the purposes of this subsection and shall
11 be carried out with due regard for privacy and civil lib-
12 erties guidance and oversight.

13 (f) ADVISORY COMMISSION ON PUBLIC DIPLO-
14 MACY.—

15 (1) SUBCOMMITTEE FOR RESEARCH AND EVAL-
16 UATION.—The Advisory Commission on Public Di-
17 plomacy shall establish a Subcommittee for Research
18 and Evaluation to monitor and advise on the re-
19 search and evaluation activities of the Department
20 and the United States Agency for Global Media.

21 (2) REPORT.—The Subcommittee for Research
22 and Evaluation established pursuant to paragraph
23 (1) shall submit an annual report to Congress in
24 conjunction with the Commission on Public Diplo-
25 macy's Comprehensive Annual Report on the per-

1 formance of the Department and the United States
2 Agency for Global Media in carrying out research
3 and evaluations of their respective public diplomacy
4 programming.

5 (3) REPEAL OF SUNSET.—Section 1334 of the
6 Foreign Affairs Reform and Restructuring Act of
7 1998 (22 U.S.C. 6553) is hereby repealed.

8 (g) DEFINITIONS.—In this section:

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

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

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

1 (4) PUBLIC DIPLOMACY BUREAUS AND OF-
2 FICES.—The term “public diplomacy bureaus and
3 offices” means the Bureau of Educational and Cul-
4 tural Affairs, the Bureau of Public Affairs, the Of-
5 fice of Policy, Planning, and Resources, the Global
6 Engagement Center, and the public diplomacy func-
7 tions within the regional and functional bureaus.

8 **Subtitle B—Other Matters**

9 **SEC. 211. DEPARTMENT OF STATE RESPONSIBILITIES WITH** 10 **RESPECT TO CYBERSPACE POLICY.**

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

14 (1) by redesignating subsection (g) as sub-
15 section (h); and

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

18 “(g) OFFICE OF CYBERSPACE AND THE DIGITAL
19 ECONOMY.—

20 “(1) IN GENERAL.—There is established, within
21 the Department of State, an Office of Cyberspace
22 and the Digital Economy (referred to in this sub-
23 section as the ‘Office’). The head of the Office shall
24 have the rank and status of ambassador and shall

1 be appointed by the President, by and with the ad-
2 vice and consent of the Senate.

3 “(2) DUTIES.—

4 “(A) IN GENERAL.—The head of the Of-
5 fice shall perform such duties and exercise such
6 powers as the Secretary of State shall prescribe,
7 including implementing the United States inter-
8 national cyberspace policy strategy issued by
9 the Department of State in March 2016 pursu-
10 ant to section 402 of the Cybersecurity Act of
11 2015 (division N of Public Law 114–113; 129
12 Stat. 2978).

13 “(B) DUTIES DESCRIBED.—The principal
14 duties and responsibilities of the head of the
15 Office shall be—

16 “(i) to serve as the principal cyber
17 policy official within the senior manage-
18 ment of the Department of State and as
19 the advisor to the Secretary of State for
20 cyber issues;

21 “(ii) to lead the Department of
22 State’s diplomatic cyberspace efforts, in-
23 cluding efforts relating to international cy-
24 bersecurity, Internet access, Internet free-
25 dom, digital economy, cybercrime, deter-

1 rence and international responses to cyber
2 threats, and other issues that the Sec-
3 retary assigns to the Office;

4 “(iii) to promote an open, interoper-
5 able, reliable, unfettered, and secure infor-
6 mation and communications technology in-
7 frastructure for all critical infrastructure
8 globally;

9 “(iv) to represent the Secretary of
10 State in interagency efforts to develop and
11 advance cyberspace policy described in sub-
12 paragraph (A);

13 “(v) to coordinate cyberspace efforts
14 and other relevant functions, including
15 countering terrorists’ use of cyberspace,
16 within the Department of State and with
17 other components of the United States
18 Government;

19 “(vi) to act as a liaison to public and
20 private sector entities on relevant cyber-
21 space issues;

22 “(vii) to lead United States Govern-
23 ment efforts to establish a global deter-
24 rence framework;

1 “(viii) to develop and execute adver-
2 sary-specific strategies to influence adver-
3 sary decisionmaking through the imposi-
4 tion of costs and deterrence strategies;

5 “(ix) to advise the Secretary and co-
6 ordinate with foreign governments on ex-
7 ternal responses to national security level
8 cyber incidents, including coordination on
9 diplomatic response efforts to support al-
10 lies threatened by malicious cyber activity,
11 in conjunction with members of the North
12 Atlantic Treaty Organization and other
13 like-minded countries;

14 “(x) to promote the adoption of na-
15 tional processes and programs that enable
16 threat detection, prevention, and response
17 to malicious cyber activity emanating from
18 the territory of a foreign country, including
19 as such activity relates to the European al-
20 lies of the United States, as appropriate;

21 “(xi) to promote the building of for-
22 eign capacity to protect the global network
23 with the goal of enabling like-minded par-
24 ticipation in deterrence frameworks;

1 “(xii) to promote the maintenance of
2 an open and interoperable Internet gov-
3 erned by the multi-stakeholder model, in-
4 stead of by centralized government control;

5 “(xiii) to promote an international
6 regulatory environment for technology in-
7 vestments and the Internet that benefits
8 United States economic and national secu-
9 rity interests;

10 “(xiv) to promote cross border flow of
11 data and combat international initiatives
12 seeking to impose unreasonable require-
13 ments on United States businesses;

14 “(xv) to promote international policies
15 to protect the integrity of United States
16 and international telecommunications in-
17 frastructure from foreign-based, cyber-en-
18 abled threats;

19 “(xvi) to serve as the interagency co-
20 ordinator for the United States Govern-
21 ment on engagement with foreign govern-
22 ments on cyberspace and digital economy
23 issues described in the Defending Amer-
24 ican Security from Kremlin Aggression Act
25 of 2019;

1 “(xvii) to promote international poli-
2 cies to secure radio frequency spectrum for
3 United States businesses and national se-
4 curity needs;

5 “(xviii) to promote and protect the ex-
6 ercise of human rights, including freedom
7 of speech and religion, through the Inter-
8 net;

9 “(xix) to build capacity of United
10 States diplomatic officials to engage on
11 cyber issues;

12 “(xx) to encourage the development
13 and adoption by foreign countries of inter-
14 nationally recognized standards, policies,
15 and best practices;

16 “(xxi) to promote and advance inter-
17 national policies that protect individuals’
18 private data; and

19 “(xxii) to promote international ef-
20 forts to protect financial institutions and
21 cryptocurrency exchanges from cyber theft.

22 “(3) QUALIFICATIONS.—The head of the Office
23 should be an individual of demonstrated competency
24 in the fields of—

1 “(A) cybersecurity and other relevant cyber
2 issues; and

3 “(B) international diplomacy.

4 “(4) ORGANIZATIONAL PLACEMENT.—

5 “(A) INITIAL PLACEMENT.—During the 4-
6 year period beginning on the date of the enact-
7 ment of the Defending American Security from
8 Kremlin Aggression Act of 2019, the head of
9 the Office shall report to the Under Secretary
10 for Political Affairs or to an official holding a
11 higher position than the Under Secretary for
12 Political Affairs in the Department of State.

13 “(B) SUBSEQUENT PLACEMENT.—After
14 the conclusion of the 4-year period referred to
15 in subparagraph (A), the head of the Office
16 shall report to—

17 “(i) an appropriate Under Secretary;

18 or

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

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

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

1 “(B) the head of the Office from being ele-
2 vated to an Assistant Secretary, if such an As-
3 sistant Secretary position does not increase the
4 number of Assistant Secretary positions at the
5 Department above the number authorized under
6 subsection (c)(1).”.

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

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

16 (2) should coordinate with other bureaus of the
17 Department of State and use all tools at the disposal
18 of the Office to combat activities taken by the Rus-
19 sian Federation, or on behalf of the Russian Federa-
20 tion, to undermine the cybersecurity and democratic
21 values of the United States and other nations.

22 (c) UNITED NATIONS.—The Permanent Representa-
23 tive of the United States to the United Nations should
24 use the voice, vote, and influence of the United States to
25 oppose any measure that is inconsistent with the United

1 States international cyberspace policy strategy issued by
2 the Department of State in March 2016 pursuant to sec-
3 tion 402 of the Cybersecurity Act of 2015 (division N of
4 Public Law 114–113; 129 Stat. 2978).

5 **SEC. 212. ENHANCED HIRING AUTHORITY FOR DEPART-**
6 **MENT OF STATE.**

7 (a) DEFINITIONS.—In this section:

8 (1) AGENCY.—The term “agency” has the
9 meaning given the term in section 5721 of title 5,
10 United States Code.

11 (2) APPROPRIATION.—The term “appropria-
12 tion” includes funds made available by statute and
13 under section 9104 of title 31, United States Code.

14 (3) SCHEDULE A.—The term “Schedule A”
15 means positions other than those of a confidential or
16 policy-determining character for which it is impracti-
17 cable to examine, pursuant to section 213.3101 of
18 title 5, Code of Federal Regulations, or successor
19 regulation.

20 (b) AUTHORITY.—

21 (1) IN GENERAL.—Subject to the availability of
22 appropriations, the Secretary of State may procure
23 the services of Schedule A employees in the amount
24 and for the offices specified in paragraph (2) for the
25 purpose of hiring individuals with special qualifica-

1 tions, including prior work experience involving eco-
2 nomic or financial sanctions, for the development
3 and implementation of economic and financial sanc-
4 tions.

5 (2) ASSIGNMENT OF SCHEDULE A EMPLOY-
6 EES.—Using the authority provided under para-
7 graph (1), the Secretary of State may procure the
8 services of—

9 (A) not to exceed 5 Schedule A employees
10 for the Office of Sanctions Coordination to be
11 established pursuant to subsection (h) of sec-
12 tion 1 of the State Department Basic Authori-
13 ties Act of 1956 (22 U.S.C. 2651a), as added
14 by section 612; and

15 (B) not to exceed 15 Schedule A employees
16 for the Counter Threat Finance and Sanctions
17 component of the Bureau of Economic and
18 Business Affairs (EB/TFS).

19 (c) LIMITATION.—Positions in the Senior Executive
20 Service may not be filled using the authority provided
21 under subsection (b).

22 (d) EQUAL OPPORTUNITY AND NON-DISCRIMINA-
23 TION.—The Secretary of State shall ensure compliance
24 with equal opportunity and other non-discrimination regu-

1 lations of the United States Government in exercising the
2 authority provided under subsection (b).

3 (e) REPORT.—The Secretary of State shall report to
4 the Office of Personnel Management on an annual basis
5 with respect to the number of Schedule A employees em-
6 ployed by the Department of State using the authority
7 provided under subsection (b).

8 **SEC. 213. SENSE OF CONGRESS.**

9 It is the sense of Congress that—

10 (1) the United States Agency for Global Media
11 and its grantee networks have a critical mission to
12 inform, engage, and connect people around the world
13 in support of freedom and democracy; and

14 (2) those networks must adhere to professional
15 journalistic standards and integrity and not engage
16 in disinformation activities.

17 **TITLE III—CHEMICAL WEAPONS**
18 **NONPROLIFERATION**

19 **SEC. 301. SHORT TITLE.**

20 This title may be cited as the “Chemical Weapons
21 Nonproliferation Act of 2019”.

22 **SEC. 302. FINDINGS.**

23 Congress makes the following findings:

24 (1) The international norm against the use of
25 chemical weapons has severely eroded since 2012. At

1 least 4 actors between 2012 and the date of the en-
2 actment of this Act have used chemical weapons:
3 Syria, North Korea, the Russian Federation, and
4 the Islamic State of Iraq and the Levant in Iraq and
5 Syria.

