

109TH CONGRESS
2^D SESSION

H. R. 6198

To hold the current regime in Iran accountable for its threatening behavior
and to support a transition to democracy in Iran.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 27, 2006

Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. HYDE, and Mr. ACKERMAN) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To hold the current regime in Iran accountable for its threatening behavior and to support a transition to democracy in Iran.

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 “Iran Freedom Support
5 Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—CODIFICATION OF SANCTIONS AGAINST IRAN

Sec. 101. Codification of sanctions.

TITLE II—AMENDMENTS TO THE IRAN AND LIBYA SANCTIONS ACT OF 1996 AND OTHER PROVISIONS RELATED TO INVESTMENT IN IRAN

Sec. 201. Multilateral regime.

Sec. 202. Imposition of sanctions.

Sec. 203. Termination of sanctions.

Sec. 204. Sunset.

Sec. 205. Technical and conforming amendments.

TITLE III—PROMOTION OF DEMOCRACY IN IRAN

Sec. 301. Declaration of policy.

Sec. 302. Assistance to support democracy in Iran.

TITLE IV—POLICY OF THE UNITED STATES TO FACILITATE THE NUCLEAR NONPROLIFERATION OF IRAN

Sec. 401. Sense of Congress.

TITLE V—PREVENTION OF MONEY LAUNDERING FOR WEAPONS OF MASS DESTRUCTION

Sec. 501. Prevention of money laundering for weapons of mass destruction.

1 **TITLE I—CODIFICATION OF**
2 **SANCTIONS AGAINST IRAN**

3 **SEC. 101. CODIFICATION OF SANCTIONS.**

4 (a) CODIFICATION OF SANCTIONS.—Except as other-
5 wise provided in this section, United States sanctions with
6 respect to Iran imposed pursuant to sections 1 and 3 of
7 Executive Order No. 12957, sections 1(e), (1)(g), and (3)
8 of Executive Order No. 12959, and sections 2, 3, and 5
9 of Executive Order No. 13059 (relating to exports and
10 certain other transactions with Iran) as in effect on Janu-
11 ary 1, 2006, shall remain in effect. The President may
12 terminate such sanctions, in whole or in part, if the Presi-

1 dent notifies Congress at least 15 days in advance of such
2 termination. In the event of exigent circumstances, the
3 President may exercise the authority set forth in the pre-
4 ceding sentence without regard to the notification require-
5 ment stated therein, except that such notification shall be
6 provided as early as practicable, but in no event later than
7 three working days after such exercise of authority.

8 (b) NO EFFECT ON OTHER SANCTIONS RELATING TO
9 SUPPORT FOR ACTS OF INTERNATIONAL TERRORISM.—
10 Nothing in this Act shall affect any United States sanc-
11 tion, control, or regulation as in effect on January 1,
12 2006, relating to a determination under section 6(j)(1)(A)
13 of the Export Administration Act of 1979 (50 U.S.C. App.
14 2405(j)(1)(A)), section 620A(a) of the Foreign Assistance
15 Act of 1961 (22 U.S.C. 2371(a)), or section 40(d) of the
16 Arms Export Control Act (22 U.S.C. 2780(d)) that the
17 Government of Iran has repeatedly provided support for
18 acts of international terrorism.

1 **TITLE II—AMENDMENTS TO THE**
2 **IRAN AND LIBYA SANCTIONS**
3 **ACT OF 1996 AND OTHER PRO-**
4 **VISIONS RELATED TO INVEST-**
5 **MENT IN IRAN**

6 **SEC. 201. MULTILATERAL REGIME.**

7 (a) WAIVER.—Section 4(c) of the Iran and Libya
8 Sanctions Act of 1996 (50 U.S.C. 1701 note) is amended
9 to read as follows:

10 “(c) WAIVER.—

11 “(1) IN GENERAL.—The President may, on a
12 case by case basis, waive for a period of not more
13 than six months the application of section 5(a) with
14 respect to a national of a country, if the President
15 certifies to the appropriate congressional committees
16 at least 30 days before such waiver is to take effect
17 that such waiver is vital to the national security in-
18 terests of the United States.

19 “(2) SUBSEQUENT RENEWAL OF WAIVER.—If
20 the President determines that, in accordance with
21 paragraph (1), such a waiver is appropriate, the
22 President may, at the conclusion of the period of a
23 waiver under paragraph (1), renew such waiver for
24 subsequent periods of not more than six months
25 each.”.

