

Calendar No. 372

118TH CONGRESS
2D SESSION

S. 2336

To address the threat from the development of Iran's ballistic missile program and the transfer or deployment of Iranian missiles and related goods and technology, including materials and equipment, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 18, 2023

Mr. MENENDEZ (for himself, Mr. HAGERTY, Mr. RICKETTS, and Mr. GRASSLEY) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

MAY 7, 2024

Reported by Mr. CARDIN, with an amendment

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

A BILL

To address the threat from the development of Iran's ballistic missile program and the transfer or deployment of Iranian missiles and related goods and technology, including materials and equipment, 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 TITLES.**

2 This Act may be cited as the “Making Iran Sanctions
3 Stick In Lieu of Expiration of Sanctions Act” or the
4 “MISSILES Act”.

5 **SEC. 2. FINDINGS.**

6 Congress makes the following findings:

7 (1) Annex B to United Nations Security Coun-
8 cil Resolution 2231 (2015) restricts certain missile-
9 related activities and transfers to and from Iran, in-
10 cluding all items, materials, equipment, goods, and
11 technology set out in the Missile Technology Control
12 Regime Annex, absent advance, case-by-case ap-
13 proval from the United Nations Security Council.

14 (2) Iran has transferred Shahed and Mohajer
15 drones, covered under the Missile Technology Con-
16 trol Regime Annex, to the Russian Federation, the
17 Government of Ethiopia, and other Iran-aligned en-
18 tities, including the Houthis in Yemen and militia
19 units in Iraq, without prior authorization from the
20 United Nations Security Council, in violation of the
21 restrictions set forth in Annex B to United Nations
22 Security Council Resolution 2231.

23 (3) Absent action by the United Nations Secu-
24 rity Council, certain missile-related restrictions in
25 Annex B to United Nations Security Council Resolu-
26 tion 2231 will expire in October 2023, removing

1 international legal restrictions on missile-related ac-
2 tivities and transfers to and from Iran.

3 **SEC. 3. STATEMENT OF POLICY.**

4 It is the policy of the United States—

5 (1) to combat and deter the transfer of conven-
6 tional and non-conventional arms, equipment, mate-
7 rial, and technology to or from Iran, or involving the
8 Government of Iran;

9 (2) to ensure countries, individuals, and entities
10 engaged in, or attempting to engage in, the acquisi-
11 tion, facilitation, or development of arms and related
12 components and technology and subject to restric-
13 tions under Annex B to United Nations Security
14 Council Resolution 2231 are held to account under
15 United States and international law, including
16 through the application and enforcement of sanc-
17 tions and use of export controls, regardless of wheth-
18 er the restrictions under Annex B to United Nations
19 Security Council Resolution 2231 remain in effect
20 following their anticipated expiration in October
21 2023;

22 (3) to urgently seek the extension of missile-re-
23 lated restrictions set forth in Annex B to United Na-
24 tions Security Council Resolution 2231 (2015); and

1 (4) to use all available authorities to constrain
2 Iran's domestic ballistic missile production capabilities.
3 ties.

4 **SEC. 4. DEFINITIONS.**

5 In this Act:

6 (1) ~~APPROPRIATE CONGRESSIONAL COMMITTEES.~~—The term “appropriate congressional committees” means—

9 (A) the Committee on Foreign Relations of
10 the Senate;

11 (B) the Committee on Banking, Housing,
12 and Urban Affairs of the Senate;

13 (C) the Committee on Foreign Affairs of
14 the House of Representatives; and

15 (D) the Committee on the Judiciary of the
16 House of Representatives.

17 (2) ~~COVERED TECHNOLOGY.~~—The term “covered technology” means—

19 (A) any goods, technology, software, or related
20 material specified in the Missile Technology Control Regime Annex, as in effect on
21 the day before the date of the enactment of this
22 Act; and

24 (B) any additional goods, technology, software,
25 or related material added to the Missile

1 Technology Control Regime Annex after the
2 day before the date of the enactment of this
3 Act.

4 ~~(3) FOREIGN PERSON.~~—The term “foreign per-
5 son”—

6 (A) means an individual or entity that is
7 not a United States person; and

8 (B) includes a foreign state (as such term
9 is defined in section 1603 of title 28, United
10 States Code).

11 ~~(4) GOOD.~~—The term “good” means any arti-
12 cle, natural or manmade substance, material, supply
13 or manufactured product, including inspection and
14 test equipment, and excluding technical data.

15 ~~(5) GOVERNMENT OF IRAN.~~—The term “Gov-
16 ernment of Iran” has the meaning given such term
17 in section 560.304 of title 31, Code of Federal Reg-
18 ulations, as such section was in effect on January 1,
19 2021.

20 ~~(6) IRAN-ALIGNED ENTITY.~~—The term “Iran-
21 aligned entity” means a foreign person that—

22 (A) is controlled by or reports directly to
23 the Government of Iran; and

24 (B) knowingly receives material or finan-
25 cial support from the Government of Iran, in-

1 including Hezbollah, Ansar Allah, or another Ira-
2 nian-backed proxy group.

3 (7) KNOWINGLY.—The term “knowingly” has
4 the meaning given such term in section 14(13) of
5 the Iran Sanctions Act of 1996 (50 U.S.C. 1701
6 note).