6 (2) On March 4, 2018, the Government of the
7 Russian Federation knowingly used novichok, a le-
8 thal chemical agent, in an attempt to kill former
9 Russian military intelligence officer Sergei Skripal
10 and his daughter Yulia, in Salisbury, United King-
11 dom.

12 (3) In September 2018, the Government of the
13 United Kingdom charged 2 Russian suspects with
14 the poisoning of Sergei and Yulia Skripal, further
15 highlighting the culpability of the Government of the
16 Russian Federation in the attack.

17 (4) On June 27, 2018, the Organisation for the
18 Prohibition of Chemical Weapons (commonly known
19 as the “OPCW”), during its Fourth Special Session
20 of the Conference of the States Parties to the Chem-
21 ical Weapons Convention, adopted a decision to “put
22 in place arrangements to identify the perpetrators of
23 the use of chemical weapons in the Syrian Arab Re-
24 public by identifying and reporting on all informa-
25 tion potentially relevant to the origin of those chem-

1 ical weapons in those instances in which the OPCW
2 Fact-Finding Mission in Syria determines or has de-
3 termined that use or likely use occurred, and cases
4 for which the OPCW-UN Joint Investigative Mecha-
5 nism has not issued a report; and decide[d] also that
6 the Secretariat shall provide regular reports on its
7 investigations to the Council and to the United Na-
8 tions Secretary-General for their consideration”.

9 (5) In addition, during the Fourth Special Ses-
10 sion, the State Parties to the Chemical Weapons
11 Convention voted to provide new powers to the Di-
12 rector-General of the OPCW to attribute chemical
13 weapons attacks. The decision “affirms that, when-
14 ever a chemical weapons use occurs on the territory
15 of a State Party, those who were the perpetrators,
16 organizers, sponsors or otherwise involved should be
17 identified, and underscores the added value of the
18 Secretariat conducting an independent investigation
19 of an alleged use of chemical weapons with a view
20 to facilitating universal attribution of all chemical
21 weapons attacks”.

22 (6) Finally, the decision of the State Parties to
23 the Chemical Weapons Convention allows “the Di-
24 rector-General, if requested by a State Party inves-
25 tigating a possible chemical weapons use on its terri-

1 tory, [to] provide technical expertise to identify those
2 who were perpetrators, organizers, sponsors or oth-
3 erwise involved in the use of chemicals as weapons”.

4 (7) The Government of the Russian Federation
5 attempted to impede the adoption of the identifica-
6 tion mechanism in the Fourth Special Session, and
7 has repeatedly worked to degrade the OPCW’s abil-
8 ity to identify chemical weapons users.

9 (8) The Government of the Russian Federation
10 has shown itself to be unwilling or incapable of com-
11 pelling the President of Syria, Bashar al-Assad, an
12 ally of the Russian Federation, to stop using chem-
13 ical weapons against the civilian population in Syria.

14 (9) The United States remains steadfast in its
15 commitment to its key ally the United Kingdom, its
16 commitment to the mutual defense of the North At-
17 lantic Treaty Organization, and its commitment to
18 the Chemical Weapons Convention.

19 (10) Forty countries, including the United
20 States, have joined the International Partnership
21 against Impunity for the use of Chemical Weapons,
22 which represents a political commitment by partici-
23 pating countries to hold to account persons respon-
24 sible for the use of chemical weapons.

1 (11) The Defense Ministry of the Government
2 of the Netherlands exposed 4 Russians as agents of
3 the GRU intelligence service who had attempted to
4 hack OPCW networks during the OPCW's investiga-
5 tion of the poisoning of Sergei and Yulia Skripal in
6 Salisbury, United Kingdom.

7 **SEC. 303. STATEMENT OF POLICY.**

8 It shall be the policy of the United States—

9 (1) to protect and defend the interests of the
10 United States, allies of the United States, and the
11 international community at large from the con-
12 tinuing threat of chemical weapons and their pro-
13 liferation;

14 (2) to maintain a steadfast commitment to the
15 Chemical Weapons Convention and the OPCW;

16 (3) to promote and strengthen the investigative
17 and identification mechanisms of the OPCW, includ-
18 ing the development of a new OPCW laboratory and
19 enhancements to the OPCW network of designated
20 laboratories, through the provision of additional re-
21 sources and technical equipment to better allow the
22 OPCW to detect, identify, and attribute chemical
23 weapons attacks;

24 (4) to pressure the Government of the Russian
25 Federation to halt its efforts to degrade the inter-

1 national efforts of the United Nations and the
2 OPCW to investigate chemical weapons attacks and
3 to designate perpetrators of such attacks by—

4 (A) highlighting within international fora,
5 including the United Nations General Assembly
6 and the OPCW, the repeated efforts of the Gov-
7 ernment of the Russian Federation to degrade
8 international efforts to investigate chemical
9 weapons attacks; and

10 (B) consulting with allies and partners of
11 the United States with respect to methods for
12 strengthening the investigative mechanisms of
13 the OPCW;

14 (5) to examine additional avenues for inves-
15 tigating, identifying, and holding accountable chem-
16 ical weapons users if the Government of the Russian
17 Federation continues in its attempts to block or
18 hinder investigations of the OPCW; and

19 (6) to punish the Government of the Russian
20 Federation for, and deter that Government from,
21 any chemical weapons production and use through
22 the imposition of sanctions, diplomatic isolation, and
23 the use of the mechanisms specified in the Chemical
24 Weapons Convention for violations of the Conven-
25 tion.

1 **SEC. 304. REPORT ON PRODUCTION AND USE OF CHEMICAL**
2 **AND BIOLOGICAL WEAPONS BY THE RUSSIAN**
3 **FEDERATION.**

4 (a) IN GENERAL.—Not later than 120 days after the
5 date of the enactment of this Act, the Secretary of State
6 shall submit to the Committee on Foreign Relations of the
7 Senate and the Committee on Foreign Affairs of the
8 House of Representatives a report on the chemical and
9 biological weapon programs of the Government of the Rus-
10 sian Federation that includes an assessment of—

11 (1) whether that Government has production
12 capabilities in violation of the Chemical Weapons
13 Convention and the Convention on the Prohibition of
14 the Development, Production and Stockpiling of
15 Bacteriological (Biological) and Toxin Weapons and
16 on their Destruction, done at Washington, London,
17 and Moscow April 10, 1972, and entered into force
18 March 26, 1975 (26 UST 583);

19 (2) any use by that Government of chemical or
20 biological weapons during the 10-year period pre-
21 ceeding submission of the report; and

22 (3) any direct or indirect support, including
23 transfers of material, knowledge, or technology, by
24 that Government for the chemical or biological weap-
25 ons programs of other countries or non-state actors.

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

4 **SEC. 305. AUTHORIZATION OF APPROPRIATIONS.**

5 (a) IN GENERAL.—There are authorized to be appro-
6 priated to the Secretary of State \$25,000,000 for each of
7 fiscal years 2020 through 2025, to be provided to the
8 OPCW as a voluntary contribution pursuant to section
9 301(a) of the Foreign Assistance Act of 1961 (22 U.S.C.
10 2221(a)) for the purpose of strengthening the OPCW's in-
11 vestigative and identification mechanisms for chemical
12 weapons attacks.

13 (b) AVAILABILITY OF FUNDS.—Amounts authorized
14 to be appropriated pursuant to subsection (a) shall remain
15 available until expended.

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

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

1 **TITLE IV—INTERNATIONAL**
2 **CYBERCRIME PREVENTION ACT**

3 **SEC. 401. SHORT TITLE.**

4 This title may be cited as the “International
5 Cybercrime Prevention Act”.

6 **SEC. 402. PREDICATE OFFENSES.**

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

8 (1) in section 1956(e)(7)(D)—

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

11 (B) by striking “of this title, section
12 46502” and inserting “, or section 2512 (relat-
13 ing to the manufacture, distribution, possession,
14 and advertising of wire, oral, or electronic com-
15 munication intercepting devices) of this title,
16 section 46502”; and

17 (2) in section 1961(1), by inserting “section
18 1030 (relating to fraud and related activity in con-
19 nection with computers) if the act indictable under
20 section 1030 is felonious,” before “section 1084”.

21 **SEC. 403. FORFEITURE.**

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

1 **“§ 2513. Confiscation of wire, oral, or electronic com-**
2 **munication intercepting devices and**
3 **other property**

4 “(a) CRIMINAL FORFEITURE.—

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

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

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

21 “(2) FORFEITURE PROCEDURES.—Pursuant to
22 ~~section 2461(e) of title 28, the provisions of section~~
23 413 of the Controlled Substances Act (21 U.S.C.
24 853), other than subsection (d) thereof, shall apply
25 to criminal forfeitures under this subsection.

26 “(b) CIVIL FORFEITURE.—

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

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

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

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

1 (b) TECHNICAL AND CONFORMING AMENDMENT.—
2 The table of sections for chapter 119 is amended by strik-
3 ing the item relating to section 2513 and inserting the
4 following:

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

5 **SEC. 404. SHUTTING DOWN BOTNETS.**

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

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

10 (2) in subsection (a)—

11 (A) in paragraph (1)—

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

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

16 (iii) by inserting after subparagraph
17 (C) the following:

18 “(D) violating or about to violate section
19 1030(a)(5) of this title where such conduct has
20 caused or would cause damage (as defined in
21 section 1030) without authorization to 100 or
22 more protected computers (as defined in section
23 1030) during any 1-year period, including by—

1 (b) TECHNICAL AND CONFORMING AMENDMENT.—
2 The table of sections for chapter 63 of title 18, United
3 States Code, is amended by striking the item relating to
4 section 1345 and inserting the following:

“1345. Injunctions against fraud and abuse.”.

5 **SEC. 405. AGGRAVATED DAMAGE TO A CRITICAL INFRA-**
6 **STRUCTURE COMPUTER.**

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

10 **“§ 1030A. Aggravated damage to a critical infrastruc-**
11 **ture computer**

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

18 “(1) of the operation of the critical infrastruc-
19 ture computer; or

20 “(2) of the critical infrastructure associated
21 with such computer.

22 “(b) PENALTY.—Any person who violates subsection
23 (a) shall, in addition to the term of punishment provided
24 for the felony violation of section 1030, be fined under
25 this title, imprisoned for not more than 20 years, or both.

1 “(e) CONSECUTIVE SENTENCE.—Notwithstanding
2 any other provision of law—

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

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

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

19 “(4) a term of imprisonment imposed on a per-
20 son for a violation of this section may, in the discre-
21 tion of the court, run concurrently, in whole or in
22 part, only with another term of imprisonment that
23 is imposed by the court at the same time on that
24 person for an additional violation of this section, if
25 such discretion shall be exercised in accordance with

1 any applicable guidelines and policy statements
2 issued by the United States Sentencing Commission
3 pursuant to section 994 of title 28.

4 “(d) DEFINITIONS.—In this section—

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

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

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

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

21 **SEC. 406. STOPPING TRAFFICKING IN BOTNETS; FOR-**
22 **FEITURE.**

23 Section 1030 of title 18, United States Code, is
24 amended—

25 (1) in subsection (a)—

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

3 (B) by inserting after paragraph (7) the
4 following:

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

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

10 “(B) the promise or agreement to pay for
11 the means of access is made by, or on behalf of,
12 a person the trafficker knows or has reason to
13 know intends to use the means of access to—

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

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

17 (2) in subsection (c)(3)—

18 (A) in subparagraph (A), by striking
19 “(a)(4) or (a)(7)” and inserting “(a)(4), (a)(7),
20 or (a)(8)”; and

21 (B) in subparagraph (B), by striking
22 “(a)(4), or (a)(7)” and inserting “(a)(4),
23 (a)(7), or (a)(8)”; and

24 (3) in subsection (e)—

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

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

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

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

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

14 (5) by striking subsections (i) and (j) and in-
15 serting the following:

16 “(i) CRIMINAL FORFEITURE.—

17 “(1) The court, in imposing sentence on any
18 person convicted of a violation of this section, or
19 convicted of conspiracy to violate this section, shall
20 order, in addition to any other sentence imposed and
21 irrespective of any provision of State law, that such
22 ~~person forfeit to the United States—~~

23 “(A) such person’s interest in any prop-
24 erty, real or personal, that was used or intended

1 to be used to commit or to facilitate the com-
2 mission of such violation; and

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

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

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

17 “(1) Any personal property, including any
18 Internet domain name or Internet Protocol address,
19 that was used or intended to be used to commit or
20 to facilitate the commission of any violation of this
21 section, or a conspiracy to violate this section shall
22 be subject to forfeiture to the United States, and no
23 property right shall exist in such property.