1 (b) INVESTIGATIONS.—Section 4 of such Act (50
2 U.S.C. 1701 note) is amended by adding at the end the
3 following new subsection:

4 “(f) INVESTIGATIONS.—

5 “(1) IN GENERAL.—The President should ini-
6 tiate an investigation into the possible imposition of
7 sanctions under section 5(a) against a person upon
8 receipt by the United States of credible information
9 indicating that such person is engaged in investment
10 activity in Iran as described in such section.

11 “(2) DETERMINATION AND NOTIFICATION.—
12 Not later than 180 days after an investigation is ini-
13 tiated in accordance with paragraph (1), the Presi-
14 dent should determine, pursuant to section 5(a), if
15 a person has engaged in investment activity in Iran
16 as described in such section and shall notify the ap-
17 propriate congressional committees of the basis for
18 any such determination.”.

19 **SEC. 202. IMPOSITION OF SANCTIONS.**

20 (a) SANCTIONS WITH RESPECT TO DEVELOPMENT
21 OF PETROLEUM RESOURCES.—Section 5(a) of the Iran
22 and Libya Sanctions Act of 1996 (50 U.S.C. 1701 note)
23 is amended in the heading, by striking “TO IRAN” and
24 inserting “TO THE DEVELOPMENT OF PETROLEUM RE-
25 SOURCES OF IRAN”.

1 (b) SANCTIONS WITH RESPECT TO DEVELOPMENT
2 OF WEAPONS OF MASS DESTRUCTION OR OTHER MILI-
3 TARY CAPABILITIES.—Section 5(b) of such Act (50 U.S.C.
4 1701 note) is amended to read as follows:

5 “(b) MANDATORY SANCTIONS WITH RESPECT TO
6 DEVELOPMENT OF WEAPONS OF MASS DESTRUCTION OR
7 OTHER MILITARY CAPABILITIES.—The President shall
8 impose two or more of the sanctions described in para-
9 graphs (1) through (6) of section 6 if the President deter-
10 mines that a person has, on or after the date of the enact-
11 ment of this Act, exported, transferred, or otherwise pro-
12 vided to Iran any goods, services, technology, or other
13 items knowing that the provision of such goods, services,
14 technology, or other items would contribute materially to
15 the ability of Iran to—

16 “(1) acquire or develop chemical, biological, or
17 nuclear weapons or related technologies; or

18 “(2) acquire or develop destabilizing numbers
19 and types of advanced conventional weapons.”.

20 (c) EFFECTIVE DATE.—The amendments made by
21 this section shall apply with respect to actions taken on
22 or after June 6, 2006.

23 **SEC. 203. TERMINATION OF SANCTIONS.**

24 Section 8(a) of the Iran and Libya Sanctions Act of
25 1996 (50 U.S.C. 1701 note) is amended—

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

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

5 (3) by adding at the end the following new
6 paragraph:

7 “(3) poses no significant threat to United
8 States national security, interests, or allies.”.

9 **SEC. 204. SUNSET.**

10 Section 13 of the Iran and Libya Sanctions Act of
11 1996 (50 U.S.C. 1701 note) is amended by striking “on
12 September 29, 2006” and inserting “on December 31,
13 2011”.

14 **SEC. 205. TECHNICAL AND CONFORMING AMENDMENTS.**

15 (a) FINDINGS.—Section 2 of the Iran and Libya
16 Sanctions Act of 1996 (50 U.S.C. 1701 note) is amended
17 by striking paragraph (4).

18 (b) DECLARATION OF POLICY.—Section 3 of the Iran
19 and Libya Sanctions Act of 1996 (50 U.S.C. 1701 note)
20 is amended—

21 (1) in subsection (a), by striking “(a) POLICY
22 WITH RESPECT TO IRAN—”; and

23 (2) by striking subsection (b).

1 (c) TERMINATION OF SANCTIONS.—Section 8 of the
2 Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701
3 note) is amended—

4 (1) in subsection (a), by striking “(a) IRAN—
5 ”; and

6 (2) by striking subsection (b).

7 (d) DURATION OF SANCTIONS; PRESIDENTIAL WAIV-
8 ER.—Section 9(e)(2)(C) of the Iran and Libya Sanctions
9 Act of 1996 (50 U.S.C. 1701 note) is amended to read
10 as follows:

11 “(C) an estimate of the significance of the
12 provision of the items described in section 5(a)
13 or section 5(b) to Iran’s ability to, respectively,
14 develop its petroleum resources or its weapons
15 of mass destruction or other military capabili-
16 ties; and”.

17 (e) REPORTS REQUIRED.—Section 10(b)(1) of the
18 Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701
19 note) is amended by striking “and Libya” each place it
20 appears.