7 (8) MISSILE TECHNOLOGY CONTROL REGIME.—
8 The term “Missile Technology Control Regime”
9 means the policy statement between the United
10 States, the United Kingdom, the Federal Republic of
11 Germany, France, Italy, Canada, and Japan that
12 was announced on April 16, 1987, to restrict sen-
13 sitive missile-relevant transfers based on the Missile
14 Technology Control Regime Annex, and any amend-
15 ments thereto or expansions thereof, as in effect on
16 the day before the date of the enactment of this Act.

17 (9) MISSILE TECHNOLOGY CONTROL REGIME
18 ANNEX.—The term “Missile Technology Control Re-
19 gime Annex” means the Guidelines and Equipment
20 and Technology Annex of the Missile Technology
21 Control Regime, and any amendments thereto or up-
22 dates thereof, as in effect on the day before the date
23 of the enactment of this Act.

24 (10) UNITED STATES PERSON.—The terms
25 “United States person” means—

1 (A) a United States citizen;

2 (B) a permanent resident alien of the
3 United States;

4 (C) an entity organized under the laws of
5 the United States or of any jurisdiction within
6 the United States, including a foreign branch of
7 such an entity; or

8 (D) a person in the United States.

9 **SEC. 5. DEPARTMENT OF STATE REPORT ON DIPLOMATIC**
10 **STRATEGY AND OTHER ASPECTS OF UNITED**
11 **NATIONS SECURITY COUNCIL RESOLUTION**
12 **2231 EXPIRATIONS.**

13 Not later than 90 days after the date of the enact-
14 ment of this Act, and annually thereafter for the following
15 4 years, the Secretary of State, in coordination with the
16 heads of other relevant departments and agencies, shall
17 submit to the appropriate congressional committees an un-
18 classified report, with a classified annex, if necessary, that
19 includes—

20 (1) a diplomatic strategy to secure the renewal
21 of international restrictions on certain missile-re-
22 lated activities, including transfers to and from Iran
23 set forth in Annex B to United Nations Security
24 Council Resolution 2231 (2015) before October
25 2023;

1 (2) an analysis of how the expiration of missile-
2 related restrictions set forth in Annex B to United
3 Nations Security Council Resolution 2231 would im-
4 pact the Government of Iran's arms proliferation
5 and malign activities, including as the restrictions
6 relate to cooperation with, and support for, Iran-
7 aligned entities and allied countries;

8 (3) an assessment of the revenue, or non-cash
9 benefits, to be accrued by the Government of Iran,
10 or Iran-aligned entities, as a result of a lapse in mis-
11 sile-related restrictions set forth in Annex B to
12 United Nations Security Council Resolution 2231;

13 (4) a detailed description of the United States
14 strategy to deter, prevent, and disrupt the sale, pur-
15 chase, or transfer of covered technology involving
16 Iran absent restrictions set forth in Annex B to
17 United Nations Security Council Resolution 2231;

18 (5) the identification of any foreign person en-
19 gaging in, enabling, or otherwise facilitating any ac-
20 tivity involving Iran restricted under Annex B to
21 United Nations Security Council Resolution 2231,
22 regardless of whether such restrictions remain in ef-
23 fect after October 2023;

24 (6) a description of actions by the United Na-
25 tions and other multilateral organizations, including

1 the European Union, to hold accountable foreign
2 persons that have violated the restrictions set forth
3 in Annex B to United Nations Security Council Res-
4 olution 2231, and efforts to prevent further viola-
5 tions of such restrictions;

6 (7) a description of actions by individual mem-
7 ber states of the United Nations Security Council to
8 hold accountable foreign persons that have violated
9 restrictions set forth in Annex B to United Nations
10 Security Council Resolution 2231 and efforts to pre-
11 vent further violations of such restrictions;

12 (8) a description of actions taken by the Peo-
13 ple's Republic of China, the Russian Federation, or
14 any other country to prevent, interfere with, or un-
15 dermine efforts to hold accountable foreign persons
16 that have violated the restrictions set forth in Annex
17 B to United Nations Security Council Resolution
18 2231, including actions to restrict United Nations-
19 led investigations into suspected violations of such
20 restrictions, or limit funding to relevant United Na-
21 tions offices or experts;

22 (9) an analysis of the foreign and domestic sup-
23 ply chains in Iran that directly or indirectly facili-
24 tate, support, or otherwise aid the Government of
25 Iran's drone or missile program, including storage,

1 transportation, or flight-testing of related goods,
2 technology, or components;

3 (10) the identification of any foreign entity or
4 entities that enables, supports, or otherwise facili-
5 tates the operations or maintenance of any Iranian
6 airline subject to United States sanctions or export
7 control restrictions;

8 (11) an assessment of how the continued oper-
9 ation of Iranian airlines subject to United States
10 sanctions or export control restrictions impacts the
11 Government of Iran's ability to transport or develop
12 arms, including covered technology; and

13 (12) a description of actions taken by the Peo-
14 ple's Republic of China, the Russian Federation, or
15 any other country that have violated the restrictions
16 set forth in Annex B of United Nations Security
17 Council Resolution 2231, including any purchase,
18 transfer, or acquisition of covered technology or
19 component parts.