24 “(2) Seizures and forfeitures under this sub-
25 section shall be governed by the provisions of chap-

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

8 **TITLE V—COMBATING ELECTION**
9 **INTERFERENCE**

10 **SEC. 501. PROHIBITION ON INTERFERENCE WITH VOTING**
11 **SYSTEMS.**

12 Section 1030(e) of title 18, United States Code, is
13 amended—

14 (1) in paragraph (2)—

15 (A) in subparagraph (A), by striking “or”
16 at the end;

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

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

20 “(C) that—

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

22 “(ii)(I) is used for the management,
23 support, or administration of a Federal
24 election; or

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

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

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

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

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

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

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

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

22 “(53) The term ‘improper interference in a
23 United States election’ means conduct by an alien
24 that—

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

3 “(ii) is under the direction of a foreign
4 government; and

5 “(B) interferes with a general or primary
6 Federal, State, or local election or caucus, in-
7 cluding—

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

9 “(ii) a ballot measure, including—

10 “(I) an amendment;

11 “(II) a bond issue;

12 “(III) an initiative;

13 “(IV) a recall;

14 “(V) a referral; and

15 “(VI) a referendum.”.

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

20 “(H) IMPROPER INTERFERENCE IN A
21 UNITED STATES ELECTION.—Any alien who is
22 seeking admission to the United States to en-
23 gage in improper interference in a United
24 States election, or who has engaged in improper

1 interference in a United States election, is inad-
2 missible.”.

3 **TITLE VI—SANCTIONS WITH RE-**
4 **SPECT TO THE RUSSIAN FED-**
5 **ERATION**

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

9 **SEC. 601. SENSE OF CONGRESS ON ROLE OF SANCTIONS.**

10 It is the sense of Congress that economic and finan-
11 cial sanctions, when used as part of a coordinated and
12 comprehensive strategy, are a powerful tool to advance
13 United States foreign policy and national security inter-
14 ests.

15 **SEC. 602. SANCTIONS RELATED TO INTERFERENCE OF THE**
16 **RUSSIAN FEDERATION WITH DEMOCRATIC**
17 **PROCESSES AND ELECTIONS.**

18 (a) **EFFECTIVE DATE; TERMINATION.—**

19 (1) **REQUIREMENT FOR FINDING.—**

20 (A) **IN GENERAL.—**Not later than 45 days
21 after the date of the enactment of this Act, and
22 every 90 days thereafter, the Secretary of State
23 and the Director of National Intelligence, shall
24 jointly submit to the appropriate congressional

1 committees the finding and certification de-
2 scribed in subparagraph (B).

3 (B) FINDING AND CERTIFICATION.—The
4 finding and certification described in this sub-
5 paragraph is a finding and certification as to
6 whether or not the Government of the Russian
7 Federation is engaged in or knowingly sup-
8 porting operations to interfere in the demo-
9 cratic process, including the administration of
10 elections, in the United States.

11 (2) EFFECTIVE DATE.—The amendments made
12 by this section shall—

13 (A) take effect on the date of the enact-
14 ment of this Act; and

15 (B) apply on and after the earlier of—

16 (i) a date on which the Secretary of
17 State and the Director of National Intel-
18 ligence jointly submit a finding and certifi-
19 cation described in paragraph (1)(B) that
20 the Government of the Russian Federation
21 is engaged in or knowingly supporting op-
22 erations to interfere in the democratic
23 process, including the administration of
24 elections, in the United States; or

1 (ii) the date that is 90 days after a
2 date on which the Secretary of State and
3 the Director of National Intelligence fail to
4 jointly submit a finding and certification
5 described in subparagraph (B) of para-
6 graph (1) as required by subparagraph (A)
7 of that paragraph.

8 (3) TERMINATION.—The amendments made by
9 this section shall cease to have force or effect if,
10 after the effective date described in paragraph (2),
11 the Secretary of State and the Director of National
12 Intelligence jointly submit to the appropriate con-
13 gressional committees a finding and certification de-
14 scribed in paragraph (1)(B) that the Government of
15 the Russian Federation is not engaged in or know-
16 ingly supporting operations to interfere in the demo-
17 cratic process, including the administration of elec-
18 tions, in the United States.

19 (4) APPROPRIATE CONGRESSIONAL COMMIT-
20 TEES DEFINED.—In this subsection, the term “ap-
21 propriate congressional committees” has the mean-
22 ing given that term in section 221 of the Countering
23 America’s Adversaries Through Sanctions Act (22
24 U.S.C. 2521).

1 (b) AMENDMENTS.—Part 2 of subtitle A of title II
2 of the Countering America’s Adversaries Through Sanc-
3 tions Act (22 U.S.C. 9521 et seq.) is amended—

4 (1) by redesignating sections 235, 236, 237,
5 and 238 as sections 239D, 239E, 239G, and 239H,
6 respectively; and

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

8 **“SEC. 235. SANCTIONS WITH RESPECT TO TRANSACTIONS**
9 **WITH CERTAIN RUSSIAN POLITICAL FIGURES**
10 **AND OLIGARCHS.**

11 “On and after the date that is 180 days after the
12 date of the enactment of the Defending American Security
13 from Kremlin Aggression Act of 2019, the President shall
14 impose the sanctions described in section 224(b) with re-
15 spect to—

16 “(1) political figures, oligarchs, and other per-
17 sons that facilitate illicit and corrupt activities, di-
18 rectly or indirectly, on behalf of the President of the
19 Russian Federation, Vladimir Putin, and persons
20 acting for or on behalf of such political figures,
21 oligarchs, and persons;

22 “(2) Russian parastatal entities that facilitate
23 illicit and corrupt activities, directly or indirectly, on
24 behalf of the President of the Russian Federation,
25 Vladimir Putin;

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

4 “(4) persons, including financial institutions,
5 that knowingly engage in significant transactions
6 with persons described in paragraph (1), (2), or (3).

7 **“SEC. 236. SANCTIONS WITH RESPECT TO TRANSACTIONS**
8 **WITH THE CYBER SECTOR OF THE RUSSIAN**
9 **FEDERATION.**

10 “On and after the date that is 60 days after the date
11 of the enactment of the Defending American Security
12 from Kremlin Aggression Act of 2019, the President shall
13 impose the sanctions described in section 224(b) with re-
14 spect to a person, including any financial institution, that
15 the President determines—

16 “(1) knowingly engages in significant trans-
17 actions with any person in the Russian Federation
18 that supports or facilitates malicious cyber activities;
19 or

20 “(2) is knowingly owned or controlled by, or
21 knowingly acts or purports to act for or on behalf
22 of, directly or indirectly, a person that engages in
23 significant transactions described in paragraph (1).

1 **“SEC. 237. SANCTIONS WITH RESPECT TO TRANSACTIONS**
2 **RELATED TO INVESTMENTS IN RUSSIAN LIQ-**
3 **UEFIED NATURAL GAS EXPORT FACILITIES.**

4 “(a) **IN GENERAL.**—On and after the date that is
5 180 days after the date of the enactment of the Defending
6 American Security from Kremlin Aggression Act of 2019,
7 the President shall impose five or more of the sanctions
8 described in section 239D with respect to a person if the
9 President determines that the person knowingly, on or
10 after such date of enactment, makes an investment de-
11 scribed in subsection (b) in a liquefied natural gas export
12 facility located outside of the Russian Federation.

13 “(b) **INVESTMENT DESCRIBED.**—An investment de-
14 scribed in this subsection is an investment that—

15 “(1) directly and significantly contributes to the
16 ability of the Russian Federation to construct lique-
17 fied natural gas export facilities outside of the Rus-
18 sian Federation; and

19 “(2)(A) has a fair market value of \$1,000,000
20 or more; or

21 “(B) during a 12-month period, has an aggre-
22 gate fair market value of \$5,000,000 or more.

1 **“SEC. 238. PROHIBITION ON TRANSACTIONS RELATING TO**
2 **NEW SOVEREIGN DEBT OF THE RUSSIAN FED-**
3 **ERATION.**

4 “(a) **IN GENERAL.**—If the Director of National Intel-
5 ligence determines that, on or after the date of the enact-
6 ment of the Defending American Security from Kremlin
7 Aggression Act of 2019, the Russian Federation has en-
8 gaged in malicious cyber activities targeting election infra-
9 structure that has been designated as critical infrastruc-
10 ture by the Secretary of Homeland Security, not later than
11 60 days after that determination, the President shall pre-
12 scribe regulations prohibiting United States persons from
13 engaging in transactions with, providing financing for, or
14 otherwise dealing in, Russian sovereign debt issued on or
15 after the date that is 90 days after the date of the deter-
16 mination.

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

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

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

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

4 “(A) was issued by a Russian financial in-
5 stitution on behalf of the Government of the
6 Russian Federation; or

7 “(B) the President determines otherwise
8 represents the sovereign debt of the Govern-
9 ment of the Russian Federation.

10 **“SEC. 239. SANCTIONS WITH RESPECT TO RUSSIAN FINAN-**
11 **CIAL INSTITUTIONS THAT SUPPORT INTER-**
12 **FERENCE IN DEMOCRATIC PROCESSES OR**
13 **ELECTIONS.**

14 “On and after the date that is 90 days after the date
15 of the enactment of the Defending American Security
16 from Kremlin Aggression Act of 2019, the President shall
17 impose the sanctions described in section 224(b)(1) with
18 respect to any Russian financial institution that the Presi-
19 dent determines has, on or after such date of enactment,
20 knowingly provided financial or other support for inter-
21 ference by the Government of the Russian Federation in
22 ~~the democratic process or elections of any country other~~
23 than the Russian Federation.”.

1 **SEC. 603. SANCTIONS RELATING TO THE ACTIONS OF THE**
2 **RUSSIAN FEDERATION WITH RESPECT TO**
3 **UKRAINE.**

4 (a) **EFFECTIVE DATE; TERMINATION.**—

5 (1) **REQUIREMENT FOR FINDING.**—

6 (A) **IN GENERAL.**—Not later than 45 days
7 after the date of the enactment of this Act, and
8 every 90 days thereafter, the Secretary of State
9 and the Director of National Intelligence, shall
10 jointly submit to the appropriate congressional
11 committees the finding and certification de-
12 scribed in subparagraph (B).

13 (B) **FINDING AND CERTIFICATION.**—The
14 finding and certification described in this sub-
15 paragraph is a finding and certification as to
16 whether or not the Government of the Russian
17 Federation is engaged in or knowingly sup-
18 porting offensive military operations in
19 Ukraine.

20 (2) **EFFECTIVE DATE.**—The amendments made
21 by this section shall—

22 (A) take effect on the date of the enact-
23 ment of this Act; and

24 (B) apply on and after the earlier of—

25 (i) a date on which the Secretary of
26 State and the Director of National Intel-

1 ligence jointly submit a finding and certifi-
2 cation described in paragraph (1)(B) that
3 the Government of the Russian Federation
4 is engaged in or knowingly supporting of-
5 fensive military operations in Ukraine; or

6 (ii) the date that is 90 days after a
7 date on which the Secretary of State and
8 the Director of National Intelligence fail to
9 jointly submit a finding and certification
10 described in subparagraph (B) of para-
11 graph (1) as required by subparagraph (A)
12 of that paragraph.