21 (f) DEFINITIONS.—Section 14 of the Iran and Libya
22 Sanctions Act of 1996 (50 U.S.C. 1701 note) is amend-
23 ed—

24 (1) in paragraph (9)—

1 (A) in the matter preceding subparagraph

2 (A), by—

3 (i) striking “, or with the Government
4 of Libya or a nongovernmental entity in
5 Libya,”; and

6 (ii) by striking “nongovernmental” and
7 inserting “nongovernmental”; and

8 (B) in subparagraph (A), by striking “or
9 Libya (as the case may be)”;

10 (2) by striking paragraph (12); and

11 (3) by redesignating paragraphs (13), (14),
12 (15), (16), and (17) as paragraphs (12), (13), (14),
13 (15), and (16), respectively.

14 (g) SHORT TITLE.—

15 (1) IN GENERAL.—Section 1 of the Iran and
16 Libya Sanctions Act of 1996 (50 U.S.C. 1701 note)
17 is amended by striking “and Libya”.

18 (2) REFERENCES.—Any reference in any other
19 provision of law, regulation, document, or other
20 record of the United States to the “Iran and Libya
21 Sanctions Act of 1996” shall be deemed to be a ref-
22 erence to the “Iran Sanctions Act of 1996”.

1 **TITLE III—PROMOTION OF**
2 **DEMOCRACY IN IRAN**

3 **SEC. 301. DECLARATION OF POLICY.**

4 (a) IN GENERAL.—Congress declares that it should
5 be the policy of the United States—

6 (1) to support efforts by the people of Iran to
7 exercise self-determination over the form of govern-
8 ment of their country; and

9 (2) to support independent human rights and
10 peaceful pro-democracy forces in Iran.

11 (b) RULE OF CONSTRUCTION.—Nothing in this Act
12 shall be construed as authorizing the use of force against
13 Iran.

14 **SEC. 302. ASSISTANCE TO SUPPORT DEMOCRACY IN IRAN.**

15 (a) AUTHORIZATION.—

16 (1) IN GENERAL.—Notwithstanding any other
17 provision of law, the President is authorized to pro-
18 vide financial and political assistance (including the
19 award of grants) to foreign and domestic individuals,
20 organizations, and entities in Iran or the United
21 States working for the purpose of supporting and
22 promoting democracy in Iran. Such assistance may
23 include the award of grants to eligible independent
24 pro-democracy radio and television broadcasting or-
25 ganizations that broadcast into Iran.

1 (2) LIMITATION ON ASSISTANCE.—In accord-
2 ance with the rule of construction described in sub-
3 section (b) of section 401, none of the funds author-
4 ized under this section shall be used to support the
5 use of force against Iran.

6 (b) ELIGIBILITY FOR ASSISTANCE.—Financial and
7 political assistance under this section should be provided
8 only to an individual, organization, or entity that—

9 (1) officially opposes the use of violence and
10 terrorism and has not been designated as a foreign
11 terrorist organization under section 219 of the Im-
12 migration and Nationality Act (8 U.S.C. 1189) at
13 any time during the preceding four years;

14 (2) advocates the adherence by Iran to non-
15 proliferation regimes for nuclear, chemical, and bio-
16 logical weapons and materiel;

17 (3) is dedicated to democratic values and sup-
18 ports the adoption of a democratic form of govern-
19 ment in Iran;

20 (4) is dedicated to respect for human rights, in-
21 cluding the fundamental equality of women;

22 (5) works to establish equality of opportunity
23 for people; and

1 (6) supports freedom of the press, freedom of
2 speech, freedom of association, and freedom of reli-
3 gion.

4 (c) FUNDING.—The President may provide assistance
5 under this section using—

6 (1) funds available to the Middle East Partner-
7 ship Initiative (MEPI), the Broader Middle East
8 and North Africa Initiative, and the Human Rights
9 and Democracy Fund; and

10 (2) amounts made available pursuant to the au-
11 thorization of appropriations under subsection (g).

12 (d) NOTIFICATION.—Not later than 15 days before
13 each obligation of assistance under this section, and in ac-
14 cordance with the procedures under section 634A of the
15 Foreign Assistance Act of 1961 (22 U.S.C. 2394–1), the
16 President shall notify the Committee on International Re-
17 lations and the Committee on Appropriations of the House
18 of Representatives and the Committee on Foreign Rela-
19 tions and the Committee on Appropriations of the Senate.

20 (e) SENSE OF CONGRESS REGARDING DIPLOMATIC
21 ASSISTANCE.—It is the sense of Congress that—

22 (1) support for a transition to democracy in
23 Iran should be expressed by United States rep-
24 resentatives and officials in all appropriate inter-
25 national fora;

1 (2) officials and representatives of the United
2 States should—

3 (A) strongly and unequivocally support in-
4 digenous efforts in Iran calling for free, trans-
5 parent, and democratic elections; and

6 (B) draw international attention to viola-
7 tions by the Government of Iran of human
8 rights, freedom of religion, freedom of assem-
9 bly, and freedom of the press.