20 **SEC. 6. COMBATING THE PROLIFERATION OF IRANIAN MIS-**
21 **SILES.**

22 (a) **IN GENERAL.**—The actions, including sanctions,
23 described in subsection (b) shall apply to any foreign per-
24 son the President determines, on or after the date of the
25 enactment of this Act—

1 (1) knowingly engages in any effort to acquire,
2 possess, develop, transport, transfer, or deploy cov-
3 ered technology to, from, or involving the Govern-
4 ment of Iran or Iran-aligned entities, regardless of
5 whether the restrictions set forth in Annex B to
6 United Nations Security Council Resolution 2231
7 (2015) remain in effect after October 2023;

8 (2) knowingly provides entities owned or con-
9 trolled by the Government of Iran or Iran-aligned
10 entities with goods, technology, parts, or compo-
11 nents, that may contribute to the development of
12 covered technology;

13 (3) knowingly participates in joint missile or
14 drone development, including development of covered
15 technology, with the Government of Iran or Iran-
16 aligned entities, including technical training, storage,
17 and transport;

18 (4) knowingly imports, exports, or re-exports to,
19 into, or from Iran, whether directly or indirectly,
20 any significant arms or related materiel prohibited
21 under paragraph (5) or (6) to Annex B of United
22 Nations Security Council Resolution 2231 (2015) as
23 of April 1, 2023; or

24 (5) knowingly provides significant financial, ma-
25 terial, or technological support to, or knowingly en-

1 gages in a significant transaction with, a foreign
2 person subject to sanctions for conduct described in
3 paragraph (1), (2), (3), or (4).

4 (b) SANCTIONS DESCRIBED.—The sanctions de-
5 scribed in this subsection are the following:

6 (1) BLOCKING OF PROPERTY.—The President
7 shall exercise all authorities granted under the Inter-
8 national Emergency Economic Powers Act (50
9 U.S.C. 1701 et seq.) to the extent necessary to block
10 and prohibit all transactions in property and inter-
11 ests in property of the foreign person if such prop-
12 erty and interests in property are in the United
13 States, come within the United States, or come with-
14 in the possession or control of a United States per-
15 son.

16 (2) INELIGIBILITY FOR VISAS, ADMISSION, OR
17 PAROLE.—

18 (A) VISAS, ADMISSION, OR PAROLE.—An
19 alien described in subsection (a) shall be—

20 (i) inadmissible to the United States;
21 (ii) ineligible to receive a visa or other
22 documentation to enter the United States;
23 and

24 (iii) otherwise ineligible to be admitted
25 or paroled into the United States or to re-

1 receive any other benefit under the Immigra-
 2 tion and Nationality Act (8 U.S.C. 1101 et
 3 seq.).

4 ~~(B) CURRENT VISAS REVOKED.—~~

5 (i) ~~IN GENERAL.—~~The visa or other
 6 entry documentation of any alien described
 7 in subsection (a) is subject to revocation
 8 regardless of the issue date of the visa or
 9 other entry documentation.

10 (ii) ~~IMMEDIATE EFFECT.—~~A revoca-
 11 tion under clause (i) shall, in accordance
 12 with section 221(i) of the Immigration and
 13 Nationality Act (8 U.S.C. 1201(i))—

14 (I) take effect immediately; and

15 (II) cancel any other valid visa or
 16 entry documentation that is in the
 17 possession of the alien.

18 (c) ~~PENALTIES.—~~Any person that violates, or at-
 19 tempts to violate, subsection (a) or any regulation, license,
 20 or order issued pursuant to that subsection, shall be sub-
 21 ject to the penalties set forth in subsections (b) and (e)
 22 of section 206 of the International Economic Powers Act
 23 (50 U.S.C. 1705) to the same extent as a person that com-
 24 mits an unlawful act described in subsection (a) of that
 25 section.

1 (d) ~~WAIVER.~~—The President may waive the applica-
2 tion of sanctions under this section with respect to a for-
3 eign person only if, not later than 15 days before the date
4 on which the waiver is to take effect, the President sub-
5 mits to the appropriate congressional committees a written
6 determination and justification that the waiver is in the
7 vital national security interests of the United States.

8 (e) ~~IMPLEMENTATION.~~—The President may exercise
9 all the authorities provided under sections 203 and 205
10 of the International Emergency Economic Powers Act (50
11 U.S.C. 1702 and 1704) to carry out the amendments
12 made by this section.

13 (f) ~~RULEMAKING.~~—

14 (1) ~~IN GENERAL.~~—Not later than 120 days
15 after the date of the enactment of this Act, the
16 President, in consultation with the Secretary of
17 State, shall promulgate any regulations that are nec-
18 essary to implement this Act and the amendments
19 made by this Act.

20 (2) ~~NOTIFICATION TO CONGRESS.~~—Not less
21 than 10 days before the promulgation of regulations
22 pursuant to paragraph (1), the President shall sub-
23 mit to the appropriate congressional committees—

24 (A) a copy of the proposed regulations;
25 and

1 (B) a description of the specific provisions
2 of this Act and the amendments made by this
3 Act that such regulations are implementing.