13 (3) **TERMINATION.**—The amendments made by
14 this section shall cease to have force or effect if,
15 after the effective date described in paragraph (2),
16 the Secretary of State and the Director of National
17 Intelligence jointly submit to the appropriate con-
18 gressional committees a finding and certification de-
19 scribed in paragraph (1)(B) that the Government of
20 the Russian Federation is not engaged in or know-
21 ingly supporting offensive military operations in
22 Ukraine.

23 (4) **APPROPRIATE CONGRESSIONAL COMMIT-**
24 **TEES DEFINED.**—In this subsection, the term “ap-
25 propriate congressional committees” has the mean-

1 ing given that term in section 221 of the Countering
2 America's Adversaries Through Sanctions Act (22
3 U.S.C. 2521).

4 (b) AMENDMENTS.—Part 2 of subtitle A of title II
5 of the Countering America's Adversaries Through Sanc-
6 tions Act (22 U.S.C. 9521-et seq.), as amended by section
7 602, is further amended by inserting after section 239 the
8 following:

9 **“SEC. 239A. SANCTIONS WITH RESPECT TO TRANSACTIONS**
10 **RELATED TO INVESTMENTS IN ENERGY**
11 **PROJECTS SUPPORTED BY RUSSIAN STATE-**
12 **OWNED OR PARASTATAL ENTITIES OUTSIDE**
13 **OF THE RUSSIAN FEDERATION.**

14 “On and after the date that is 180 days after the
15 date of the enactment of the Defending American Security
16 from Kremlin Aggression Act of 2019, the President shall
17 impose five or more of the sanctions described in section
18 239D with respect to a person if the President determines
19 that—

20 “(1) the person knowingly, on or after such
21 date of enactment, invests in a project to explore for
22 or produce crude oil or natural gas outside of the
23 Russian Federation—

1 “(A) that is initiated after the date of the
2 enactment of the Defending American Security
3 from Kremlin Aggression Act of 2019; and

4 “(B) in which a Russian parastatal entity
5 or an entity owned or controlled by the Govern-
6 ment of the Russian Federation has—

7 “(i) a 33 percent or greater ownership
8 interest; or

9 “(ii) ownership of a majority of the
10 voting interests; and

11 “(2) the total value of the investment in the
12 project by that person exceeds or is reasonably ex-
13 pected to exceed \$250,000,000.

14 **“SEC. 239B. SANCTIONS WITH RESPECT TO SUPPORT FOR**
15 **THE DEVELOPMENT OF CRUDE OIL RE-**
16 **SOURCES IN THE RUSSIAN FEDERATION.**

17 “(a) IN GENERAL.—The President shall impose five
18 or more of the sanctions described in section 239D with
19 respect to a person if the President determines that the
20 person knowingly, on or after the date of the enactment
21 of the Defending American Security from Kremlin Aggres-
22 sion Act of 2019, sells, leases, or provides to the Russian
23 Federation goods, services, technology, financing, or sup-
24 port described in subsection (b)—

1 “(1) any of which has a fair market value of
2 \$1,000,000 or more; or

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

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

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

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

19 “(c) APPLICABILITY.—The requirement to impose
20 sanctions under subsection (a) shall not apply with respect
21 to the maintenance of projects that are ongoing as of the
22 date of the enactment of the Defending American Security
23 from Kremlin Aggression Act of 2019.

24 “(d) REQUIREMENT TO ISSUE GUIDANCE.—Not later
25 than 90 days after the date of enactment of the Defending

1 American Security from Kremlin Aggression Act of 2019,
2 the Secretary of State, in consultation with the Secretary
3 of the Treasury and the Secretary of Energy, shall issue
4 regulations—

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

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

9 **“SEC. 239C. SANCTIONS FOR VIOLATIONS BY THE RUSSIAN**
10 **FEDERATION OF FREEDOM OF NAVIGATION.**

11 “(a) DETERMINATION OF VIOLATION.—

12 “(1) IN GENERAL.—Not later than 90 days
13 after the date of the enactment of the Defending
14 American Security from Kremlin Aggression Act of
15 2019, and every 180 days thereafter, the Secretary
16 of State shall determine and certify to the commit-
17 tees specified in subsection (d) whether the Govern-
18 ment of the Russian Federation, including the
19 armed forces or coast guard of the Russian Federa-
20 tion, has interfered with the freedom of navigation
21 of one or more vessels in the Kerch Strait or else-
22 where in a manner inconsistent with international
23 law during the 180 days preceding the certification.

24 “(2) PUBLICATION OF CERTIFICATION.—Not
25 later than 15 days after submitting a certification

1 under paragraph (1), the Secretary shall publish the
2 certification in the Federal Register.

3 “(b) IMPOSITION OF SANCTIONS.—On and after the
4 date that is 90 days after the publication of a certification
5 under paragraph (2) of subsection (a) indicating that the
6 Government of the Russian Federation has interfered with
7 the freedom of navigation of one or more vessels as de-
8 scribed in paragraph (1) of that subsection, all entities
9 operating in the shipbuilding sector of the Russian Fed-
10 eration shall be subject to the same restrictions as an enti-
11 ty included on the list of specially designated nationals and
12 blocked persons maintained by the Office of Foreign As-
13 sets Control of the Department of the Treasury.

14 “(c) REMOVAL OF SANCTIONS.—The restrictions im-
15 posed pursuant to subsection (b) shall remain in effect
16 until the date on which the Secretary of State determines
17 and certifies to the committees specified in subsection (d)
18 that—

19 “(1) the Government of the Russian Federa-
20 tion, including the armed forces and coast guard of
21 the Russian Federation, has not interfered with the
22 freedom of navigation of any vessels in the Kerch
23 Strait or elsewhere in a manner inconsistent with
24 international law during the 3-year period preceding
25 the submission of that certification; and

1 “(2) the Government of the Russian Federation
2 has provided assurances that that Government will
3 not engage in such interference in the future.

4 “(d) COMMITTEES SPECIFIED.—The committees
5 specified in this subsection are—

6 “(1) the appropriate congressional committees;
7 and

8 “(2) the Committee on Appropriations of the
9 Senate and the Committee on Appropriations of the
10 House of Representatives.”.

11 **SEC. 604. CONFORMING AND TECHNICAL AMENDMENTS.**

12 (a) IMPLEMENTATION AND PENALTIES.—Part 2 of
13 subtitle A of title II of the Countering America’s Adver-
14 saries Through Sanctions Act (22 U.S.C. 9521 et seq.),
15 as amended by sections 602 and 603 is further amended
16 by inserting after section 239E the following:

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

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

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

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

6 (b) DEFINITIONS.—Section 221 of the Countering
7 America’s Adversaries Through Sanctions Act (22 U.S.C.
8 9521) is amended—

9 (1) by redesignating paragraph (6) as para-
10 graph (7); and

11 (2) by inserting after paragraph (5) the fol-
12 lowing:

13 “(6) RUSSIAN FINANCIAL INSTITUTION.—The
14 term ‘Russian financial institution’ means—

15 “(A) a financial institution organized
16 under the laws of the Russian Federation or
17 any jurisdiction within the Russian Federation,
18 including a foreign branch of such an institu-
19 tion;

20 “(B) a financial institution located in the
21 Russian Federation;

22 “(C) a financial institution, wherever lo-
23 cated, owned or controlled by the Government
24 of the Russian Federation; and

1 “(D) a financial institution, wherever lo-
2 cated, owned or controlled by a financial insti-
3 tution described in subparagraph (A), (B), or
4 (C).”.

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

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

“Sec. 236. Sanctions with respect to transactions with the cyber sector of the Russian Federation.

“Sec. 237. Sanctions with respect to transactions related to investments in Russian liquefied natural gas export facilities.

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

“Sec. 239. Sanctions with respect to Russian financial institutions that support interference in democratic processes or elections.

“Sec. 239A. Sanctions with respect to transactions related to investments in energy projects supported by Russian state-owned or parastatal entities outside of the Russian Federation.

“Sec. 239B. Sanctions with respect to support for the development of crude oil resources in the Russian Federation.

“Sec. 239C. Sanctions for violations by the Russian Federation of freedom of navigation.

“Sec. 239D. Sanctions described.

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

“Sec. 239F. Implementation and penalties.

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

“Sec. 239H. Rule of construction.”.

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

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

14 and

1 Russian Federation directed an assassination described in
2 that subsection, the President shall impose the sanctions
3 described in section 1263(b) of the Global Magnitsky
4 Human Rights Accountability Act (subtitle F of title XII
5 of Public Law 114–328; 22 U.S.C. 2656 note) with re-
6 spect to any foreign person the President determines is
7 responsible for the assassination.

8 **SEC. 612. REPEAL OF SUNSET FOR GLOBAL MAGNITSKY**
9 **HUMAN RIGHTS ACCOUNTABILITY ACT.**

10 Section 1265 of the Global Magnitsky Human Rights
11 Accountability Act (subtitle F of title XII of Public Law
12 114–328; 22 U.S.C. 2656 note) is repealed.

13 **SEC. 613. CONGRESSIONAL REVIEW AND CONTINUED AP-**
14 **PLICABILITY OF SANCTIONS UNDER THE**
15 **SERGEI MAGNITSKY RULE OF LAW ACCOUNT-**
16 **ABILITY ACT OF 2012.**

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

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

22 ~~(2) in subclause (III), by striking “; and” and~~
23 inserting “; or”; and

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

1 “(IV) the Sergei Magnitsky Rule
2 of Law Accountability Act of 2012
3 (title IV of Public Law 112–208; 22
4 U.S.C. 5811 note); and”.

5 **Subtitle C—Coordination With the**
6 **European Union**

7 **SEC. 621. SENSE OF CONGRESS ON COORDINATION WITH**
8 **ALLIES WITH RESPECT TO SANCTIONS WITH**
9 **RESPECT TO THE RUSSIAN FEDERATION.**

10 It is the sense of Congress that the President
11 should—

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

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

1 (3) increase efforts to vigorously enforce com-
2 pliance with sanctions in place as of the date of the
3 enactment of this Act with respect to the Russian
4 Federation in response to the crises in Ukraine and
5 Syria, cyber intrusions and attacks, and human
6 rights violators in the Russian Federation.

7 **SEC. 622. OFFICE OF SANCTIONS COORDINATION OF THE**
8 **DEPARTMENT OF STATE.**

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

12 (1) by redesignating subsection (h) as sub-
13 section (i); and

14 (2) by inserting after subsection (g) the fol-
15 lowing:

16 “(h) OFFICE OF SANCTIONS COORDINATION.—

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

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

22 “(A) have the rank and status of ambas-
23 sador;

1 “(B) be appointed by the President, by
2 and with the advice and consent of the Senate;
3 and

4 “(C) report to the Under Secretary for Po-
5 litical Affairs.

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

7 “(A) serve as the principal advisor to the
8 senior management of the Department and the
9 Secretary regarding the role of the Department
10 in the development and implementation of sanc-
11 tions policy, including sanctions with respect to
12 the Russian Federation, Iran, North Korea,
13 and other countries;

14 “(B) represent the United States in diplo-
15 matic and multilateral fora on sanctions mat-
16 ters;

17 “(C) consult and closely coordinate with
18 the European Union to ensure the maximum ef-
19 fectiveness of sanctions imposed by the United
20 States and the European Union with respect to
21 the Russian Federation;

22 “(D) advise the Secretary directly and pro-
23 vide input with respect to all activities, policies,
24 and programs of all bureaus and offices of the

1 Department relating to the implementation of
2 sanctions policy; and

3 “(E) serve as the principal liaison of the
4 Department to other Federal agencies involved
5 in the design and implementation of sanctions
6 policy.

