

115TH CONGRESS
1ST SESSION

H. R. 2185

To require the President to transmit to Congress determinations and certifications of whether foreign financial institutions listed in Attachment 3 or Attachment 4 to Annex II of the Joint Comprehensive Plan of Action have facilitated transactions or provided services for foreign terrorist organizations, sanctioned foreign persons, or Iran's Revolutionary Guard Corps or any of its officials, agents, or affiliates, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2017

Mr. PITTENGER (for himself and Mr. ZELDIN) introduced the following bill;
which was referred to the Committee on Foreign Affairs

A BILL

To require the President to transmit to Congress determinations and certifications of whether foreign financial institutions listed in Attachment 3 or Attachment 4 to Annex II of the Joint Comprehensive Plan of Action have facilitated transactions or provided services for foreign terrorist organizations, sanctioned foreign persons, or Iran's Revolutionary Guard Corps or any of its officials, agents, or affiliates, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Iran Sanctions Relief
3 Review Act”.

4 **SEC. 2. DETERMINATION AND CERTIFICATION OF WHETH-**
5 **ER CERTAIN FOREIGN FINANCIAL INSTITU-**
6 **TIONS HAVE FACILITATED TRANSACTIONS**
7 **OR PROVIDED SERVICES FOR COVERED PER-**
8 **SONS.**

9 (a) IN GENERAL.—Not later than 180 days after the
10 date of the enactment of this Act, and every 180 days
11 thereafter for a period not to exceed 5 years, the President
12 shall—

13 (1) with respect to each foreign financial insti-
14 tution, including an Iranian financial institution,
15 listed in Attachment 3 or Attachment 4 to Annex II
16 of the Joint Comprehensive Plan of Action, deter-
17 mine whether the institution has, on or after Janu-
18 ary 30, 2016, knowingly facilitated a significant
19 transaction or transactions or provided significant fi-
20 nancial services for any person described in section
21 4; and

22 (2) transmit to the appropriate congressional
23 committees a certification of each determination
24 with respect to a foreign financial institution, includ-
25 ing an Iranian financial institution, made under
26 paragraph (1).

1 (b) FORM.—A certification described in subsection
 2 (a)(2) shall be submitted in unclassified form, but may
 3 contain a classified annex.

4 (c) DETERMINATION OF SIGNIFICANT TRANSACTION
 5 OR TRANSACTIONS AND SIGNIFICANT FINANCIAL SERV-
 6 ICES.—For purposes of this section, a transaction or
 7 transactions shall be determined to be significant and fi-
 8 nancial services shall be determined to be significant in
 9 accordance with section 561.404 of title 31, Code of Fed-
 10 eral Regulations.

11 **SEC. 3. DETERMINATION AND CERTIFICATION OF WHETH-**
 12 **ER CERTAIN FOREIGN PERSONS HAVE SUP-**
 13 **PORTED COVERED PERSONS.**

14 (a) IN GENERAL.—Not later than 180 days after the
 15 date of the enactment of this Act, and every 180 days
 16 thereafter for a period not to exceed 5 years, the President
 17 shall—

18 (1) with respect to each foreign person listed in
 19 Attachment 3 or Attachment 4 to Annex II of the
 20 Joint Comprehensive Plan of Action, determine
 21 whether the foreign person has, on or after January
 22 30, 2016, knowingly, directly or indirectly, materi-
 23 ally assisted, sponsored, or provided financial, mate-
 24 rial, or technological support for, or goods or serv-

1 ices in support of any person described in section 4;
2 and

3 (2) transmit to the appropriate congressional
4 committees a certification of each determination
5 with respect to a foreign person made under para-
6 graph (1).

7 (b) FORM.—A determination described in subsection
8 (a)(2) shall be submitted in unclassified form, but may
9 contain a classified annex.

10 **SEC. 4. COVERED PERSONS.**

11 A person described in this section is—

12 (1) an organization that is designated by the
13 Secretary of State as a foreign terrorist organization
14 pursuant to section 219 of the Immigration and Na-
15 tionality Act (8 U.S.C. 1189);

16 (2) a foreign person the property or interests in
17 property of which are blocked pursuant to—

18 (A) Executive Order 13224 (September 23,
19 2001; relating to blocking property and prohib-
20 iting transactions with persons who commit,
21 threaten to commit, or support terrorism);

22 (B) Executive Order 13382 (June 28,
23 2005; relating to blocking property of weapons
24 of mass destruction proliferators and their sup-
25 porters);

1 (C) Executive Order 13094 (July 28,
2 1998; relating to proliferation of weapons of
3 mass destruction);

4 (D) Executive Order 12938 (November 16,
5 1994; relating to proliferation of weapons of
6 mass destruction);

7 (E) Executive Order 13338 (50 U.S.C.
8 1701 note; relating to blocking property of cer-
9 tain persons and prohibiting the export of cer-
10 tain goods to Syria);