4 (g) EXCEPTIONS.—

5 (1) EXCEPTION FOR INTELLIGENCE ACTIVITIES.—Sanctions authorized under this section shall
6 not apply to any activity subject to the reporting re-
7 quirements under title V of the National Security
8 Act of 1947 (50 U.S.C. 3091 et seq.) or any author-
9 ized intelligence activities of the United States.

11 (2) EXCEPTION TO COMPLY WITH INTER-
12 NATIONAL OBLIGATIONS AND FOR LAW ENFORCE-
13 MENT ACTIVITIES.—Sanctions authorized under this
14 section shall not apply with respect to an alien if ad-
15 mitting or paroling the alien into the United States
16 is necessary—

17 (A) to permit the United States to comply
18 with the Agreement regarding the Head-
19 quarters of the United Nations, signed at Lake
20 Success June 26, 1947, and entered into force
21 November 21, 1947, between the United Na-
22 tions and the United States, or other applicable
23 international obligations; or

24 (B) to carry out or assist authorized law
25 enforcement activity in the United States.

1 ~~(3) EXCEPTION RELATING TO IMPORTATION OF~~
2 ~~GOODS.—~~The authorities and requirements to im-
3 pose sanctions authorized under this section shall
4 not include the authority or a requirement to impose
5 sanctions on the importation of goods.

6 ~~(h) TERMINATION OF SANCTIONS.—~~This section
7 shall cease to be effective beginning on the date that is
8 30 days after the date on which the President certifies
9 to the appropriate congressional committees that—

10 ~~(1) the Government of Iran no longer provides~~
11 support for international terrorism, as determined
12 by the Secretary of State pursuant to—

13 ~~(A) section 1754(c)(1)(A) of the Export~~
14 Control Reform Act of 2018 (50 U.S.C.

15 4318(c)(1)(A));

16 ~~(B) section 620A of the Foreign Assistance~~
17 Act of 1961 (22 U.S.C. 2371);

18 ~~(C) section 40 of the Arms Export Control~~
19 Act (22 U.S.C. 2780); or

20 ~~(D) any other provision of law; and~~

21 ~~(2) Iran has ceased the pursuit, acquisition,~~
22 and development of, and verifiably dismantled, its
23 nuclear, biological, and chemical weapons and bal-
24 listic missiles and ballistic missile launch technology.

1 **SECTION 1. SHORT TITLES.**

2 *This Act may be cited as the “Making Iran Sanctions*
3 *Stick In Lieu of Expiration of Sanctions Act” or the “MIS-*
4 *SILES Act”.*

5 **SEC. 2. FINDINGS.**

6 *Congress makes the following findings:*

7 *(1) Annex B to United Nations Security Council*
8 *Resolution 2231 (2015) restricts certain missile-re-*
9 *lated activities and transfers to and from Iran, in-*
10 *cluding all items, materials, equipment, goods, and*
11 *technology set out in the Missile Technology Control*
12 *Regime Annex, absent advance, case-by-case approval*
13 *from the United Nations Security Council.*

14 *(2) Iran has transferred Shahed and Mohajer*
15 *drones, covered under the Missile Technology Control*
16 *Regime Annex, to the Russian Federation, the Gov-*
17 *ernment of Ethiopia, and other Iran-aligned entities,*
18 *including the Houthis in Yemen and militia units in*
19 *Iraq, without prior authorization from the United*
20 *Nations Security Council, in violation of the restric-*
21 *tions set forth in Annex B to United Nations Security*
22 *Council Resolution 2231.*

23 *(3) Absent action by the United Nations Security*
24 *Council, certain missile-related restrictions in Annex*
25 *B to United Nations Security Council Resolution*
26 *2231 will expire in October 2023, removing inter-*

1 *national legal restrictions on missile-related activities*
2 *and transfers to and from Iran.*

3 **SEC. 3. STATEMENT OF POLICY.**

4 *It is the policy of the United States—*

5 *(1) to combat and deter the transfer of conven-*
6 *tional and non-conventional arms, equipment, mate-*
7 *rial, and technology to or from Iran, or involving the*
8 *Government of Iran;*

9 *(2) to ensure countries, individuals, and entities*
10 *engaged in, or attempting to engage in, the acquisi-*
11 *tion, facilitation, or development of arms and related*
12 *components and technology and subject to restrictions*
13 *under Annex B to United Nations Security Council*
14 *Resolution 2231 are held to account under United*
15 *States and international law, including through the*
16 *application and enforcement of sanctions and use of*
17 *export controls, regardless of whether the restrictions*
18 *under Annex B to United Nations Security Council*
19 *Resolution 2231 remain in effect following their an-*
20 *ticipated expiration in October 2023;*

21 *(3) to urgently seek the extension of missile-re-*
22 *lated restrictions set forth in Annex B to United Na-*
23 *tions Security Council Resolution 2231 (2015); and*

1 (4) *to use all available authorities to constrain*
2 *Iran’s domestic ballistic missile production capabili-*
3 *ties.*

4 **SEC. 4. DEFINITIONS.**

5 *In this Act:*

6 (1) *APPROPRIATE CONGRESSIONAL COMMIT-*
7 *TEES.—The term “appropriate congressional commit-*
8 *tees” means—*