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

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

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

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

20 **SEC. 623. REPORT ON COORDINATION OF SANCTIONS BE-**
21 **TWEEN THE UNITED STATES AND EUROPEAN**
22 **UNION.**

23 (a) IN GENERAL.—Not later than 180 days after the
24 date of the enactment of this Act, and every 180 days
25 thereafter, the President shall submit to the appropriate

1 congressional committees a report that includes the fol-
2 lowing:

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

5 (A) in which the United States has im-
6 posed sanctions with respect to a person for ac-
7 tivity related to the Russian Federation, but in
8 which the European Union has not imposed
9 corresponding sanctions; and

10 (B) in which the European Union has im-
11 posed sanctions with respect to a person for ac-
12 tivity related to the Russian Federation, but in
13 which the United States has not imposed cor-
14 responding sanctions.

15 (2) An explanation for the reason for each dis-
16 crepancy between sanctions imposed by the Euro-
17 pean Union and sanctions imposed by the United
18 States described in subparagraphs (A) and (B) of
19 paragraph (1).

20 (b) PERIOD SPECIFIED.—The period specified in this
21 subsection is—

22 (1) in the case of the first report submitted
23 under subsection (a), the period beginning on the
24 date of the enactment of this Act and ending on the
25 date the report is submitted; and

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

4 (e) FORM OF REPORT.—The report required by sub-
5 section (a) shall be submitted in unclassified form but may
6 include a classified annex.

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

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

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

18 **Subtitle D—Reports Relating to**
19 **Sanctions With Respect to the**
20 **Russian Federation**

21 **SEC. 631. DEFINITIONS.**

22 In this subtitle:

23 (1) APPROPRIATE CONGRESSIONAL COMMIT-
24 TEES.—The term “appropriate congressional com-
25 mittees” means—

1 (A) the Committee on Foreign Relations,
2 the Committee on Banking, Housing, and
3 Urban Affairs, and the Committee on Finance
4 of the Senate; and

5 (B) the Committee on Foreign Affairs, the
6 Committee on Financial Services, and the Com-
7 mittee on Ways and Means of the House of
8 Representatives.

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

14 **SEC. 632. UPDATED REPORT ON OLIGARCHS AND**
15 **PARASTATAL ENTITIES OF THE RUSSIAN**
16 **FEDERATION.**

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

20 (1) by redesignating subsections (b) and (c) as
21 subsections (c) and (d), respectively;

22 (2) by inserting after subsection (a) the fol-
23 lowing:

24 “(b) UPDATED REPORT.—Not later than 180 days
25 after the date of the enactment of the Defending American

1 Security from Kremlin Aggression Act of 2019, the Sec-
2 retary of the Treasury, in consultation with the Director
3 of National Intelligence and the Secretary of State, shall
4 submit to the appropriate congressional committees an up-
5 dated report on oligarchs and parastatal entities of the
6 Russian Federation that builds on the report submitted
7 under subsection (a) on January 29, 2018, by—

8 “(1) including the matters described in para-
9 graphs (1) through (5) of subsection (a); and

10 “(2) excluding from the portion of the report
11 responsive to paragraph (1) of subsection (a) any in-
12 dividual with respect to which there is no credible in-
13 formation suggesting the individual has the close fi-
14 nancial or political relationships, or engages in the
15 illicit activities, described in subsection (a).”: and

16 (3) in subsection (c), as redesignated by para-
17 graph (1), by striking “The report required under
18 subsection (a)” and inserting “The reports required
19 by subsections (a) and (b)”.

20 **SEC. 633. REPORT ON SECTION 224 OF THE COUNTERING**
21 **AMERICA’S ADVERSARIES THROUGH SANC-**
22 **TIONS ACT.**

23 (a) IN GENERAL.—Not later than 60 days after the
24 date of the enactment of this Act, the President shall sub-
25 mit to the appropriate congressional committees a report

1 that describes the persons that the President has deter-
2 mined under section 224(a)(1)(A) of the Countering
3 America's Adversaries Through Sanctions Act (22 U.S.C.
4 9524(a)(1)(A)) knowingly engaged, on or after August 2,
5 2017, and before the date of the report, in significant ac-
6 tivities undermining cybersecurity against any person, in-
7 cluding a democratic institution or government on behalf
8 of the Government of the Russian Federation.

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

11 (1) A list of the persons described in subsection
12 (a).

13 (2) A description of diplomatic efforts to work
14 with governments and democratic institutions in
15 other countries the cybersecurity of which the Presi-
16 dent determines has been undermined by the Gov-
17 ernment of the Russian Federation.

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

1 **SEC. 634. REPORT ON SECTION 225 OF THE COUNTERING**
2 **AMERICA'S ADVERSARIES THROUGH SANC-**
3 **TIONS ACT.**

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

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

20 **SEC. 635. REPORT ON SECTION 226 OF THE COUNTERING**
21 **AMERICA'S ADVERSARIES THROUGH SANC-**
22 **TIONS ACT.**

23 (a) IN GENERAL.—Not later than 60 days after the
24 date of the enactment of this Act, the President shall sub-
25 mit to the appropriate congressional committees a report
26 that describes the foreign financial institutions that the

1 President has determined under section 5(a) of the
2 Ukraine Freedom Support Act of 2014 (22 U.S.C.
3 8924(a)), as amended by section 226 of the Countering
4 America's Adversaries Through Sanctions Act (Public
5 Law 115-44; 131 Stat. 910), have knowingly engaged, on
6 or after August 2, 2017, and before the date of the report,
7 in significant transactions involving significant invest-
8 ments in a special Russian crude oil project described in
9 section 4(b)(1) of the Ukraine Freedom Support Act of
10 2014.

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

16 **SEC. 636. REPORT ON SECTION 228 OF THE COUNTERING**
17 **AMERICA'S ADVERSARIES THROUGH SANC-**
18 **TIONS ACT.**

19 (a) IN GENERAL.—Not later than 60 days after the
20 date of the enactment of this Act, the President shall sub-
21 mit to the appropriate congressional committees a report
22 that describes the foreign persons that the President has
23 determined under subsection (a) of section 10 of the Sup-
24 port for the Sovereignty, Integrity, Democracy, and Eco-
25 nomic Stability of Ukraine Act of 2014 (22 U.S.C. 8909),

1 as added by section 228 of the Countering America's Ad-
2 versaries Through Sanctions Act (Public Law 115-44;
3 131 Stat. 911), have, on or after August 2, 2017, and
4 before the date of the report—

5 (1) materially violated, attempted to violate,
6 conspired to violate, or caused a violation of any li-
7 cense, order, regulation, or prohibition contained in
8 or issued pursuant to any covered Executive order
9 (as defined in subsection (f) of such section 10), the
10 Support for the Sovereignty, Integrity, Democracy,
11 and Economic Stability of Ukraine Act of 2014 (22
12 U.S.C. 8901 et seq.), or the Ukraine Freedom Sup-
13 port Act of 2014 (22 U.S.C. 8921 et seq.); or

14 (2) facilitated a significant transaction or trans-
15 actions, including deceptive or structured trans-
16 actions, for or on behalf of—

17 (A) any person subject to sanctions im-
18 posed by the United States with respect to the
19 Russian Federation; or

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

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

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

3 **SEC. 637. REPORT ON SECTION 233 OF THE COUNTERING**
4 **AMERICA'S ADVERSARIES THROUGH SANC-**
5 **TIONS ACT.**

6 (a) IN GENERAL.—Not later than 60 days after the
7 date of the enactment of this Act, the President shall sub-
8 mit to the appropriate congressional committees a report
9 that describes the foreign persons that the President has
10 determined under section 233 of the Countering America's
11 Adversaries Through Sanctions Act (22 U.S.C. 9527)
12 have made, on or after August 2, 2017, and before the
13 date of the report, an investment of \$10,000,000 or more
14 (or any combination of investments of not less than
15 \$1,000,000 each, which in the aggregate equals or exceeds
16 \$10,000,000 in any 12-month period), or facilitated such
17 an investment, if the investment directly and significantly
18 contributes to the ability of the Russian Federation to pri-
19 vate state-owned assets in a manner that unjustly bene-
20 fits—

21 (1) officials of the Government of the Russian
22 Federation; or

23 (2) close associates or family members of those
24 officials.

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

6 **SEC. 638. REPORT ON SECTION 234 OF THE COUNTERING**
7 **AMERICA'S ADVERSARIES THROUGH SANC-**
8 **TIONS ACT.**

9 (a) IN GENERAL.—Not later than 60 days after the
10 date of the enactment of this Act, the President shall sub-
11 mit to the appropriate congressional committees a report
12 that describes the foreign persons that the President has
13 determined under section 234 of the Countering America's
14 Adversaries Through Sanctions Act (22 U.S.C. 9528)
15 have knowingly, on or after August 2, 2017, and before
16 the date of the report, exported, transferred, or otherwise
17 provided to Syria significant financial, material, or techno-
18 logical support that contributes materially to the ability
19 of the Government of Syria to—

20 (1) acquire or develop chemical, biological, or
21 nuclear weapons or related technologies;

22 (2) acquire or develop ballistic or cruise missile
23 capabilities;

24 (3) acquire or develop destabilizing numbers
25 and types of advanced conventional weapons;

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

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

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

14 **Subtitle E—General Provisions**

15 **SEC. 651. EXCEPTION RELATING TO ACTIVITIES OF THE NA-** 16 **TIONAL AERONAUTICS AND SPACE ADMINIS-** 17 **TRATION.**

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

21 (b) RULE OF CONSTRUCTION.—Nothing in this title
22 or the amendments made by this title shall be construed
23 to authorize the imposition of any sanction or other condi-
24 tion, limitation, restriction, or prohibition, that directly or
25 indirectly impedes the supply by any entity of the Russian

1 Federation of any product or service, or the procurement
2 of such product or service by any contractor or subcon-
3 tractor of the United States or any other entity, relating

4 to or in connection with any space launch conducted for—

5 (1) the National Aeronautics and Space Admin-
6 istration; or

7 (2) any other non-Department of Defense cus-
8 tomer.

9 **SEC. 652. RULE OF CONSTRUCTION.**

10 Nothing in this title or the amendments made by this
11 title shall be construed—

12 (1) to supersede the limitations or exceptions on
13 the use of rocket engines for national security pur-
14 poses under section 1608 of the Carl Levin and
15 Howard P. “Buck” McKeon National Defense Au-
16 thorization Act for Fiscal Year 2015 (Public Law
17 113–291; 128 Stat. 3626; 10 U.S.C. 2271 note), as
18 amended by section 1607 of the National Defense
19 Authorization Act for Fiscal Year 2016 (Public Law
20 114–92; 129 Stat. 1100) and section 1602 of the
21 National Defense Authorization Act for Fiscal Year
22 2017 (Public Law 114–328; 130 Stat. 2582); or

23 (2) to prohibit a contractor or subcontractor of
24 the Department of Defense from acquiring compo-
25 nents referred to in such section 1608.

1 **TITLE VII—OTHER MATTERS RE-**
2 **LATING TO THE RUSSIAN**
3 **FEDERATION**

4 **SEC. 701. DETERMINATION ON DESIGNATION OF THE RUS-**
5 **SIAN FEDERATION AS A STATE SPONSOR OF**
6 **TERRORISM.**

7 (a) DETERMINATION.—

8 (1) IN GENERAL.—Not later than 90 days after
9 the date of the enactment of this Act, the Secretary
10 of State shall submit to the appropriate congress-
11 sional committees a determination of whether the
12 Russian Federation meets the criteria for designa-
13 tion as a state sponsor of terrorism.