11 (F) Executive Order 13399 (50 U.S.C.
12 1701 note; relating to blocking property of ad-
13 ditional persons in connection with the national
14 emergency with respect to Syria);

15 (G) Executive Order 13460 (50 U.S.C.
16 1701 note; relating to blocking property of ad-
17 ditional persons in connection with the national
18 emergency with respect to Syria);

19 (H) Executive Order 13572 (50 U.S.C.
20 1701 note; relating to blocking property of cer-
21 tain persons with respect to human rights
22 abuses in Syria);

23 (I) Executive Order 13573 (50 U.S.C.
24 1701 note; relating to blocking property of sen-
25 ior officials of the Government of Syria);

1 (J) Executive Order 13582 (50 U.S.C.
2 1701 note; relating to blocking property of the
3 Government of Syria and prohibiting certain
4 transactions with respect to Syria);

5 (K) Executive Order 13608 Prohibiting
6 Certain Transactions With and Suspending
7 Entry Into the United States of Foreign Sanc-
8 tions Evaders With Respect to Iran and Syria;

9 (L) Executive Order 13606 Blocking the
10 Property and Suspending Entry Into the
11 United States of Certain Persons With Respect
12 to Grave Human Rights Abuses by the Govern-
13 ments of Iran and Syria via Information Tech-
14 nology;

15 (M) Executive Order 13553 Blocking
16 Property of Certain Persons With Respect to
17 Serious Human Rights Abuses By The Govern-
18 ment of Iran and Taking Certain Other Ac-
19 tions; or

20 (N) any other Iranian person the property
21 or interests in property of which are blocked
22 pursuant to the International Emergency Eco-
23 nomic Powers Act (50 U.S.C. 1701 et seq.); or

24 (3)(A) Iran's Revolutionary Guard Corps or
25 any of its officials, agents, or affiliates; or

1 (B) a person acting on behalf of or at the direc-
2 tion of, or owned or controlled by, a person de-
3 scribed in subparagraph (A).

4 **SEC. 5. DEFINITIONS.**

5 In this Act:

6 (1) APPROPRIATE CONGRESSIONAL COMMIT-
7 TEES.—The term “appropriate congressional com-
8 mittees” has the meaning given the term in section
9 14 of the Iran Sanctions Act of 1996 (Public Law
10 104–172; 50 U.S.C. 1701 note).

11 (2) FOREIGN FINANCIAL INSTITUTION.—The
12 term “foreign financial institution” has the meaning
13 given such term in section 1010.605 of title 31,
14 Code of Federal Regulations.

15 (3) FOREIGN PERSON.—The term “foreign per-
16 son”—

17 (A) means—

18 (i) a natural person who is not a
19 United States person;

20 (ii) a corporation, partnership, or
21 other nongovernmental entity which is not
22 a United States person; or

23 (iii) any representative, agent or in-
24 strumentality of, or an individual working
25 on behalf of a foreign government; but

1 (B) does not include a foreign financial in-
2 stitution, including an Iranian financial institu-
3 tion, described in section 2(b).

4 (4) FOREIGN TERRORIST ORGANIZATION.—The
5 term “foreign terrorist organization” means any or-
6 ganization designated by the Secretary of State as a
7 foreign terrorist organization in accordance with sec-
8 tion 219(a) of the Immigration and Nationality Act
9 (8 U.S.C. 1189(a)).

10 (5) IRANIAN FINANCIAL INSTITUTION.—The
11 term “Iranian financial institution” has the meaning
12 given the term in section 104A(d)(3) of the Com-
13 prehensive Iran Sanctions, Accountability, and Di-
14 vestment Act of 2010 (22 U.S.C. 8513b(d)(3)).

15 (6) JOINT COMPREHENSIVE PLAN OF ACTION.—
16 The term “Joint Comprehensive Plan of Action”
17 means the Joint Comprehensive Plan of Action,
18 agreed to at Vienna July 14, 2015, by Iran and by
19 the People’s Republic of China, France, Germany,
20 the Russian Federation, the United Kingdom and
21 the United States, with the High Representative of
22 the European Union for Foreign Affairs and Secu-
23 rity Policy, and all implementing materials and
24 agreements related to the Joint Comprehensive Plan
25 of Action, and transmitted by the President to Con-

1 gress on July 19, 2015, pursuant to section 135(a)
2 of the Atomic Energy Act of 1954, as amended by
3 the Iran Nuclear Agreement Review Act of 2015
4 (Public Law 114–17; 129 Stat. 201).

5 (7) PERSON.—The term “person” has the
6 meaning given the term in section 14 of the Iran
7 Sanctions Act of 1996 (Public Law 104–172; 50
8 U.S.C. 1701 note).

9 (8) UNITED STATES PERSON.—The term
10 “United States person” has the meaning given the
11 term in section 14 of the Iran Sanctions Act of 1996
12 (Public Law 104–172; 50 U.S.C. 1701 note).

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