

Union Calendar No. 767

115TH CONGRESS
2D SESSION

H. R. 6751

[Report No. 115–982]

To increase transparency with respect to financial services benefitting state sponsors of terrorism, human rights abusers, and corrupt officials, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 7, 2018

Mrs. LOVE introduced the following bill; which was referred to the Committee on Financial Services

SEPTEMBER 26, 2018

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on September 7, 2018]

A BILL

To increase transparency with respect to financial services benefitting state sponsors of terrorism, human rights abusers, and corrupt officials, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Banking Transparency*
 5 *for Sanctioned Persons Act of 2018”.*

6 **SEC. 2. REPORT ON FINANCIAL SERVICES BENEFITTING**
 7 **STATE SPONSORS OF TERRORISM, HUMAN**
 8 **RIGHTS ABUSERS, AND CORRUPT OFFICIALS.**

9 *(a) IN GENERAL.—Not later than 180 days after the*
 10 *date of the enactment of this Act, and every 180 days there-*
 11 *after, the Secretary of the Treasury shall issue a report to*
 12 *the Committees on Financial Services and Foreign Affairs*
 13 *of the House of Representatives and the Committees on*
 14 *Banking, Housing, and Urban Affairs and Foreign Rela-*
 15 *tions of the Senate that includes—*

16 *(1) a copy of any license issued by the Secretary*
 17 *in the preceding 180 days that authorizes a financial*
 18 *institution to provide financial services benefitting a*
 19 *state sponsor of terrorism; and*

20 *(2) a list of any foreign financial institutions*
 21 *that, in the preceding 180 days, knowingly conducted*
 22 *a significant transaction or transactions, directly or*
 23 *indirectly, for a sanctioned person included on the*
 24 *Department of the Treasury’s Specially Designated*
 25 *Nationals And Blocked Persons List who—*

1 (A) is owned or controlled by, or acts on be-
 2 half of, the government of a state sponsor of ter-
 3 rorism; or

4 (B) is designated pursuant to any of the fol-
 5 lowing:

6 (i) Section 404 of the Russia and
 7 Moldova Jackson-Vanik Repeal and Sergei
 8 Magnitsky Rule of Law Accountability Act
 9 of 2012 (Public Law 112-208).

10 (ii) Subtitle F of title XII of the Na-
 11 tional Defense Authorization Act for Fiscal
 12 Year 2017 (Public Law 114-328, the Global
 13 Magnitsky Human Rights Accountability
 14 Act).

15 (iii) Executive Order 13818.

16 (b) *FORM OF REPORT.*—The report required under
 17 subsection (a) shall be submitted in unclassified form but
 18 may contain a classified annex.

19 **SEC. 3. WAIVER.**

20 *The Secretary of the Treasury may waive the require-*
 21 *ments of section 2 with respect to a foreign financial insti-*
 22 *tution described in paragraph (2) of such section—*

23 (1) upon receiving credible assurances that the
 24 foreign financial institution has ceased, or will immi-
 25 nently cease, to knowingly conduct any significant

1 *transaction or transactions, directly or indirectly, for*
 2 *a person described in subparagraph (A) or (B) of*
 3 *such paragraph (2); or*

4 *(2) upon certifying to the Committees on Finan-*
 5 *cial Services and Foreign Affairs of the House of Rep-*
 6 *resentatives and the Committees on Banking, Hous-*
 7 *ing, and Urban Affairs and Foreign Relations of the*
 8 *Senate that the waiver is important to the national*
 9 *interest of the United States, with an explanation of*
 10 *the reasons therefor.*

11 **SEC. 4. DEFINITIONS.**

12 *For purposes of this Act:*

13 *(1) FINANCIAL INSTITUTION.—The term “finan-*
 14 *cial institution” means a United States financial in-*
 15 *stitution or a foreign financial institution.*

16 *(2) FOREIGN FINANCIAL INSTITUTION.—The term*
 17 *“foreign financial institution” has the meaning given*
 18 *that term under section 561.308 of title 31, Code of*
 19 *Federal Regulations.*

20 *(3) KNOWINGLY.—The term “knowingly” with*
 21 *respect to conduct, a circumstance, or a result, means*
 22 *that a person has actual knowledge, or should have*
 23 *known, of the conduct, the circumstance, or the result.*

24 *(4) UNITED STATES FINANCIAL INSTITUTION.—*
 25 *The term “United States financial institution” has*

1 *the meaning given the term “U.S. financial institu-*
2 *tion” under section 561.309 of title 31, Code of Fed-*
3 *eral Regulations.*

4 **SEC. 5. SUNSET.**

5 *The reporting requirement under this Act shall termi-*
6 *nate on the date that is the end of the 7-year period begin-*
7 *ning on the date of the enactment of this Act.*

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