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

18 (b) DEFINITIONS.—In this section:

19 (1) APPROPRIATE CONGRESSIONAL COMMIT-
20 TEES.—The term “appropriate congressional com-
21 mittees” means the Committee on Foreign Relations
22 of the Senate and the Committee on Foreign Affairs
23 of the House of Representatives.

24 (2) STATE SPONSOR OF TERRORISM.—The term
25 “state sponsor of terrorism” means a country the

1 government of which the Secretary of State has de-
2 termined is a government that has repeatedly pro-
3 vided support for acts of international terrorism, for
4 purposes of—

5 (A) section 1754(c)(1)(A)(i) of the Export
6 Control Reform Act of 2018 (22 U.S.C.
7 4813(e)(1)(A)(i));

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

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

12 (D) any other provision of law.

13 **SEC. 702. EXPANSION OF GEOGRAPHIC TARGETING OR-**
14 **DERS OF FINANCIAL CRIMES ENFORCEMENT**
15 **NETWORK.**

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

19 “(e) REPORTING BY TITLE INSURANCE COMPA-
20 NIES.—

21 “(1) IN GENERAL.—The Secretary shall issue
22 an order under subsection (a) requiring a domestic
23 title insurance company to obtain, maintain, and re-
24 port to the Secretary information on the beneficial
25 owners of entities that purchase residential real es-

1 tate in high-value transactions in which the domestic
2 title insurance company is involved.

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

4 “(A) BENEFICIAL OWNER.—The term
5 ‘beneficial owner’, with respect to an entity,
6 means an individual who, directly or indirectly,
7 owns 25 percent or more of the equity interests
8 in the entity.

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

13 “(C) HIGH-VALUE TRANSACTION.—The
14 term ‘high-value’, with respect to a real estate
15 transaction, has the meaning given that term in
16 regulations prescribed by the Secretary based
17 on the real estate market in which the trans-
18 action takes place.”.

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

23 (c) AUTHORIZATION OF APPROPRIATIONS.—There
24 are authorized to be appropriated to the Secretary such

1 sums as may be necessary to carry out the amendment
2 made by subsection (a).

3 **SEC. 703. SENSE OF CONGRESS ON EXTENSION OF LIMITA-**
4 **TIONS ON IMPORTATION OF URANIUM FROM**
5 **RUSSIAN FEDERATION.**

6 It is the sense of Congress that—

7 (1) uranium is essential to the economic and
8 national security of the United States;

9 (2) the Department of Commerce should nego-
10 tiate an extension of the Agreement Suspending the
11 Antidumping Investigation on Uranium from the
12 Russian Federation (commonly referred to as the
13 “Russian Suspension Agreement”)—

14 (A) to reinvigorate the entire nuclear fuel
15 supply chain, consistent with the national secu-
16 rity and nonproliferation goals of the United
17 States; and

18 (B) to protect the United States uranium
19 industry from the manipulation of the global
20 uranium market by the Russian Federation and
21 Russian-influenced competitors; and

22 ~~(3) a renegotiated suspension agreement is an~~
23 important component of a broader strategy to pre-
24 vent adversaries of the United States from monopo-
25 lizing the nuclear fuel supply chain.

1 **SEC. 704. ESTABLISHMENT OF A NATIONAL FUSION CEN-**
2 **TER TO RESPOND TO THREATS FROM THE**
3 **GOVERNMENT OF THE RUSSIAN FEDERA-**
4 **TION.**

5 (a) **ESTABLISHMENT.**—There is established a Na-
6 tional Fusion Center to Respond to Hybrid Threats, which
7 shall focus primarily on such threats from the Government
8 of the Russian Federation, and shall be chaired by senior
9 United States Government officials from participating
10 agencies (in this section referred to as the “Center”).

11 (b) **MISSION.**—The primary missions of the Center
12 are as follows:

13 (1) To serve as the primary organization in the
14 United States Government to coordinate analysis
15 and policy implementation across the United States
16 Government in responding to hybrid threats posed
17 by the Government of the Russian Federation to the
18 national security, sovereignty, democracy, and eco-
19 nomic activity of the United States and United
20 States allies, including the following activities:

21 (A) Execution of disinformation, misin-
22 formation, and propaganda campaigns through
23 traditional and social media platforms, includ-
24 ing disinformation campaigns that target mem-
25 bers of the United States Armed Forces or the

1 families of members of the United States
2 Armed Forces.

3 (B) Formation, infiltration, or manipula-
4 tion of cultural, religious, educational, and po-
5 litical organizations or parties.

6 (C) Covert transfer of illicit money through
7 shell corporations and financial institutions to
8 facilitate corruption, crime, and malign influ-
9 ence activities, including through political par-
10 ties and interest groups.

11 (D) Coercive tactics and gray zone activi-
12 ties, including through para-military and para-
13 police and security services and militias.

14 (E) Cyber and other non-traditional
15 threats, including against public infrastructure,
16 government institutions, or political organiza-
17 tions or actors.

18 (F) Use of energy resources or infrastruc-
19 ture to influence or constrain sovereign states
20 and political actors.

21 (2) To synchronize the efforts of the Depart-
22 ment of State, the Department of the Treasury, the
23 Department of Defense, the Department of Home-
24 land Security, the intelligence community, other rel-
25 evant civilian United States Government agencies,

1 and United States military combatant commands
2 with respect to countering efforts by the Government
3 of the Russian Federation to undermine the national
4 security, political sovereignty, democratic institu-
5 tions, and economic activity of the United States
6 and its United States allies, including by—

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

9 (B) overseeing the development and imple-
10 mentation of comprehensive and integrated pol-
11 icy responses to such efforts.

12 (3) In coordination with the head of the Global
13 Engagement Center established by section 1287 of
14 the National Defense Authorization Act for Fiscal
15 Year 2017 (Public Law 114–328; 22 U.S.C. 2656
16 note), to examine current and emerging efforts by
17 malign state actors to use propaganda and
18 disinformation operations, including—

19 (A) traditional media platforms such as
20 television, radio, and print; and

21 (B) social media platforms and other
22 Internet communication tools.

23 (4) To identify and close gaps across the de-
24 partments and agencies of the Federal Government
25 with respect to expertise, readiness, and planning to

1 address the threats posed by the Government of the
2 Russian Federation.

3 (c) REPORTING REQUIREMENT.—

4 (1) IN GENERAL.—The Director of the Center
5 shall submit to the appropriate congressional com-
6 mittees every 180 days a report on threats posed by
7 the Russian Federation to the national security, sov-
8 ereignty, and economic activity of the United States
9 and its allies.

10 (2) MATTERS INCLUDED.—Each report under
11 paragraph (1) shall include, with respect to the pe-
12 riod covered by the report, a discussion of the fol-
13 lowing:

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

16 (B) The ability of the United States Gov-
17 ernment to identify and defend against such
18 threats.

19 (C) The progress of the Center in achiev-
20 ing its missions, including through coordination
21 with other governments and multilateral organi-
22 zations.

23 (D) Recommendations the Director deter-
24 mines necessary for legislative actions to im-

1 prove the ability of the Center to achieve its
2 missions.

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

6 (d) DEFINITIONS.—In this section:

7 (1) APPROPRIATE CONGRESSIONAL COMMIT-
8 TEES.—The term “appropriate congressional com-
9 mittees” means—

10 (A) the Committee on Foreign Relations,
11 the Committee on Banking, Housing, and
12 Urban Affairs, and the Committee on Finance
13 of the Senate; and

14 (B) the Committee on Foreign Affairs, the
15 Committee on Financial Services, and the Com-
16 mittee on Ways and Means of the House of
17 Representatives.

18 (2) INTELLIGENCE COMMUNITY.—The term
19 “intelligence community” means an element of the
20 intelligence community specified or designated under
21 section 3(4) of the National Security Act of 1947.

22 (e) AUTHORIZATION OF APPROPRIATIONS.—There
23 are authorized to be appropriated such sums as may be
24 necessary to carry out this section.

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

2 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
3 authorized to be appropriated for the Countering Russian
4 Influence Fund described in section 7070(d) of the De-
5 partment of State, Foreign Operations, and Related Pro-
6 grams Appropriations Act, 2017 (division J of Public Law
7 115–31; 131 Stat. 706), \$250,000,000 for fiscal years
8 2021 and 2022.

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

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

17 (2) To combat disinformation and other at-
18 tempts to influence democratic processes and elec-
19 tions.

20 (3) To combat corruption, improve the rule of
21 law, and otherwise strengthen independent judi-
22 ciaries and prosecutors general offices.

23 (4) To respond to the humanitarian crises and
24 instability caused or aggravated by the invasions and
25 occupations of Georgia, Moldova, and Ukraine by
26 the Russian Federation.

1 (5) To improve participatory legislative proc-
2 esses and legal education, political transparency and
3 competition, and compliance with international obli-
4 gations.

5 (6) To build the capacity of civil society, media,
6 and other nongovernmental organizations countering
7 the influence and propaganda of the Russian Fed-
8 eration to combat corruption, prioritize access to
9 truthful information, and operate freely in all re-
10 gions.

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

21 (e) REVISION OF ACTIVITIES FOR WHICH AMOUNTS
22 MAY BE USED.—The Secretary of State may modify a
23 goal described in subsection (b) if, not later than 15 days
24 before revising such goal, the Secretary notifies the appro-
25 priate congressional committees of the revision.

1 (d) IMPLEMENTATION.—

2 (1) IN GENERAL.—The Secretary of State shall,
3 acting through the Coordinator of United States As-
4 sistance to Europe and Eurasia (authorized pursu-
5 ant to section 601 of the Support for East European
6 Democracy (SEED) Act of 1989 (22 U.S.C. 5461)
7 and section 102 of the Freedom for Russia and
8 Emerging Eurasian Democracies and Open Markets
9 Support Act of 1992 (22 U.S.C. 5812)), and in con-
10 sultation with the Administrator for the United
11 States Agency for International Development, the
12 Director of the Global Engagement Center of the
13 Department of State, the Secretary of Defense, the
14 Commander of United States European Command,
15 the Chief Executive Officer of the United States
16 Agency for Global Media, and the heads of other rel-
17 evant Federal agencies, coordinate and carry out ac-
18 tivities to achieve the goals described in subsection
19 (b).

20 (2) METHOD.—Activities to achieve the goals
21 described in subsection (b) shall be carried out
22 through—

23 (A) initiatives of the United States Gov-
24 ernment;

1 (B) Federal grant programs such as the
2 Information Access Fund;

3 (C) nongovernmental or international orga-
4 nizations; or

5 (D) support exchanges with countries fac-
6 ing state-sponsored disinformation and pressure
7 campaigns, particularly in Europe and Eurasia,
8 provided that a portion of the funds are made
9 available through a process whereby the Bureau
10 of Educational and Cultural Affairs of the De-
11 partment of State solicits proposals from posts
12 located in affected countries to counter state-
13 sponsored disinformation and hybrid threats,
14 promote democracy, and support exchanges
15 with countries facing state-sponsored
16 disinformation and pressure campaigns.

17 (3) REPORT ON IMPLEMENTATION.—

18 (A) IN GENERAL.—Not later than April 1
19 of each year, the Secretary of State, acting
20 through the Coordinator of United States As-
21 sistance to Europe and Eurasia, shall submit to
22 the appropriate congressional committees a re-
23 port on the programs and activities carried out
24 to achieve the goals described in subsection (b)
25 during the preceding fiscal year.

1 (B) ELEMENTS.—Each report required by
2 subparagraph (A) shall include, with respect to
3 each program or activity described in that sub-
4 paragraph—

5 (i) the amount of funding for the pro-
6 gram or activity;

7 (ii) the goal described in subsection
8 (b) to which the program or activity re-
9 lates; and

10 (iii) an assessment of whether or not
11 the goal was met.