10 (f) AUTHORIZATION OF APPROPRIATIONS.—There is
11 authorized to be appropriated to the Secretary of State
12 such sums as may be necessary to carry out this section.

13 **TITLE IV—POLICY OF THE**
14 **UNITED STATES TO FACILI-**
15 **TATE THE NUCLEAR NON-**
16 **PROLIFERATION OF IRAN**

17 **SEC. 401. SENSE OF CONGRESS.**

18 (a) SENSE OF CONGRESS.—It should be the policy
19 of the United States not to bring into force an agreement
20 for cooperation with the government of any country that
21 is assisting the nuclear program of Iran or transferring
22 advanced conventional weapons or missiles to Iran un-
23 less—

24 (1) the President has determined that Iran has
25 suspended all enrichment-related and reprocessing-

1 related activity (including uranium conversion and
2 research and development, manufacturing, testing,
3 and assembly relating to enrichment and reprocess-
4 ing), has committed to verifiably refrain perma-
5 nently from such activity in the future (except po-
6 tentially the conversion of uranium exclusively for
7 export to foreign nuclear fuel production facilities
8 pursuant to internationally agreed arrangements and
9 subject to strict international safeguards), and is
10 abiding by that commitment; or

11 (2) the government of that country—

12 (A) has, either on its own initiative or pur-
13 suant to a binding decision of the United Na-
14 tions Security Council, suspended all nuclear
15 assistance to Iran and all transfers of advanced
16 conventional weapons and missiles to Iran,
17 pending a decision by Iran to implement meas-
18 ures that would permit the President to make
19 the determination described in paragraph (1);
20 and

21 (B) is committed to maintaining that sus-
22 pension until Iran has implemented measures
23 that would permit the President to make such
24 determination.

25 (b) DEFINITIONS.—In this section:

1 (1) AGREEMENT FOR COOPERATION.—The term
2 “agreement for cooperation” has the meaning given
3 that term in section 11 b. of the Atomic Energy Act
4 of 1954 (42 U.S.C. 2014(b)).

5 (2) ASSISTING THE NUCLEAR PROGRAM OF
6 IRAN.—The term “assisting the nuclear program of
7 Iran” means the intentional transfer to Iran by a
8 government, or by a person subject to the jurisdic-
9 tion of a government, with the knowledge and acqui-
10 escence of that government, of goods, services, or
11 technology listed on the Nuclear Suppliers Group
12 Guidelines for the Export of Nuclear Material,
13 Equipment and Technology (published by the Inter-
14 national Atomic Energy Agency as Information Cir-
15 cular INFCIRC/254/Rev. 3/Part 1, and subsequent
16 revisions) or Guidelines for Transfers of Nuclear-
17 related Dual-Use Equipment, Material and Related
18 Technology (published by the International Atomic
19 Energy Agency as Information Circular INFCIRC/
20 254/Rev. 3/Part 2 and subsequent revisions).

21 (3) TRANSFERRING ADVANCED CONVENTIONAL
22 WEAPONS OR MISSILES TO IRAN.—The term “trans-
23 ferring advanced conventional weapons or missiles to
24 Iran” means the intentional transfer to Iran by a
25 government, or by a person subject to the jurisdic-

1 tion of a government, with the knowledge and acqui-
2 escence of that government, of—

3 (A) advanced conventional weapons; or

4 (B) goods, services, or technology listed on
5 the Missile Technology Control Regime Equip-
6 ment and Technology Annex of June 11, 1996,
7 and subsequent revisions.

8 **TITLE V—PREVENTION OF**
9 **MONEY LAUNDERING FOR**
10 **WEAPONS OF MASS DESTRUC-**
11 **TION**

12 **SEC. 501. PREVENTION OF MONEY LAUNDERING FOR**
13 **WEAPONS OF MASS DESTRUCTION.**

14 Section 5318A(c)(2) of title 31, United States Code,
15 is amended—

16 (1) in subparagraph (A)(i), by striking “or
17 both,” and inserting “or entities involved in the pro-
18 liferation of weapons of mass destruction or mis-
19 siles”; and

20 (2) in subparagraph (B)(i), by inserting “, in-
21 cluding any money laundering activity by organized
22 criminal groups, international terrorists, or entities
23 involved in the proliferation of weapons of mass de-

- 1 struction or missiles” before the semicolon at the
- 2 end.

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