9 (A) *the Committee on Foreign Relations of*
10 *the Senate;*

11 (B) *the Committee on Banking, Housing,*
12 *and Urban Affairs of the Senate;*

13 (C) *the Committee on Foreign Affairs of the*
14 *House of Representatives; and*

15 (D) *the Committee on the Judiciary of the*
16 *House of Representatives.*

17 (2) *COVERED TECHNOLOGY.—The term “covered*
18 *technology” means—*

19 (A) *any goods, technology, software, or re-*
20 *lated material specified in the Missile Tech-*
21 *nology Control Regime Annex, as in effect on the*
22 *day before the date of the enactment of this Act;*
23 *and*

24 (B) *any additional goods, technology, soft-*
25 *ware, or related material added to the Missile*

1 *Technology Control Regime Annex after the day*
2 *before the date of the enactment of this Act.*

3 (3) *FOREIGN PERSON.*—*The term “foreign per-*
4 *son”*—

5 (A) *means an individual or entity that is*
6 *not a United States person; and*

7 (B) *includes a foreign state (as such term is*
8 *defined in section 1603 of title 28, United States*
9 *Code).*

10 (4) *GOOD.*—*The term “good” means any article,*
11 *natural or manmade substance, material, supply or*
12 *manufactured product, including inspection and test*
13 *equipment, and excluding technical data.*

14 (5) *GOVERNMENT OF IRAN.*—*The term “Govern-*
15 *ment of Iran” has the meaning given such term in*
16 *section 560.304 of title 31, Code of Federal Regula-*
17 *tions, as such section was in effect on January 1,*
18 *2021.*

19 (6) *IRAN-ALIGNED ENTITY.*—*The term “Iran-*
20 *aligned entity” means a foreign person that—*

21 (A) *is controlled by or reports directly to*
22 *the Government of Iran; and*

23 (B) *knowingly receives material or finan-*
24 *cial support from the Government of Iran, in-*

1 *cluding Hezbollah, Ansar Allah, or another Ira-*
2 *nian-backed proxy group.*

3 (7) *KNOWINGLY.*—*The term “knowingly” has the*
4 *meaning given such term in section 14(13) of the*
5 *Iran Sanctions Act of 1996 (50 U.S.C. 1701 note).*

6 (8) *MISSILE TECHNOLOGY CONTROL REGIME.*—
7 *The term “Missile Technology Control Regime” means*
8 *the policy statement between the United States, the*
9 *United Kingdom, the Federal Republic of Germany,*
10 *France, Italy, Canada, and Japan that was an-*
11 *nounced on April 16, 1987, to restrict sensitive mis-*
12 *sile-relevant transfers based on the Missile Technology*
13 *Control Regime Annex, and any amendments thereto*
14 *or expansions thereof, as in effect on the day before*
15 *the date of the enactment of this Act.*

16 (9) *MISSILE TECHNOLOGY CONTROL REGIME*
17 *ANNEX.*—*The term “Missile Technology Control Re-*
18 *gime Annex” means the Guidelines and Equipment*
19 *and Technology Annex of the Missile Technology Con-*
20 *trol Regime, and any amendments thereto or updates*
21 *thereof, as in effect on the day before the date of the*
22 *enactment of this Act.*

23 (10) *UNITED STATES PERSON.*—*The terms*
24 *“United States person” means—*

25 (A) *a United States citizen;*

1 (B) a permanent resident alien of the
2 United States;

3 (C) an entity organized under the laws of
4 the United States or of any jurisdiction within
5 the United States, including a foreign branch of
6 such an entity; or

7 (D) a person in the United States.

8 **SEC. 5. DEPARTMENT OF STATE REPORT ON DIPLOMATIC**
9 **STRATEGY AND OTHER ASPECTS OF UNITED**
10 **NATIONS SECURITY COUNCIL RESOLUTION**
11 **2231 EXPIRATIONS.**

12 Not later than 90 days after the date of the enactment
13 of this Act, and annually thereafter for the following 4
14 years, the Secretary of State, in coordination with the heads
15 of other relevant departments and agencies, shall submit to
16 the appropriate congressional committees an unclassified
17 report, with a classified annex, if necessary, that includes—

18 (1) a diplomatic strategy to secure the renewal
19 of international restrictions on certain missile-related
20 activities, including transfers to and from Iran set
21 forth in Annex B to United Nations Security Council
22 Resolution 2231 (2015) before October 2023;

23 (2) an analysis of how the expiration of missile-
24 related restrictions set forth in Annex B to United
25 Nations Security Council Resolution 2231 would im-

1 *pact the Government of Iran’s arms proliferation and*
2 *malign activities, including as the restrictions relate*
3 *to cooperation with, and support for, Iran-aligned en-*
4 *tities and allied countries;*

5 *(3) an assessment of the revenue, or non-cash*
6 *benefits, to be accrued by the Government of Iran, or*
7 *Iran-aligned entities, as a result of a lapse in missile-*
8 *related restrictions set forth in Annex B to United*
9 *Nations Security Council Resolution 2231;*

10 *(4) a detailed description of the United States*
11 *strategy to deter, prevent, and disrupt the sale, pur-*
12 *chase, or transfer of covered technology involving Iran*
13 *absent restrictions set forth in Annex B to United Na-*
14 *tions Security Council Resolution 2231;*