12 (e) COORDINATION WITH GLOBAL PARTNERS.—

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

17 (A) the European Union and its institu-
18 tions;

19 (B) the governments of countries that are
20 members of the North Atlantic Treaty Organi-
21 zation or the European Union; and

22 (C) international organizations and quasi-
23 governmental funding entities that carry out
24 programs and activities that seek to accomplish
25 the goals described in subsection (b).

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

5 (g) EXPANSION OF PILOT PROGRAM.—

6 (1) IN GENERAL.—The Secretary of State shall
7 expand the pilot program required under section
8 254(g) of the Countering America's Adversaries
9 Through Sanctions Act (22 U.S.C. 9543(g)) to hire
10 additional personnel within the Bureau for Democ-
11 racy, Human Rights, and Labor to develop and im-
12 plement programs focused on combating corruption,
13 improving rule of law, and building capacity of civil
14 society, political parties, and independent media.

15 (2) REPORT ON ENSURING ADEQUATE STAFF-
16 ING FOR GOVERNANCE ACTIVITIES.—Not later than
17 90 days after the date of the enactment of this Act,
18 the Secretary of State shall submit to the Committee
19 on Foreign Relations and the Committee on Appro-
20 priations of the Senate and the Committee on For-
21 eign Affairs and the Committee on Appropriations of
22 the House of Representatives a report on implemen-
23 tation of the pilot program required under section
24 254(g) of the Countering Russian Influence in Eu-
25 rope and Eurasia Act of 2017 (22 U.S.C. 9543(g)).

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

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

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

12 **SEC. 706. COORDINATING AID AND ASSISTANCE ACROSS**
13 **EUROPE AND EURASIA.**

14 It is the sense of Congress that—

15 (1) the Government of the Russian Federation
16 has applied, and continues to apply traditional uses
17 of force, intelligence operations, cyber attacks, and
18 influence campaigns, including through the use of
19 corruption, disinformation, and cultural and social
20 influence, which represent clear and present threats
21 to the countries of Europe and Eurasia;

22 (2) in response, governments in Europe and
23 Eurasia should redouble efforts to build resilience
24 within their institutions, political systems, and civil
25 societies;

1 (3) the United States Government supports the
2 democratic and rule of law-based institutions that
3 the Government of the Russian Federation seeks to
4 undermine, including the North Atlantic Treaty Or-
5 ganization, the Organization for Security and Co-
6 operation in Europe, and the European Union;

7 (4) the United States Government should con-
8 tinue to work with and strengthen such institutions,
9 including the European Union, as a partner against
10 aggression by the Government of the Russian Fed-
11 eration through the coordination of aid programs,
12 development assistance, and other efforts to counter
13 malign Russian influence;

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

18 (6) the United States Government should in-
19 crease assistance and diplomatic efforts in Europe,
20 including in European Union and NATO countries,
21 to address threats to fundamental human rights and
22 backsliding in rule of law protections, operating
23 space for independent media and civil society, and
24 other democratic institutions, whose strength is crit-

1 ical to defending against malign Russian influence
2 over the long term.

3 **SEC. 707. ADDRESSING ABUSE AND MISUSE BY THE RUS-**
4 **SIAN FEDERATION OF INTERPOL RED NO-**
5 **TICES AND RED DIFFUSIONS.**

6 (a) FINDINGS.—Congress makes the following find-
7 ings:

8 (1) The International Criminal Police Organiza-
9 tion (commonly known as “INTERPOL”) works to
10 prevent and fight crime through enhanced coopera-
11 tion and innovation on police and security matters,
12 including counterterrorism, cybercrime, counter-
13 narcotics, and transnational organized crime.

14 (2) United States membership and participation
15 in INTERPOL advances the national security and
16 law enforcement interests of the United States re-
17 lated to combatting counterterrorism, cybercrime,
18 counternarcotics, and combatting transnational orga-
19 nized crime.

20 (3) Article 2 of INTERPOL’s Constitution
21 states that the organization aims “[t]o ensure and
22 promote the widest possible mutual assistance be-
23 tween all criminal police authorities [. . .] in the
24 spirit of the ‘Universal Declaration of Human
25 Rights’ ”.

1 (4) Article 3 of INTERPOL's Constitution
2 states that, "[i]t is strictly forbidden for the Organi-
3 zation to undertake any intervention or activities of
4 a political, military, religious or racial character."

5 (5) Independent international nongovernmental
6 organizations have documented how several
7 INTERPOL member countries, including the Gov-
8 ernment of the Russian Federation and others, have
9 used INTERPOL's processes, including the red no-
10 tice and red diffusion mechanisms, for activities of
11 a political character.

12 (b) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that the Government of the Russian Federation and
14 the governments of certain other countries have repeatedly
15 abused and misused INTERPOL's red notice and red dif-
16 fusion mechanisms for overtly political purposes and ac-
17 tivities such as harassing or persecuting political oppo-
18 nents, human rights defenders, or journalists.

19 (c) CENSURE OF ABUSIVE ACTIVITY AND INSTITU-
20 TIONAL REFORMS.—The Attorney General, in coordina-
21 tion with the Secretary of State, shall use the voice, vote,
22 and influence of the United States at INTERPOL—

23 (1) to inform the INTERPOL General Secre-
24 tariat about cases in which countries are misusing
25 its systems for activities of a political character or

1 other purposes contrary to INTERPOL's Constitu-
2 tion, so that appropriate measures may be taken by
3 INTERPOL;

4 (2) to advance institutional reforms at
5 INTERPOL, including in the General Secretariat,
6 the Commission for the Control of Files, and the
7 Notices and Diffusions Task Force within the Gen-
8 eral Secretariat, to prevent member countries from
9 abusing and misusing INTERPOL's red notice and
10 diffusion mechanisms;

11 (3) to increase, to the extent practicable, dedi-
12 cated funding to the Commission for the Control of
13 Files and the Notices and Diffusions Task Force in
14 order to further expand operations related to the re-
15 view of requests for red notices and red diffusions;
16 and

17 (4) to censure member countries that repeatedly
18 abuse and misuse INTERPOL's red notice and red
19 diffusion mechanisms, including restricting the ac-
20 cess of those countries to INTERPOL's data and in-
21 formation systems.

22 (d) REPORT ON UNITED STATES SUPPORT FOR
23 INTERPOL REFORMS.—

24 (1) IN GENERAL.—Not later than 90 days after
25 the date of the enactment of this Act, the Secretary

1 of State, in consultation with the Attorney General,
2 shall submit to the appropriate congressional com-
3 mittees an unclassified report on United States sup-
4 port for institutional reforms at INTERPOL that
5 are necessary to address abuse and misuse of
6 INTERPOL's red notice and red diffusion mecha-
7 nisms.

8 (2) ELEMENTS.—The report required by para-
9 graph (1) shall include—

10 (A) to the extent feasible, a description of
11 United States support for reforms that increase
12 INTERPOL's transparency with respect to—

13 (i) the number of red notices and red
14 diffusions requested by each member coun-
15 try;

16 (ii) the number or proportion of re-
17 quests for red notice or red diffusions re-
18 jected by INTERPOL, following internal
19 review, for each member country;

20 (iii) how INTERPOL's General Secre-
21 tariat identifies requests for red notice or
22 red diffusions that are politically motivated
23 or are otherwise in violation of
24 INTERPOL's rules; and

1 (iv) how INTERPOL reviews and ad-
2 dresses cases in which a member country
3 has abused or misused the red notice and
4 red diffusion mechanisms for overtly polit-
5 ical purposes; and

6 (B) a list of countries that the Secretary
7 determines have repeatedly abused and misused
8 the red notice and red diffusion mechanisms for
9 political purposes.

10 (3) PUBLIC AVAILABILITY.—The report re-
11 quired by paragraph (1) shall be posted on a pub-
12 licly available interest website of the Department of
13 State and of the Department of Justice.

14 (e) PROHIBITION AGAINST ACTION ON ABUSIVE RED
15 NOTICES AND RED DIFFUSIONS.—An official of the
16 United States may not take any action against a person
17 based solely on the issuance of an INTERPOL red notice
18 or red diffusion issued by a country identified on the list
19 required by paragraph (2)(B) unless the Secretary, in con-
20 sultation with the Attorney General, determines and cer-
21 tifies to the appropriate congressional committees that the
22 red notice or red diffusion was not issued for political pur-
23 poses.

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

4 (1) the Committee on Foreign Relations and
5 the Committee on the Judiciary of the Senate; and

6 (2) the Committee on Foreign Affairs and the
7 Committee on the Judiciary of the House of Rep-
8 resentatives.

9 **SEC. 708. REPORT ON ACCOUNTABILITY FOR WAR CRIMES**
10 **AND CRIMES AGAINST HUMANITY BY THE**
11 **RUSSIAN FEDERATION IN SYRIA.**

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

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

21 (2) On September 21, 2017, Department of
22 State Spokesperson Heather Nauert said, “The
23 United States is concerned by reports of airstrikes
24 in Idlib province and northern Hama province on
25 September 19 and 20 that killed at least three med-

1 ical personnel and damaged a number of medical fa-
2 cilities, emergency equipment, and civil defense cen-
3 ters. These attacks fit an all-too-familiar pattern in
4 which medical facilities and personnel—and the civil-
5 ians they serve—are victims of strikes by the Syrian
6 regime and its Russian allies.”.

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

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

24 (b) REPORT REQUIRED.—The Secretary of State
25 shall submit to the appropriate congressional committees

1 a report on alleged war crimes and crimes against human-
2 ity attributable to the Government of the Russian Federa-
3 tion or paramilitary forces or contractors responsive to the
4 direction of that Government during the operations of that
5 Government in Syria—

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

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

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

13 (1) A description of alleged war crimes and
14 crimes against humanity described in subsection (b),
15 including—

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

21 (B) if possible, a description of the conven-
22 tional and unconventional weapons used for
23 such alleged crimes and the origins of such
24 weapons.

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

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

12 (A) to train investigators within and out-
13 side of Syria on how to document, investigate,
14 develop findings with respect to, and identify
15 and locate alleged perpetrators of, such alleged
16 crimes, including—

17 (i) the number of United States Gov-
18 ernment or contractor personnel currently
19 designated to work full-time on such train-
20 ing; and

21 (ii) an identification of the authorities
22 and appropriations being used to support
23 such training; and

24 (B) to document, collect, preserve, and
25 protect evidence of such alleged crimes, includ-

1 ing support for Syrian, foreign, and inter-
2 national nongovernmental organizations, and
3 other entities, including the International, Im-
4 partial and Independent Mechanism to Assist in
5 the Investigation and Prosecution of Persons
6 Responsible for the Most Serious Crimes under
7 International Law Committed in the Syrian
8 Arab Republic since March 2011 and the Inde-
9 pendent International Commission of Inquiry
10 on the Syrian Arab Republic of the United Na-
11 tions.

12 (d) PROTECTION OF WITNESSES AND EVIDENCE.—

13 In preparing the report required by subsection (b), the
14 Secretary shall take due care to ensure that the identities
15 of witnesses and physical evidence are not publicly dis-
16 closed in a manner that might place such witnesses at risk
17 of harm or encourage the destruction of such evidence by
18 the Government of the Russian Federation or the Govern-
19 ment of Syria, violent extremist groups, anti-government
20 forces, or any other combatants or participants in the con-
21 flict in Syria.