15 *(5) the identification of any foreign person en-*
16 *gaging in, enabling, or otherwise facilitating any ac-*
17 *tivity involving Iran restricted under Annex B to*
18 *United Nations Security Council Resolution 2231, re-*
19 *gardless of whether such restrictions remain in effect*
20 *after October 2023;*

21 *(6) a description of actions by the United Na-*
22 *tions and other multilateral organizations, including*
23 *the European Union, to hold accountable foreign per-*
24 *sons that have violated the restrictions set forth in*
25 *Annex B to United Nations Security Council Resolu-*

1 *tion 2231, and efforts to prevent further violations of*
2 *such restrictions;*

3 *(7) a description of actions by individual mem-*
4 *ber states of the United Nations Security Council to*
5 *hold accountable foreign persons that have violated re-*
6 *strictions set forth in Annex B to United Nations Se-*
7 *curity Council Resolution 2231 and efforts to prevent*
8 *further violations of such restrictions;*

9 *(8) a description of actions taken by the People's*
10 *Republic of China, the Russian Federation, or any*
11 *other country to prevent, interfere with, or undermine*
12 *efforts to hold accountable foreign persons that have*
13 *violated the restrictions set forth in Annex B to*
14 *United Nations Security Council Resolution 2231, in-*
15 *cluding actions to restrict United Nations-led inves-*
16 *tigations into suspected violations of such restrictions*
17 *or limit funding to relevant United Nations offices or*
18 *experts;*

19 *(9) an analysis of the foreign and domestic sup-*
20 *ply chains in Iran that directly or indirectly facili-*
21 *tate, support, or otherwise aid the Government of*
22 *Iran's drone or missile program, including storage,*
23 *transportation, or flight-testing of related goods, tech-*
24 *nology, or components;*

1 (10) *the identification of any foreign entity or*
2 *entities that enables, supports, or otherwise facilitates*
3 *the operations or maintenance of any Iranian airline*
4 *subject to United States sanctions or export control*
5 *restrictions;*

6 (11) *an assessment of how the continued oper-*
7 *ation of Iranian airlines subject to United States*
8 *sanctions or export control restrictions impacts the*
9 *Government of Iran’s ability to transport or develop*
10 *arms, including covered technology; and*

11 (12) *a description of actions taken by the Peo-*
12 *ple’s Republic of China, the Russian Federation, or*
13 *any other country that has violated the restrictions*
14 *set forth in Annex B of United Nations Security*
15 *Council Resolution 2231, including any purchase,*
16 *transfer, or acquisition of covered technology or com-*
17 *ponent parts.*

18 **SEC. 6. COMBATING THE PROLIFERATION OF IRANIAN MIS-**

19 **SILES.**

20 (a) *IN GENERAL.*—*The actions, including sanctions,*
21 *described in subsection (b) shall apply to any foreign person*
22 *the President determines, on or after the date of the enact-*
23 *ment of this Act—*

24 (1) *knowingly engages in any effort to acquire,*
25 *possess, develop, transport, transfer, or deploy covered*

1 *technology to, from, or involving the Government of*
2 *Iran or Iran-aligned entities, regardless of whether*
3 *the restrictions set forth in Annex B to United Na-*
4 *tions Security Council Resolution 2231 (2015) re-*
5 *main in effect after October 2023;*

6 (2) *knowingly provides entities owned or con-*
7 *trolled by the Government of Iran or Iran-aligned en-*
8 *tities with goods, technology, parts, or components,*
9 *that may contribute to the development of covered*
10 *technology;*

11 (3) *knowingly participates in joint missile or*
12 *drone development, including development of covered*
13 *technology, with the Government of Iran or Iran-*
14 *aligned entities, including technical training, storage,*
15 *and transport;*

16 (4) *knowingly imports, exports, or re-exports to,*
17 *into, or from Iran, whether directly or indirectly, any*
18 *significant arms or related materiel prohibited under*
19 *paragraph (5) or (6) to Annex B of United Nations*
20 *Security Council Resolution 2231 (2015) as of April*
21 *1, 2023; or*

22 (5) *knowingly provides significant financial,*
23 *material, or technological support to, or knowingly*
24 *engages in a significant transaction with, a foreign*

1 *person subject to sanctions for conduct described in*
2 *paragraph (1), (2), (3), or (4).*

3 *(b) SANCTIONS DESCRIBED.—The sanctions described*
4 *in this subsection are the following:*

5 *(1) BLOCKING OF PROPERTY.—The President*
6 *shall exercise all authorities granted under the Inter-*
7 *national Emergency Economic Powers Act (50 U.S.C.*
8 *1701 et seq.) to the extent necessary to block and pro-*
9 *hibit all transactions in property and interests in*
10 *property of the foreign person if such property and*
11 *interests in property are in the United States, come*
12 *within the United States, or are or come within the*
13 *possession or control of a United States person.*

14 *(2) INELIGIBILITY FOR VISAS, ADMISSION, OR PA-*
15 *ROLE.—*

16 *(A) VISAS, ADMISSION, OR PAROLE.—An*
17 *alien described in subsection (a) shall be—*

18 *(i) inadmissible to the United States;*

19 *(ii) ineligible to receive a visa or other*
20 *documentation to enter the United States;*
21 *and*

22 *(iii) otherwise ineligible to be admitted*
23 *or paroled into the United States or to re-*
24 *ceive any other benefit under the Immigra-*

1 *tion and Nationality Act (8 U.S.C. 1101 et*
2 *seq.).*

3 *(B) CURRENT VISAS REVOKED.—*

4 *(i) IN GENERAL.—The visa or other*
5 *entry documentation of any alien described*
6 *in subsection (a) is subject to revocation re-*
7 *gardless of the issue date of the visa or other*
8 *entry documentation.*

9 *(ii) IMMEDIATE EFFECT.—A revoca-*
10 *tion under clause (i) shall, in accordance*
11 *with section 221(i) of the Immigration and*
12 *Nationality Act (8 U.S.C. 1201(i))—*

13 *(I) take effect immediately; and*

14 *(II) cancel any other valid visa or*
15 *entry documentation that is in the pos-*
16 *session of the alien.*

17 *(c) PENALTIES.—Any person that violates, or attempts*
18 *to violate, subsection (a) or any regulation, license, or order*
19 *issued pursuant to that subsection, shall be subject to the*
20 *penalties set forth in subsections (b) and (c) of section 206*
21 *of the International Economic Powers Act (50 U.S.C. 1705)*
22 *to the same extent as a person that commits an unlawful*
23 *act described in subsection (a) of that section.*

24 *(d) WAIVER.—The President may waive the applica-*
25 *tion of sanctions under this section with respect to a foreign*

1 *person for renewable periods not to exceed 180 days only*
2 *if, not later than 15 days before the date on which the waiv-*
3 *er is to take effect, the President submits to the appropriate*
4 *congressional committees a written determination and jus-*
5 *tification that the waiver is in the vital national security*
6 *interests of the United States.*

7 *(e) IMPLEMENTATION.—The President may exercise all*
8 *the authorities provided under sections 203 and 205 of the*
9 *International Emergency Economic Powers Act (50 U.S.C.*
10 *1702 and 1704) to carry out this section.*

11 *(f) RULEMAKING.—*

12 *(1) IN GENERAL.—Not later than 120 days after*
13 *the date of the enactment of this Act, the President,*
14 *in consultation with the Secretary of State, shall pro-*
15 *mulgate any regulations that are necessary to imple-*
16 *ment this Act.*

17 *(2) NOTIFICATION TO CONGRESS.—Not less than*
18 *10 days before the promulgation of regulations pursu-*
19 *ant to paragraph (1), the President shall submit to*
20 *the appropriate congressional committees—*

21 *(A) a copy of the proposed regulations; and*

22 *(B) a description of the specific provisions*
23 *of this Act that such regulations are imple-*
24 *menting.*

25 *(g) EXCEPTIONS.—*

1 (1) *EXCEPTION FOR INTELLIGENCE ACTIVITIES.*—Sanctions authorized under this section shall
2 not apply to any activity subject to the reporting re-
3 quirements under title V of the National Security Act
4 of 1947 (50 U.S.C. 3091 et seq.) or any authorized in-
5 telligence activities of the United States.
6

7 (2) *EXCEPTION TO COMPLY WITH INTER-*
8 *NATIONAL OBLIGATIONS AND FOR LAW ENFORCEMENT*
9 *ACTIVITIES.*—Sanctions authorized under this section
10 shall not apply with respect to an alien if admitting
11 or paroling the alien into the United States is nec-
12 essary—

13 (A) to permit the United States to comply
14 with the Agreement regarding the Headquarters
15 of the United Nations, signed at Lake Success
16 June 26, 1947, and entered into force November
17 21, 1947, between the United Nations and the
18 United States, or other applicable international
19 obligations; or

20 (B) to carry out or assist authorized law
21 enforcement activity in the United States.

22 (3) *EXCEPTION RELATING TO IMPORTATION OF*
23 *GOODS.*—The authorities and requirements to impose
24 sanctions authorized under this section shall not in-

1 *clude the authority or a requirement to impose sanc-*
2 *tions on the importation of goods.*

3 *(h) TERMINATION OF SANCTIONS.—This section shall*
4 *cease to be effective beginning on the date that is 30 days*
5 *after the date on which the President certifies to the appro-*
6 *priate congressional committees that—*

7 *(1) the Government of Iran no longer provides*
8 *support for international terrorism, as determined by*
9 *the Secretary of State pursuant to—*

10 *(A) section 1754(c)(1)(A) of the Export*
11 *Control Reform Act of 2018 (50 U.S.C.*
12 *4318(c)(1)(A));*

13 *(B) section 620A of the Foreign Assistance*
14 *Act of 1961 (22 U.S.C. 2371);*

15 *(C) section 40 of the Arms Export Control*
16 *Act (22 U.S.C. 2780); or*

17 *(D) any other provision of law; and*

18 *(2) Iran has ceased the pursuit, acquisition, and*
19 *development of, and verifiably dismantled, its nu-*
20 *clear, biological, and chemical weapons and ballistic*
21 *missiles and ballistic missile launch technology.*

1 **SEC. 7. REPORT TO IDENTIFY, AND DESIGNATION AS FOR-**
2 **EIGN TERRORIST ORGANIZATIONS OF, IRA-**
3 **NIAN PERSONS THAT HAVE ATTACKED**
4 **UNITED STATES CITIZENS USING UNMANNED**
5 **COMBAT AERIAL VEHICLES.**

6 (a) *IN GENERAL.*—Not later than 90 days after the
7 date of the enactment of this Act, and every 180 days there-
8 after, the Secretary of State shall submit to the appropriate
9 congressional committees a report that identifies, for the pe-
10 riod specified in subsection (b), any Iranian person that
11 has attacked a United States citizen using an unmanned
12 combat aerial vehicle, as defined for the purpose of the
13 United Nations Register of Conventional Arms.