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

1 (f) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
2 FINED.—In this section, the term “appropriate congress-
3 sional committees” means—

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

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

12 **SEC. 709. REPORT ON ACTIVITIES OF THE RUSSIAN FED-**
13 **ERATION IN SYRIA.**

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

20 (1) an assessment of the willingness and capac-
21 ity of the Government of the Russian Federation to
22 ensure the removal of Iranian forces, Iran-aligned
23 and Iran-directed militias and paramilitaries, and
24 other armed group responsive to the direction of
25 Iran, from the territory of Syria;

1 (2) a list of policies, actions, or activities that
2 the Government of the Russian Federation would
3 take if that Government were willing to ensure the
4 removal of the forces, militias, paramilitaries, and
5 other armed groups described in paragraph (1) from
6 the territory of Syria;

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

13 (4) an assessment of whether any of the poli-
14 cies, actions, or activities described in paragraph (2)
15 or (3) are being taken by the Government of the
16 Russian Federation;

17 (5) an assessment of the specific commitments
18 made by officials of the Government of the Russian
19 Federation to officials of the Government of Israel
20 with respect to the Golan Heights and the presence
21 of the forces, militias, paramilitaries, and other
22 armed groups described in paragraph (1) in the ter-
23 ritory of Syria;

24 (6) an assessment of weapons, technologies, and
25 knowledge directly or indirectly transferred by the

1 Government of the Russian Federation to the regime
2 of Bashar al-Assad, Lebanese Hezbollah, Iran, or
3 Iran-aligned forces in Syria that threaten the secu-
4 rity and qualitative military edge of Israel; and

5 (7) an assessment of whether the presence of
6 Russian forces and Russian contractors in Syria lim-
7 its the options of the Government of Israel in taking
8 steps to ensure its security from threats emanating
9 from the territory of Syria.

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

13 (c) APPROPRIATE CONGRESSIONAL COMMITTEES
14 AND LEADERSHIP DEFINED.—In this section, the term
15 “appropriate congressional committees and leadership”
16 means—

17 (1) the Committee on Foreign Relations, the
18 Committee on Banking, Housing, and Urban Af-
19 fairs, and the majority and minority leaders of the
20 Senate; and

21 (2) the Committee on Foreign Affairs, the
22 Committee on Financial Services, the Committee on
23 Ways and Means, and the Speaker, the majority
24 leader, and the minority leader of the House of Rep-
25 resentatives.

1 **SEC. 710. REPORT ON THE ASSASSINATION OF BORIS**
2 **NEMTSOV.**

3 (a) IN GENERAL.—Not later than 180 days after the
4 date of the enactment of this Act, the Secretary of State,
5 in coordination with the Director of National Intelligence,
6 shall submit to the appropriate congressional committees
7 and leadership a report detailing the circumstances of the
8 assassination on February 27, 2015, of Russian opposition
9 leader Boris Nemtsov, including—

10 (1) a list of the individuals the Secretary deter-
11 mines to have been involved in the assassination as
12 perpetrators or as having organized or directed the
13 assassination;

14 (2) a description of what measures, if any, have
15 been taken by the Government of the Russian Fed-
16 eration to investigate the assassination and bring the
17 individuals described in paragraph (1) to justice;
18 and

19 (3) an assessment of the effectiveness of those
20 measures.

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

24 (c) APPROPRIATE CONGRESSIONAL COMMITTEES
25 AND LEADERSHIP DEFINED.—In this section, the term

1 “appropriate congressional committees and leadership”
2 means—

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

7 (2) the Committee on Foreign Affairs, the
8 Committee on Financial Services, the Committee on
9 Ways and Means, and the Speaker, the majority
10 leader, and the minority leader of the House of Rep-
11 resentatives.

12 **SEC. 711. REPORT ON THE PERSONAL NET WORTH AND AS-**
13 **SETS OF VLADIMIR PUTIN.**

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

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

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

5 (b) **FORM OF REPORT.**—The report required under
6 subsection (a) shall be submitted in an unclassified form
7 but may include a classified annex.

8 (c) **APPROPRIATE CONGRESSIONAL COMMITTEES DE-**
9 **FINED.**—In this section, the term “appropriate congres-
10 sional committees” means—

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

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

19 **SEC. 712. REPORT ON THE THREAT POSED BY RUSSIAN NA-**
20 **TIONAL YEVGENIY PRIGOZHIN AND HIS AF-**
21 **FILIATED STRUCTURES TO UNITED STATES**
22 **NATIONAL SECURITY.**

23 (a) **IN GENERAL.**—Not later than 90 days after the
24 date of the enactment of this Act, the Director of National
25 Intelligence, in coordination with the Secretary of State

1 and the Secretary of Defense, shall submit to the appro-
2 priate congressional committees a report assessing the
3 threat posed to the national security of the United States
4 by Russian national Yevgeniy Prigozhin and his affiliated
5 structures, including—

6 (1) an assessment of the activities by the Wag-
7 ner Group and other mercenary organizations affili-
8 ated with Russian national Yevgeniy Prigozhin in
9 the Central African Republic, Venezuela, Syria,
10 Libya, Sudan, Madagascar, and other countries, and
11 the threat those activities may pose to the national
12 interests and national security of the United States;

13 (2) an assessment of the nature of the relation-
14 ship between the Wagner Group and other organiza-
15 tions affiliated with Yevgeniy Prigozhin and the mili-
16 tary and the Government of the Russian Federation;
17 and

18 (3) an assessment of the role of the Wagner
19 Group and other organizations affiliated with Rus-
20 sian national Yevgeniy Prigozhin in the murder of
21 Russian journalists Orkhan Dzhemal, Alexander
22 Rastorguyev, and Kirill Radchenko in the Central
23 African Republic on July 31, 2018.

24 (b) APPROPRIATE CONGRESSIONAL COMMITTEES
25 DEFINED.—In this section, the term “appropriate con-

1 gressional committees” means the Committee on Foreign
2 Relations of the Senate and the Committee on Foreign
3 Affairs of the House of Representatives.

4 **SEC. 713. SENSE OF CONGRESS ON RESPONSIBILITY OF**
5 **TECHNOLOGY COMPANIES FOR STATE-SPON-**
6 **SORED DISINFORMATION.**

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

12 **SEC. 714. SENSE OF CONGRESS ON POLITICAL PRISONERS**
13 **IN THE RUSSIAN FEDERATION.**

14 It is the sense of Congress that—

15 (1) the Government of the United States con-
16 demns the deliberate targeting and detention of po-
17 litical prisoners within the Russian Federation, in-
18 cluding—

- 19 (A) peaceful protesters;
20 (B) civil society activists;
21 (C) human rights advocates;
22 (D) journalists;
23 (E) Crimean Tatars;

1 (F) members of a political organization
2 considered “undesirable” in the Russian Fed-
3 eration; and

4 (G) adherents of a religious group prohib-
5 ited by the Russian Federation; and

6 (2) the President should seek to impose tar-
7 geted sanctions on government officials of the Rus-
8 sian Federation responsible for human rights abuses
9 under existing authorities, including the Sergei
10 Magnitsky Rule of Law Accountability Act of 2012
11 (title IV of Public Law 112–208; 22 U.S.C. 5811
12 note) and the Global Magnitsky Human Rights Ac-
13 countability Act (subtitle F of title XII of Public
14 Law 114–328; 22 U.S.C. 2656 note).

15 **SEC. 715. SENSE OF CONGRESS ON POLICY WITH RESPECT**
16 **TO THE RUSSIAN FEDERATION IN AFRICA.**

17 It is the sense of Congress that—

18 (1) Russian President Vladimir Putin seeks to
19 increase the influence of the Russian Federation in
20 Africa to—

21 (A) project power and strategic influence
22 in the international arena by taking advantage
23 of African countries, including some that are
24 economically and politically vulnerable, in an
25 opportunistic and exploitative manner;

1 (B) increase access by the Russian Federa-
2 tion to natural resources and raw materials
3 without respect for international anti-corruption
4 and transparency best practices; and

5 (C) expand the market for goods and serv-
6 ices from the Russian Federation, especially
7 arms, oil, gas, and nuclear energy;

8 (2) President Putin recently convened delegates
9 from 45 African countries, including 43 heads of
10 state in Sochi, Russian Federation, at the first Rus-
11 sia-Africa Forum on October 23 and 24, 2019;

12 (3) during the Russia-Africa Forum, 13 African
13 leaders held bilateral meetings with President Putin;

14 (4) President Putin announced that the Rus-
15 sian Federation had signed “more than 30 military
16 tactical cooperation agreements” including for a
17 “large array of weaponry and hardware” by the con-
18 clusion of the Russia-Africa Forum;

19 (5) the Russia-Africa Forum resulted in a re-
20 ported \$12,500,000,000 in business deals, largely in
21 arms, and President Putin announced a
22 \$40,000,000,000 goal for trade with Africa;

23 (6) from 2006 to 2018, total trade by the Rus-
24 sian Federation with sub-Saharan Africa reportedly
25 increased by 336 percent;

1 (7) the Russian Federation is the largest arms
2 exporter to the African continent, accounting for 49
3 percent of the total estimated value of arms exports
4 to North Africa (mostly to Algeria), and 28 percent
5 to sub-Saharan Africa in the period from 2014
6 through 2018;

7 (8) as it did in the 2016 United States election,
8 the Russian Federation has interfered in a number
9 of recent African elections to further its national
10 economic and political interests;

11 (9) activities by the Russian Federation in Afri-
12 ca include—

13 (A) meddling in democratic electoral pro-
14 cesses;

15 (B) offering low or no cost financing to im-
16 poverished countries in exchange for lucrative
17 natural resource contracts for firms controlled
18 by Russian state-backed oligarchs;

19 (C) supplying arms and munitions to gov-
20 ernments with autocratic leanings as well as oc-
21 casionally to rebel leaders; and

22 (D) installing military and, in some in-
23 stances, political advisors in key decision-mak-
24 ing circles;

1 (10) Yevgeniy Prigozhin, a close associate of
2 President Putin, the Wagner Group, and other enti-
3 ties affiliated with Yevgeniy Prigozhin are frequently
4 at the center of election interference efforts by the
5 Russian Federation and are often beneficiaries of as-
6 sociated natural resource contracts;

7 (11) in Madagascar, after meeting with the in-
8 cumbent President of the country, President Putin
9 reportedly authorized an electoral disinformation
10 campaign on social media and bolstered multiple
11 spoiler presidential candidates in exchange for lucra-
12 tive mining concessions for a company controlled by
13 Yevgeniy Prigozhin;

14 (12) in Guinea, the Russian Federation is sup-
15 porting the attempt by President Alpha Condé to
16 overturn the Constitution of Guinea and serve a
17 third 5-year term, likely to preserve access to Guin-
18 ean bauxite for the top aluminum company in the
19 Russian Federation, Rusal;

20 (13) in the Central African Republic, President
21 Faustin-Archange Touadéra appointed a former
22 Russian intelligence official as his security advisor
23 and Moscow deployed soldiers and private military
24 contractors to train Central African soldiers, report-

1 edly in exchange for diamond and gold mining ac-
2 cess for entities affiliated with Yevgeniy Prigozhin;
3 (14) in Libya, President Putin has reportedly
4 disregarded the United Nations arms embargo with
5 respect to that country and sent arms and merce-
6 naries to bolster rebel General Khalifa Haftar, calcu-
7 lating that control by General Haftar of the oil rich
8 regions of Libya would be in the economic best in-
9 terests of the Russian Federation;

10 (15) in Sudan, interventions by the Russian
11 Federation range from arming the regime of former
12 President Omar al Bashir, to blocking United Na-
13 tions Security Council sanctions designations linked
14 to the Darfur conflict, to facilitating violent efforts
15 to suppress opposition protests in early 2019 as the
16 Russian Federation sought to preserve its mining
17 and energy contracts and gain strategic access to
18 the Red Sea; and

19 (16) in Zimbabwe, the Russian Federation
20 courted President Emmerson Mnangagwa when he
21 went to Moscow seeking loans to alleviate an eco-
22 nomic crisis, with opportunities for the Russian Fed-
23 eration to invest in oil and gas, diamond, and plat-
24 inum concessions from Zimbabwe as the likely draw.