14 (b) *PERIOD SPECIFIED.*—The period specified in this
15 subsection is—

16 (1) *for the initial report, the period—*

17 (A) *beginning on October 27, 2023; and*

18 (B) *ending on the date such report is sub-*
19 *mitted; and*

20 (2) *for the second or a subsequent report, the pe-*
21 *riod—*

22 (A) *beginning on the date the preceding re-*
23 *port was submitted; and*

24 (B) *ending on the date such second or subse-*
25 *quent report is submitted.*

1 (c) *DESIGNATION OF PERSONS AS FOREIGN TER-*
2 *RORIST ORGANIZATIONS.—*

3 (1) *IN GENERAL.—The President shall designate*
4 *any person identified in a report submitted under*
5 *subsection (a) as a foreign terrorist organization*
6 *under section 219 of the Immigration and Natu-*
7 *ralization Act (8 U.S.C. 1189).*

8 (2) *REVOCATION.—The President may not revoke*
9 *a designation made under paragraph (1) until the*
10 *date that is 4 years after the date of such designation.*

11 (d) *WAIVER.—The Secretary of State may waive the*
12 *requirements of this section upon a determination and cer-*
13 *tification to the appropriate congressional committees that*
14 *such a waiver is in the vital national security interests of*
15 *the United States.*

16 (e) *SUNSET.—This section shall terminate on the date*
17 *that is 4 years after the date of the enactment of this Act.*

18 (f) *IRANIAN PERSON DEFINED.—In this section, the*
19 *term “Iranian person”—*

20 (1) *means an entity organized under the laws of*
21 *Iran or otherwise subject to the jurisdiction of the*
22 *Government of Iran; and*

23 (2) *includes the Islamic Revolutionary Guard*
24 *Corps.*

1 **SEC. 8. REPORT ON IMPACTS ON THE ISLAMIC REPUBLIC**
2 **OF IRAN OF SANCTIONS IMPOSED BY THE**
3 **UNITED STATES.**

4 (a) *IN GENERAL.*—Not later than 90 days after the
5 date of the enactment this Act, the Secretary of State, in
6 consultation with the Secretary of the Treasury and draw-
7 ing on subject-matter experts including economists and stat-
8 isticians from the Department of State and the Department
9 of the Treasury, shall submit to the appropriate congres-
10 sional committees a report on the impacts on the Islamic
11 Republic of Iran of sanctions imposed by the United States.

12 (b) *ELEMENTS.*—The report required by subsection (a)
13 shall include an assessment of the following:

14 (1) *The impact of sanctions imposed by the*
15 *United States on the following:*

16 (A) *Problematic activities and policies of*
17 *the Islamic Republic of Iran, including ballistic*
18 *missile development, proliferation of Iranian*
19 *drones and missiles to state and non-state actors,*
20 *uranium enrichment, and funding of terrorist*
21 *groups in the “Axis of Resistance”, and how*
22 *sanctions have meaningfully impacted the ability*
23 *of such groups to operate.*

24 (B) *Key officials of the Iranian regime, in-*
25 *cluding their access to alternative financial mar-*

1 *kets, their standard of living, and impacts to*
2 *their personal wealth.*

3 *(C) The operations of independent civil so-*
4 *ciety organizations in Iran, including the ability*
5 *of such organizations to access products that*
6 *would allow them to document and share human*
7 *rights abuses, promote democratic norms, and*
8 *engage in political dissent.*

9 *(D) The efficacy of licensing actions aimed*
10 *at ensuring the people of Iran have access to cir-*
11 *cumvention technologies around Iranian regime*
12 *firewalls and censors to promote internet free-*
13 *dom, including General License D-2 of the De-*
14 *partment of the Treasury.*

15 *(E) The standard of living of the people of*
16 *Iran, including—*

17 *(i) the impact on the purchasing power*
18 *of the people of Iran and their ability to af-*
19 *ford and acquire food and medicine; and*

20 *(ii) changes in the size of the working*
21 *and middle classes in Iran, including im-*
22 *packs to the poverty rate in Iran.*

23 *(F) The growth of unofficial economies con-*
24 *trolled by officials of the Iranian regime and*

- 1 *members of the Islamic Revolutionary Guard*
- 2 *Corps.*
- 3 *(2) What industries in Iran remain unaffected*
- 4 *by such sanctions.*

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A BILL

To address the threat from the development of Iran's ballistic missile program and the transfer or deployment of Iranian missiles and related goods and technology, including materials and equipment, and for other purposes.

MAY 7, 2024

Reported with an amendment